

State of Iowa

1974

**JOURNAL
OF THE SENATE**

1974

REGULAR SESSION

SIXTY-FIFTH

GENERAL ASSEMBLY

Convened January 14, 1974

Adjourned May 4, 1974

ROBERT D. RAY, Governor

ARTHUR A. NEU, President of the Senate

ANDREW VARLEY, Speaker of the House

Published by the
STATE OF IOWA
Des Moines

SIXTY-FIFTH GENERAL ASSEMBLY

1974 Regular Session

OFFICERS OF THE SENATE

Arthur A. Neu, <i>President</i>	Carroll
Roger J. Shaff, <i>President Pro Tempore</i>	Camanche
Clifton C. Lamborn, <i>Majority Floor Leader</i>	Maquoketa
Lucas J. DeKoster, <i>Assistant Majority Floor Leader</i>	Hull
Ralph W. Potter, <i>Assistant Majority Floor Leader</i>	Marion
James F. Schaben, <i>Minority Floor Leader</i>	Dunlap
Gene V. Kennedy, <i>Assistant Minority Floor Leader</i>	Dubuque
Bass Van Gilst, <i>Minority Whip</i>	Oskaloosa
Ralph R. Brown, <i>Secretary of the Senate</i>	Davenport
William B. Trent, Jr., <i>Assistant Secretary of the Senate and Legal Counsel</i>	Des Moines
George Wittgraf, <i>Administrative Assistant to Lieutenant Governor</i>	Des Moines
Jane Warren, <i>Confidential Secretary to Lieutenant Governor</i>	Des Moines
Ruth E. Fisher, <i>Legislative Counsel</i>	Des Moines
Ralph M. Kauffman, <i>Administrative Assistant to the Majority Floor Leader</i>	Maquoketa
Bart Rule, <i>Administrative Assistant to the Minority Floor Leader</i>	Dunlap
K. Marie Thayer, <i>Executive Secretary to the Secretary</i>	Ankeny
Joyce M. Horner, <i>Secretary to the Secretary</i>	Des Moines
Dorothy F. Nepstad, <i>Journal Clerk</i>	Des Moines
Roberta Hickerson, <i>Assistant Journal Clerk</i>	Des Moines
Ardith B. Martin, <i>Engrossing Clerk</i>	Des Moines
Colleen Dillon, <i>Secretary and Enrolling Clerk</i>	Des Moines
Mary Ann Abbott, <i>Finance Clerk</i>	Des Moines
Marjorie H. Helkenn, <i>Records and Supply Clerk</i>	Des Moines
Elizabeth Ligouri, <i>Special Clerk</i>	Des Moines
Caryll Wilbur, <i>Bill Clerk</i>	Indianola
Nancy L. Rathert, <i>Assistant Bill Clerk</i>	Des Moines
Curt Behrens, <i>Control Board Operator</i>	Strawberry Point
R. K. Shawhan, <i>Sergeant-at-Arms</i>	Des Moines
Byron Marshall, <i>Assistant Sergeant-at-Arms</i>	Indianola
Coldren C. Glenn, <i>Chief Doorkeeper</i>	Mitchellville
Kermit J. Haun, <i>Postmaster</i>	Des Moines

ELECTIVE STATE OFFICERS

Official Address, Des Moines, Iowa

Robert D. Ray, <i>Governor</i>	Des Moines
Arthur A. Neu, <i>Lieutenant Governor</i>	Carroll
Melvin D. Synhorst, <i>Secretary of State</i>	Des Moines
Lloyd R. Smith, <i>Auditor of State</i>	Des Moines
Maurice E. Baringer, <i>Treasurer of State</i>	West Des Moines
Robert H. Lounsberry, <i>Secretary of Agriculture</i>	McCallsburg
Richard C. Turner, <i>Attorney General</i>	West Des Moines

JUSTICES OF THE IOWA SUPREME COURT

C. Edwin Moore, <i>Chief Justice</i>	Des Moines
M. L. Mason, <i>Justice</i>	Mason City
Maurice E. Rawlings, <i>Justice</i>	Sioux City
Clay LeGrand, <i>Justice</i>	LeClaire
Warren J. Rees, <i>Justice</i>	Anamosa
Harvey Uhlenhopp, <i>Justice</i>	Hampton
W. W. Reynoldson, <i>Justice</i>	Osceola
K. David Harris, <i>Justice</i>	Jefferson
Mark McCormick, <i>Justice</i>	Des Moines

MEMBERS OF THE SENATE—SIXTY-FIFTH GENERAL ASSEMBLY—1974 REGULAR SESSION

14

Name	Address	Age	Occupation	Senatorial District	Former Legislative Service
Andersen, Leonard C.	Sioux City	62	Insurance, Real Estate	26—Woodbury, Monona	59, 60, 60X, 62, 63, 64, 65 (1-S)
Bergman, Irvin L.	Harris	62	Farmer, Businessman	2—Osceola, Clay Dickinson, Emmet, Lyon, O'Brien, Palo Alto, Sioux	62, 63, 64, 65 (1-S)
Blouin, Michael T.	Dubuque	28	Advertising Consultant	10—Dubuque	63, 64, 65 (1-S)
Briles, James E.	Corning	47	Auctioneer, Real Estate	48—Adams, Adair, Cass, Guthrie, Union, Montgomery, Page, Ringgold, Taylor	56, 58, 59, 60, 60X, 61, 62, 63, 64, 65 (1-S)
†Burroughs, Cliff	Greene	56	Securities Salesman	19—Butler, Black Hawk, Breiner, Floyd, Franklin, Grundy, Marshall, Tama	None
Coleman, C. Joseph	Clare	50	Farmer	23—Webster, Humboldt	57, 58, 59, 60, 60X, 61, 62, 63, 64, 65 (1-S)
Curtis, Warren E.	Cherokee	59	Certified Public Accountant	3—Cherokee, Buena Vista, Clay, O'Brien, Palo Alto, Pocahontas, Plymouth	64, 65 (1-S)
DeKoster, Lucas J.	Hull	55	Lawyer	1—Sioux, Lyon, Plymouth	61, 62, 63, 64, 65 (1-S)
Doderer, Minnette F.	Iowa City	50	Legislator	37—Johnson	60X, 61, 62, 63, 64, 65 (1-S)
Gallagher, James V.	Jesup	40	Telephone Company	16—Black Hawk, Benton, Buchanan, Linn, Tama	61, 62, 65 (1-S)
Glenn, Gene W.	Ottumwa	45	Lawyer	45—Wapello, Davis, Appanoose, Mahaska, Monroe	61, 62, 63, 64, 65 (1-S)
Gluba, William E.	Davenport	31	Realtor	41—Scott	64, 65 (1-S)
Griffin, James W., Sr.	Council Bluffs	38	Insurance Executive	50—Pottawattamie	63, 64, 65 (1-S)
Hansen, Willard R.	Cedar Falls	42	Insurance Real Estate	18—Black Hawk	63, 64, 65 (1-S)
Heving, Hilarius L.	West Union	59	Businessman, Farmer	8—Fayette, Bremer, Chickasaw, Howard, Winneshiek	61, 62, 65 (1-S)
Hill, Eugene M.	Newton	60	Farmer	35—Jasper, Mahaska, Marion, Polk, Poweshiek, Warren	58, 59, 60, 60X, 61, 62, 63, 64, 65 (1-S)
Hultman, Calvin O.	Red Oak	32	Retail Lumberman	49—Montgomery, Fremont, Mills, Page, Pottawattamie	65 (1-S)
Junkins, Lowell L.	Montrose	29	Real Estate, Home Building	43—Lee, Des Moines, Henry	65 (1-S)
Kelly, E. Kevin	Sioux City	30	Lawyer	25—Woodbury, Cherokee, Plymouth	64, 65 (1-S)
Kennedy, Gene V.	Dubuque	46	Advertising	11—Dubuque, Delaware, Jackson, Jones	63, 64, 65 (1-S)
Kinley, George R.	Des Moines	36	Owner Recreational Business	34—Polk, Warren	64, 65 (1-S)
Lamborn, Clifton C.	Maquoketa	54	Road Contractor	12—Jackson, Cedar, Clinton, Jones, Johnson, Scott	62, 63, 64, 65 (1-S)

SENATORS

MEMBERS OF THE SENATE—SIXTY-FIFTH GENERAL ASSEMBLY—1974 REGULAR SESSION—Continued

Name	Address	Age	Occupation	Senatorial District	Former Legislative Service
McCartney, Ralph F.	Charles City	48	Lawyer	7—Floyd, Cerro Gordo, Chickasaw, Howard, Mitchell	62, 63, 65 (1-S)
Miller, Charles P.	Burlington	55	Doctor of Chiropractic	42—Des Moines, Henry, Louisa	60, 60X, 61, 62, 63, 64, 65 (1-S)
Miller, Elizabeth R.	Marshalltown	68	Housewife	20—Marshall, Grundy, Hardin, Jasper, Story	63, 64, 65 (1-S)
Milligan, George F.	Des Moines	39	Banker	33—Polk	63, 64, 65 (1-S)
Murray, John S.	Ames	34	Attorney	21—Story, Boone, Polk	65 (1-S)
Nolin, Karl	Ralston	66	Consultant	28—Carroll, Audubon, Cass, Crawford, Greene, Guthrie, Shelby	62, 65 (1-S)
Nystrom, John N.	Boone	40	Auto Dealer	22—Boone, Greene, Hamilton, Story, Webster	64, 65 (1-S)
Orr, Joan Y.	Grinnell	50	Legislator	36—Poweshiek, Benton, Iowa, Johnson, Keokuk, Tama	63 (2-S), 65 (1-S)
Palmer, William D.	Des Moines	38	President Insurance Agency	32—Polk	61, 62, 63, 64, 65 (1-S)
Plymat, William N.	Des Moines	62	Insurance Company Executive	30—Polk	65 (1-S)
Potter, Ralph W.	Marion	53	Real Estate Broker	15—Linn	63, 64, 65 (1-S)
Priebe, Berl E.	Algona	55	Farmer	4—Kossuth, Palo Alto, Emmet, Hancock, Humboldt, Pocahontas, Winnebago	63, 64, 65 (1-S)
Rabedeaux, W. R.	Wilton	54	Pres. Publishing Co., Director Power Co.	38—Muscatine, Johnson, Louisa, Scott	63 (2-S), 64, 65 (1-S)
Ramsey, Richard R.	Osceola	33	Lawyer	47—Clarke, Appanoose, Decatur, Lucas, Madison, Monroe, Ringgold, Union, Wayne	65 (1-S)
Riley, Tom	Cedar Rapids	44	Lawyer	13—Linn, Johnson	59, 60, 60X, 61, 62, 64, 65 (1-S)
Robinson, Cloyd E.	Cedar Rapids	35	Production Line Operator	14—Linn, Benton	64, 65 (1-S)
Rodgers, Norman G.	Adal	46	Grocer, Farmer	20—Dallas, Adair, Clarke, Guthrie, Madison, Warren	63, 64, 65 (1-S)
Schaben, James F.	Dunlap	47	Livestock Auction Mkt., Operator	27—Harrison, Crawford, Monona, Pottawattamie, Shelby	62, 63, 64, 65 (1-S)
Schwengels, Forrest V.	Fairfield	58	Real Estate Salesman	44—Jefferson, Henry, Keokuk, Lee, Van Buren, Wapello, Washington	65 (1-S)
Schwieger, Barton L.	Waterloo	32	Attorney	17—Black Hawk	64, 65 (1-S)
Scott, Kenneth D.	Thornton	43	Farmer, Auctioneer, Real Estate	6—Cerro Gordo, Worth	64, 65 (1-S)
Shaff, Roger J.	Camanche	62	Farmer	39—Clinton, Scott	62, 63, 64, 65 (1-S)

SENATORS

MEMBERS OF THE SENATE—SIXTY-FIFTH GENERAL ASSEMBLY—1974 REGULAR SESSION—Continued

14

Name	Address	Age	Occupation	Senatorial District	Former Legislative Service
Shaw, Elizabeth	Davenport	50	Lawyer, Housewife	40—Scott	62, 63, 64, 65 (1-S)
Taylor, Ray	Steamboat Rock	50	Farmer	5—Hardin, Cerro Gordo, Franklin, Hancock, Wright	65 (1-S)
Tieden, Dale L.	Elkader	51	Farmer, Businessman	9—Clayton, Allamakee, Delaware, Dubuque, Fayette, Winneshek	61, 62, 63, 64, 65 (1-S)
Van Gilst, Bass	Oskaloosa	62	Farmer	46—Mahaska, Keokuk, Lucas, Marion, Monroe, Poweshiek, Warren	61, 62, 63, 64, 65 (1-S)
Willits, Earl M.	Des Moines	27	Law Student	31—Polk	64, 65 (1-S)
Winkelman, William P.	Lohrville	40	Farmer	24—Calhoun, Carroll, Cherokee, Crawford, Buena Vista, Greene, Ida, Pocahontas, Sac	60, 60X, 61, 62, 63, 64, 65 (1-S)

(1-S) Indicates 1973 Regular Session.

(2-S) Indicates 1970 Regular Session.

†Elected November 20, 1973, to fill the vacancy created by the death of Vernon H. Kyhl.

SENATORS

MEMBERS OF THE HOUSE—SIXTY-FIFTH GENERAL ASSEMBLY—1974 REGULAR SESSION

Name	Address	Age	Occupation	Representative District	Former Legislative Service
Anderson, Quentin V.	Beaconsfield	41	Farmer-Businessman	94th—Clarke-Decatur-Madison-Ringgold-Union-Wayne	60, 60X, 61, 63, 64, 65 (1-S)
Avenson, Donald D.	Oelwein	29	Office Manager-Tool & Die Firm	15th—Bremer-Chickasaw-Fayette-Howard-Winneschik	65 (1-S)
Bennett, Wayne	Galva	46	Farmer	48th—Buena Vista-Carroll-Cherokee-Crawford-Ida-Sac	65 (1-S)
Bittle, Edgar	West Des Moines	31	Attorney	66th—Polk	65 (1-S)
Bortell, Glen E.	St. Charles	59	Owner-Operator summer camp	58th—Adair-Clarke-Dallas-Madison-Warren	63 (2-S), 65 (1-S)
Branstad, Terry E.	Leland	26	Farmer	8th—Emmet-Hancock-Kossuth-Winnebago	65 (1-S)
Brinck, Adrian	West Point	60	Mgr.—Outdoor Advertising	85th—Des Moines-Lee	58, 61, 63, 65 (1-S)
Brockett, Glenn F.	Marshalltown	63	Sales Consultant	39th—Marshall	65 (1-S)
Brunow, John B.	Centerville	24	Railway Employee	93rd—Appanoose-Clarke-Lucas-Monroe-Wayne	65 (1-S)
Butler, Dennis E.	Council Bluffs	33	Teacher	99th—Pottawattamie	65 (1-S)
Byerly, Richard L.	Ankeny	35	College Administrator	61st—Polk	65 (1-S)
Caffrey, James T.	Des Moines	64	Union Representative	67th—Polk	61, 62, 63, 65 (1-S)
Carr, Robert M.	Dubuque	36	Stockbroker	20th—Dubuque	65 (1-S)
Clark, John H.	Keokuk	27	Insurance Agent	86th—Henry-Lee	64, 65 (1-S)
Clark, Joseph W.	Dubuque	61	Construction Superintendent	19th—Dubuque	65 (1-S)
Cochran, Dale M.	Eagle Grove	45	Farmer	45th—Humboldt-Webster	61, 62, 63, 64, 65 (1-S)
Connors, John H.	Des Moines	50	Fire Department Captain	64th—Polk	65 (1-S)
Crabb, Frank	Denison	70	Business Executive	53rd—Crawford-Harrison-Monona	63, 65 (1-S)
Crawford, Reid W.	Ames	22	Legislator	42nd—Boone-Polk-Story	65 (1-S)
Cusack, Gregory D.	Davenport	30	Realtor	81st—Scott	65 (1-S)
Daggett, Horace	Kent	42	Farmer	96th—Adams-Montgomery-Page-Ringgold-Taylor	65 (1-S)
Danker, Arlyn E.	Minden	46	Farmer	54th—Harrison-Pottawattamie-Shelby	65 (1-S)
De Jong, Russel	Pella	32	Consultant	70th—Jasper-Mahaska-Marion-Poweshiek	65 (1-S)
Den Herder, Elmer H.	Sioux Center	65	Farmer	1st—Lyon-Stoux	57, 58, 59, 60, 60X, 61, 62, 63, 64, 65 (1-S)
Doyle, Donald V.	Sioux City	48	Lawyer	51st—Woodbury	57, 58, 61, 63, 64, 65 (1-S)
Drake, Richard F.	Muscatine	46	Farmer	76th—Muscatine-Scott	63, 64, 65 (1-S)
Dunlap, Norman P.	Ames	56	Retired Auto Dealer	41st—Story	65 (1-S)
Dunton, Keith H.	Thornburg	55	Farmer-Businessman	88th—Keokuk-Washington	58, 59, 60, 60X, 61, 62, 63, 64, 65 (1-S)
Edelen, Rollin C.	Estherville	63	Investments-Securities	4th—Clay-Dickinson-Emmet-Palo Alto	64, 65 (1-S)
Egenes, Sonja	Story City	43	Housewife-Legislator	43rd—Boone-Hamilton-Story-Webster	64, 65 (1-S)

REPRESENTATIVES

vii

MEMBERS OF THE HOUSE—SIXTY-FIFTH GENERAL ASSEMBLY—1974 REGULAR SESSION—Continued

Name	Address	Age	Occupation	Representative District	Former Legislative Service
Ewing, William E.	Cedar	49	Farmer-Businessman	91st—Keokuk-Lucas-Mahaska-Marion-Monroe-Poweshiek	65 (1-S)
Ferguson, William R.	Glidden	56	Newspaper Publisher	55th—Audubon-Carroll-Crawford-Greene-Guthrie	65 (1-S)
Fischer, Harold O.	Wellsburg	56	Insurance-Real Estate	38th—Black Hawk-Butler-Franklin-Grundy-Marshall-Tama	58, 59, 60, 60X, 61, 62, 63, 64, 65 (1-S)
Fisher, C. Raymond	Grand Junction	66	Farmer	44th—Boone-Greene	58, 59, 60, 60X, 61, 62, 63, 64, 65 (1-S)
Fitzgerald, Jerome	Fort Dodge	32	Administrative and Political Consultant	46th—Webster	65 (1-S)
Freeman, Dennis L.	Storm Lake	34	Insurance Agent	6th—Buena Vista-Cherokee-Clay-O'Brien-Palo Alto-Pocahontas	63, 64, 65 (1-S)
Fullerton, Bert	Correctionville	71	Farmer	49th—Cherokee-Plymouth-Woodbury	62, 65 (1-S)
Grassley, Charles E.	New Hartford	40	Agripolitician	37th—Black Hawk-Bremer-Butler-Floyd	58, 59, 60, 60X, 61, 62, 63, 64, 65 (1-S)
Griffee, William B.	Nashua	36	Public Relations	14th—Chickasaw-Floyd-Howard-Mitchell	65 (1-S)
Hansen, Ingwer L.	Hartley	61	Retired	3rd—Clay-Dickinson-Lyon-O'Brien-Osceola-Sioux	65 (1-S)
Hargrave, William J., Jr.	Iowa City	43	Self-employed	74th—Johnson	65 (1-S)
Harper, Mattie	West Grove	49	Homemaker-Legislator	90th—Appanoose-Davis-Wapello	65 (1-S)
Harvey, LaVern R.	Bettendorf	29	Contractor	79th—Scott	65 (1-S)
Hennessey, Maurice	Ryan	46	Salesman	22nd—Delaware-Dubuque-Jackson-Jones	65 (1-S)
Higgins, Thomas J.	Davenport	28	Social Worker	82nd—Scott	65 (1-S)
Hill, Philip B.	Des Moines	42	Lawyer	65th—Polk	64, 65 (1-S)
Holden, Edgar H.	Davenport	57	Real Estate Broker	24th—Cedar-Clinton-Johnson-Scott	62, 63, 64, 65 (1-S)
Horn, Wally E.	Cedar Rapids	40	Teacher	28th—Linn	65 (1-S)
Howell, Rollin	Rockford	45	Farmer	13th—Cerro Gordo-Floyd-Mitchell	65 (1-S)
Husak, Emil J.	Toledo	43	Farmer	71st—Benton-Iowa-Poweshiek-Tama	64, 65 (1-S)
Hutchins, C. W. "Bill"	Guthrie Center	42	Owner-Dry Cleaners and Laundromat	56th—Audubon-Carroll-Cass-Crawford-Greene-Guthrie-Shelby	65 (1-S)
Jesse, Norman G.	Des Moines	36	Lawyer	62nd—Polk	63, 64, 65 (1-S)
Jordan, James D.	Marion	53	Farmer	30th—Linn	65 (1-S)
Junker, Willis E.	Sioux City	48	Investor	50th—Woodbury	65 (1-S)

MEMBERS OF THE HOUSE—SIXTY-FIFTH GENERAL ASSEMBLY—1974 REGULAR SESSION—Continued

Name	Address	Age	Occupation	Representative District	Former Legislative Service
Kiser, E. Jean	Davenport	48	Housewife-Legislator	80th—Scott	65 (1-S)
Knoke, George J.	Council Bluffs	43	Lawyer	100th—Pottawattamie	64, 65 (1-S)
Krause, Robert A.	Fenton	23	Farmer	7th—Hancock-Humboldt-Kossuth-Palo Alto-Pocahontas	65 (1-S)
Kreamer, Robert M.	Des Moines	32	Lawyer	60th—Polk	63, 64, 65 (1-S)
Lippold, Donald L.	Waterloo	58	Education	35th—Black Hawk	63, 65 (1-S)
Lipsky, Joan	Cedar Rapids	54	Homemaker-Legislator	26th—Linn	62, 63, 64, 65 (1-S)
Logue, Rayman D.	Marengo	53	Right-of-way Agent	72nd—Benton-Iowa-Johnson-Keokuk-Poweshiek	63, 65 (1-S)
McCormick, Harold C.	Manchester	63	Furniture Dealer	18th—Clayton-Delaware-Dubuque-Fayette	63, 64, 65 (1-S)
McElroy, Lillian	Percival	56	Farm Owner-Legislator	97th—Fremont-Mills-Montgomery-Page	64, 65 (1-S)
Mendenhall, John C.	New Albin	69	Retired	17th—Allamakee-Clayton-Winneshiek	63, 64, 65 (1-S)
Menke, Lester D.	Calumet	54	Farmer-Insurance	5th—Buena Vista-Cherokee Clay-O'Brien-Plymouth	65 (1-S)
Mennenga, Jay	Clinton	30	Teacher	77th—Clinton	65 (1-S)
Middleswart, James I.	Indianola	61	Food Producer	92nd—Lucas-Marion-Warren	62, 63, 64, 65 (1-S)
Millen, Floyd H.	Farmington	53	Contractor	87th—Henry-Jefferson-Keokuk-Lee-Van Buren-Wapello-Washington	60, 60X, 61, 62, 63, 64, 65 (1-S)
Miller, Alvin V.	Ventura	52	Fertilizer Dealer-Farmer	11th—Cerro Gordo	65 (1-S)
Miller, Kenneth D.	Independence	47	Owner-Mobile Home Park	32nd—Buchanan-Black Hawk	65 (1-S)
†Miller, R. G. (Hap)	Rockwell City	64	Retired Farmer-Teacher	47nd—Calhoun-Carroll-Greene-Pocahontas-Sac	65 (1-S)
Monroe, W. R. (Bill), Jr.	Burlington	35	Pharmacist	84th—Des Moines	64, 65 (1-S)
Newhard, Scott D.	Anamosa	22	Student	23rd—Cedar-Clinton-Jackson-Jones	65 (1-S)
Nielsen, Carl V.	Altoona	41	Lawyer	63rd—Polk	65 (1-S)
Norland, Lowell E.	Kensett	42	Farmer	12th—Cerro Gordo-Worth	65 (1-S)
Norpel, Richard J., Sr.	Bellevue	55	Insurance-Real Estate	21st—Dubuque-Jackson	64, 65 (1-S)
Oakley, Brice C.	Clinton	36	Lawyer	78th—Clinton-Scott	65 (1-S)
O'Halloran, Mary T.	Cedar Falls	30	Teacher	36th—Black Hawk	65 (1-S)
Patchett, John E.	North Liberty	24	Legislator	25th—Johnson-Linn	65 (1-S)
Pellet, Wendell C.	Atlantic	56	Farmer	95th—Adair-Adams-Cass-Guthrie-Union	64, 65 (1-S)
Peterson, Louis A.	Lawton	64	Farmer	52nd—Monona-Woodbury	59, 60, 60X, 62, 63, 65 (1-S)
Poncy, Charles N.	Ottumwa	51	School Employee	89—Mahaska-Monroe-Wapello	62, 63, 65 (1-S)

REPRESENTATIVES

MEMBERS OF THE HOUSE—SIXTY-FIFTH GENERAL ASSEMBLY—1974 REGULAR SESSION—Continued

Name	Address	Age	Occupation	Representative District	Former Legislative Service
Rapp, Stephen J.	Waterloo	24	Attorney	34th—Black Hawk	65 (1-S)
Readinger, David M.	Des Moines	37	Salesman	59th—Polk	65 (1-S)
Rinas, B. Joseph	Marion	26	Sales Representative	29th—Linn	65 (1-S)
Roorda, Norman	Monroe	45	Farmer	69th—Jasper-Marion-Polk-Warren	62, 63, 64, 65 (1-S)
Schroeder, Laverne W.	McClelland	39	Farmer	98th—Mills-Pottawattamie	62, 63, 64, 65 (1-S)
Small, Arthur A., Jr.	Iowa City	40	Business Executive-Educator	73rd—Johnson	64, 65 (1-S)
Stanley, David M.	Muscatine	45	Lawyer	75th—Johnson-Louisa-Muscatine	58, 59, 60, 60X, 61, 62, 63, 65 (1-S)
Stephens, Lyle R.	Le Mars	62	Farmer	2nd—Plymouth-Sioux	65 (1-S)
Stromer, Delwyn	Garner	42	Farmer	9th—Cerro Gordon-Franklin-Hancock-Wright	62, 63, 64, 65 (1-S)
Strothman, Charles	New London	72	Farmer	83rd—Des Moines-Henry-Louisa	60, 60X, 61, 62, 63, 64, 65 (1-S)
Tofte, Semor C.	Decorah	62	Mgr.-Diversified Services	16th—Fayette-Howard-Winneshiek	65 (1-S)
Varley, Andrew	Stuart	39	Farmer	57th—Adair-Dallas-Guthrie	62, 63, 64, 65 (1-S)
Welden, Richard W.	Iowa Falls	65	Retired	10th—Franklin-Hardin-Wright	62, 63, 64, 65 (1-S)
Wells, James D.	Cedar Rapids	45	Factory Worker	27th—Benton-Linn	63, 64, 65 (1-S)
West, James C.	State Center	41	Businessman-Furniture	40th—Grundy-Hardin-Jasper-Marshal-Story	65 (1-S)
Woods, Jack E.	Des Moines	37	Self Employed	68th—Polk-Warren	65 (1-S)
Wulff, Henry C.	Waterloo	30	Real Estate Salesman	33rd—Black Hawk	65 (1-S)
Wyckoff, Russell L.	Vinton	48	Farmer	31st—Benton-Black Hawk-Buchanan-Linn-Tama	64, 65 (1-S)

(1-S) Indicates 1973 regular session.

(2-S) Indicates 1970 regular session.

†Deceased, April 30, 1974.

REPRESENTATIVES

JOURNAL OF THE SENATE

OPENING DAY
1974 Regular Session

SENATE CHAMBER
DES MOINES, IOWA, MONDAY, JANUARY 14, 1974

Pursuant to chapter two (2), section two point one (2.1), Code of Iowa, the 1974 regular session of the Sixty-fifth General Assembly convened at 10:00 a.m., and was called to order by Lieutenant Governor Arthur A. Neu.

Prayer was offered by the Reverend C. C. Glenn, Mitchellville, Iowa, Chief Doorkeeper of the Senate and pastor of the Christian Church Disciples, New Virginia, Iowa.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. James H. Coddington, Humboldt, Iowa.

OPENING REMARKS BY THE LIEUTENANT GOVERNOR *done*

Lieutenant Governor Neu addressed the Senate as follows:

In 1972, prior to the start of the Sixty-fourth General Assembly's Second Session, a few political observers even questioned the need for a session. In fact, the session adjourned after just 75 days, and it was the shortest session since 1882.

One newspaper editorialized, then, that "legislative leaders had given early adjournment a high priority at the session's start—so much so that it looked like accomplishment might be of slight concern."

I have yet to hear anyone suggest the lack of necessity for this year's session. Nor, unfortunately, can I prophesy a 75-day session for 1974.

There is much work to be accomplished this year. There are many substantive issues to be debated and voted upon. This notwithstanding, the legislative leadership is committed to the earliest adjournment date possible.

There certainly is no cause for me to present a long list of priority items. Governor Ray will present a thorough list of his recommendations tomorrow morning, in his State of the State message. And, based upon our several meetings with him, the legislative leadership undoubtedly will be in general accord with these recommendations.

I do want to take a few moments, however, to stress the depth of my feelings for a short session. In my judgment, a tradition of short second-year sessions is critical to the maintenance of a strong citizen legislature.

As you know, several states—California and New York among them—

have moved toward professional legislatures. Those states have legislators who serve full-time and are paid accordingly.

However, as shown in a recent study by three California political scientists, such professionalism does not insure either efficiency or productivity. States like ours, still adhering to the tradition of citizen legislatures, have just as great, or greater, efficiency and productivity.

Legislating as an avocation rather than as a vocation is important. Were all of us here legislators only, our perspectives would be reduced greatly.

Rather, we are farmers, bankers, homemakers, business people, laborers and lawyers. And, as such, we bring to the General Assembly a wide range of ideas, values and interests. That is as it should be.

It was very discouraging for me in 1972 to see so many of my colleagues from both sides of the aisle retiring from legislative service. I sincerely hope that the same thing does not happen in 1974—and especially not because of two successive, long sessions.

In closing, let me simply make a plea for bipartisan cooperation. Traveling around the state these last few months, I have had many people comment to me about the bipartisanship and the harmoniousness of the first session.

Several of you, of course, already are candidates for higher office. And the temptation to score partisan points sometimes will be great. But please remember, cooperation across the aisle accomplishes far more—and instills far greater confidence in the public.

Besides, the fewer partisan speeches on the floor, the sooner we adjourn . . . and the sooner we adjourn, the more time for campaigning before the June 4th primary . . .

Thank you.

SUPPLEMENTAL REPORT OF COMMITTEE ON CREDENTIALS

Senator Milligan submitted the following report and moved its adoption:

MR. PRESIDENT: We, your committee on credentials, respectfully report that we find the following named persons duly elected to and entitled to a seat in the Senate of the Sixty-fifth General Assembly as shown by the duplicate copy of certificate of election on file in the office of the Secretary of State.

CERTIFICATION
STATE OF IOWA
Office of
THE SECRETARY OF STATE

To the Honorable, the Secretary of the Senate:

I, MELVIN D. SYNHORST, Secretary of State of the State of Iowa, custodian of the files and records pertaining to elections in the state,

DO HEREBY CERTIFY, that the State Canvassing Board has declared that at a Special Election held on November 20, 1973, Clifford E. Burroughs was declared elected to the office of State Senator for the Nineteenth District, to fill a vacancy in a two year term which began in January, 1973.

IN TESTIMONY WHEREOF, I have hereunto set my hand and affixed the official seal of the

(Seal)

Secretary of State at the Capitol, in Des Moines,
this 14th day of January, A.D., 1974.

MELVIN D. SYNHORST, Secretary of State
GEORGE F. MILLIGAN, Chairman
MINNETTE F. DODERER
CHARLES P. MILLER
TOM RILEY
BARTON L. SCHWIEGER

The report was adopted, and Senators Taylor, Miller of Marshall and Scott escorted the duly elected Senator to the bar of the Senate where he was duly sworn and subscribed his name to the oath of office.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and notified the Senate that the House was duly organized and ready to receive any communication the Senate might be ready to transmit.

COMMITTEE TO NOTIFY THE GOVERNOR

Senator Lamborn moved that a committee of three be appointed to notify the Governor that the Senate was organized and ready to receive any communication he might be ready to transmit.

The motion prevailed and the Chair appointed as such committee Senators McCartney, Winkelman and Junkins.

COMMITTEE TO NOTIFY THE HOUSE

Senator Lamborn moved that a committee of three be appointed to notify the House of Representatives that the Senate was organized and ready for business.

The motion prevailed and the Chair appointed as such committee Senators Bergman, Schwengels and Priebe.

COMMUNICATIONS FROM THE GOVERNOR

The following communications from the Governor were presented:

June 26, 1973

The Honorable Arthur A. Neu
Lieutenant Governor of Iowa
Capitol Building
Local

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name of Mrs. Colleen P. Shearer of Carlisle, Iowa, for appointment as a

member of the Iowa Employment Security Commission for the State of Iowa under the provisions of Section 96.10, 1973 Code of Iowa, for a regular six-year term ending June 30, 1979.

Sincerely,
ROBERT D. RAY
Governor

Also

July 6, 1973

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name of Mr. Cecil Dunn of Eagle Grove, Wright County, Iowa, for appointment as Superintendent of Banking for the State of Iowa under the provisions of Section 524.201, 1973 Code of Iowa, for the term beginning July 1, 1973 and expiring June 30, 1977.

Sincerely,
ROBERT D. RAY
Governor

Also:

July 18, 1973

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name of Mr. James N. Gillman of Des Moines, Polk County, Iowa, for appointment as a member of the Civil Rights Commission for the State of Iowa pursuant to Section 105A.3, 1973 Code of Iowa, for the regular four-year term ending June 30, 1977.

Sincerely,
ROBERT D. RAY
Governor

Also:

July 18, 1973

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name of Mrs. Frances H. Lowder of Mason City, Cerro Gordo County, Iowa, for reappointment as a member of the Civil Rights Commission for the State of Iowa pursuant to Section 105A.3, 1973 Code of Iowa, for the regular four-year term ending June 30, 1977.

Sincerely,
ROBERT D. RAY
Governor

Also:

July 19, 1973

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name of Mrs. Jolly Davidson of Clarinda, Page County, Iowa, for appointment as a member of the State Board of Public Instruction pursuant to Sections 257.1, 257.2 and 257.3, 1973 Code of Iowa, for the unexpired term ending January 2, 1974.

Sincerely,
ROBERT D. RAY
Governor

Also:

August 2, 1973

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name of Mr. N. E. Brear of Garner, Hancock County, Iowa, for appointment as a member of the Iowa Real Estate Commission under the provisions of Section 117.8 of the 1973 Code of Iowa for the regular four-year term beginning July 1, 1973 and ending June 30, 1977.

Sincerely,
ROBERT D. RAY
Governor

Also:

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name of Mr. Lester E. Calvert of Des Moines, Polk County, Iowa, for reappointment as a member of the Iowa Real Estate Commission under the provisions of Section 117.8 of the 1973 Code of Iowa for the regular four-year term beginning July 1, 1973 and ending June 30, 1977.

Sincerely,
ROBERT D. RAY
Governor

Also:

August 3, 1973

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name of Mrs. Carolyn T. Lumbard of Des Moines, Polk County, Iowa, for appointment as a member of the Iowa Conservation Commission under the provisions of Sections 107.1 and 107.2, 1973 Code of Iowa, for the term ending June 30, 1977.

Sincerely,
ROBERT D. RAY
Governor

Also:

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name of Mr. Robert Welp of Fort Dodge, Webster County, Iowa, for appointment as a member of the State Soil Conservation Committee for the State of Iowa under the provisions of Section 467A.4, 1973 Code of Iowa as amended by Chapter 139 of the Acts of the Sixty-fifth General Assembly for the regular six-year term ending June 30, 1979.

Sincerely,
ROBERT D. RAY
Governor

Also:

August 8, 1973

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name of Mr. George F. Garcia of Iowa City, Johnson County, Iowa, for

reappointment as a member of the Civil Rights Commission for the State of Iowa pursuant to Section 105A.3, 1973 Code of Iowa for the regular four-year term ending June 30, 1977.

Sincerely,
ROBERT D. RAY
Governor

Also:

August 20, 1973

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name of Miss Jolene Stevens of Sioux City, Woodbury County, Iowa, for appointment as a member of the Campaign Finance Disclosure Commission under the provisions of Chapter 138, Section 10, Acts of the Sixty-fifth General Assembly, 1973 Regular Session for the term ending June 30, 1975.

Sincerely,
ROBERT D. RAY
Governor

Also:

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name of Mr. Russell M. Ross of Iowa City, Johnson County, Iowa, for appointment as a member of the Campaign Finance Disclosure Commission under the provisions of Chapter 138, Section 10, Acts of the Sixty-fifth General Assembly, 1973 Regular Session for the term ending June 30, 1977.

Sincerely,
ROBERT D. RAY
Governor

Also:

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name of Mr. Charles W. Wiggins of Ames, Story County, Iowa, for appointment as a member of the Campaign Finance Disclosure Commission under the provisions of Chapter 138, Section 10, Acts of the Sixty-fifth General Assembly, 1973 Regular Session for the term ending June 30, 1977.

Sincerely,
ROBERT D. RAY
Governor

Also:

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name of Mr. Charles C. Rehling of Davenport, Scott County, Iowa, for appointment as a member of the Campaign Finance Disclosure Commission under the provisions of Chapter 138, Section 10, Acts of the Sixty-fifth General Assembly, 1973 Regular Session for the term ending June 30, 1979.

Sincerely,
ROBERT D. RAY
Governor

Also:

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name of Mr. Larry Scalise of Des Moines, Polk County, Iowa, for appointment as a member of the Campaign Finance Disclosure Commission under the provisions of Chapter 138, Section 10, Acts of the Sixty-fifth General Assembly, 1973 Regular Session for the term ending June 30, 1979.

Sincerely,
ROBERT D. RAY
Governor

Also:

September 18, 1973

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name of Mr. Norman Pawlewski of Des Moines, Polk County, Iowa, for appointment as Commissioner of Public Health under the provisions of Sections 135.2 and 135.4, 1973 Code of Iowa for the unexpired portion of the four-year term ending June 30, 1977.

Sincerely,
ROBERT D. RAY
Governor

Also:

September 19, 1973

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name of Mr. Kevin J. Burns of Des Moines, Polk County, Iowa, for appointment as Commissioner of Social Services under the provisions of Section 217.5, 1973 Code of Iowa to serve at the pleasure of the Governor.

Sincerely,
ROBERT D. RAY
Governor

Also:

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name of Charles Larson of Newton, Jasper County, Iowa for appointment as Commissioner of Public Safety for the State of Iowa pursuant to Section 80.2, 1973 Code of Iowa to serve at the pleasure of the Governor.

Sincerely,
ROBERT D. RAY
Governor

Also:

October 23, 1973

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name of Keith A. McKinley of Osage, Mitchell County, Iowa for appointment as a member of the State Board of Tax Review pursuant to Sec-

tion 421.1, 1973 Code of Iowa for the regular six-year term ending June 30, 1979.

Sincerely,
ROBERT D. RAY
Governor

Also:

November 2, 1973

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name of Mr. Fred S. Brinkley, Jr. of Des Moines, Polk County, Iowa, for appointment as Director of the Iowa Drug Abuse Authority under the provisions of Chapter 181, Section 3, Acts of the Sixty-fifth General Assembly, 1973 Regular Session to serve at the pleasure of the Governor.

Sincerely,
ROBERT D. RAY
Governor

COMMUNICATION FROM STATE LIBRARY COMMISSION

November 28, 1973

The Honorable Arthur A. Neu
Lieutenant Governor of Iowa
Capitol Building
Local

Dear Governor Neu:

It is our pleasure to submit to the Senate for their consideration and confirmation the name of Barry Porter of Des Moines, Polk County, Iowa, for appointment as State Librarian under the provisions of Section 2 of Chapter 199, Acts of the 1973 Regular Session, Sixty-fifth General Assembly. Mr. Porter's interim appointment was effective July 1, 1973.

Very truly yours,
THOMAS MULLER, Chairman
State Library Commission

ANNOUNCEMENT OF INVESTIGATING COMMITTEES ON GOVERNOR'S APPOINTMENTS

President Neu, in accordance with Section 2.32, Code 1973, announced the appointment of the following Senators to investigating committees:

As Commissioner of Public Safety for the State of Iowa pursuant to Section 80.2, Code 1973:

Mr. Charles Larson of Newton, Jasper County, Iowa to serve at the pleasure of the Governor.

Senator Ramsey, Chairman
Senator Hill
Senator Plymat

As Commissioner of Social Services for the State of Iowa pursuant to Section 217.5, Code 1973:

Mr. Kevin J. Burns of Des Moines, Polk County, Iowa to serve at the pleasure of the Governor.

Senator DeKoster, Chairman
Senator Kennedy
Senator Schwieger

As Superintendent of Banking for the State of Iowa pursuant to Section 524.201, Code 1973:

Mr. Cecil Dunn of Eagle Grove, Wright County, Iowa for the term ending June 30, 1977.

Senator Nystrom, Chairman
Senator Van Gilst
Senator Hultman

As Commissioner of Public Health pursuant to Sections 135.2 and 135.4, Code 1973:

Mr. Norman Pawlewski of Des Moines, Polk County, Iowa for the regular four-year term ending June 30, 1977.

Senator Andersen, Chairman
Senator Kinley
Senator Schwieger

As members of the Campaign Finance Disclosure Commission pursuant to Chapter 138, Section 10, Acts of the Sixty-fifth General Assembly, 1973 Session:

Miss Jolene Stevens of Sioux City, Woodbury County, Iowa for the term ending June 30, 1975.

Senator Kelly, Chairman
Senator Palmer
Senator Rabedeaux

Mr. Russell M. Ross of Iowa City, Johnson County, Iowa for the term ending June 30, 1977.

Senator Riley, Chairman
Senator C. Miller
Senator Griffin

Mr. Charles W. Wiggins of Ames, Story County, Iowa for the term ending June 30, 1977.

Senator Murray, Chairman
Senator Orr
Senator Bergman

Mr. Charles C. Rehling of Davenport, Scott County, Iowa for the term ending June 30, 1979.

Senator Shaw, Chairman
Senator Nolin
Senator Burroughs

Mr. Larry Scalise of Des Moines, Polk County, Iowa for the term ending June 30, 1979.

Senator E. Miller, Chairman
Senator Doderer
Senator Potter

As members of the Civil Rights Commission for the State of Iowa pursuant to Section 105A.3, Code 1973:

Mr. George F. Garcia of Iowa City, Johnson County, Iowa for the regular four-year term ending June 30, 1977.

Senator Doderer, Chairman
Senator Schwengels
Senator Milligan

Mr. James N. Gillman of Des Moines, Polk County, Iowa for the regular four-year term ending June 30, 1977.

Senator Hansen, Chairman
Senator Glenn
Senator Winkelman

Mrs. Frances H. Lowder of Mason City, Cerro Gordo County, Iowa for the regular four-year term ending June 30, 1977.

Senator Scott, Chairman
Senator Potter
Senator Schwengels

As a member of the Iowa Conservation Commission pursuant to Sections 107.1 and 107.2, Code 1973:

Mrs. Carolyn T. Lumbard of Des Moines, Polk County, Iowa for the term ending June 30, 1977.

Senator Milligan, Chairman
Senator Priebe
Senator Burroughs

As Director of the Iowa Drug Abuse Authority pursuant to Chapter 181, Section 3, Acts of the Sixty-fifth General Assembly, 1973 Session:

Mr. Fred S. Brinkley, Jr. of Des Moines, Polk County, Iowa to serve at the pleasure of the Governor.

Senator Plymat, Chairman
Senator Gluba
Senator Taylor

As a member of the Iowa Employment Security Commission pursuant to Section 96.10, Code 1973:

Mrs. Colleen P. Shearer of Carlisle, Polk County, Iowa for a regular six-year term ending June 30, 1979.

Senator Rabedeaux, Chairman
Senator Willits
Senator Shaw

As members of the Iowa Real Estate Commission pursuant to Section 117.8, Code 1973:

Mr. N. E. Brear of Garner, Hancock County, Iowa for the regular four-year term ending June 30, 1977.

Senator Taylor, Chairman
Senator Robinson
Senator McCartney

Mr. Lester E. Calvert of Des Moines, Polk County, Iowa for the regular four-year term ending June 30, 1977.

Senator Briles, Chairman
Senator Rodgers
Senator DeKoster

As a member of the State Soil Conservation Committee pursuant to Chapter 139, Section 30.1, Acts of the Sixty-fifth General Assembly, 1973 Session:

Mr. Robert Welp of Fort Dodge, Webster County, Iowa for the regular six-year term ending June 30, 1979.

Senator Coleman, Chairman
Senator Bergman
Senator Riley

As a member of the State Board of Tax Review pursuant to Section 421.1, Code 1973:

Mr. Keith A McKinley of Osage, Mitchell County, Iowa for the regular six-year term ending June 30, 1979.

Senator McCartney, Chairman
Senator Heying
Senator Curtis

As a member of the State Board of Public Instruction pursuant to Sections 257.1, 257.2 and 257.3, Code 1973:

Mrs. Jolly Davidson of Clarinda, Page County, Iowa for the unexpired term ending January 2, 1974.

Senator Hultman, Chairman
Senator Tieden
Senator Junkins

ANNOUNCEMENT OF INVESTIGATING COMMITTEE FOR IOWA LIBRARY COMMISSION APPOINTMENT

President Neu announced the appointment of the following committee to investigate the appointment of Mr. Barry Porter of Des Moines, Polk County, Iowa, as State Librarian pursuant to Chapter 199, Section 2, Acts of the Sixty-fifth General Assembly, 1973 Session to serve at the pleasure of the State Library Commission:

Senator Curtis, Chairman
Senator Blouin
Senator Kelly

ANNOUNCEMENT OF COMMITTEE APPOINTMENTS

President Neu announced the following committee appointments:

Senator Burroughs to:

Ways and Means, Ranking Member
Higher Education
Human Resources

Senator Priebe to Legislative Departmental Rules Review Committee to fill the unexpired portion of the term of Senator Schaben, who has resigned.

Senators Briles, Andersen and Hill to the joint committee on personnel.

SELECTION OF SEATS

The Chair announced the next order of business would be the selection of seats.

Senator Potter moved that the holdover Senators retain the seats occupied by them during the 1973 Regular Session of the Sixty-fifth General Assembly, or be granted the privilege of requesting a new seat from the one unassigned seat, such selection to be based on Senate and House seniority.

The motion prevailed and seat selections were made as follows:

Name	Seat No.	Name	Seat No.
Andersen of Woodbury	38	Milligan of Polk	42
Bergman of Osceola	20	Murray of Story	4
Blouin of Dubuque	15	Nolin of Carroll	11
Briles of Adams	34	Nystrom of Boone	12
Burroughs of Greene	16	Orr of Poweshiek	39
Coleman of Webster	13	Palmer of Polk	41
Curtis of Cherokee	24	Plymat of Polk	26
DeKoster of Sioux	44	Potter of Linn	45
Doderer of Johnson	47	Priebe of Kossuth	37
Gallagher of Black Hawk	33	Rabedeaux of Muscatine	48
Glenn of Wapello	3	Ramsey of Clarke	2
Gluba of Scott	1	Riley of Linn	22
Griffin of Pottawattamie	50	Robinson of Linn	29
Hansen of Black Hawk	40	Rogers of Dallas	31
Heying of Fayette	46	Schaben of Harrison	43
Hill of Jasper	10	Schwengels of Jefferson	18
Hultman of Montgomery	6	Schwieger of Black Hawk	35
Junkins of Lee	25	Scott of Cerro Gordo	9
Kelly of Woodbury	19	Shaff of Clinton	28
Kennedy of Dubuque	27	Shaw of Scott	30
Kinley of Polk	17	Taylor of Hardin	8
Lamborn of Jackson	49	Tieden of Clayton	23
McCartney of Floyd	32	Van Gilst of Mahaska	36
Miller of Des Moines	5	Willits of Polk	7
Miller of Marshall	14	Winkelman of Calhoun	21

REPORT OF COMMITTEE TO NOTIFY THE GOVERNOR

Senator McCartney reported that the committee assigned to notify the Governor that the Senate was organized and ready for business had performed its duty.

The report was accepted and the committee discharged.

REPORT OF COMMITTEE TO NOTIFY THE HOUSE

Senator Bergman reported that the committee assigned to notify the House that the Senate was organized and ready for business had performed its duty.

The report was accepted and the committee discharged.

EXPRESSION OF THANKS

Dear Lieutenant Governor Neu and Members of Iowa Senate:

Thank you so much for flowers and expressions of sympathy.

Vernon's biggest worry when he first learned that he was seriously ill, was that he would be unable to fulfill his senatorial duties. He loved the Senate and everyone in it.

Thanks again for caring.

MASILE KYHL

ELECTION OF PRESIDENT PRO TEMPORE

Senator Lamborn placed in nomination the name of Roger J. Shaff as a candidate for the office of President pro tempore of the 1974 Regular Session of the Sixty-fifth General Assembly.

There being no further nominations, the Chair put the question and Senator Shaff was unanimously elected.

Senator Shaff was escorted to the rostrum by Senators DeKoster, Potter and Schaben and administered the oath of office by President Neu.

In accepting the gavel, Senator Shaff made the following remarks:

Mr. President, Members of the Senate, and Guests:

It is a privilege to have been selected by you to serve as your President pro tempore.

While this is the traditionally short session we have many complicated and controversial issues to be dealt with.

Let us respect the opinions and motives of others as we go about our daily tasks and strive for a constructive record for this session of the Legislature.

Again, thank you for the honor you have given me.

President pro tempore Shaff took the chair at 10:30 a.m.

ASSIGNMENT OF SEATS IN THE PRESS GALERY

Senator Shaw moved that the Secretary of the Senate be authorized to assign seats to representatives of the news media and that appropriate badges be provided for their use.

Done
The motion prevailed and the Secretary assigned the following:

51. Des Moines Register, Jerry Szumski
52. Des Moines Tribune, Larry Fruhling
53. The Associated Press, Val G. Corley
54. Des Moines Sunday Register, James Flansburg
55. United Press International, Randy Minkoff
56. Iowa Daily Press Association, Harrison Weber
57. Iowa Educational Broadcasting Network, Sara Frasher
59. Dubuque Telegraph-Herald, Steven Walters
60. The Cedar Rapids Gazette, Frank T. Nye
61. Iowa Press Association, Don Reid
62. Waterloo Daily Courier, Larry Spears
63. Davenport Times-Democrat, Roger Munns
64. KRNT and KRNT-TV, James Worthington
65. Ames Daily Tribune, Jerry B. Dickinson
66. Carroll Daily Times Herald, Howard B. Wilson
67. The Hawk Eye, John McCormally
68. The Daily Iowan, Lewis D'Vorkin
69. Legislative Bulletins, Otto Weber
70. United Press International, Pam Huey
71. Associated Press, Dan Even
72. Des Moines Register, Louise Swartzwalder
73. Omaha World-Herald, Jeff Withrow
80. KCRG-TV, Sid Hayman
81. Iowa AFL-CIO News, Dick Greenwood
82. KMA Radio, Bill Oellermann
83. WOI AM-FM-TV, Harry A. Kersey
84. WMT Stations, Roy Karon
85. KWWL-TV, Jim Gritzner
86. WHO and WHO-TV, Gus Horn
87. Iowa Radio Network, Lloyd Patterson
88. KGLO-TV, Max Lee
89. KCAU-TV, Dale B. Cerbin

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 101, inviting the governor to address a joint session of the General Assembly Tuesday, January 15, 1974, at 10:00 a.m.

WILLIAM H. HARBOR, Chief Clerk

HOUSE CONCURRENT RESOLUTION 101

By Holden

Be It Resolved by the House, the Senate Concurring, That a joint convention of the two houses of the 1974 regular session of the Sixty-fifth General Assembly be held on Tuesday, January 15, 1974 at 10:00 a.m.

Be It Further Resolved, That Governor Robert D. Ray be invited to de-

liver his state of the state message at this joint convention of the two houses, and that the Speaker of the House and the President of the Senate be designated to deliver the invitation to him.

ADOPTION OF HOUSE CONCURRENT RESOLUTION 101

Senator Lamborn asked and received unanimous consent to take up for immediate consideration House Concurrent Resolution 101 and moved its adoption.

The motion prevailed and the resolution was adopted.

ELECTION TO COMPLETE STAFF OF PERMANENT OFFICERS AND EMPLOYEES

Senator Andersen submitted the following report and moved its adoption:

NOMINATIONS BY COMMITTEE ON RULES OF PERSONNEL TO COMPLETE SENATE STAFF

→ Notice

MR. PRESIDENT: Your committee on rules begs leave to submit the names of the following personnel for nomination as permanent officers and employees to complete the Senate staff for the 1974 Regular Session of the Sixty-fifth General Assembly:

Administrative Assistant to the

- Majority LeaderRalph M. Kauffman, Maquoketa
(At the rate of pay established for Majority Law Clerk)
- Research AssistantJoseph O'Hern, Barnum
(At the rate of pay established for Assistant Law Clerk)
- Control Board OperatorCurtiss K. Behrens, Strawberry Point
- Switchboard OperatorBetty Schwengels, Fairfield
- DoorkeeperJanann L. Squire, Des Moines
- Secretary of the Senate's PagePaul Hutchcroft, Ames
- PageJohn Campbell, Ames
- PagePamela Elmitt, West Des Moines
- PageStewart C. Kiser, Davenport
- PageLinda Floerchinger, Neola
- PageGeraldine Hakes, Dallas Center
- PageMarcia Roby, Des Moines
- PageTherese Heying, West Union
- PagePamela Stromer, Garner
- Bill Room PageJeff Albright, Sioux City

Your committee on rules begs further leave to submit the names of the following personnel for renomination as permanent officers and employees for the 1974 Regular Session of the Sixty-fifth General Assembly with the new titles set opposite their names:

- Legal CounselWilliam B. Trent, Des Moines
(At the rate of pay established for Law Clerk)
- Administrative Assistant to the Minority LeaderBarton D. Rule, Dunlap
(At the rate of pay established for Minority Law Clerk)
- Research AssistantTom Thoren, Des Moines
(At the rate of pay established for Assistant Law Clerk)

Finance Clerk Mary Ann Abbott, Des Moines
 (At the rate of pay established for Payroll Clerk)
LEONARD C. ANDERSEN, Chairman
COMMITTEE ON RULES

The report was adopted.

1975
1115

Senator Andersen moved the election of the permanent officers and employees placed in nomination by the committee on rules to complete the Senate staff.

The motion prevailed and the foregoing officers and employees appeared before the bar of the Senate and were duly sworn and subscribed to their oaths of office.

**REPORT OF JOINT PERSONNEL COMMITTEE
ON JOINT LEGISLATIVE EMPLOYEES**

Senator Briles asked and received unanimous consent to take up the following report and moved its adoption:

MR. PRESIDENT: Your joint personnel committee begs leave to submit the names of the following personnel for nomination to complete the roster of joint employees for the 1974 Regular Session of the Sixty-fifth General Assembly.

LEGISLATIVE SERVICE BUREAU

Proofreader Dorothy Bartholomew

LEGISLATIVE INDEXING

Index Clerk Thomas J. Raife
Assistant Index Clerk Tam H. Skinner

JOINT EMPLOYEES

Historical Building Clerk Thomas O'Grady, Jr.
Law Library Clerk Elizabeth Votteler
Mail Carrier Gunnar J. Johnson

BUILDINGS AND GROUNDS

Parking Attendant Walter Babbit
Parking Attendant John Jorgensen
Janitor James O'Brien
Janitor Palmer Mascaro
Elevator Operator Mildred Savage

JAMES E. BRILES, Chairman	FLOYD H. MILLEN, Chairman
LEONARD C. ANDERSEN	C. RAYMOND FISHER
EUGENE M. HILL	HAROLD O. FISCHER
On the Part of the Senate	On the Part of the House

The motion prevailed and the report was adopted.

APPOINTMENT OF PAGE TO LIEUTENANT GOVERNOR

Lieutenant Governor Neu announced the appointment of his

page, Barbara Noe of Poweshiek County, who appeared before the rostrum and was duly sworn. Barbara was elected Governor of the Hawkeye Girls' State in 1973.

BILLS RETURNED TO COMMITTEE FROM SENATE
CALENDAR UNDER RULE 4

S. C. R.	29	State government
S. C. R.	30	State government
S. C. R.	33	State government
S. C. R.	36	State government
S. C. R.	47	State government
S. J. R.	10	State government
S. F.	33	Ways and means
S. F.	164	State government
S. F.	171	Natural resources
S. F.	218	Ways and means
S. F.	223	Human resources
S. F.	236	State government
S. F.	266	Ways and means
S. F.	277	State government
S. F.	309	Agriculture
S. F.	314	Judiciary
S. F.	315	Higher education
S. F.	327	Commerce
S. F.	353	State government
S. F.	381	Ways and means
S. F.	403	Judiciary
S. F.	440	Cities and towns
S. F.	442	Judiciary
S. F.	467	State government
S. F.	484	County government

S. F.	500	Human resources
S. F.	504	State government
S. F.	506	County government
S. F.	509	Human resources
S. F.	515	Schools
S. F.	517	Agriculture
S. F.	526	State government
S. F.	528	County government
S. F.	566	State government
S. F.	568	Judiciary
S. F.	593	Judiciary
S. F.	606	Human and industrial relations
S. F.	608	Commerce
S. F.	610	Commerce
S. F.	612	Judiciary
S. F.	615	Ways and means
H. C. R.	25	State government
H. F.	38	County government
H. F.	45	State government
H. F.	46	Judiciary
H. F.	59	State government
H. F.	78	Ways and means
H. F.	146	County government
H. F.	170	Judiciary
H. F.	190	Commerce
H. F.	269	State government
H. F.	272	Natural resources
H. F.	282	Natural resources
H. F.	290	Commerce

H. F. 308 Commerce
 H. F. 526 Commerce
 H. F. 628 State government
 H. F. 637 Commerce
 H. F. 639 Commerce
 H. F. 650 Commerce
 H. F. 658 Cities and towns
 H. F. 674 Natural resources
 H. F. 684 Agriculture

SUPPLEMENTAL REPORT OF THE
 COMMITTEE ON MILEAGE

Senator Shaff submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to determine the mileage of the members of the Senate begs leave to submit the following supplemental report:

Name	Round Trip Miles
Cliff Burroughs	270
Berl E. Priebe	Increased to 278 from 276

ROGER J. SHAFF, Chairman
 JOHN N. NYSTROM
 IRVIN L. BERGMAN

The motion prevailed and the report was adopted.

SUPPLEMENTAL REPORT OF COMMITTEE ON
 SENATE SECRETARIES

Senator Curtis submitted the following supplemental report and moved its adoption:

MR. PRESIDENT: Your committee appointed to determine the standing and qualifications of the candidates for Senate secretaries begs leave to report that it has made investigation and examinations and finds the following persons competent as stenographers for the positions to which they have been appointed. Supplemental assignments have been made as follows:

Senator Cliff Burroughs	Dorothy R. Bahls
Senator C. Joseph Coleman	Mildred G. Halterman
Senator Minnette Doderer	William Flannery
Senator William E. Gluba	LaQueta M. Murphy
Senator George R. Kinley	Evelyn K. Higginbottom
Senator Charles P. Miller	Virginia M. Miller
Senator Elizabeth R. Miller	Betty A. Speagh
Senator John S. Murray	Doris Flo Saf

Senator Karl Nolin Willa Nolin
 Senator Kenneth D. Scott Lorraine G. Scott
 WARREN E. CURTIS, Chairman
 E. KEVIN KELLY
 BERL E. PRIEBE

The motion prevailed and the report was adopted.

**ADOPTION OF AMENDMENT TO
 SENATE RULES OF PROCEDURE**

Senator Andersen asked and received unanimous consent to take up the following amendment to the permanent Senate Rules of Procedure filed by the committee on rules:

Division B

- 1 Amend the Rules of the Senate, "Rules of Procedure, Iowa—1973-
- 2 74, Sixty-fifth General Assembly", as follows:
- 3 1. Page 36, Rule 6, by striking lines 11 through 14, inclusive.
- 4 2. Page 37, Rule 6, line 16, by striking the words "followed by
- 5 any unfinished business."
- 6 3. Page 37, Rule 6, by adding the following after the period in
- 7 line 16: "There shall be an appropriations calendar—for appro-
- 8 priations committee bills and bills reported out by the appropria-
- 9 tions committee—and a ways and means calendar—for ways and
- 10 means committee bills and bills reported out by the ways and means
- 11 committee."
- 12 4. Page 39, Rule 14, line 3, by inserting after the word "Any"
- 13 the word "amendment,".

Division A

- 14 5. Page 40, Rule 14, by adding the following new paragraph after
- 15 line 15:
- 16 *NEW PARAGRAPH.* When any bill or resolution has been spe-
- 17 cial ordered for consideration for three legislative days prior
- 18 thereto, no amendment to the bill or resolution or amendment to
- 19 amendment shall be filed after 5:00 P.M. on the legislative day
- 20 preceding the special order. Notwithstanding other provisions of
- 21 this rule, amendments to bills or resolutions which have been
- 22 special ordered may not be withdrawn on the day the bill or reso-
- 23 lution is considered without consent of the senate.

Division B (cont'd)

- 24 6. Page 50, Rule 34, by adding the following new sentence after
- 25 the period in line 7:

Page 2

- 1 *NEW SENTENCE.* The president shall designate the chairman
- 2 and ranking majority member of each standing committee. The
- 3 minority leader shall designate the ranking minority member of
- 4 each standing committee from the minority membership of that
- 5 committee appointed by the president.
- 6 7. Page 51, Rule 35, by striking line 13 and inserting in lieu
- 7 thereof the following: "Rules and administration".
- 8 8. Page 51, by adding the following new rule after Rule 35:
- 9 **Rule 35A**
- 10 **COMMITTEE ON RULES AND ADMINISTRATION**
- 11 The committee on rules and administration shall recommend

12 rules and rule changes to the senate, shall recommend the per-
 13 sons to be hired as senate employees, shall recommend salary
 14 scales for all senate employees, and shall oversee senate adminis-
 15 tration matters.

16 9. Page 54, Rule 41, by striking the title and inserting in lieu
 17 thereof the following: "WITHDRAWAL OF BILLS FROM COMMIT-
 TEE".

18 10. Page 54, Rule 41, by striking the words "Each committee
 19 shall report back to the senate all bills referred to it." from
 20 lines 2, 3, and 4.

21 11. Page 59, by inserting the following new rule after Rule 52:
 22 Rule 52A

23 LEGAL COUNSEL

24 The legal counsel shall:

25 1. Serve as chief legal officer of the senate.

Page 3

- 1 2. Supervise the legal counsel's office.
- 2 3. Clear all bills, resolutions, and amendments as
- 3 to proper form prior to introduction.
- 4 4. Provide assistance to the legislative service
- 5 bureau during interim periods between legisla-
- 6 tive sessions.

Senator Coleman called for a division of the amendment, section 5, lines 14 through 23 to be considered as division A; the remainder of the amendment to be considered as division B.

On motion of Senator Andersen, division B of the amendment was adopted.

Senator Willits offered the following amendment to division A of the amendment and moved its adoption:

- 1 Amend the amendment to Rules of the Senate, filed January 14,
- 2 1974, page 1, lines 18 and 19 by striking the words "or
- 3 amendment to amendment".

Division was called for.

The amendment to division A of the amendment was adopted.

Senator Doderer offered the following amendment to division A of the amendment and moved its adoption:

- 1 Amend the rules committee amendment filed January 14, 1974
- 2 to the Rules of the Senate, as follows:
- 3 1. Page 1, line 22, by striking the words "on the day"
- 4 and inserting in lieu thereof the following: "forty-eight
- 5 hours before".
- 6 2. Page 1, line 23, by inserting after the word "without"
- 7 the word "unanimous".

The amendment to division A of the amendment was adopted.

Senator Andersen moved the adoption of division A of the amendment as amended.

Roll call was requested.

On the question "Shall division A of the amendment as amended be adopted?" (Rule 14) the vote was:

Ayes, 19:

Andersen	Hultman	Nystrom	Shaff
Bergman	Kelly	Rabedeaux	Shaw
Briles	Lamborn	Ramsey	Taylor
Burroughs	Miller of	Schwengels	Winkelman
Curtis	Marshall	Schwieger	
Griffin			

Nays, 29:

Blouin	Heying	Murray	Riley
Coleman	Hill	Nolin	Robinson
DeKoster	Junkins	Orr	Schaben
Doderer	Kennedy	Palmer	Scott
Gallagher	McCartney	Plymat	Tieden
Glenn	Miller of	Potter	Van Gilst
Gluba	Des Moines	Priebe	Willits
Hansen	Milligan		

Absent or not voting, 2:

Kinley	Rodgers
--------	---------

Division A of the amendment as amended lost.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File 680, a bill for an act relating to unemployment compensation coverage for state employees in the general assembly and providing for retroactive application.

Also: That the House has failed to pass the following bill in which the concurrence of the House was asked:

Senate File 109, a bill for an act relating to valuing and listing certain property granted exemption from property tax.

WILLIAM H. HARBOR, Chief Clerk

HOUSE MESSAGE CONSIDERED

House File 680, a bill for an act relating to unemployment compensation coverage for state employees in the general assembly and providing for retroactive application.

Read first time and **passed on file**.

INTRODUCTION OF BILLS

Senate File 1001, by Senator Gluba, a bill for an act relating

to deductions for personal exemptions under the Iowa income tax.

Read first time and **passed on file.**

Senate File 1002, by Senator Potter, a bill for an act relating to a tax exemption for residential fireplaces.

Read first time and **passed on file.**

Senate File 1003, by Senators Shaw and Tieden (Crabb), a bill for an act reducing the individual income tax, and reducing the sales and use tax rate.

Read first time and **passed on file.**

Senate File 1004, by Senator DeKoster, a bill for an act relating to rental deposits, imposing liability and providing penalties for violations.

Read first time and **passed on file.**

Senate File 1005, by Senator Riley, a bill for an act relating to the payment of support in an action for dissolution of marriage.

Read first time and **passed on file.**

Senate File 1006, by Senator DeKoster, a bill for an act relating to deferred judgments and designating the individuals responsible for the maintenance and investigation of records relating to such judgments.

Read first time and **passed on file.**

On motion of Senator Lamborn, the Senate recessed until the fall of the gavel.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

INTRODUCTION OF BILLS

Senate File 1007, by Senators Curtis and Plymat (Crabb, Brockett and Roorda), a bill for an act appropriating funds for the construction of a state agricultural building.

Read first time and **passed on file.**

Senate File 1008, by Senator Robinson, a bill for an act relating to displaying the price of motor vehicle fuel.

Read first time and passed on file.

Senate File 1009, by Senators Riley and Doderer, a bill for an act relating to the repeal of the requirement of corroboration of the testimony of the victim in a rape.

Read first time and passed on file.

SENATE CONCURRENT RESOLUTION 101
By Rabedeaux, Curtis, Schwengels, and Doderer

Whereas, the compensation of the Chief Clerk of the House and the Secretary of the Senate was authorized only until January 6, 1974 by House Concurrent Resolution 13, passed by the Sixty-fifth General Assembly, 1973 Session; and

Whereas, the Legislative Staff and Salaries Committee was established by the General Assembly pursuant to House Concurrent Resolution 13 and was directed to review the salary schedule and structure for officers and employees of the General Assembly; and

Whereas, the Legislative Staff and Salaries Committee has met during the interim and has made recommendations regarding the compensation of the Secretary of the Senate and the Chief Clerk of the House and other recommendations regarding employment by the General Assembly, *Now Therefore*,

Be It Resolved by the Senate, the House Concurring, That the compensation of Ralph R. Brown, Secretary of the Senate, and William H. Harbor, Chief Clerk of the House, shall be set at the rate of twenty thousand dollars, annually for the period commencing January 7, 1974 and ending January 13, 1975.

Be It Further Resolved, That full-time permanent employees of the General Assembly shall receive vacation allowances and sick leave as are provided for other full-time permanent state employees. The computations shall be maintained by the finance clerks in each house and coordinated with the State Comptroller and the accumulated vacation and sick leave of such employees shall be determined as of January 1, 1974.

Be It Further Resolved, That the Secretary of the Senate and Chief Clerk of the House are directed to inform all legislative employees of the provisions of section ninety-seven B point forty-one (97B.41), subsection three (3), paragraph b, subparagraph two (2) of the Code, which allow them to become members of the Iowa Public Employees' Retirement System upon filing a written request with the Employment Security Commission.

SENATE CONCURRENT RESOLUTION 102
By Heying

Whereas, the United States faces a serious shortage of conventional energy supplies, *Now Therefore*,

Be It Resolved by the Senate, the House of Representatives Concurring, That the Congress of the United States and the President of the United States are strongly urged to do all that is within their power to promote fast and effective research and development of alternative sources of energy; and

Be It Further Resolved, That copies of this resolution be forwarded to

each member of the Iowa Congressional delegation and to the United States President's advisor on energy.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S. C. R. 101 Rules and administration
- S. C. R. 102 Natural resources
- S. F. 1001 Ways and means
- S. F. 1002 Ways and means
- S. F. 1003 Ways and means
- S. F. 1004 Judiciary
- S. F. 1005 Judiciary
- S. F. 1006 Judiciary
- S. F. 1007 Appropriations
- S. F. 1008 Commerce
- S. F. 1009 Judiciary
- H. F. 325 Human resources
- H. F. 462 Schools
- H. F. 595 Appropriations
- H. F. 672 State government
- H. F. 680 Human and industrial relations

ANNOUNCEMENT BY THE SECRETARY OF THE SENATE

The following communication has been received from Serge H. Garrison, director of the Legislative Service Bureau:

Many legislators requested bill drafts to be prepared prior to the convening of the legislative session. The Legislative Service Bureau will be notifying all legislators whose bills are completed of such fact within the next day or two. It will take a day or two to clear the completed bills from the Bureau offices. If at all possible, legislators are requested to delay inquiries as to the status of bills for a day or two in order that completed bill drafts can be cleared from the offices of the Legislative Service Bureau and to prevent confusion which might result from so many inquiries at one time. Once the completed bills are cleared from the Legislative Service Bureau, it will be much easier to handle inquiries as to the status of other requests. Requests for additional bill drafts will be handled at any time.

COMMUNICATIONS

The following communications have been received and placed on file in the office of the Secretary of the Senate from:

THE STATE OF ALABAMA

A copy of Senate Joint Resolution 6, adopted by the Legislature of Alabama on July 31, 1973, making application to the Congress to call a convention for the proposing of an amendment to the Constitution of the United States which would state that no student shall be assigned to nor compelled to attend any particular public school on account of race, religion, color or national origin.

THE STATE OF DELAWARE

A copy of Senate Concurrent Resolution 14, adopted by the Legislature of Delaware, making application to the Congress to call a convention for the proposal of an amendment to the Constitution of the United States which would state that no student shall be assigned to nor compelled to attend any particular public school on account of race, religion, color or national origin.

THE IOWA STATE FAIR BOARD

The report of the Iowa State Fair Board for the fiscal year 1972, in accordance with Section 173.21, 1973 Code of Iowa.

CORPS OF ENGINEERS
DEPARTMENT OF THE ARMY

A letter dated August 10, 1973, from Colonel Raymond J. Eineigl, Assistant Director of Civil Works for Central Divisions, Corps of Engineers, acknowledging receipt of Senate Concurrent Resolution 52 of the Sixty-fifth General Assembly, 1973 Session. The letter states, in part:

"The reported losses suffered by farmers from operation of Coralville Reservoir are, at this time, subject to review. Reconnaissance of flood plain lands located on the Iowa River downstream from Iowa City indicates that farm operators were able to plant most of the lands. Crop returns and resultant losses will be determined as the season advances and crops are harvested.

"A study has been under way to determine, among other possible alternative actions, advisability of outright purchase of lands in the reservoir that are presently under easement. Additionally, we propose to initiate a complete and comprehensive re-study of the Coralville Lake in Fiscal Year 1974 as a part of our ongoing Iowa-Cedar River Basin Survey."

IOWA STATE BOARD OF DENTISTRY

Recommendations for continuing education requirements for licensed dentists in accordance with House Concurrent Resolution 18 of the Sixty-fifth General Assembly, 1973 Session.

IOWA DEPARTMENT OF ENVIRONMENTAL QUALITY

Recommendations for legal assistance in accordance with House Concurrent Resolution 17 of the Sixty-fifth General Assembly, 1973 Session.

Recommendations for continuing education requirements for public water supply and wastewater plant operator, in accordance with House Concurrent Resolution 18 of the Sixty-fifth General Assembly, 1973 Session.

THE OFFICE OF THE CITIZENS' AIDE

STATE OF IOWA)
COUNTY OF POLK) ss. OATH OF OFFICE

I, Thomas R. Mayer, do solemnly swear that I will support the Constitution of the United States and the Constitution of the State of Iowa, and that I will faithfully and impartially, to the best of my ability, discharge all the duties of the office of Citizens' Aide in the State of Iowa, as now or hereafter required by law.

THOMAS R. MAYER

Subscribed and sworn to before me by Thomas R. Mayer this 11th day of October, 1973.

JANE H. WARREN

TO:

- The Legislative Council;
The Secretary of the Senate;
The Chief Clerk of the House of Representatives;
The State Comptroller.

I, Thomas R. Mayer, the Citizens' Aide of Iowa do hereby appoint Douglas L. Hart as Deputy Citizens' Aide effective October 1, 1973 at an annual salary of \$12,500.00.

The said First Deputy Citizens' Aide is hereby granted authority to act as Citizens' Aide when the Citizens' Aide is absent from the state or becomes disabled, and if a vacancy occurs in the office of Citizens' Aide the said First Deputy Citizens' Aide shall act as Citizens' Aide until the vacancy is filled by the Legislative Council.

The undersigned as Citizens' Aide does hereby delegate to said Deputy Citizens' Aide, all the Citizens' Aide's authority and duties except the duty of formally making recommendations or reports to the Governor or the General Assembly.

This instrument is made by authority of Chapter 1123, Sixty-fourth General Assembly, Second Session.

Signed this 11th day of October, 1973.

THOMAS R. MAYER, Citizens' Aide

STATE OF IOWA)
COUNTY OF POLK)

ss. OATH OF OFFICE

I, Douglas L. Hart, do solemnly swear that I will support the Constitution of the United States and the Constitution of the State of Iowa, and that I will faithfully and impartially, to the best of my ability, discharge all the duties of the office of Deputy Citizens' Aide in the State of Iowa, as now or hereafter required by law.

DOUGLAS L. HART

Subscribed and sworn to before me by Douglas L. Hart this 11th day of October, 1973.

JANE H. WARREN

TO:

- The Legislative Council;
- The Secretary of the Senate;
- The Chief Clerk of the House of Representatives;
- The State Comptroller.

I, Thomas R. Mayer, the Citizens' Aide of Iowa do hereby appoint Raymond A. Cornell as Deputy Citizens' Aide for Corrections effective September 25, 1973 at an annual salary of \$11,000.00.

The undersigned as Citizens' Aide does hereby delegate to said Deputy Citizens' Aide, all the Citizens' Aide's authority and duties except the duty of formally making recommendations or reports to the Governor or the General Assembly.

This instrument is made by authority of Chapter 1123, Sixty-fourth General Assembly, Second Session.

Signed this 11th day of October, 1973.

THOMAS R. MAYER, Citizens' Aide

STATE OF IOWA)
COUNTY OF POLK)

ss. OATH OF OFFICE

I, Raymond A. Cornell, do solemnly swear that I will support the Constitution of the United States and the Constitution of the State of Iowa, and that I will faithfully and impartially, to the best of my ability, discharge all the duties of the office of Deputy Citizens' Aide in the State of Iowa, as now or hereafter required by law.

RAYMOND A. CORNELL

Subscribed and sworn to before me by Raymond A. Cornell this 11th day of October, 1973.

JANE H. WARREN

TO:

- The Legislative Council;
- The Secretary of the Senate;
- The Chief Clerk of the House of Representatives;
- The State Comptroller.

I, Thomas R. Mayer, the Citizens' Aide of Iowa do hereby appoint Ruth L. Mosher as Second Deputy Citizens' Aide effective October 1, 1973 at an annual salary of \$10,500.00.

The undersigned as Citizens' Aide does hereby delegate to said Deputy Citizens' Aide, all the Citizens' Aide's authority and duties except the duty

of formally making recommendations or reports to the Governor or the General Assembly.

This instrument is made by authority of Chapter 1123, Sixty-fourth General Assembly, Second Session.

Signed this 11th day of October, 1973.

THOMAS R. MAYER, Citizens' Aide

STATE OF IOWA

)
)
)

ss. OATH OF OFFICE

COUNTY OF POLK

I, Ruth L. Mosher, do solemnly swear that I will support the Constitution of the United States and the Constitution of the State of Iowa, and that I will faithfully and impartially, to the best of my ability, discharge all the duties of the office of Deputy Citizens' Aide in the State of Iowa, as now or hereafter required by law.

RUTH L. MOSHER

Subscribed and sworn to before me by Ruth L. Mosher this 11th day of October, 1973.

JANE H. WARREN

REPORT OF THE LEGISLATIVE STAFF AND SALARIES
COMMITTEE TO THE GENERAL ASSEMBLY IN ACCORDANCE
WITH H. C. R. 13

1. The compensation of Ralph R. Brown, Secretary of the Senate, and William H. Harbor, Chief Clerk of the House, should be set at the rate of \$20,000 annually for the period commencing January 7, 1974 and ending January 13, 1975. Individually sponsored resolutions to carry out the recommendation should be ready for introduction on January 14, 1974.

2. No action should be taken with regard to health and accident insurance and life insurance availability for legislative employees who are less than full-time. Such insurance is not available for other part-time state employees and there is a problem with conversion costs after adjournment of the General Assembly if the employee wishes to transfer the insurance from the state's group plan.

3. The Committee has been informed that health and accident insurance and life insurance are currently available for full-time legislative employees.

4. Full-time permanent employees of the General Assembly should be entitled to the same vacation allowances and sick leaves as are provided for other full-time permanent state employees in section 79.1 of the Code. The computations should be maintained by the finance clerks in each house, and coordinated with the State Comptroller and the accumulated vacation and sick leave of such employees should be determined as of January 1, 1974.

5. All legislative employees should be informed of the provisions of section 97B.41, subsection 3, paragraph b, subparagraph 2 of the Code of Iowa (1973), which allow them to become members of the Iowa Public Employees' Retirement System upon filing a written request with the Employment Security Commission.

6. An audit and evaluation of all positions in the General Assembly will be completed by the Merit Employment Department by January 30, 1974 and will include the positions of Secretary of the Senate and Chief Clerk of the House of Representatives. Following receipt of the evalua-

tions, the Committee will make recommendations concerning the level of compensation for each legislative position.

W. R. RABEDEAUX
 WARREN E. CURTIS
 MINNETTE F. DODERER
 FORREST V. SCHWENGELS
 (On the Part of the Senate)

FLOYD H. MILLEN
 DALE M. COCHRAN
 C. RAYMOND FISHER
 PHILIP B. HILL
 (On the Part of the House)

ANNOUNCEMENTS BY THE LEGISLATIVE COUNCIL

In accordance with House Concurrent Resolution 42, adopted by the Sixty-fifth General Assembly, 1973 Regular Session, and pursuant to Section 2.50, subsection 4, Code 1973, and the July 11, 1973 Legislative Council meeting, the following study committees were created:

HIGHER EDUCATION STUDY COMMITTEE (H.C.R. 60—S.C.R. 55)

Representative Richard W. Welden, Chairman
 Senator Willard R. Hansen, Vice Chairman
 Senator Leonard C. Andersen
 Senator Minnette F. Doderer
 Senator John S. Murray
 Representative Sonja Egenes
 Representative Philip B. Hill
 Representative James D. Wells

LAND USE POLICIES STUDY COMMITTEE (H.C.R. 66)

Speaker Andrew Varley, Chairman
 Representative Dale M. Cochran, Vice Chairman
 Senator Irvin L. Bergman
 Senator Hilarius L. Heying
 Senator Elizabeth R. Miller
 Senator Leonard C. Andersen
 Senator William D. Palmer
 Senator Kenneth D. Scott
 Senator William P. Winkelman
 Representative LaVern R. Harvey
 Representative James I. Middleswart
 Representative Mary T. O'Halloran
 Representative Wendell C. Pellett
 Representative Semor C. Tofte
 Mr. Frank Mendell
 Mrs. Juanita Vetter
 Mr. Burl Parks
 Mr. Sherry Fisher

PENAL AND CORRECTIONAL SYSTEMS STUDY COMMITTEE
(S.C.R. 26, H.C.R. 26, H.C.R. 35)

Senator E. Kevin Kelly, Chairman
Representative Donald V. Doyle, Vice Chairman
Senator Gene W. Glenn
Senator Minnette F. Doderer
Senator George F. Milligan
Senator Forrest V. Schwengels
Representative George J. Knoke
Representative Joan Lipsky
Representative Harold C. McCormick
Representative Brice C. Oakley
Mrs. Dorothy Strohbein
Mr. Joseph DeRaad
Mr. Donald Hoskins
Mrs. Naomi S. Mercer
Captain Eugene Johnson
Professor Josephine Gittler
Ms. Chris Bertholf
Mr. Terry Sallis
Mr. Al Ware

REGULATION OF CONSUMER CREDIT CHARGES
STUDY COMMITTEE
(S.C.R. 30, H.C.R. 32)

Senator Elizabeth Shaw, Chairman
Representative Norman Roorda, Vice Chairman
Senator Warren E. Curtis
Senator William E. Gluba
Senator Norman Rodgers
Senator Dale L. Tieden
Representative Robert M. Carr
Representative Lillian McElroy
Representative Richard J. Norpel, Sr.
Representative James C. West

LOCAL FUNDING AND BUDGETING STUDY COMMITTEE
(H.C.R. 29, S.C.R. 50, H.C.R. 68, S.C.R. 56, S.J.R. 5)

Representative Delwyn D. Stromer, Chairman
Senator Bass Van Gilst, Vice Chairman
Senator James E. Briles
Senator James V. Gallagher
Senator James W. Griffin, Sr.
Senator Ralph W. Potter
Representative Edgar Bittle
Representative John B. Brunow
Representative David M. Stanley
Representative Russell Wyckoff
Ms. Roberta Burkhead
Mr. Charles Stroud

Mr. Wencil Kadrlík
 Mr. Warren Wood
 Mr. A. E. Minner

REDUCTION OF HIGHWAY FATALITIES STUDY COMMITTEE
 (S.C.R. 47)

Representative Robert M. Creamer, Chairman
 Senator William N. Plymat, Vice Chairman
 Senator Berl E. Priebe
 Senator Richard R. Ramsey
 Senator Cloyd E. Robinson
 Senator Ray Taylor
 Representative Norman P. Dunlap
 Representative Thomas J. Higgins
 Representative C. W. Hutchins
 Representative Henry C. Wulff

ENERGY CRISIS STUDY COMMITTEE
 (H.C.R. 48, S.C.R. 58, H.C.R. 46, H.C.R. 74)

Senator George F. Milligan, Chairman
 Representative Dale M. Cochran, Vice Chairman
 Senator Michael T. Blouin
 Senator Calvin O. Hultman
 Senator Lowell L. Junkins
 Senator Roger J. Shaff
 Representative Glenn F. Brockett
 Representative Dennis E. Butler
 Representative William E. Ewing
 Representative R. G. Miller

PENSION AND RETIREMENT PROGRAMS STUDY COMMITTEE
 (S.C.R. 38)

Senator Warren E. Curtis, Chairman
 Representative C. Raymond Fisher, Vice Chairman
 Senator C. Joseph Coleman
 Senator John N. Nystrom
 Representative Richard L. Byerly
 Representative John H. Connors
 Representative Rollin C. Edelen

UNIFORM COMMERCIAL CODE STUDY COMMITTEE
 (H.C.R. 72)

Representative David M. Stanley, Chairman
 Senator Earl M. Willits, Vice Chairman
 Senator E. Kevin Kelly
 Senator Ralph W. Potter
 Representative William R. Ferguson
 Representative Alvin V. Miller
 Representative Stephen J. Rapp

Professor Richard F. Dole, Jr.
Mr. Edgar F. Hansell
Mr. Melvin Struther
Mr. Alfred W. Kahl
Mr. Wendell Gibson
Mr. Ed Tesdell, Jr.
Mr. A. W. Jordan
Mrs. Betty M. Talkington
Mr. Clifford Strand
Ms. Ramona Williams
Mr. Allen Buchanan

In accordance with Section 2.50, subsection 4, Code 1973, and the July 25, 1973 Legislative Council meeting, the following study committee was created:

PARI-MUTUEL RACING STUDY COMMITTEE

Senator Ralph W. Potter, Chairman
Representative James Caffrey, Vice Chairman
Senator George R. Kinley
Senator Cloyd E. Robinson
Representative Horace Daggett
Representative Donald V. Lippold

In accordance with Chapter 5, Acts of the Sixty-fifth General Assembly, 1973 Regular Session (House File 784), and pursuant to Section 2.50, subsection 4, Code 1973, and the July 11, 1973 Legislative Council meeting, the following study committee was created:

MENTAL HEALTH AND JUVENILE INSTITUTIONS STUDY COMMITTEE

(S.C.R. 33, H.C.R. 37, H.R. 12)

Representative Edgar H. Holden, Chairman
Senator Charles P. Miller, Vice Chairman
Senator Calvin O. Hultman
Senator John S. Murray
Representative Jerome Fitzgerald
Representative Joan Lipsky
Representative Scott D. Newhard
Mrs. Louise Goldman
Dr. Robert L. Nelson
Mr. Nicholas Grunzweig
Dr. Hormoz Rassekh
Mr. Keith Oswald
Mrs. Sallie Frudden

In accordance with Chapter 18, Acts of the Sixty-fifth General Assembly, 1973 Regular Session (Senate File 581), and pursuant to Section 2.50, subsection 4, Code 1973, and the July

11, 1973 Legislative Council meeting, the following study committee was created:

IOWA CRIME COMMISSION STUDY COMMITTEE

Senator Clifton C. Lamborn, Chairman
 Representative Lester D. Menke, Vice Chairman
 Senator Eugene M. Hill
 Senator William P. Winkelman
 Representative Norman G. Jesse
 Representative Louis A. Peterson
 Representative B. Joseph Rinas

In accordance with Chapter 88, Acts of the Sixty-fifth General Assembly, 1973 Regular Session (House File 785), and pursuant to Section 2.50, subsection 4, Code 1973, and the July 11, 1973 Legislative Council meeting, the following study committee was created:

CIVIL RIGHTS COMMISSION AND MINORITY
 GROUPS STUDY COMMITTEE

(S.C.R. 58, H.C.R. 73)

Senator John S. Murray, Chairman
 Representative William J. Hargrave, Vice Chairman
 Senator Calvin O. Hultman
 Senator Joan Orr
 Representative Ingwer L. Hansen
 Representative Carl V. Nielsen
 Representative David M. Readinger

The Legislative Council approved the appointment by standing committee chairmen of the following subcommittees to conduct certain studies during the interim:

APPROPRIATIONS

(Agricultural Promotion Subcommittee)

Senator Calvin Hultman, Chairman
 Senator Irvin L. Bergman
 Senator Michael T. Blouin
 Senator Berl E. Priebe
 Representative Norman P. Dunlap
 Representative James I. Middleswart
 Representative Charles F. Strothman
 Representative Russell L. Wyckoff

COMMERCE

(Cable Television Subcommittee)

Senator W. R. Rabedaux, Chairman
 Representative Arthur A. Small, Jr., Vice Chairman
 Senator George R. Kinley

Senator Ray Taylor
Representative George J. Knoke
Representative Glenn F. Brockett

(No-Fault Insurance Subcommittee)

Senator W. R. Rabedeaux, Chairman
Senator Warren E. Curtis
Senator Gene W. Glenn
Senator George R. Kinley
Senator Tom Riley
Representative George J. Knoke
Representative Edgar Bittle
Representative E. Jean Kiser
Representative Norman G. Jesse
Representative Arthur A. Small, Jr.

HOUSE HUMAN AND INDUSTRIAL RELATIONS
(Collective Bargaining Subcommittee)

Representative Quentin Anderson, Chairman
Representative Terry Branstad
Representative C. W. Hutchins
Representative John H. Connors
Representative Richard W. Welden

HUMAN RESOURCES
(Problems of the Elderly and Handicapped Subcommittee)

Senator Barton L. Schwieger, Co-Chairman
Representative Reid W. Crawford, Co-Chairman
Senator Leonard C. Andersen
Senator William E. Gluba
Representative Donald L. Lippold
Representative R. G. Miller

HUMAN RESOURCES AND STATE GOVERNMENT
(Uniform Alcoholism and Intoxication Treatment Act Subcommittee)

Senator John S. Murray, Chairman
Representative William R. Monroe, Jr., Vice Chairman
Senator Minnette Doderer
Senator William N. Plymat
Senator Karl Nolin
Senator John N. Nystrom
Representative Reid W. Crawford
Representative C. Raymond Fisher
Representative Mattie Harper
Representative James C. West

SENATE JUDICIARY AND
HOUSE JUDICIARY AND LAW ENFORCEMENT
(Criminal Code Revision Subcommittee)

Representative George J. Knoke, Chairman

Senator E. Kevin Kelly, Vice Chairman
 Senator Gene W. Glenn
 Senator Gene V. Kennedy
 Senator Ralph W. Potter
 Senator Richard R. Ramsey
 Representative Reid W. Crawford
 Representative Maurice Hennessey
 Representative Stephen J. Rapp
 Representative Charles F. Strothman

(Criminal Justice Subcommittee)

Senator Lucas J. DeKoster, Co-Chairman
 Representative Rollin C. Edelen, Co-Chairman
 Senator C. Joseph Coleman
 Senator Elizabeth Shaw
 Representative Rayman D. Logue
 Representative Charles N. Poncy

(Iowa's Motor Vehicle Laws Subcommittee)

Senator E. Kevin Kelly, Chairman
 Representative Donald V. Doyle, Vice Chairman
 Senator C. Joseph Coleman
 Senator George R. Kinley
 Representative Scott D. Newhard
 Representative James C. West

SENATE SCHOOLS AND HOUSE EDUCATION

(Intermediate Educational Unit Subcommittee)

Senator Willard R. Hansen, Chairman
 Representative Charles E. Grassley, Vice Chairman
 Senator Leonard C. Andersen
 Senator James W. Griffin, Sr.
 Senator Gene V. Kennedy
 Senator Norman G. Rodgers
 Representative Ingwer L. Hansen
 Representative John E. Patchett
 Representative Delwyn Stromer
 Representative James D. Wells

SENATE STATE GOVERNMENT

(Special Liquor Distributorships Subcommittee)

Senator Forrest V. Schwengels, Chairman
 Senator Lowell L. Junkins
 Senator William P. Winkelman

STATE GOVERNMENT

(Uniform State Administrative Procedures Act Subcommittee)

Representative Ed Bittle, Chairman

Senator Gene W. Glenn, Vice Chairman
 Senator Eugene M. Hill
 Senator John S. Murray
 Senator Barton L. Schwieger
 Senator Elizabeth Shaw
 Representative C. Raymond Fisher
 Representative William J. Hargrave
 Representative Carl V. Nielsen
 Representative James C. West

SENATE STATE GOVERNMENT AND HOUSE TRANSPORTATION
 (Department of Transportation Subcommittee)

Representative Richard F. Drake, Chairman
 Senator Karl Nolin
 Senator John N. Nystrom
 Senator Barton L. Schwieger
 Representative Keith H. Dunton
 Representative Rollin C. Edelen

(Federal Highway Safety Standards Subcommittee)

Senator Barton L. Schwieger, Co-Chairman
 Representative Richard F. Drake, Co-Chairman
 Senator John N. Nystrom
 Senator Karl Nolin
 Representative Harold O. Fischer
 Representative Jack E. Woods

(Functional Classification of Highways Subcommittee)

Representative Richard W. Welden, Chairman
 Senator Eugene M. Hill
 Senator Barton L. Schwieger
 Senator Forrest V. Schwengels
 Representative Adrian Brinck
 Representative John H. Connors
 Representative Richard F. Drake
 Representative Rollin C. Edelen

WAYS AND MEANS
 (Tax Study Committee)

Senator Roger J. Shaff, Chairman
 Representative David M. Stanley, Vice Chairman
 Senator Warren E. Curtis
 Senator Joan Orr
 Senator William N. Plymat
 Senator Bass Van Gilst
 Representative Norman P. Dunlap
 Representative Keith H. Dunton
 Representative Emil J. Husak
 Representative Norman Roorda

REPORTS OF COMMITTEE

Senator Briles submitted the following report:

MR. PRESIDENT: Your committee on county government to which was referred **Senate File 484**, a bill for an act relating to the duties of deputy auditors in counties with dual county seats, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JAMES E. BRILES, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on county government to which was referred **Senate File 528**, a bill for an act relating to the licensing of dogs, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JAMES E. BRILES, Chairman

Ordered passed on file.

AMENDMENT FILED

- 1 Amend the Senate Rules Governing Lobbyists, pages sixty-nine
 2 (69) through seventy-two (72) of Rules of Procedure, Iowa
 3 1973-74, Sixty-fifth General Assembly", as follows:
 4 1. By striking all of Rule one (1).
 5 2. By amending Rules two (2) through eleven (11) to read as
 6 follows:
 7 [2.] 1. For the purposes of these rules "[Lobbyist] lobbyist"
 8 [means] is defined as a person who:
 9 a. Is paid compensation for encouraging the passage,
 10 defeat, or modification of legislation; or
 11 b. Attempts to encourage the passage, defeat, or modi-
 12 fication of legislation on a regular basis; or
 13 c. Represents on a regular basis an organization which
 14 has as one of its purposes the encouragement of the passage,
 15 defeat, or modification of legislation; or
 16 d. Is a federal, state or local government *official or*
 17 *employee* representing the official position of his *or her*
 18 *department, commission, board, or agency* and who attempts to
 19 encourage the passage, defeat, or modification of legislation
 20 [other than those employees requested or required to appear
 21 before a senate committee].
 22 [e.] 2. The term "[lobbyists] lobbyist" shall not include
 23 within its definition:
 24 a. *Officials and employees of a political party organized*
 25 *in the state of Iowa representing more than two percent of the*

Page 2

- 1 total votes cast for governor in the last preceding general
 2 election, *but only when representing the political party in an*
 3 *official capacity* [or persons employed by said political party].
 4 [f.] b. [The term "lobbyist" shall not include within its
 5 definition] *Representatives of the news media engaged only in*

6 the reporting and dissemination of news and editorials.

7 *c. Federal, state, or local government officials and*
8 *employees who in the course of their official duties submit*
9 *proposed legislation or amendments to a senator or senate*
10 *committee or who provide information or are requested or*
11 *required to provide information to a senator or to appear*
12 *before a senate committee and who do not actively encourage the*
13 *passage, defeat, or modification of legislation.*

14 *d. The Governor and Lieutenant Governor of the State of Iowa.*

15 *3. All lobbyists shall, on or before the day their*
16 *lobbying activity begins, register with the secretary of the*
17 *senate by filing a lobbyist registration statement listing:*

18 *a. Name, permanent business address, temporary resi-*
19 *dential and business addresses in Polk County during the*
20 *legislative session, and telephone numbers.*

21 *b. The name and address of the individual, company,*
22 *firm, corporation, union, association, or cause for which he*
23 *or she lobbies.*

24 *c. The general subjects of legislation in which the*
25 *lobbyist is or may be interested, the number of the bills and*

Page 3

1 *resolutions (if known) which will be lobbied, and whether the*
2 *lobbyist intends to lobby for or against each bill (if known).*

3 *d. A detailed description of any agreement, arrangement,*
4 *or understanding concerning contingent fees.*

5 *e. Whether the lobbyist is a person defined in subpara-*
6 *graph (a), (b), (c), or (d) of Rule one (1).*

7 *A separate registration statement shall be filed for each*
8 *individual, company, firm, corporation, union, association, or*
9 *cause represented. Any change in or addition to the foregoing*
10 *information shall be registered with the secretary of the*
11 *senate within ten days after the change or addition is known*
12 *to the lobbyist.*

13 [3.] *4. All federal, state, and local officials or*
14 *employees [or officials] representing the official position of*
15 *their departments, commissions, boards, or agencies shall [are*
16 *required to] present to the secretary of the senate a letter of*
17 *authorization from their department or agency heads prior to*
18 *the [time that they do any] commencement of their lobbying. The*
19 *lobbyist registration statement of such officials and employees*
20 *shall not be deemed complete until the letter of authorization*
21 *is attached thereto. [Such employees or officials who wish to*
22 *lobby in opposition to the official policy may do so by regis-*
23 *tering as a lobbyist and need not submit a letter of author-*
24 *ization.]*

25 [4. Lobbyists shall not be permitted on the floor of the

Page 4

1 *senate while in session.]*

2 *5. [Lobbyists and organizations they represent shall not*
3 *allow any legislator to charge any amount or item to any charge*
4 *account to be paid for by a lobbyist or an organization he*
5 *represents.] Federal, state, and local officials or employees*
6 *who wish to lobby in opposition to the official position of*

7 *their departments, commissions, boards, or agencies must indi-*
8 *cate such on their lobbyist registration statements.*

9 6. [In addition, each] *Each* [lobbyist covered by these rules
10 shall file each] month of the year, by the [tenth] *twentieth* day of that
11 month, *lobbyists shall file* with the secretary of the senate a
12 report concerning their lobbying activities during the pre-
13 ceding calendar month. The monthly report shall [require a
14 listing] *list* [of] the totals of all expenditures made or
15 incurred by the lobbyist[,] and [the lobbyist's] *his or her*
16 employer [if known] (*if the amounts attributable to the employer*
17 *are known or readily available*) in the performance of [their]
18 *lobbying service* [involving legislative activity during the
19 period covered by the report. Totals shall be recorded by
20 financial category: food and refreshment; entertainment,
21 including the cost of maintaining a hospitality room; provid-
22 ing travel; telephone; postage; advertising; contributions to
23 the political campaigns of senators and senate candidates,
24 including committees and organizations established for election
25 purposes; and other categories. The monthly report also shall

Page 5

1 require, if applicable, a listing of the senators and senate
2 candidates, or their immediate families, upon whom reported
3 expenditures in excess of twenty-five dollars per month are
4 made and a listing of any contributions made to the political
5 campaigns of senators and senate candidates, including commit-
6 tees and organizations established for election purposes.]

7 *The report shall list the amounts expended directly upon*
8 *senators, and shall include subtotals recorded for the follow-*
9 *ing categories:*

- 10 a. *food and refreshment,*
- 11 b. *entertainment (including the cost of providing a*
12 *hospitality room),*
- 13 c. *the provision of travel to senators,*
- 14 d. *telephone calls to senators,*
- 15 e. *postage and mailings to senators,*
- 16 f. *contributions to senators, senate candidates, and*
17 *committees and organizations established to support*
18 *the campaign of a senator (whether for re-election or*
19 *other office) or senate candidate, and*
- 20 g. *other miscellaneous expenditures.*

21 *The report also shall list the amounts for other direct expenses*
22 *incurred in the performance of lobbying service, and shall*
23 *include subtotals recorded for the following categories:*

- 24 a. *food and refreshments (such as for the lobbyist, the*
25 *lobbyist's client or employer, association members,*

Page 6

- 1 *etc.),*
- 2 b. *entertainment (including the cost of maintaining a*
3 *hospitality room),*
- 4 c. *travel expenses (such as travel to and from Des Moines),*
- 5 d. *lodging expenses away from home,*
- 6 e. *telephone,*
- 7 f. *postage (mailings to association members, etc.),*

- 8 *g. printing and copying,*
9 *h. advertising, and*
10 *i. other miscellaneous expenses.*

11 *The monthly report also shall list, if applicable, the*
12 *senators and senate candidates, or their immediate families,*
13 *upon whom expenditures in excess of twenty-five dollars were*
14 *made during the preceding month, and shall list the recipient*
15 *and amount of any contributions to senators, senate candidates,*
16 *and committees and organizations established to support the*
17 *campaign of a senator (whether for re-election or other office)*
18 *or senate candidate.*

19 7. [No lobbyist, or employer of a lobbyist, shall offer
20 economic or investment opportunity or promise of employment to
21 any legislator with intent to influence his conduct in the per-
22 formance of his official duties.] *Separate monthly lobbyist*
23 *activity reports shall be filed for each individual, company,*
24 *firm, corporation, union, association, or cause for which the*
25 *lobbyist lobbies. However, when no expenses are incurred for*
26 *one or more clients, the lobbyist may file a joint report for such*
27 *clients. Monthly lobbyist activity reports shall be*

Page 7

1 *filed regardless of whether or not a lobbyist incurred expenses*
2 *during the preceding calendar month.*

3 8. [A lobbyist shall not pay for memberships in or contri-
4 butions to clubs or organizations on behalf of a senator.] *If a*
5 *lobbyist's service on behalf of a particular employer, client,*
6 *or cause is concluded prior to the end of a calendar year, the*
7 *lobbyist may cancel his or her registration on appropriate*
8 *forms supplied by the secretary of the senate. Upon cancella-*
9 *tion of registration, a lobbyist is not required to file*
10 *monthly lobbyist activity reports, but is prohibited from*
11 *engaging in any lobbying activity on behalf of that particular*
12 *employer, client, or cause until re-registering and complying*
13 *with these rules.*

14 9. *Any lobbyist who fails to file a monthly lobbyist*
15 *activity report as required by these rules shall be deemed to*
16 *have voluntarily cancelled his or her registration. The*
17 *secretary of the senate shall notify the lobbyist of such*
18 *cancellation. Such lobbyist shall be prohibited from engaging*
19 *in lobbying activity for the remainder of that calendar year*
20 *on behalf of any employer, client, or cause without re-register-*
21 *ing to lobby and filing all delinquent reports.*

22 10. *Lobbyists and the organizations they represent shall*
23 *not allow any senators to charge any amounts or items to any*
24 *charge account to be paid for by those lobbyists or by the*
25 *organizations they represent.*

Page 8

1 11. *A lobbyist, or an employer of a lobbyist, shall not offer*
2 *economic or investment opportunity or promise of employment to any*
3 *senator with intent to influence his or her conduct in the perform-*
4 *ance of official duties.*

5 12. *A lobbyist, or employer of a lobbyist, shall not pay for*
6 *memberships in or contributions to clubs or organizations on behalf*
7 *of a senator.*

8 13. *Lobbyists shall not be permitted on the floor of the*
9 *senate while the senate is in session.*
10 [9.] 14. [Each legislator makes contact with lobbyists during
11 each session. This is generally not considered unethical. How-
12 ever, there may be suspicion of undue pressure. Therefore, each]
13 *Each senator shall file, each month of the year, by the [tenth]*
14 *twentieth day of that month, with the secretary of the senate a*
15 *report of all meals or alcoholic beverages, regardless of cost,*
16 *and all other [stating the types of] items or services in excess of*
17 *five dollars which he or she [has] received during the preceding*
18 *month from a lobbyist, or the individual, organization, [or] corpor-*
19 *ation, or cause represented by [the] that lobbyist [represents]. This*
20 *filing shall include the date each was received, [and] the name of*
21 *the lobbyist, and the individual, organization, [or] corporation, or*
22 *cause represented by [the] that lobbyist [represents]. The types of*
23 *items or services may include, but shall not be limited to:*
24 *food and refreshment, entertainment, travel, [membership to*
25 *clubs and organizations,] material goods, and contributions to*

Page 9

1 the senator's political campaign. It shall not be necessary to
2 affix a monetary value to each listing.

3 15. *The secretary of the senate shall submit, each month*
4 *of the year, by the twenty-fifth day of that month, to the senate*
5 *ethics committee a list of the lobbyists and senators who appear*
6 *to have failed to file the reports required by Rules six (6) and*
7 *fourteen (14). The senate ethics committee may require, on its*
8 *own motion, any lobbyist or senator who appears to have failed to*
9 *file a report or who appears to have filed an incomplete or inac-*
10 *curate report to appear before the committee to explain the fail-*
11 *ure to file said report or the incomplete or inaccurate report.*

12 16. *Any member of the General Assembly may file a complaint*
13 *against a lobbyist or a senator alleging violation of law or the Senate*

Rules

14 *Governing Lobbyists. The complaint shall be in writing, made*
15 *under oath, and filed with the secretary of the senate. The sec-*
16 *retary of the senate promptly shall transmit the complaint to the*
17 *chairman of the senate ethics committee, who promptly shall con-*
18 *vene that committee to consider the complaint.*

19 *If the ethics committee determines that the complaint sets*
20 *out an apparent violation of law or the Senate Rules Governing*
21 *Lobbyists, it shall set the matter for hearing, and then notify*
22 *the accused of his or her rights to appear in person, to be rep-*
23 *resented by counsel, to present statements and evidence, and to*
24 *cross-examine witnesses. The committee shall hold a hearing,*
25 *consider all relevant evidence, and make its recommendation to*

Page 10

1 *the Senate. Violation of the Senate Rules Governing Lobbyists may*
2 *result in the suspension of a lobbyist, if directed by a two-thirds*
3 *vote of the Senate in accordance with section 68B.10 of the Code.*

4 17. *The senate ethics committee is authorized to meet during*
5 *the time the General Assembly is not in session to conduct hearings*
6 *and other business that properly may come before it. If the com-*
7 *mittee submits a report seeking senate action against a lobbyist*
8 *after the second regular session of a General Assembly has*

9 *adjourned sine die, said report shall be submitted to and consid-*
10 *ered by the subsequent General Assembly.*

11 *18. A lobbyist's registration shall be valid for only one*
12 *calendar year. If an individual desires to continue lobbying*
13 *activity, he or she must re-register at the beginning of each*
14 *calendar year.*

15 *19. These Rules Governing Lobbyists shall be in effect*
16 *throughout the calendar year, whether or not the General Assembly*
17 *is in session.*

18 [10.] *20. The senate ethics committee shall prescribe forms*
19 *and procedures for compliance with these rules.*

20 [11.] *21. All statements and reports under these rules shall*
21 *be public records open to public inspection at all reasonable*
22 *times.*

COMMITTEE ON ETHICS
ROGER SHAFF, Chairman

On motion of Senator Lamborn, the Senate adjourned until
10:00 a.m. Tuesday, January 15, 1974.

JOURNAL OF THE SENATE

SECOND DAY

SENATE CHAMBER
DES MOINES, IOWA, TUESDAY, JANUARY 15, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by Father Bob Hedges, pastor of St. Timothy's Episcopal Church, West Des Moines, Iowa.

The Journal of Monday, January 14, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Ralph Wicks, Boone, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:
Senator Robinson for the day on request of Senator Kennedy.

PETITIONS

The following petition was presented and placed on file:

By Senator Heying from twenty-six residents of Fayette County, urging that a resident of northeast Iowa be appointed as a member of the State Conservation Commission.

INTRODUCTION OF BILLS

Senate File 1010, by Senator Andersen (Doyle), a bill for an act relating to group insurance for public employees.

Read first time and passed on file.

Senate File 1011, by Senators Curtis and Plymat (Brockett and Roorda), a bill for an act relating to the appropriation for the construction of a state office building.

Read first time and passed on file.

Senate File 1012, by Senator Murray, a bill for an act relating to personal qualifications for civil service employment.

Read first time and passed on file.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and announced that the House was ready to receive the Senate in joint convention.

In accordance with House Concurrent Resolution 101 duly adopted, the Senate proceeded to the House under the direction of the Secretary of the Senate and the Sergeant-at-Arms.

JOINT CONVENTION

In accordance with law and House Concurrent Resolution 101 duly adopted, the joint convention was called to order, President Neu presiding.

Senator Lamborn moved that the roll call be dispensed with and that the President of the joint convention be authorized to declare a quorum present, which motion prevailed.

President Neu announced a quorum present and the joint convention duly organized.

Senator Shaff moved that a committee of six consisting of three members from the Senate and three members from the House be appointed to notify Governor Ray that the joint convention was ready to receive him.

The motion prevailed and the President appointed as such committee Senators Rabedeaux, Coleman and Burroughs, on the part of the Senate, and Representatives Fisher of Greene, Tofte and Cusack, on the part of the House.

The committee waited upon Governor Ray and escorted him to the Speaker's station. President Neu then presented Governor Ray, who delivered the following state of the state message:

Mr. President, Mr. Speaker, Mr. Chief Justice, Senators and Representatives, State Officials, Distinguished Guests, Ladies and Gentlemen:

Before I begin my message, I would first like to pause for a moment in remembrance of one of your colleagues, Senator Vernon H. Kyhl, who served six sessions and was re-elected for two more. I think all us will remember this person as a very dedicated and devoted public servant. We will miss him.

When your predecessors of the Thirty-fifth General Assembly met in these chambers some sixty years ago, this beautiful State Capitol was surrounded by a great many old and unpainted shacks and buildings.

From the railroads below where hundreds of thousands of people passed by each month, only the dome was visible.

Big signs fronted this building on the west and the north—signs such as "Old Tavern Beer," "Twenty Mule Team Borax" and "Certainty Pancake Flour."

It was the Thirty-fifth General Assembly which acted to acquire more land for the Capitol grounds to clear the slums around this building, and as you can imagine, their act was controversial. The \$3 million land acquisition program stirred opponents throughout this state. But the legislature went ahead.

Governor George W. Clarke, who had called for the program in his inaugural message, backed the legislators. In a speech defending their action, he said:

"But what must be said of a statesmanship that does not look into the future? We are yet laying foundations in this new world. They ought to be so laid that coming centuries can build thereon."

Governor Clarke was talking about buying a few acres of land around a building. But his words offer us an inspiration more than a half century later.

* * *

In my inaugural message a year ago, I reported to you that planning had begun for a Conference on Iowa—Iowa's Future—Iowa in the Year 2000. This enterprise is developing in accordance with your wishes through the joint resolution of the Sixty-fourth General Assembly.

Today I can tell you the "Iowa 2000" project is well underway. Many of you saw the stimulating television program devoted to "Iowa 2000" Sunday evening. In the next few weeks, thousands of our Iowa people will be meeting together, in small groups, to consider the kind of state they want to have during the remainder of this century.

This promises to be truly an exciting and significant effort. It will be much more than a series of meetings or a collection of documents. "Iowa 2000" can strengthen an awareness in each of us of the need to think about our future, about Iowa's future and to consider our actions today in the broad context of the years and the decades to come.

What is really significant as we look at the venture of "Iowa 2000" is not merely that some planning will be done, but that individual Iowans will be doing it.

And this is exceedingly healthy. A governmental system that is based on participation by its citizens can easily shrivel without it.

So often the simple truth can best be expressed by a young person:

A Waterloo eighth grader, Philip Gassman, summed up precisely the concept of "Iowa 2000" in a letter to me: "In order to make Iowa's future the best it can be, we will have to have everyone working together in the planning of it."

* * *

To intelligently consider the future, we must take inventory of the present. That brings me to the Condition of the State of Iowa this January 15, 1974.

We are living in an age when even predicting twelve months in advance is not easy—let alone trying to forecast the next two decades with accuracy.

Perhaps you have read the same newspaper editorial that came to my attention the other day. It reads:

"It is a gloomy moment in the history of our country. Not in the lifetime of most men has there been so much grave and deep apprehension; never has the future seemed so incalculable as at this time.

"The domestic economic situation is in chaos. Our dollar is weak

throughout the world. Prices are so high as to be utterly impossible.

“The political cauldron seethes and bubbles with uncertainty . . .

It is a solemn moment. Of our troubles no man can see the end.”

That editorial appeared in Harper's Weekly in 1857. Then, as now—to some—the problems of the day seemed insurmountable. But we have survived as a people and as a nation. And each year we have had new experiences which have helped prepare us to handle our next year's problems more wisely and better.

Even today as we are preoccupied with problems of inflation, the energy shortage, and an atmosphere of scandal and mistrust in Washington, let us not lose our perspective.

Little heralded in 1973 in the midst of all of these troubles was the fact that agriculture in Iowa . . . still the core of our economy . . . experienced record levels of production. *Our economists report that cash value of farm marketings in Iowa is expected to place Iowa number one in the nation.*

In the last twelve months, industrial development—the good kind—set a new record in Iowa creating more jobs and more capital investment than in any other year in our history.

Unemployment in Iowa in 1973 averaged less than 3 percent, the lowest in years and nearly half of the national average.

Increased earnings and income are reflected in a heartier financial condition of our state treasury.

* * *

But what of 1974? Economists were forecasting an economic slowdown for this year, even before the energy crisis became household words.

We remain in the midst of that chain of events that has not run its course. We are called upon to exercise foresight and be prepared to undertake our common tasks with a degree of creativity and skill, using our best judgment tempered with what caution is necessary.

You face a very exciting adventure. To succeed at it will earn you the respect of the people who sent you here. They sent you not to play games, but to do a hard job of work.

* * *

Already in this biennium you can point to a wide range of exceptionally important legislative accomplishments.

In your first session, the elderly and low income Iowans received an honest tax break. You continued our attack on property taxes; you supported a well-balanced educational system; you established a concept of community-based corrections; you expressed faith in young people by providing majority rights for them; you recognized the sacrifices of our Vietnam veterans; you enacted strong consumer protection legislation, and you gave us a tough new campaign finance law, just to name a few.

This background of achievement should give you confidence that this current session can also be tremendously productive.

* * *

The same constitutional section that requires the Governor to report to you on the Condition of the State also provided that he recommend such matters “as he shall deem expedient.”

This I will now do. Next Tuesday I will again address you relative to the issues of energy and transportation with some specific recommendations.

* * *

Let me say at the outset there is one thing everyone in this General Assembly can agree upon—and that is: we do have a surplus in the state treasury. The question to be asked—not only by you but by every citizen of this state—is: “How are we going to use it wisely?”

You will be handed the Comptroller’s Document entitled 1973-75 Governor’s Budget Supplement that will show at the end of this first year a balance of \$154.2 million and at the end of the biennium, \$64.4 million. Some people will think these estimates are too conservative; some will think they are overly optimistic. We believe they are realistic, not exaggerated.

I would like to insert a word of praise for some people who have worked very diligently to compile this information so that we can present recommendations and that is the State Comptroller, Marvin Selden, and his staff who have worked untold hours without rest.

This is also a good time to mention my small staff—these people do not know what a forty hour work week is and they too have worked many hours.

We are thankful for the real economic growth which has increased this balance above original projections. But there are two other influences on the total growth. One is inflation. The other is what we term “windfall revenue” caused by enormous surges in our economy during the year 1973.

* * *

As we look ahead to this session I would ask that you consider two “ifs.” First, what would we do, knowing the economy has produced this additional tax revenue, if we did not have annual sessions?

And, second, how could state government respond to inflationary pressures if we did not have this extra money?

The answer to both questions is obvious: state government could not fulfill its responsibilities and obligations to our citizens.

Fortunately, we do have this session—and, we do have additional revenue.

In preparing this budget supplement, we considered all kinds of suggestions for using this money. And I am sure many of them will also be made by you during this session. Some will have merit, like the concept of a stabilization fund. We believe, however, we are offering the wisest course with the projected funds available.

Those of you who have followed the budgets I have recommended since I have been Governor and who know my philosophy about government’s obligations and spending practices know that I believe first, in fulfilling the commitments government has made to people; second, in looking for ways to accomplish those projects of government without burdening our people with additional taxes; and third, in taking those steps to prevent government from spending more than is actually required to meet those needs and commitments.

This three-part philosophy is reflected in the recommendations I am making to you today on how Iowa can best benefit from this additional state revenue.

* * *

My budget calls for increasing the amount of state aid to local schools in order that school boards are in a position to meet the needs of teachers and other school employees hit by inflation. *I would urge you to move quickly as these local boards look to you for leadership with spring contract time approaching.*

We have also provided for additional salary help for our employees in the Regents institutions, area schools and state departments.

Our aim in this action is to give these people a cost of living allowance in the range of 6½ percent.

As difficult as it is, our state agencies are cooperating by absorbing non-payroll inflationary costs. But higher food and fuel costs at our state institutions are beyond any such capability and there must be an adjustment for these increases.

The viciousness of inflation particularly victimizes our elderly and our dependent children for whom government has a responsibility. My recommendations include a 6½ percent increase in the state aid programs that serve these people as well as additional funds for the care of the elderly receiving nursing and medical services.

I am also asking for an allocation to insure that there will be no loss of care and funding for old age recipients who are or might be adversely affected by the federal takeover of the old age benefit program.

We are covering possible losses of federal funds in the field of health sciences at our Regents institutions. These are the programs which you have endorsed previously as a priority need of this state—namely, an increase in the number of doctors, dentists, and nurses.

These budget considerations include agency appropriations that were not made for the second year of the biennium.

* * *

The next category of budget revisions I propose to you today are those of a one-time, non-recurring nature.

These are of two types: capital improvements for education, conservation and administration—and a special action to lift the 10 percent millage reduction limitation from our school aid plan.

Let me explain this second non-recurring expenditure first. Some school districts have not been able to realize all the decrease in the local tax millage from the school aid plan to which they are actually entitled. By applying \$6 million to those districts affected, the full impact of the foundation aid program can be realized this year. With funds available, this is the fair thing to do.

Now to capitals.

Not only is it imperative that we make the capital improvements that are absolutely essential, it is important that we do it while the money is available. Otherwise, you would be asking our citizens to carry, unnecessarily, the burden of increased costs and additional interest expense for years into the future.

Moreover, in the case of such vital areas as conservation, we can ill afford to miss the chance to preserve our rich, God-given natural resources.

These capital expenditures also act as a safety valve in the event of a critical economic decline for they are one-time appropriations.

Let me list for you some of these items, not in any special order of priority:

Substantial funding for our conservation Open Spaces Program.

Funds to rapidly accelerate the completion of Iowa's present conservation and recreational plan and to acquire the land for a state-controlled resort-type lodge.

Funds to assure statewide coverage of our educational television network through installation of towers and transmitters.

The research coal mine.

A meat lab and architectural design center at Iowa State University and a power plant addition at the University of Iowa.

An appropriation for a new agricultural building and a supplement for the new state office building.

A long-needed addition to our liquor warehouse to provide space to handle increased sales and inventories.

* * *

Having shown you the ways we can meet the obligations state government should not ignore, I want to turn your attention to another responsibility we have to every citizen of this state who has contributed to this surplus.

Over the recent years, we have steadfastly sought to improve the fairness and the mixture of our basic tax structure.

In 1969 and 1970, we withstood pressures and demands to raise state taxes. In 1971, in spite of a downturn in the economy, we proposed and insisted that this state have a school aid formula that would check spiraling property taxes by shifting the burden of school support to more rapidly growing state taxes. While accomplishing this, the progressivity of the income tax was improved and an increase in sales tax and the imposition of a local income tax were avoided.

In 1972, property taxes levied in Iowa were actually less than the year before.

And last year, 1973, we lightened the property tax load by an average of 2 mills when the state assumed the basic local costs of welfare. We provided property tax relief to some 125,000 elderly homeowners and renters and eased the income tax for low income people. Again, we did not raise taxes!

Now the State of Iowa is in the enviable position of being able to remove the sales tax from food and prescription drugs without raising any other taxes to do it.

This is not simply a rebate or a political gimmick. This is substantive; it is real; it is helpful and if you follow my budget, it can be done.

Here is what I can also see that is so important about this. Iowa state government can now effectively exist without requiring a tax on something as fundamental as food and prescription drugs. *And this money that government does not collect is money that government will not spend.*

* * *

There are other attainable goals to be accomplished this session. As you know, there is no way to include in this message all pieces of legislation that will be worthy of your deliberation, but there are some I want to mention.

A DEPARTMENT OF TRANSPORTATION—How often in recent days have you heard people—legislators and others—say we need to do something for railroad passenger or freight service; or that certain communities can't get along without mass transit; or that our grain backs up at the Mississippi River because we can't move it quickly enough; or that we have too many highways or not enough highways; or that we should find a way to save our branch line railroads; or that we should have longer and heavier trucks.

Even though much of this conversation is prompted by the energy crisis, much of the problem has long been foreseeable. While we have outstanding individuals who have devoted their time and knowledge and effort in coping with our transportation problems, we still are void of a structure to give us what this state needs.

Much of what we can only talk about doing today in transportation could already be happening had action been taken four years ago, or three

years ago, or two years ago, or even last year. It wasn't, but it can be. Please—don't pass up the opportunity again.

55 MPH SPEED LIMIT—Notwithstanding my energy message next week, I must bring to your attention at this time the need for immediate passage of a 55 MPH speed limit. This will bring us in compliance with federal legislation and prevent the loss of federal highway funds. Instead of fighting and resisting this action, realize it is not for convenience but for the conservation of energy. Jobs can be protected and crops can be planted with fuel saved by this move.

LAND USE POLICY—In 1972, the Iowa legislature enacted the nation's first soil conservancy law. Many of you were here, pioneering the concept that our land, though held privately, is still a public trust. Now, after careful legislative study, take the next step by establishing a commission for effective land use planning.

HOUSING AUTHORITY—Iowans are among the best housed people in the world, but there are also those among us who simply do not have a place to go. Many poor, elderly and handicapped have fallen through the gap between what is offered by private enterprise and federal government. Iowa should have a Housing Authority to fill this void. It is needed. We can have it if you will support this move.

CRIMINAL CODE REVISION—It has been five years since your committee began the huge task of recodifying our criminal statutes. Though portions of this effort are certain to provoke controversy, now is the time to tackle it—point by point if need be.

SPECIAL EDUCATION—Isn't it enough that a youngster be handicapped—mentally, physically or both—let alone never have a chance for education, or training or to learn and to live? Let us not be a party to further penalizing these human beings. You will have before you a proposal to modernize our delivery system for special education. It will make available to these young people, whoever they might be and wherever they might live, an opportunity to learn and be recognized as someone who belongs. Debate it, however long it takes, but pass it.

UNIFORM CONSUMER CREDIT CODE—Much work has been done by your committee on the Uniform Consumer Credit Code. It is clear the present statute is too restrictive. I would support your umbrella approach, but I have concluded the argument is not strong enough to risk an unlimited ceiling for the interest charged in retail credit. The use of retail credit is not a visible, tangible commodity like hardware or clothing where quality and price are easily compared.

WORKABLE BIDDING LAW—Iowa State government has been successfully operating under a bidding law that assures openness and fair play in the expenditure of public funds. A similar law would work equally well for local governments and protect against abuses and conflicts of interest. I recommend that such a reasonable bidding law be enacted.

INVESTMENT IN MEDICAL SERVICE—It is quite apparent Iowa needs more family doctors. The Iowa University Medical School has a family practice program. Given enough time, it will hopefully produce more doctors for Iowa, but it is not enough of a solution to meet immediate needs. The Iowa Osteopathic School is training doctors who can provide medical service in many of our communities—particularly in our rural areas. A wise investment will be to offer financial incentives to this school for

graduates who establish their practices in Iowa. Implementation for this is included in the budget.

HOME RULE—A recent district court decision has clouded the intent of the constitutional Home Rule Amendment adopted by the people of Iowa. This decision is being appealed but I suggest that you originate a corrective constitutional amendment in this session to avoid several years of delay. In the event of a favorable Supreme Court decision later, follow-up action by the next General Assembly won't be necessary.

NO FAULT INSURANCE—With the turn of recent events, insurance companies are enjoying increased margins between premiums and claims. This would be an ideal time for companies to include first-party coverage for medical expense and loss-of-earnings payments regardless of who is at fault in an accident. This can be done—and should be—without curtailing a victim's rights to recover from a wrongdoer. I, therefore, urge you to require such first-party coverage.

COUNTY SPENDING LIMITS—I encourage you to proceed with your local funding committee's proposal to combine forty-two funds now identified in county budgets into five basic funds. Most money spent by county government falls into three classes; secondary roads, county general, and human resources. Flexibility of such an improved structure would increase efficiency within spending limitations and allowable growth.

* * *

I have gone into some detail with the proposals I just made to you.

In the interest of time I shall not do that with a number of others that I also believe need your consideration and favorable action.

Please understand that because they are not explained more fully in this message does not mean they lack importance. In a number of cases I have spoken and repeatedly asked for their passage.

In others, the arguments are well-known to members of this body or they need little additional explanation. They include:

- Collective Bargaining for public employees.
- A commission to consider minimum standards and outline the orderly development of cable TV.
- A redefinition of personal property for tax purposes.
- Upgrading standards for elevator safety and inspection.
- A law to require mobile home tie-down.
- Construction of a new Law Enforcement Academy building.
- Combining the two existing agencies dealing with problems of alcoholism.
- Functional classification of roads.
- A property tax break for people who improve their homes.
- Public representation on our professional licensing boards.
- Strengthening the Civil Rights Commission with the power of subpoena, subject to court approval.
- Supporting the momentum we have started to provide library services in our seven regions.
- Amending Iowa's new Sunday liquor sales and gambling laws to conform to legislative intent.
- Permitting sales of liquor in franchised private outlets in our smaller communities in lieu of establishing state-owned facilities.
- Broadening the scope of Iowa's successful industrial revenue bond law to extend its benefits to agricultural-related industries and warehousing.
- Authorizing the Commerce Commission to prevent a second utility

rate increase from being put in under bond while a first increase is already pending.

—Tightening Iowa's securities law on intra-state sales.

* * *

No doubt you will also be discussing such things as additional legislation that might be needed in the field of child abuse or day care services and standards.

In addition, you will have before you the Department of Social Services' recommendations on reorganization in response to the law you passed last session. As you analyze and evaluate their proposals, I would ask that you work in concert with the Department of Social Services.

* * *

My experience tells me there are those of the legislature and the press who like to keep a check list. If you do, you might be interested to know that we have counted forty-four specific points in this legislative program. There will be several more in the message next Tuesday.

* * *

You and I have something in common and something for which we can be very thankful and grateful. That is, we have been asked by some of the greatest people in the world to represent them.

These people, our constituents, have one major overriding concern about their government at all levels. If you were to say it is taxes, you would be wrong, though—indeed—this is a big concern. The issues of energy, inflation, environment, drug abuse, law enforcement, education and human rights are all extremely important. But none of these, as much as they deserve our attention, can be said to be number one in the minds of our people.

When it comes to government, the issue most concerning our people today involves the basic element of trust and confidence.

In the same constitution which requires the Governor to deliver this message is a section in the article that deals with the Legislative branch and I quote it in part to you: "The doors of each House shall be open . . ."

There is much more than a literal meaning in this section. It tells us our forefathers understood straightforwardness, sincerity, and openness.

Today these qualities are more needed than ever before.

* * *

In order for people to believe in their government, they must first believe in their own ability to influence the kind of government they receive.

Our people do not clamor for radical changes in our system, what they want is performance from the system we have.

The solutions to the problems we face as a state aren't going to come from the grandstander or the shouter. They will come from knowledgeable people who understand the meaning of decency, courtesy, cooperation and honesty.

Yours can be the leadership that draws our people to problem-solving efforts that will take us into the Year 2000 and that will make our young people living here today want to live here in the Year 2000.

Above all, you can help lead our people by telling them the truth and entrusting them with it.

Governor Robert Ray was escorted from the House chamber by the committee previously appointed.

On motion of Representative Holden, the joint convention was dissolved.

The Senate returned to the Senate chamber and resumed regular session, President Neu presiding.

On motion of Senator DeKoster, the Senate recessed until the fall of the gavel.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

INTRODUCTION OF BILLS

Senate File 1013, by committee on natural resources, a bill for an act to reduce the maximum speed limits imposed on motor vehicles operating on the highways of the state.

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

Senate File 1014, by Senator Griffin, a bill for an act relating to the length of time of the probationary period for civil service appointees.

Read first time and **passed on file**.

Senate File 1015, by Senator Andersen, a bill for an act relating to the employer contributions for the Iowa public employees' retirement system.

Read first time and **passed on file**.

Senate File 1016, by Senator Glenn (Poncy), a bill for an act relating to employment security extended benefits.

Read first time and **passed on file**.

Senate File 1017, by Senator Murray, a bill for an act authorizing shuttle carrier service without a certificate of public convenience and necessity.

Read first time and **passed on file**.

WITHDRAWN

Senator Shaw asked and received unanimous consent that **Senate Files 323 and 352** be **withdrawn** from further consideration of the Senate.

COMMUNICATIONS

The following communications were filed with the Secretary of the Senate:

January 15, 1974

Mr. Ralph R. Brown
Secretary of Senate
State House
Local

There are transmitted herewith claims against the State of Iowa, to be filed with the Claims Committee of the Senate.

These include 66 claims of a general nature.

Index is attached showing number of claim, name and address of claimant, amount of claim and amount approved.

Very truly yours,

MAURICE E. BARINGER
Chairman
State Appeal Board

Receipt of the above is hereby acknowledged.

RALPH R. BROWN
Secretary of Senate

OFFICE

STATE COMPTROLLER

Claim Number	Name of Claimant Nature of Claim	Amount of Claim	Amount Approved
980-64-25	Bailey Transfer Iowa Falls, Iowa		
	Reciprocity refund	Undetermined	Disapproved
2085-64-25	Brown Truck Leasing Corp. Des Moines, Iowa		
	Reciprocity refund	Undetermined	Disapproved
2086-64-25	Brown Truck Leasing Corp. Des Moines, Iowa		
	Reciprocity refund	Undetermined	Disapproved
510-65-25	Mary C. Jacobs Smith Des Moines, Iowa		
	Merit Pay Freeze adjustment	\$ 51.00	Disapproved
693-65-25	Anthony Murren Marshalltown, Iowa		
	Merit Pay Freeze adjustment	111.00	Disapproved
694-65-25	Lila M. Arnold Marshalltown, Iowa		
	Merit Pay Freeze adjustment	87.00	Disapproved
695-65-25	Hubert J. Myers Marshalltown, Iowa		
	Merit Pay Freeze adjustment	117.00	Disapproved
696-65-25	Delma Marie Scovill Marshalltown, Iowa		
	Merit Pay Freeze adjustment	63.00	Disapproved
697-65-25	Kempton Lee Settle Marshalltown, Iowa		
	Merit Pay Freeze adjustment	93.00	Disapproved

Claim Number	Name of Claimant Nature of Claim	Amount of Claim	Amount Approved
717-65-25	Arla J. Carmean Ames, Iowa Maternity leave	1,614.81	Disapproved
794-65-25	Harold E. Oelschlager Platteville, Wisconsin Merit Pay adjustment	35.00	Disapproved
819-65-25	Giles Frye Alden, Iowa Reciprocity Refund	170.90	Disapproved
883-65-25	Martha Ellen Hatfield Ft. Madison, Iowa Reimbursement (Comp. time)	195.84	Disapproved
926-65-25	Iowa State University Ames, Iowa Outdated claim	32.40	Disapproved
927-65-25	Judy Schultze Minburn, Iowa Contact lens replacement	55.00	Disapproved
934-65-25	Leonard Wessling Sioux City, Iowa Damage to clothing	49.71	Disapproved
942-65-25	Frederick L. Douda Cedar Rapids, Iowa Merit Pay Freeze adjustment	57.50	Disapproved
945-65-25	Kathy Wilson Des Moines, Iowa Damage to clothing from folding machine	52.00	Disapproved
946-65-25	Raymond J. Meek Des Moines, Iowa Damage to personal effects	83.00	Disapproved
956-65-25	Berstad Trading Post Webb, Iowa Fishing license refund	80.00	Disapproved
958-65-25	Beth Dublinske Altoona, Iowa Real Estate transfer tax	16.91	Disapproved
975-65-25	Charles D. Savage Ames, Iowa Salary increase adjustment	260.00	Disapproved
993-65-25	Link Funeral Home (Estate of Grace B. Penn) Stuart, Iowa Outdated invoice	988.16	Disapproved
994-65-25	Mary C. Gaffney Ames, Iowa Retroactive Pay	102.50	Disapproved
1002-65-25	Virgie V. Hanson Meriden, Iowa Merit Pay adjustment	242.00	Disapproved

Claim Number	Name of Claimant Nature of Claim	Amount of Claim	Amount Approved
1003-65-25	Maudie L. Ritter Cherokee, Iowa Merit Pay Freeze adjustment	242.00	Disapproved
1004-65-25	Clark D. Nixon Cherokee, Iowa Merit Pay adjustment	253.00	Disapproved
1008-65-25	Willers Truck Service Sioux Falls, South Dakota Prorate registration refund (Reciprocity)	1,125.85	Disapproved
1020-65-25	Lester L. Litscher Long Grove, Iowa Vehicle inspection refund	191.29	Disapproved
1033-65-25	Lewis Bjerkestrand Radcliffe, Iowa Real Estate transfer tax fund	12.10	Disapproved
1094-65-25	Thomas D. Murphy Bettendorf, Iowa License fee refund	12.50	Disapproved
1104-65-25	Marvin D. Siefken Lincoln, Nebraska License fee refund	24.00	Disapproved
1105-65-25	Dr. Merrill G. Shutt, D.D.S. Des Moines, Iowa Title XIX dental services	350.00	Disapproved
1126-65-25	Michigan Dept. of Natural Resources Research and Development Div. Lansing, Michigan Outdated claim	146.00	Disapproved
1165-65-25	National Safety Council Chicago, Illinois Outdated invoices	859.60	Disapproved
1168-65-25	National Safety Council Chicago, Illinois Outdated invoices	444.80	Disapproved
2081-65-25	Horace W. Johnson Wholesale Commodities Nevada, Missouri Permit Fee refund	19.12	Disapproved
2128-65-25	Judith A. Calonder Manchester, Iowa Back Pay	291.00	Disapproved
2203-65-25	Charles Coughlin Woodward, Iowa Retroactive pay	83.22	Disapproved
2211-65-25	Clair B. Heyer Tingley, Iowa Wages	8,841.08	Disapproved
2219-65-25	Bessie C. or Donald E. Nichols State Center, Iowa Refund for lost title	5.00	Disapproved

Claim Number	Name of Claimant Nature of Claim	Amount of Claim	Amount Approved
2235-65-25	Joe A. Rose Nevada, Missouri Reciprocity fine refund	28.00	Disapproved
2290-65-25	Peoria Stockyards Pella, Iowa Prorate registration refund	691.16	Disapproved
2306-65-25	Schueman Bros. Avoca, Iowa Sales tax refund (truck tractor)	801.60	Disapproved
2328-65-25	Brian Leslie Finkel Urbandale, Iowa Examination fee refund	20.00	Disapproved
2351-65-25	Duane H. Smith Davenport, Iowa Broken eyeglasses	52.00	Disapproved
2366-65-25	John Kroeker Boone, Iowa Broken wristwatch	30.00	Disapproved
2370-65-25	Decatur County Leon, Iowa Reimbursement for typewriter	495.00	Disapproved
2378-65-25	Dorothy B. Cummings Ainsworth, Iowa Broken wristwatch band	5.10	Disapproved
2381-65-25	Mary Dorzweiler Woodward, Iowa Shattered automobile windshield	65.71	Disapproved
2382-65-25	Mildred Pritchard Perry, Iowa Broken auto windshield	125.18	Disapproved
2383-65-25	Susan Weatherbee Woodward, Iowa Broken eyeglasses	54.00	Disapproved
2394-65-25	Virgil E. Winchester DeSoto, Iowa Broken eyeglasses	58.00	Disapproved
2400-65-25	Melvin Gries Woodward, Iowa Broken auto windshield	141.25	Disapproved
2454-65-25	Elise Fowler Omaha, Nebraska Broken eyeglasses	12.00	Disapproved
2466-65-25	Martha C. Trucano Madrid, Iowa Broken auto windshield	11.53	Disapproved
2496-65-25	Raymond Gensley, Jr. Victor, Iowa Pro rate registration fee	350.00	Disapproved

Claim Number	Name of Claimant Nature of Claim	Amount of Claim	Amount Approved
2503-65-25	Jerry Lee Williams Newton, Iowa Slashed auto tire	19.38	Disapproved
2510-65-25	Linda A. Scalf Fairfield, Iowa Broken eyeglasses	25.00	Disapproved
2528-65-25	Tom Mace Clarinda, Iowa Broken eyeglasses	10.00	Disapproved
2539-65-25	R. K. Svaleson Boone, Iowa Broken watch band	8.19	Disapproved
2546-65-25	Mae B. Willey Woodward, Iowa Broken car window	77.69	Disapproved
2573-65-25	Linda J. Maxwell Madrid, Iowa Broken eyeglasses	21.00	Disapproved
2590-65-25	Clarice Griffin Perry, Iowa Broken watch	60.00	Disapproved
2637-65-25	Mid Seven Transportation Co. Des Moines, Iowa County registration refund	31.25	Disapproved
2695-65-25	Beulah Reichenbacker Des Moines, Iowa Ink on clothing	45.45	Disapproved

January 15, 1974

Mr. Ralph R. Brown
Secretary of Senate
State House
Local

In accordance with Section 25A.12, Code of Iowa, 1973, we are hereby submitting to the General Assembly all claims and judgments paid during 1973 by the State Appeal Board under Chapter 25A.

The attached report shows the name of each claimant, a brief description of each claim, the amount claimed and the amount approved.

Very truly yours,

MARVIN R. SELDEN, JR.
State Comptroller

Receipt of the above is hereby acknowledged.

RALPH R. BROWN,
Secretary of Senate

**CHAPTER 25A GENERAL TORT CLAIMS APPROVED
BY STATE APPEAL BOARD, 1973**

Claim No.	Claimant	Nature of Claim	Amount Claimed	Amount Approved
T-2007-64	Daniel Joseph Thurman	Steel poles fell at Fairground hitting his foot	\$ 23.00	\$ 23.00
T-109-65	Thomas H. Carson			
	Des Moines, Iowa	Gate came down on car	59.74	59.74
T-972-65	James W. Rooney	Death of steer at Clinic	430.00	430.00
T-1091-65	Jerry Lee Cross	Broken eyeglasses	39.00	39.00
T-2011-65	Lester E. Nelson	Water drainage damage	410.48	100.00
T-2145-65	Deloris Stangl	Property damage to car during blizzard	Undetermined	620.00
T-2200-65	Ruby H. Marshall	Falling concrete on auto	69.01	69.01
T-2324-65	Swanson Co.	Broken car window from mower	32.63	32.63
T-2364-65	The Travelers Ins. Co. (Ekdahl's Market)	Replacement of scale due to state inspector	361.65	361.65
T-2438-65	Wayne Lonning	Auto damage	Undetermined	118.45
T-2612-65	Bernidean Woodley	Auto damage	141.40	141.40
T-2620-65	Zelma Sutphen	Slipped and fell (Ft. Madison)	106.50	106.50

**CHAPTER 25A HIGHWAY TORT CLAIMS APPROVED
BY STATE APPEAL BOARD, 1973**

Claim No.	Claimant	Nature of Claim	Amount Claimed	Amount Approved
H-63-65-T	Fred B. Reichenbach and Virginia M. Reichenbach	Crop Loss	\$ 15,748.00	\$ 7,000.00
H-78-65-T	Louis J. Martin	Auto Damage	47.17	47.17
H-81-65-T	Russell Roberts	Auto Damage	51.16	51.16
H-87-65-T	Fred A. Patik and Barbara	Property Damage	40.00	40.00
H-102-65-T	Stewart Silver	Auto Damage	90.64	90.64
H-107-65-T	Forrest Denger	Crop Damage	54.34	54.34
H-117-65-T	Bert J. Ullrich	Auto Damage	187.30	183.80
H-120-65-T	John Gowdy	Crop Damage	249.46	249.46

Claim No.	Claimant	Nature of Claim	Amount Claimed	Amount Approved
H-121-65-T	C. L. Johnson	Auto Damage	Undetermined	84.95
H-124-65-T	Ralph Leshner	Auto Damage	45.03	45.03
H-126-65-T	Arthur Lowell Hubbard	Trailer Damage	51.88	51.88
H-131-65-T	Jack Todden	Trailer Damage	104.92	104.92
H-136-65-T	Tony Starcevich	Personal Property Damage	155.00	155.00
H-141-65-T	Morris O. Givens	Auto Damage	37.84	37.84
H-145-65-T	Wilbur E. Schmoll	Crop Damage	2,400.00	1,800.00
H-152-65-T	James L. Kirwan	Tile Line Repairing	412.76	412.76
H-157-65-T	Frank N. Flander	Tile Line Repair	250.84	250.84
H-164-65-T	James P. Long	Auto Damage	33.52	33.52
H-172-65-T	Richard Gronewold	Tire Damage	26.04	26.04
H-175-65-T	Charles J. Komarek	Auto Body Damage	67.98	67.98
H-176-65-T	Charlene Rea Hazlett	Paint on car from state paint crew	25.75	25.75

CHAPTER 25A—TORT CLAIMS
 JUDGMENTS AND SETTLEMENTS AT OR BEFORE TRIAL—1973

Claim No.	Claimant	Nature of Claim	Amount Claimed	Amount Approved
T-477-63	Walter E. Richards	Personal Injury (Settlement)	\$ 10,000.00	\$ 3,500.00
H-35-64-T	William Charles Marlin and family	Property and Pers. Injury (Settlement)	125,660.00	2,750.00
H-78-64-T	Denny B. Strong, Father			
H-79-64-T	Holly Strong, deceased			
H-89-64-T	Estate, Holly Strong	Wrongful Death and Personal Injuries (Settlement)	181,711.60	45,000.00
H-162-64-T	Earl W. Klingaman	Property Damage (Settlement)	Undetermined	8,500.00
H-163-64-T	Earl W. Klingaman, Est. of Edna Klingaman			
		Wrongful Death (Settlement)	Undetermined	5,500.00
H-192-64-T	Fred P. Millard	Personal Injury	75,000.00	750.00

Claim No.	Claimant	Nature of Claim	Amount Claimed	Amount Approved
H-205-64-T	Rohlin Construction Co., Inc.	Contribution to Accident (Settlement)	454,000.00	1,500.00
H-210-64-T	Poole Transfer, Inc.	Truck Damage (Settlement)	5,585.98	850.00
H-238-64-T	Debra Lynn Smith Estate by Earl Smith, Admin.	Personal Injury (Settlement)	30,000.00	6,600.00
H-249-68-T	City of Spirit Lake	Sewage Damage (Settlement)	136,000.00	1,400.00
T-323-64	James Barrett	Personal Injury (Settlement)	500,000.00	300.00
T-1013-64	Daniel Herbert Frank	Eye Injury (Settlement)	100,000.00	4,500.00
T-1577-64	Gary Eugene Holzschuh	Hand Injury (Settlement)	45,000.00	294.00
T-1845-64	Rodney D. Smith	Personal Injury (Settlement)	15,000.00	1,500.00
H-58-65-T	Elwood Lund	Car Damage (Settlement)	166.55	83.27
T-70-65	Malena Ellwood, Admin. Est. of Jordan Hoverstein	Raft Accident Mtown. (Settlement)	15,000.00	3,000.00
T-269-65	Continental Western Ins. (Burton Lothe)	Elbow Injury (Settlement)	Undetermined	1,000.00
H-20-64-T	William Stanley	Personal Injury (Judgment)	50,000.00	44,210.54
H-77-64-T	Denny B. Strong Adm .Est. of Rosalyn May Strong	Wrongful Death (Judgment)	228,302.78	82,500.00
H-189-64-T	Geo. Kachelhoffer Adm. of Kenneth Kachelhoffer	Wrongful Death (Judgment)	100,000.00	50,054.79
H-193-64-T	Michael Melvin Mundell	Personal Injury (Judgment)	75,650.00	9,160.03
H-212-64-T	L. R. Pullian	Truck Damage (Judgment)	3,484.85	3,200.00
H-213-64-T	Gerald Ehlinger	Personal Injury (Judgment)	1,250,000.00	638,000.00
H-258-64-T	Michael and Howard Mundell	Property Damage (Judgment)	Undetermined	9,009.86
T-1198-64	Andrew Bockenstedt by his father C. J. Bockenstadt	Personal Injury (Judgment)	75,012.00	14,600.50
T-1596-64	Coy W. McBroom, Jr.	Personal Injury (Judgment)	133,040.00	125,000.00

The following communications have been received and placed on file in the office of the Secretary of the Senate from:

THE STATE OF NEBRASKA

A copy of Legislative Resolution 100 urging that the Federal Trade Commission be charged with the responsibility of studying, researching, and investigating the present marketing and pricing structure in the livestock industry toward the end of providing for a more equitable distribution of profits among producers, processors, and retailers and bringing the marketing spread back into line.

STATE BOARD OF MEDICAL EXAMINERS

Recommendations for legal assistance in accordance with House Concurrent Resolution 17 of the Sixty-fifth General Assembly, 1973 Session.

Recommendations for continuing education requirements for licensed physicians in accordance with House Concurrent Resolution 18 of the Sixty-fifth General Assembly, 1973 Session.

IOWA BOARD OF NURSING

Recommendations for legal assistance in accordance with House Concurrent Resolution 17 of the Sixty-fifth General Assembly, 1973 Session.

Recommendations for continuing education requirements for registered nurses and licensed practical nurses in accordance with House Concurrent Resolution 18 of the Sixty-fifth General Assembly, 1973 Session.

BOARD OF BARBER EXAMINERS

Recommendations for legal assistance in accordance with House Concurrent Resolution 17 of the Sixty-fifth General Assembly, 1973 Session.

Recommendations for continuing education requirements for barbers in accordance with House Concurrent Resolution 18 of the Sixty-fifth General Assembly, 1973 Session.

BOARD OF PODIATRY EXAMINERS

Recommendations for legal assistance in accordance with House Concurrent Resolution 17 of the Sixty-fifth General Assembly, 1973 Session.

No recommendations for continuing education requirements for podiatrists in accordance with House Concurrent Resolution 18 of the Sixty-fifth General Assembly, 1973 Session.

BOARD OF CHIROPRACTIC EXAMINERS

Recommendations for legal assistance in accordance with House Concurrent Resolution 17 of the Sixty-fifth General Assembly, 1973 Session.

Recommendations for continuing education requirements for chiropractors in accordance with House Concurrent Resolution 18 of the Sixty-fifth General Assembly, 1973 Session.

BOARD OF FUNERAL DIRECTORS AND EMBALMER EXAMINERS

Recommendations for legal assistance in accordance with House Concurrent Resolution 17 of the Sixty-fifth General Assembly, 1973 Session.

Recommendations for continuing education requirements for funeral directors and embalmers in accordance with House Concurrent Resolution 18 of the Sixty-fifth General Assembly, 1973 Session.

BOARD OF VETERINARY MEDICAL EXAMINERS

Recommendations for legal assistance in accordance with House Concurrent Resolution 17 of the Sixty-fifth General Assembly, 1973 Session.

Recommendations for continuing education requirements for veterinarians in accordance with House Concurrent Resolution 18 of the Sixty-fifth General Assembly, 1973 Session.

REAL ESTATE COMMISSION

Recommendations for legal assistance in accordance with House Concurrent Resolution 17 of the Sixty-fifth General Assembly, 1973 Session.

Recommendations for continuing education requirements of licensees of the Iowa Real Estate Commission in accordance with House Concurrent Resolution 18 of the Sixty-fifth General Assembly, 1973 Session.

IOWA STATE BOARD OF DENTISTRY

Recommendations for legal assistance in accordance with House Concurrent Resolution 17 of the Sixty-fifth General Assembly, 1973 Session.

IOWA STATE BOARD OF ENGINEERING EXAMINERS

Recommendations for legal assistance in accordance with House Concurrent Resolution 17 of the Sixty-fifth General Assembly, 1973 Session.

Recommendations for continuing education requirements for professional engineers and land surveyors in accordance with House Concurrent Resolution 18 of the Sixty-fifth General Assembly, 1973 Session.

STATE BOARD OF ARCHITECTURAL EXAMINERS

Recommendations for legal assistance in accordance with House Concurrent Resolution 17 of the Sixty-fifth General Assembly, 1973 Session.

Recommendations for continuing education requirements for licensed architects in accordance with House Concurrent Resolution 18 of the Sixty-fifth General Assembly, 1973 Session.

BOARD OF PHYSICAL THERAPY EXAMINERS

Recommendations for legal assistance in accordance with House Concurrent Resolution 17 of the Sixty-fifth General Assembly, 1973 Session.

Recommendations for continuing education requirements for physical therapists in accordance with House Concurrent Resolution 18 of the Sixty-fifth General Assembly, 1973 Session.

BOARD OF PHARMACY EXAMINERS

Recommendations for legal assistance in accordance with House Concurrent Resolution 17 of the Sixty-fifth General Assembly, 1973 Session.

Recommendations for continuing education requirements for pharmacists in accordance with House Concurrent Resolution 18 of the Sixty-fifth General Assembly, 1973 Session.

BOARD OF LAW EXAMINERS

Recommendations for legal assistance in accordance with House

Concurrent Resolution 17 of the Sixty-fifth General Assembly, 1973 Session.

No recommendations for continuing education requirements for members of the legal profession in accordance with House Concurrent Resolution 18 of the Sixty-fifth General Assembly, 1973 Session.

COSMETOLOGY BOARD OF EXAMINERS

Recommendations for legal assistance in accordance with House Concurrent Resolution 17 of the Sixty-fifth General Assembly, 1973 Session.

Recommendations for continuing education requirements for cosmetologists in accordance with House Concurrent Resolution 18 of the Sixty-fifth General Assembly, 1973 Session.

BOARD OF EXAMINERS FOR NURSING HOME ADMINISTRATORS

Recommendations for legal assistance in accordance with House Concurrent Resolution 17 of the Sixty-fifth General Assembly, 1973 Session.

Recommendations for continuing education requirements for nursing home administrators in accordance with House Concurrent Resolution 18 of the Sixty-fifth General Assembly, 1973 Session.

IOWA BOARD OF ACCOUNTANCY

Recommendations for continuing education requirements for accountants in accordance with House Concurrent Resolution 18 of the Sixty-fifth General Assembly, 1973 Session.

REPORTS OF COMMITTEES

Senator Schwieger submitted the following reports:

MR. PRESIDENT: Your committee on human resources to which was referred **Senate File 500**, a bill for an act relating to visitation rights, begs leave to report it has had the same under consideration and recommends the same **do pass**.

BARTON L. SCHWIEGER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on human resources to which was referred **Senate File 509**, a bill for an act relating to autopsies and post-

mortem examinations, begs leave to report it has had the same under consideration and recommends the same **be amended in accordance with Senate Amendment 454, filed by Senator Schwieger, April 25, 1973, and found on page 1007 of the Senate Journal, and when so amended, the bill do pass.**

BARTON L. SCHWIEGER, Chairman

Ordered passed on file.

Senator Riley submitted the following reports:

MR. PRESIDENT: Your committee on judiciary, to which was referred **Senate File 314**, a bill for an act relating to the administration of the judicial retirement system, begs leave to report it has had the same under consideration and recommends the same **do pass.**

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary, to which was referred **Senate File 403**, a bill for an act relating to attorneys, begs leave to report it has had the same under consideration and recommends the same **do pass.**

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary, to which was referred **Senate File 442**, a bill for an act relating to the Iowa Probate Code, begs leave to report it has had the same under consideration and recommends the same **do pass.**

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary, to which was referred **Senate File 568**, a bill for an act relating to the granting of immunity to witnesses testifying in criminal proceedings and providing a penalty, begs leave to report it has had the same under consideration and recommends the same **do pass.**

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary, to which was referred **House File 46**, a bill for an act relating to snow tires used on designated snow routes, begs leave to report it has had the same under consideration and recommends the same **do pass.**

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary, to which was referred House File 170, a bill for an act relating to escaped convicts, begs leave to report it has had the same under consideration and recommends the same do pass.

TOM RILEY, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2001

- 1 Amend Senate Concurrent Resolution 101, page 1, line 18, by
- 2 striking the word "twenty" and inserting in lieu thereof
- 3 "nineteen".

MINNETTE F. DODERER

- 1 Amend the amendment to Senate Rules Governing
- 2 Lobbyists, page 3, line 4, by striking "*contingent*
- 3 *fees*" and inserting in lieu thereof the following:
- 4 "*fees, including the amount or rate of compensation*
- 5 *of the lobbyist*".

EARL M. WILLITS

- 1 Amend the Senate Ethics Committee amendment, filed January 14,
- 2 1974, to the Senate Rules Governing Lobbyists as follows:
- 3 1. Page 4, line 17, by inserting after the word "*available*)"
- 4 the words "*upon each individual senator*".
- 5 2. Page 5, line 8, by striking the word "*senators*" and in-
- 6 serting in lieu thereof the words "*each individual senator*".
- 7 3. Page 6, line 13, by striking the words "*in excess of*
- 8 *twenty-five dollars*".
- 9 4. Page 8, by striking line 15 and inserting in lieu thereof
- 10 the word "*report*".
- 11 5. Page 8, line 16, by striking the words "*and all other*" and
- 12 inserting in lieu thereof the words "*of all*".

GEORGE R. KINLEY

- 1 Amend the amendment to the Senate Rules Governing Lobbyists,
- 2 filed January 14, 1974 as follows:
- 3 1. Page 8, by striking lines 15 and 16 and the words "five
- 4 dollars" in line 17 and inserting in lieu thereof the following:
- 5 "report [stating the types] of *all* items or services [in excess of
- 6 five dollars]".

GENE W. GLENN

- 1 Amend the amendment to the Senate Rules Governing
- 2 Lobbyists filed January 14, 1974, page 8, by striking
- 3 lines 15 and 16 and inserting in lieu thereof the follow-
- 4 ing:
- 5 "report stating the types of items or services in excess of".

JAMES W. GRIFFIN, SR.

On motion of Senator Potter, the Senate adjourned until 9:00 a.m., Wednesday, January 16, 1973.

JOURNAL OF THE SENATE

THIRD DAY

SENATE CHAMBER

DES MOINES, IOWA, WEDNESDAY, JANUARY 16, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend H. LaVern Kinzel, pastor of the Capitol Hill Christian Church, Des Moines, Iowa.

The Journal of Tuesday, January 15, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Donald J. Otilie, Oelwein, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Robinson for the day on request of Senator Kennedy.

PRESENTATION OF VISITORS

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

Seventeen students from Central High School, Waterloo, Iowa, accompanied by Larry Hamilton and Lloyd Applegate. Senator Schwieger.

Thirty-three students from Glidden-Ralston Community School, Glidden, Iowa, accompanied by Mr. Osgerby. Senator Nolin.

PETITION

The following petition was presented and placed on file:

By Senator Winkelman, from twenty-nine teachers of Sac County favoring legislation to allocate funds for financing teachers' salaries in Iowa.

INTRODUCTION OF BILLS

Senate File 1018, by Senator Potter, a bill for an act relating to tax receipts.

Read first time and passed on file.

Senate File 1019, by Senator Riley, a bill for an act relating to reporting of nonfamily corporate farms to the secretary of state and providing a penalty.

Read first time and passed on file.

ADOPTION OF AMENDMENT TO SENATE RULES
GOVERNING LOBBYISTS

Senator Shaff called up the amendment to the Senate Rules Governing Lobbyists filed January 14, 1974, by the committee on ethics and found on pages 38-43, inclusive, of the Senate Journal.

Senator Willits offered the following amendment to the amendment and moved its adoption:

- 1 Amend the amendment to Senate Rules Governing
- 2 Lobbyists, page 3, line 4, by striking "*contingent*
- 3 *fees*" and inserting in lieu thereof the following:
- 4 "*fees, including the amount or rate of compensation*
- 5 *of the lobbyist*".

Roll call was requested.

On the question "Shall the amendment to the amendment be adopted?" (Senate Rules Governing Lobbyists) the vote was:

Ayes, 18:

Blouin	Heying	Orr	Schaben
Doderer	Kennedy	Palmer	Scott
Gallagher	Kinley	Plymat	Van Gilst
Glenn	Miller of	Ramsey	Willits
Gluba	Des Moines	Riley	

Nays, 28:

Andersen	Hill	Murray	Schwengels
Bergman	Hultman	Nolin	Schwieger
Briles	Junkins	Nystrom	Shaff
Burroughs	Kelly	Potter	Shaw
Curtis	Miller of	Priebe	Taylor
DeKoster	Marshall	Rabedeaux	Tieden
Griffin	Milligan	Rodgers	Winkelman
Hansen			

Absent or not voting, 4:

Coleman	Lamborn	McCartney	Robinson
---------	---------	-----------	----------

The amendment to the amendment lost.

Senator Kinley offered the following amendment to the amendment:

Division A

1 Amend the Senate ethics committee amendment, filed January 14,
2 1974, to the Senate Rules Governing Lobbyists as follows:

3 1. Page 4, line 17, by inserting after the word "*available*)"
4 the words "*upon each individual senator*".

5 2. Page 5, line 8, by striking the word "*senators*" and in-
6 serting in lieu thereof the words "*each individual senator*".

7 3. Page 6, line 13, by striking the words "*in excess of*
8 *twenty-five dollars*".

Division B

9 4. Page 8, by striking line 15 and inserting in lieu thereof
10 the word "*report*".

11 5. Page 8, line 16, by striking the words "*and all other*" and
12 inserting in lieu thereof the words "*of all*".

Action on the amendment to the amendment was temporarily deferred.

Senator Griffin asked and received unanimous consent to withdraw the following amendment to the amendment filed by him on January 15, 1974:

1 Amend the amendment to the Senate Rules Governing
2 Lobbyists filed January 14, 1974, page 8, by striking
3 lines 15 and 16 and inserting in lieu thereof the follow-
4 ing:

5 "*report stating the types of items or services in excess of*".

The Senate resumed consideration of the Kinley amendment to the amendment.

Senator Griffin called for a division of the amendment to the amendment, sections 1, 2 and 3 to be considered as division A, and sections 4 and 5 to be considered as division B.

Senator Kinley moved the adoption of division A of the amendment to the amendment.

Roll call was requested.

On the question "Shall division A of the amendment to the amendment be adopted?" (Senate Rules Governing Lobbyists) the vote was:

Rule 24 was invoked.

Ayes, 31:

Andersen	Heying	Nolin	Rodgers
Bergman	Hill	Orr	Schaben
Blouin	Junkins	Palmer	Schwengels
Burroughs	Kennedy	Potter	Schwieger
Doderer	Kinley	Priebe	Scott
Gallagher	Miller of	Rabedeaux	Taylor
Glenn	Des Moines	Ramsey	Van Gilst
Gluba	Milligan	Riley	Willits

Nays, 16:

Briles	Hansen	Murray	Shaw
Coleman	Hultman	Nystrom	Tieden
Curtis	Kelly	Plymat	Winkelman
DeKoster	Miller of	Shaff	
Griffin	Marshall		

Absent or not voting, 3:

Lamborn	McCartney	Robinson
---------	-----------	----------

Division A of the amendment to the amendment was adopted.

Senator Kinley moved the adoption of division B of the amendment to the amendment.

Roll call was requested.

On the question "Shall division B of the amendment to the amendment be adopted?" (Senate Rules Governing Lobbyists) the vote was:

Ayes, 34:

Andersen	Griffin	Miller of	Rodgers
Bergman	Hansen	Des Moines	Schaben
Briles	Heying	Miller of	Schwengels
Burroughs	Hultman	Marshall	Schwieger
Coleman	Junkins	Nolin	Scott
Curtis	Kelly	Nystrom	Shaw
DeKoster	Kennedy	Potter	Taylor
Gallagher	Kinley	Priebe	Tieden
Gluba	Lamborn	Rabedeaux	Van Gilst

Nays, 18:

Blouin	Milligan	Plymat	Shaff
Doderer	Orr	Ramsey	Willits
Glenn	Palmer	Riley	Winkelman
Hill			

Absent or not voting, 3:

McCartney	Murray	Robinson
-----------	--------	----------

Division B of the amendment to the amendment was adopted.

The following amendment to the amendment filed by Senator Glenn on January 15, 1974, was ruled out of order with the adoption of division B of the Kinley amendment to the amendment:

- 1 Amend the amendment to the Senate Rules Governing Lobbyists,
- 2 filed January 14, 1974, as follows:
- 3 1. Page 8, by striking lines 15 and 16 and the words "five
- 4 dollars" in line 17 and inserting in lieu thereof the following
- 5 "report [stating the types] of *all* items or services [in excess of
- 6 five dollars]".

Senator Hultman offered the following amendment to the amendment by Senators Hultman and Taylor:

- 1 Amend the ethics committee amendment to the Senate Rules
- 2 Governing Lobbyists filed January 14, 1974, page 9, line 12, by
- 3 striking the words "*General Assembly*" and inserting in lieu
- 4 thereof the word "*Senate*".

Senator Hultman moved the adoption of the amendment to the amendment and called for a division.

The amendment to the amendment lost.

Senator Palmer offered the following amendment to the amendment and moved its adoption :

- 1 Amend the Senate ethics committee amendment, filed January
- 2 14, 1974, to the Senate Rules Governing Lobbyists, page
- 3 4, line 5 by striking the words "*or employees*".

The amendment to the amendment was adopted.

Senator Miller of Des Moines offered the following amendment to the amendment, moved its adoption and requested a roll call :

- 1 Amend the ethics committee amendment to the Senate Rules
- 2 Governing Lobbyists filed January 14, 1974, page 9, line 12,
- 3 by striking the words "*Any member of the General Assembly*"
- 4 and inserting in lieu thereof the words "*Any citizen*".

On the question "Shall the amendment to the amendment be adopted?" (Senate Rules Governing Lobbyists) the vote was :

Ayes, 21 :

Andersen	Hill	Murray	Rodgers
Blouin	Kennedy	Orr	Schaben
Burroughs	Kinley	Palmer	Scott
Doderer	Miller of	Potter	Willits
Glenn	Des Moines	Riley	Winkelman
Gluba	Milligan		

Nays, 25 :

Bergman	Heying	Nolin	Schwieger
Briles	Hultman	Nystrom	Shaff
Coleman	Junkins	Plymat	Shaw
Curtis	Kelly	Rabedeaux	Taylor
DeKoster	Lamborn	Ramsey	Tieden
Gallagher	Miller of	Schwengels	Van Gilst
Hansen	Marshall		

Absent or not voting, 4 :

Griffin	McCartney	Priebe	Robinson
---------	-----------	--------	----------

The amendment to the amendment lost.

Senator Rabedeaux moved to reconsider the vote by which division A of the Kinley amendment to the amendment was adopted by the Senate.

Roll call was requested.

On the question "Shall the motion to reconsider division A of the Kinley amendment to the amendment be adopted?" (Senate Rules Governing Lobbyists) the vote was:

Ayes, 16:

Briles	Griffin	Miller of	Shaff
Burroughs	Hansen	Marshall	Shaw
Coleman	Kelly	Nystrom	Tieden
Curtis	Lamborn	Rabedeaux	Winkelman
DeKoster			

Nays, 31:

Andersen	Hill	Nolin	Rodgers
Bergman	Junkins	Orr	Schaben
Blouin	Kennedy	Palmer	Schwengels
Doderer	Kinley	Plymat	Schwieger
Gallagher	Miller of	Potter	Scott
Glenn	Des Moines	Priebe	Taylor
Gluba	Milligan	Ramsey	Van Gilst
Heying	Murray	Riley	Willits

Absent or not voting, 3:

Hultman	McCartney	Robinson
---------	-----------	----------

The motion to reconsider lost.

Senator Shaff moved the adoption of the ethics committee amendment as amended.

On the question "Shall the amendment as amended be adopted?" (Senate Rules Governing Lobbyists) the vote was:

Ayes, 42:

Andersen	Heying	Milligan	Schaben
Bergman	Hill	Murray	Schwengels
Blouin	Hultman	Nolin	Schwieger
Burroughs	Junkins	Nystrom	Scott
Coleman	Kennedy	Orr	Shaff
Curtis	Kinley	Palmer	Shaw
DeKoster	Lamborn	Plymat	Taylor
Doderer	Miller of	Potter	Van Gilst
Gallagher	Des Moines	Ramsey	Willits
Glenn	Miller of	Riley	Winkelman
Gluba	Marshall	Rodgers	
Hansen			

Nays, 6:

Briles	Kelly	Rabedeaux	Tieden
Griffin	Priebe		

Absent or not voting, 2:

McCartney	Robinson
-----------	----------

The amendment having received a constitutional majority was declared to have been adopted by the Senate.

On motion of Senator Lamborn, the Senate recessed until the fall of the gavel.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 102, inviting the Governor to deliver a special message to a joint convention of the General Assembly on Tuesday, January 22, 1974 at 10:00 a.m.

Also: That the House has adopted the following joint resolution in which the concurrence of the Senate is asked:

House Joint Resolution 13, proposing an amendment to the Constitution of the State of Iowa relating to the appropriation of fines as provided by law.

WILLIAM H. HARBOR, Chief Clerk

HOUSE CONCURRENT RESOLUTION 102

- 1 *Be It Resolved by the House, the Senate Concurring:*
- 2 That a joint convention of the two houses of the 1974
- 3 Regular Session of the Sixty-fifth General Assembly be
- 4 held on Tuesday, January 22, 1974, at 10:00 a.m.
- 5 *Be It Further Resolved:* That Governor Robert D. Ray
- 6 be invited to deliver a special message on energy and
- 7 transportation at this joint convention of the two houses
- 8 of the General Assembly, and that the Speaker of the House
- 9 and the President of the Senate be designated to deliver
- 10 the invitation to him.

INTRODUCTION OF BILLS

Senate File 1020, by Senators Orr, Schaben, Blouin, Doderer, Kennedy, Gallagher, Gluba, Coleman, Glenn, Junkins, Miller of Des Moines, Palmer, Priebe, Willits, Scott, Taylor and Kinley (Mennenga, Griffiee, Horn, Carr, Higgins, Newhard, Peterson, Cusack, Dunton, Hargrave, Rapp, Crawford, Wells, Miller of Cerro Gordo, Hennessey, Brinck, Hutchins, Tofte, Patchett, Avenson, Cochran, Krause, Fitzgerald, Connors, Howell, Caffrey and Harper), a bill for an act excepting certain items from the sales and use tax.

Read first time and **passed on file.**

Senate File 1021, by Senator Priebe, a bill for an act relating to the Iowa state fair board and convention.

Read first time and **passed on file.**

Senate File 1022, by Senators Priebe, Coleman, Junkins, Gallagher, Palmer, Orr, Scott, Potter, Rodgers, Nolin, Kinley, Miller of Des Moines, Tieden, Curtis, Heying, Rabedeaux, Van Gilst, Nystrom, Miller of Marshall, Hultman, Andersen, Hansen, Winkelman, Briles, Doderer, Blouin, Bergman and Schwengels, a bill for an act relating to the reporting of vehicle accidents.

Read first time and **passed on file**.

Senate File 1023, by Senator Gallagher, a bill for an act relating to equipment for transporting loads upon highways.

Read first time and **passed on file**.

Senate File 1024, by Senators Hultman, Potter, Briles, Kennedy, Tieden, Priebe and Rabedeaux, a bill for an act relating to assaults on peace officers and interference with the duties of certain peace officers and providing a penalty.

Read first time and **passed on file**.

Senate File 1025, by Senator Heying, a bill for an act relating to the liability for damages to buried utility facilities.

Read first time and **passed on file**.

Senate File 1026, by committee on county government (committee on county government), a bill for an act to increase writing fees charged by the county recorder for issuing motorboat registrations.

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

HOUSE MESSAGE CONSIDERED

House Joint Resolution 13, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the appropriation of fines as provided by law.

Read first time and **passed on file**.

SENATE CONCURRENT RESOLUTION 103

By Curtis, Nystrom, and Coleman (Fisher of Greene, Edelen, Byerly, and Connors)

- 1 *Whereas*, the Legislative Council, pursuant to section two
- 2 point fifty (2.50) of the Code, established an interim study
- 3 committee to study public pensions and retirement programs
- 4 under the provisions of Senate Concurrent Resolution thirty-
- 5 eight (38), which was referred to the Legislative Council at
- 6 the close of the 1973 legislative session; and
- 7 *Whereas*, Senate Concurrent Resolution thirty-eight (38)

8 directs the Study Committee to employ a consulting actuary
9 to conduct the necessary research and to submit its
10 recommendations to the General Assembly meeting in 1975; and

11 *Whereas*, the Pension and Retirement Programs Study Commit-
12 tee has completed its preliminary study of the public pension
13 and retirement programs and has formulated a series of alter-
14 natives which require actuarial analysis by the consulting
15 actuaries; and

16 *Whereas*, the Pension and Retirement Programs Study Commit-
17 tee cannot proceed with its work until actuarial analyses
18 of the various alternative recommendations have been completed;
19 *Now Therefore*,

20 *Be It Resolved by the Senate, the House Concurring, That*
21 the Legislative Council, on behalf of the General Assembly
22 and the Pension and Retirement Programs Study Committee, is
23 authorized to expend the sum of fifty thousand (50,000)
24 dollars, or so much thereof as may be necessary, from funds
25 appropriated to the General Assembly for expenses of interim
26 committees pursuant to section two point twelve (2.12) of
27 the Code for the costs and expenses of employing actuaries
28 from Milliman & Robertson, Inc. to conduct actuarial studies
29 under the direction of the Pension and Retirement Programs
30 Study Committee.

SENATE RESOLUTION 101

By Lamborn

1 *Whereas*, Senate Resolution 4 adopted by the Iowa
2 Senate on May 13, 1969, authorized the preparation of a
3 booklet to call attention to the beauties of the Capitol
4 Building and to the incidents of interest relative to its
5 construction and history; and

6 *Whereas*, such a booklet, entitled *The Golden Dome*
7 was first published in March of 1970, and

8 *Whereas*, the first edition of *The Golden Dome* is out
9 of print and need of revision; *Now Therefore*

10 *Be It Resolved by the Senate* that the Secretary of
11 the Senate is hereby authorized to edit and revise *The*
12 *Golden Dome* and to have printed the second edition of
13 this booklet.

ANNOUNCEMENT OF COMMITTEE CHANGES

President Neu announced the following changes in investiga-
tive committees for the Governor's appointees:

Mr. Cecil Dunn, as Superintendent of Banking:

Senator Taylor to replace Senator Hultman.

Mr. Fred Brinkley, Jr., as Director of Iowa Drug Abuse Authority:

Senator Hultman to replace Senator Taylor.

**Mrs. Colleen P. Shearer, as a member of the Iowa Employment Security
Commission:**

Senator Hansen to replace Senator Rabedeaux as chairman.

COMMUNICATION FROM THE COMMISSION ON
UNIFORM STATE LAWS

The report of the Commissioners on Uniform State Laws, pursuant to Section 5.4, Code of Iowa, has been received and filed in the office of the Lieutenant Governor.

COMMUNICATION FROM THE STATE BOARD OF REGENTS

The report of the Family Practice Advisory Board on the status of statewide medical education system for training resident physicians in family practice in Iowa in 1973, pursuant to Section 5 of Chapter 168, Acts of the Sixty-fifth General Assembly, 1973 Session, has been received and filed in the office of the Lieutenant Governor.

BILLS ASSIGNED TO COMMITTEE

Governor Neu announced the assignment of the following bills to committee:

- S.C.R. 103 State government
- S. F. 1010 State government
- S. F. 1011 Appropriations
- S. F. 1012 State government
- S. F. 1014 State government
- S. F. 1015 State government
- S. F. 1016 State government
- S. F. 1017 Commerce
- S. F. 1018 Ways and means
- S. F. 1019 Agriculture

REPORTS OF COMMITTEES

Senator McCartney submitted the following reports:

MR. PRESIDENT: Your committee on commerce to which was referred **Senate File 327**, a bill for an act to permit the state superintendent of banking to establish a retirement system for employees of the department of banking, begs leave to report it has had the same under consideration and recommends the same **be amended in accordance with the committee on commerce amendment S—710, filed May 31, 1973, and found on page 1500 of the 1973 Senate Journal, and when so amended the bill do pass.**

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on commerce to which was referred

Senate File 608, a bill for an act adding to the Iowa Banking Act a new division relating to the days and hours of operation of banks and bank offices and of savings and loan associations, begs leave to report it has had the same under consideration and recommends the same **do pass**.

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on commerce to which was referred **Senate File 610**, a bill for an act relating to the establishment of fees for certain applications filed with the department of banking, begs leave to report it has had the same under consideration and recommends the same **do pass**.

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on commerce to which was referred **House File 190**, a bill for an act relating to unlawful truck speed limits, begs leave to report it has had the same under consideration and recommends the same **do pass**.

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on commerce to which was referred **House File 290**, a bill for an act relating to the imposition of penalties for violations of vehicle laws relating to movement of oversized and overweight vehicles and loads and weights in excess of those for which the vehicle is registered, begs leave to report it has had the same under consideration and recommends the same **do pass**.

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on commerce to which was referred **House File 308**, a bill for an act relating to definition of vehicle, begs leave to report it has had the same under consideration and recommends the same **do pass**.

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on commerce to which was referred **House File 526**, a bill for an act relating to the examination of insurance companies, begs leave to report it has had the same under consideration and recommends the same **do pass**.

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on commerce to which was referred **House File 637**, a bill for an act relating to permissible investments by banks, livestock loans by banks, and investments of fiduciary accounts by banks, begs leave to report it has had the same under consideration and recommends the same **do pass**.

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on commerce to which was referred **House File 639**, a bill for an act relating to the annual certificate of authority of insurance companies, begs leave to report it has had the same under consideration and recommends the same **do pass**.

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

Senator Rabedeaux submitted the following report:

MR. PRESIDENT: Your committee on human and industrial relations to which was referred **Senate File 606**, a bill for an act relating to workmen's compensation benefits, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. R. RABEDEAUX, Chairman

Ordered passed on file.

Senator Schwieger submitted the following report:

MR. PRESIDENT: Your committee on human resources to which was referred **House File 325**, a bill for an act to clarify the authority of podiatrists to continue to prescribe and dispense prescription drugs including controlled substances, begs leave to report it has had the same under consideration and recommends the same **do pass**.

BART SCHWIEGER, Chairman

Ordered passed on file.

Senator Curtis submitted the following reports:

MR. PRESIDENT: Your committee on state government to which was referred **Senate File 164**, a bill for an act authorizing additional sick leave for certain employees injured in line of duty, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on state government to which was referred **Senate File 236**, a bill for an act relating to payment of salaries of state employees, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on state government to which was referred **Senate File 277**, a bill for an act relating to the establishment and administration of professional and occupational licensing boards, to abolish all trust funds and special funds of professional and occupational licensing boards, and to abolish the board of watchmakers and the board of basic science examiners, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

S—2002

- 1 Amend the committee on state government amendment, S—624,
- 2 to Senate File 277, by striking lines 18 through 25 on page 11
- 3 and lines 1 through 4 on page 12, inserting in lieu thereof the
- 4 following:
- 5 "3. For nursing examiners, one registered nurse represent-
- 6 ing the colleges and universities, one registered nurse
- 7 representing the hospital conducted schools of nursing, one
- 8 registered nurse representing the area community and
- 9 vocational technical nursing department, one registered nurse
- 10 practitioner, one licensed practical nurse practitioner,
- 11 and two members not registered nurses or licensed practical
- 12 nurses and who shall represent the general public. The
- 13 representatives of the general public shall not be members
- 14 of health care delivery systems. A majority of the members
- 15 of the board shall constitute a quorum."

WARREN E. CURTIS, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on state government to which was referred **Senate File 566**, a bill for an act relating to eminent domain procedures, begs leave to report it has had the same under consideration and recommends the same **do pass.**

WARREN E. CURTIS, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2004

- 1 Amend Senate File 528 as follows:
- 2 1. Page 1, by inserting after line 19 the following:
- 3 Sec. Section three hundred fifty-one point twenty-six
- 4 (351.26), Code 1973, is amended by striking the section and in-
- 5 serting in lieu thereof the following:
- 6 351.26 SEIZING DOGS. It shall be lawful for any person and
- 7 the duty of all peace officers to seize and impound dogs for
- 8 which a license is required when the dog is not wearing a collar
- 9 with a license tag attached.
- 10 If a dog is seized by a person within the unincorporated area
- 11 of a county or within the corporate limits of a city that has

12 established a dog pound or contracted for the collection and pro-
 13 tection of dogs, the person shall notify the dog pound or in-
 14 corporated society or association for the prevention of cruelty
 15 to animals, who shall take possession of the dog.

16 If a dog is seized by a person within the unincorporated area
 17 of a county or within the corporate limits of a city which has
 18 not provided for the collection and protection of dogs, the
 19 person shall notify the police department or sheriff respective-
 20 ly. The police department or sheriff shall deliver the dog to
 21 the nearest dog pound, society for the prevention of cruelty to
 22 animals or animal rescue league which shall accept possession of
 23 the dog. The normal and usual fee for accepting possession of
 24 a dog shall be billed to the city or county which delivered the
 25 dog and shall be paid from their general fund if other funds

Page 2

1 have not been provided.

2 Sec. Section three hundred fifty-one point twenty-seven
 3 (351.27), Code 1973, is amended to read as follows:

4 351.27 RIGHT TO KILL [LICENSED] A DOG. It shall be lawful
 for

5 any person to kill a *licensed or unlicensed* dog[, licensed and
 6 wearing a collar with license tag attached,] when such dog is
 7 caught in the act of worrying, chasing, maiming, or killing any
 8 domestic animal or fowl, or when such dog is attacking or
 9 attempting to bite a person.

10 2. By numbering the sections to correspond to this amendment.

11 3. Page 1, line 1, amend the title by inserting after the
 12 word "dogs" the words "and to the seizure or destruction of
 13 unlicensed dogs".

WILLIAM E. GLUBA

S—2003

1 Amend Senate File 1013, page 2, by striking lines 1
 2 through 13 and inserting in lieu thereof the following:

3 Section 1. It is determined by the general assembly that
 4 a state of emergency exists because of a shortage of fuel
 5 in the United States, which shortage may endanger the public
 6 health, safety, or welfare of the citizens of this state.

7 Sec. 2. Notwithstanding the provisions of sections
 8 three hundred twenty-one point two hundred eighty-five
 9 (321.285), three hundred twenty-one point two hundred
 10 eighty-six (321.286), and three hundred twenty-one point
 11 two hundred eighty-seven (321.287) of the Code, the maximum
 12 speed limit on any highway in this state shall not exceed
 13 fifty-five miles per hour. The speed limit provided in
 14 this section shall be effective until the governor declares
 15 there is not a fuel shortage in this state or until June 30,
 16 1975, whichever time occurs first.

EUGENE M. HILL

On motion of Senator Shaff, the Senate adjourned until 9:00
 a.m., Thursday, January 17, 1974.

JOURNAL OF THE SENATE

FOURTH DAY

SENATE CHAMBER
DES MOINES, IOWA, THURSDAY, JANUARY 17, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend C. K. Wever, pastor of the Grace United Methodist Church, New Albin, Iowa.

The Journal of Wednesday, January 16, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Charles Hawkins, Clarion, Iowa.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Robinson for the day on request of Senator Kennedy; Senator Schaben for the day on request of Senator Kennedy.

PRESENTATION OF VISITORS

President Neu welcomed to the Senate the Honorable Andrew G. Frommelt, former member of the Senate and House of Representatives from Dubuque, Iowa.

INTRODUCTION OF BILLS

Senate File 1027 by Senator Priebe, a bill for an act making an appropriation from the general fund to the Iowa state university of science and technology college of veterinary medicine.

Read first time and **passed on file.**

ADOPTION OF SENATE RESOLUTION 101

Senator Lamborn asked and received unanimous consent to take up the following resolution and moved its adoption:

SENATE RESOLUTION 101

By Lamborn

- 1 *Whereas*, Senate Resolution 4 adopted by the Iowa
2 Senate on May 13, 1969, authorized the preparation of a
3 booklet to call attention to the beauties of the Capitol
4 Building and to the incidents of interest relative to its
5 construction and history; and
6 *Whereas*, such a booklet, entitled *The Golden Dome*
7 was first published in March of 1970, and
8 *Whereas*, the first edition of *The Golden Dome* is out
9 of print and need of revision; *Now Therefore*
10 *Be It Resolved by the Senate* that the Secretary of
11 the Senate is hereby authorized to edit and revise *The*
12 *Golden Dome* and to have printed the second edition of
13 this booklet.

The motion prevailed and the resolution was adopted.

CONSIDERATION OF BILLS

Senator Lamborn asked unanimous consent to take up for consideration Senate File 1013.

Objection was raised.

Senator Lamborn moved that rules 5 and 10, paragraph 3, be suspended to take up Senate File 1013 for consideration.

On the question "Shall the motion to suspend rules 5 and 10, paragraph 3, be adopted?" (S.F. 1013) the vote was:

Ayes, 36:

Andersen	Hansen	Milligan	Riley
Bergman	Hultman	Murray	Schwengels
Blouin	Junkins	Nystrom	Schwieger
Briles	Kelly	Orr	Shaff
Burroughs	Kinley	Plymat	Shaw
Curtis	Lamborn	Potter	Taylor
DeKoster	McCartney	Priebe	Tieden
Glenn	Miller of	Rabedeaux	Willits
Gluba	Marshall	Ramsey	Winkelman
Griffin			

Nays, 11:

Coleman	Kennedy	Nolin	Scott
Doderer	Miller of	Palmer	Van Gilst
Heying	Des Moines	Rodgers	
Hill			

Absent or not voting, 3:

Gallagher	Robinson	Schaben
-----------	----------	---------

The motion having received a constitutional majority was adopted.

Senate File 1013

On motion of Senator Milligan, Senate File 1013, a bill for an act to reduce the maximum speed limits imposed on motor vehicles operating on the highways of the state, was taken up for consideration.

Senator Hill offered amendment S—2003 filed by him:

S—2003

- 1 Amend Senate File 1013, page 2, by striking lines 1
- 2 through 13 and inserting in lieu thereof the following:
- 3 Section 1. It is determined by the general assembly that
- 4 a state of emergency exists because of a shortage of fuel
- 5 in the United States, which shortage may endanger the public
- 6 health, safety, or welfare of the citizens of this state.
- 7 Sec. 2. Notwithstanding the provisions of sections
- 8 three hundred twenty-one point two hundred eighty-five
- 9 (321.285), three hundred twenty-one point two hundred
- 10 eighty-six (321.286), and three hundred twenty-one point
- 11 two hundred eighty-seven (321.287) of the Code, the maximum
- 12 speed limit on any highway in this state shall not exceed
- 13 fifty-five miles per hour. The speed limit provided in
- 14 this section shall be effective until the governor declares
- 15 there is not a fuel shortage in this state or until June 30,
- 16 1975, whichever time occurs first.

Senator Coleman offered amendment S—2008 to amendment S—2003 and moved its adoption:

S—2008

- 1 Amend the Hill amendment S—2003 filed January 16, 1974
- 2 to Senate File 1013, line 13, by striking the word
- 3 "fifty-five" and inserting in lieu thereof "sixty".

Roll call requested.

On the question "Shall amendment S—2008 to amendment S—2003 be adopted?" (S.F. 1013) the vote was:

Ayes, 13:

Briles	Hultman	Miller of	Rodgers
Coleman	Kelly	Des Moines	Scott
Gallagher	Kennedy	Nolin	Van Gilst
Griffin		Nystrom	

Nays, 34:

Andersen	Hansen	Milligan	Schwengels
Bergman	Heying	Murray	Schwieger
Blouin	Hill	Orr	Shaff
Burroughs	Junkins	Plymat	Shaw
Curtis	Kinley	Potter	Taylor
DeKoster	Lamborn	Priebe	Tieden
Doderer	McCartney	Rabedeaux	Willits
Glenn	Miller of	Ramsey	Winkelman
Gluba	Marshall	Riley	

Absent or not voting, 3:

Palmer Robinson Schaben

Amendment S—2008 to amendment S—2003 lost.

Senator Hill moved the adoption of amendment S—2003.

Roll call was requested.

On the question “Shall amendment S—2003 be adopted?” (S.F. 1013) the vote was:

Rule 24 was invoked.

Ayes, 19:

Bergman	Gluba	Murray	Rodgers
Coleman	Heying	Nolin	Schwengels
Curtis	Hill	Nystrom	Scott
Doderer	Miller of	Orr	Van Gilst
Gallagher	Des Moines	Priebe	Willits

Nays, 28:

Andersen	Junkins	Milligan	Schwieger
Blouin	Kelly	Palmer	Shaff
Briles	Kennedy	Plymat	Shaw
Burroughs	Kinley	Potter	Taylor
DeKoster	Lamborn	Rabedeaux	Tieden
Glenn	McCartney	Ramsey	Winkelman
Griffin	Miller of	Riley	
Hultman	Marshall		

Absent or not voting, 3:

Hansen Robinson Schaben

Amendment S—2003 lost.

Senator Milligan offered amendment S—2005 and moved its adoption:

S—2005

- 1 Amend Senate File 1013, page 2, by striking lines 16 through
- 2 18 and inserting in lieu thereof the following:
- 3 “tion in the West Des Moines Express, a newspaper published
- 4 in West Des Moines, Iowa, and in The Sioux City Journal, a
- 5 newspaper published in Sioux City, Iowa.”

Amendment S—2005 was adopted.

Senator Coleman asked and received unanimous consent to withdraw amendment S—2006:

S—2006

- 1 Amend Senate File 1013, page 2, as follows:
- 2 1. Line 6, by striking the word “fifty-five” and inserting
- 3 in lieu thereof “sixty”.
- 4 2. Line 8, by striking the word “fifty-five” and inserting
- 5 in lieu thereof “sixty”.

Senator Willits offered amendment S—2007 and moved its adoption:

S—2007

- 1 Amend Senate File 1013, page 2, line 12, by striking
- 2 the word "after" and inserting in lieu thereof the word
- 3 "until".

Amendment S—2007 was adopted.

Senator Glenn offered amendment S—2009 and moved its adoption:

S—2009

- 1 Amend Senate File 1013 as follows:
- 2 Page 2, line 12, by striking the words "section one (1)
- 3 of this Act" and inserting in lieu thereof the words "The
- 4 Emergency Highway Energy Conservation Act".

Amendment S—2009 was adopted.

Senator Priebe offered amendment S—2010:

S—2010

- 1 Amend Senate File 1013, page 2, by adding after
- 2 line 8 the following new section and renumbering the
- 3 remaining sections.
- 4 "Sec. All costs incurred either by county
- 5 or state government in posting appropriate highway
- 6 signs at the end of the emergency either by Proclamation
- 7 or after June 30, 1975 shall be paid from the general
- 8 fund of the state of Iowa."

Action on amendment S—2010 was temporarily deferred.

Senator Van Gilst offered amendment S—2011 and moved its adoption:

S—2011

- 1 Amend Senate File 1013, page 2, by inserting the following
- 2 section after line 18:
- 3 "Sec. No one shall be prosecuted for a violation
- 4 of this Act until highways are properly posted with signs
- 5 designating the speed limit as fifty-five miles per hour."

Action on amendment S—2011 was temporarily deferred.

Senator Priebe asked and received unanimous consent to withdraw amendment S—2010.

Senator Priebe offered amendment S—2012:

S—2012

- 1 Amend Senate File 1013, page 2, by adding after
- 2 line 8 the following new section and renumbering the
- 3 remaining sections.
- 4 "Sec. All costs incurred either by counties
- 5 or state government in changing present speed limit

6 signs from their present limits and also in the removal
 7 of reduced speed limit signs and reinstatement of present
 8 signs at the end of the emergency either by Proclamation
 9 or after June 30, 1975 shall be paid from the general
 10 fund of the state of Iowa. In no event shall additional
 11 signs be posted."

Senator Junkins offered amendment S—2014 to amendment S—2012 and moved its adoption:

S—2014

1 Amend the Priebe amendment S—2012 filed January 17, 1974
 2 to Senate File 1013, line 11, by inserting after the word
 3 "posted" the following: "and paid for out of the general
 4 fund of the State of Iowa."

Amendment S—2014 was adopted.

Senator DeKoster offered amendment S—2015 to amendment S—2012 and moved its adoption:

S—2015

1 Amend the Priebe amendment S—2012 to Senate File 1013, line 5,
 2 by inserting after the word "government" the following:
 3 "and not paid by Federal Highway Funds".

Amendment S—2015 was adopted.

Senator Priebe moved the adoption of amendment S—2012 as amended.

Roll call was requested.

On the question "Shall amendment S—2012 be adopted?" (S.F. 1013) the vote was:

Ayes, 22:

Blouin	Junkins	Nolin	Scott
Coleman	Kelly	Orr	Taylor
Gallagher	Kennedy	Palmer	Tieden
Glenn	Kinley	Priebe	Van Gilst
Gluba	Miller of	Rodgers	Willits
Heying	Des Moines	Schwieger	

Nays, 25:

Andersen	Hansen	Milligan	Ramsey
Bergman	Hill	Murray	Riley
Briles	Hultman	Nystrom	Schwengels
Burroughs	Lamborn	Plymat	Shaff
Curtis	McCartney	Potter	Shaw
DeKoster	Miller of	Rabedeaux	Winkelman
Griffin	Marshall		

Absent or not voting, 3:

Doderer	Robinson	Schaben
---------	----------	---------

Amendment S—2012 as amended lost.

The Senate resumed consideration of amendment S—2011.

Senator Glenn offered amendment S—2016 to amendment S—2011 by Senators Glenn and Van Gilst and moved its adoption:
S—2016

- 1 Amend the Van Gilst amendment S—2011 filed January 17, 1974
- 2 to Senate File 1013 as follows:
- 3 Line 3, by striking the word "prosecuted" and inserting
- 4 the word "convicted".
- 5 Line 5, by striking all of line 5, and inserting in
- 6 lieu thereof the words "as provided in chapter three hundred
- 7 twenty-one (321) of the Code."

Amendment S—2016 to amendment S—2011 was adopted.

Senator Van Gilst moved the adoption of amendment S—2011 as amended.

Amendment S—2011 as amended lost.

Senator Van Gilst offered amendment S—2013 and moved its adoption:

S—2013

- 1 Amend Senate File 1013, page 2 by inserting the following
- 2 sentence after the period in line 8:
- 3 "For violations of the maximum speed limit imposed under
- 4 the provisions of this Act, the peace officer shall issue a
- 5 warning ticket to any person apprehended for exceeding the
- 6 maximum speed limit by three miles per hour or less; any
- 7 person apprehended for exceeding the maximum speed
- 8 by more than three miles per hour shall be subject to the
- 9 penalties provided by law."

Amendment S—2013 lost.

Senator Glenn offered amendment S—2017 and moved its adoption:

S—2017

- 1 Amend Senate File 1013 by adding the following new section:
- 2 Sec. It shall be a valid defense to a charge under
- 3 this act that speed limit signs were not properly posted
- 4 as provided in chapter three hundred twenty-one (321) of
- 5 the Code.

Division was called for.

Amendment S—2017 lost.

Senator Milligan moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1013) the vote was:

Ayes, 38:

Andersen	Heying	Murray	Schwengels
Bergman	Hill	Nystrom	Schwieger
Blouin	Hultman	Orr	Shaff
Burroughs	Junkins	Plymat	Shaw
Curtis	Kinley	Potter	Taylor
DeKoster	Lamborn	Priebe	Tieden
Doderer	McCartney	Rabedeaux	Van Gilst
Glenn	Miller of	Ramsey	Willits
Gluba	Marshall	Riley	Winkelman
Hansen	Milligan	Rodgers	

Nays, 8:

Briles	Kelly	Miller of	Nolin
Gallagher	Kennedy	Des Moines	Scott
Griffin			

Absent or not voting, 4:

Coleman	Palmer	Robinson	Schaben
---------	--------	----------	---------

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

IMMEDIATELY MESSAGED

Senator Lamborn asked and received unanimous consent that **Senate File 1013** be **immediately messaged** to the House, which request was complied with.

Senator Lamborn moved that the Senate recess until the fall of the gavel.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

COMMUNICATIONS FROM THE GOVERNOR

November 2, 1973

The Honorable Arthur A. Neu
Lieutenant Governor of Iowa
State Capitol
Local

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name of Mrs. Gretchen Walsh of Dubuque, Dubuque County, Iowa for appointment as a member of the Civil Rights Commission for the State of Iowa for the regular four-year term ending June 30, 1977.

Sincerely,
ROBERT D. RAY
Governor

Also:

January 14, 1974

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name of Mr. Delmar Van Horn of Jefferson, Greene County, Iowa for appointment as Director of The Iowa Development Commission for the State of Iowa pursuant to Section 28.3, 1973 Code of Iowa to serve at the pleasure of the Governor.

Sincerely,
ROBERT D. RAY
Governor

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File 67, a bill for an act relating to expert witness fees.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 248, a bill for an act relating to reporting of vehicle accidents.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILL

Senate File 1028, by Senators Plymat and Curtis (Brockett and Roorda), a bill for an act making an appropriation for the planning and construction of a rotunda covering in the state capitol.

Read first time and **passed on file.**

HOUSE MESSAGES CONSIDERED

House File 67, a bill for an act relating to expert witness fees.

Read first time and **passed on file.**

House File 248, a bill for an act relating to reporting of vehicle accidents.

Read first time and **passed on file.**

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

S. F. 1020 Ways and means

S. F. 1021 Agriculture

- S. F. 1022 Judiciary
- S. F. 1023 Commerce
- S. F. 1024 Judiciary
- S. F. 1025 Commerce
- S. F. 1027 Appropriations
- H.J.R. 13 Schools

ANNOUNCEMENT OF INVESTIGATING COMMITTEES
ON GOVERNOR'S APPOINTMENTS

President Neu, in accordance with Section 2.32, Code 1973, announced the appointment of the following Senators to investigating committees:

As Director of The Iowa Development Commission pursuant to Section 28.3, Code 1973:

Mr. Delmar VanHorn of Jefferson, Greene County, Iowa, to serve at the pleasure of the Governor.

Senator Nolin, Chairman
Senator Nystrom
Senator E. Miller

As a member of the Civil Rights Commission for the State of Iowa pursuant to Section 105A.3, Code 1973:

Mrs. Gretchen Walsh of Dubuque, Dubuque County, Iowa, for the regular four-year term ending June 30, 1977.

Senator Riley, Chairman
Senator Griffin
Senator Kennedy

AMENDMENT FILED

S—2018

- 1 Amend the Van Gilst amendment S—253, filed
- 2 March 19, 1973, to Senate File 332, by the
- 3 following:
 - 4 1. Line 9, by striking the word "buses,"
 - 5 and inserting in lieu thereof the words "buses and".
 - 6 2. Strike lines 10 through 13, inclusive,
 - 7 and insert in lieu thereof "mail carrier vehicles."

JOHN S. MURRAY

On motion of Senator Potter, the Senate adjourned until 9:00 a.m., Friday, January 18, 1974.

JOURNAL OF THE SENATE

FIFTH DAY

SENATE CHAMBER
DES MOINES, IOWA, FRIDAY, JANUARY 18, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Basil Grimes, pastor of the Westminster United Presbyterian Church, Des Moines, Iowa.

The Journal of Thursday, January 17, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Verne Schlaser, Des Moines, Iowa.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Kelly for the day on request of Senator Lamborn; Senator Robinson for the day on request of Senator Kennedy.

INTRODUCTION OF BILLS

Senate File 1029, by Senator Potter, a bill for an act relating to the real property tax credit provided for disabled veterans.

Read first time and **passed on file**.

Senate File 1030, by Senators Curtis and Plymat (Brockett and Roorda), a bill for an act making an appropriation to the capitol planning commission for the planning of a central mall.

Read first time and **passed on file**.

Senate File 1031, by Senators Gallagher, Robinson, Palmer, Schaben, Potter, Doderer, Blouin, Gluba and Orr, a bill for an act relating to workmen's compensation medical benefits.

Read first time and **passed on file**.

CHANGE IN SPECIAL ORDER

Senator Lamborn asked and received unanimous consent that

the special order on **Senate File 332**, previously made for Tuesday, January 22, 1974, at 10:00 a.m., be cancelled and that a new **special order** be made for **Thursday, January 24, 1974, at 10:00 a.m.**

ADOPTION OF HOUSE CONCURRENT RESOLUTION 102

Senator Lamborn called up for consideration the following resolution and moved its adoption:

HOUSE CONCURRENT RESOLUTION 102

- 1 *Be It Resolved by the House, the Senate Concurring:*
- 2 That a joint convention of the two houses of the 1974
- 3 Regular Session of the Sixty-fifth General Assembly be
- 4 held on Tuesday, January 22, 1974, at 10:00 a.m.
- 5 *Be It Further Resolved:* That Governor Robert D. Ray
- 6 be invited to deliver a special message on energy and
- 7 transportation at this joint convention of the two houses
- 8 of the General Assembly, and that the Speaker of the House
- 9 and the President of the Senate be designated to deliver
- 10 the invitation to him.

The motion prevailed and the resolution was adopted.

CONSIDERATION OF BILLS

Senate File 484

On motion of Senator Junkins, Senate File 484, a bill for an act relating to the duties of deputy auditors in counties with dual county seats, with reports of committee recommending passage, was taken up, considered, and the reports of the committee adopted.

Senator Junkins moved that the bill be read the last time now, **which motion prevailed**, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 484) the vote was:

Ayes, 44:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schwengels
Blouin	Hultman	Nolin	Schwieger
Briles	Junkins	Nystrom	Scott
Burroughs	Kennedy	Orr	Shaff
Curtis	Kinley	Plymat	Shaw
DeKoster	Lamborn	Potter	Taylor
Doderer	McCartney	Priebe	Tieden
Gallagher	Miller of	Rabedeaux	Van Gilst
Glenn	Des Moines	Ramsey	Willits
Gluba	Miller of	Riley	Winkelman
Hansen	Marshall		

Nays, none.

Absent or not voting, 6:

Coleman	Kelly	Robinson	Schaben
Griffin	Palmer		

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

DEFERRED

Senator Lamborn asked and received unanimous consent that further action on **Senate File 403** be deferred and that the bill retain its place on the calendar.

CONSIDERATION OF BILLS

Senate File 314

On motion of Senator Riley, Senate File 314, a bill for an act relating to the administration of the judicial retirement system, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 314) the vote was:

Ayes, 40:

Andersen	Hansen	Miller of	Ramsey
Bergman	Heying	Marshall	Riley
Blouin	Hultman	Milligan	Rodgers
Briles	Junkins	Murray	Schwengels
Burroughs	Kennedy	Nolin	Schwieger
Coleman	Kinley	Nystrom	Shaff
DeKoster	Lamborn	Orr	Shaw
Doderer	McCartney	Plymat	Taylor
Gallagher	Miller of	Potter	Van Gilst
Glenn	Des Moines	Priebe	Willits
Gluba		Rabedaux	

Nays, 5:

Curtis	Scott	Tieden	Winkelman
Hill			

Absent or not voting, 5:

Griffin	Palmer	Robinson	Schaben
Kelly			

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

Senate File 528

On motion of Senator Gallagher, Senate File 528, a bill for an act relating to the licensing of dogs, with report of committee

recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Lamborn asked and received unanimous consent to withdraw amendment S—563 filed by Senator Kelly on May 10, 1973, and found on pages 1201-1203, inclusive, of the 1973 Senate Journal.

Senator Gluba offered amendment S—2004 filed by him:

S—2004

1 Amend Senate File 528 as follows:

2 1. Page 1, by inserting after line 19 the following:

3 Sec. Section three hundred fifty-one point twenty-six
4 (351.26), Code 1973, is amended by striking the section and in-
5 serting in lieu thereof the following:

6 351.26 SEIZING DOGS. It shall be lawful for any person and
7 the duty of all peace officers to seize and impound dogs for
8 which a license is required when the dog is not wearing a collar
9 with a license tag attached.

10 If a dog is seized by a person within the unincorporated area
11 of a county or within the corporate limits of a city that has
12 established a dog pound or contracted for the collection and pro-
13 tection of dogs, the person shall notify the dog pound or in-
14 corporated society or association for the prevention of cruelty
15 to animals, who shall take possession of the dog.

16 If a dog is seized by a person within the unincorporated area
17 of a county or within the corporate limits of a city which has
18 not provided for the collection and protection of dogs, the
19 person shall notify the police department or sheriff respective-
20 ly. The police department or sheriff shall deliver the dog to
21 the nearest dog pound, society for the prevention of cruelty to
22 animals or animal rescue league which shall accept possession of
23 the dog. The normal and usual fee for accepting possession of
24 a dog shall be billed to the city or county which delivered the
25 dog and shall be paid from their general fund if other funds

Page 2

1 have not been provided.

2 Sec. Section three hundred fifty-one point twenty-seven
3 (351.27), Code 1973, is amended to read as follows:

4 351.27 RIGHT TO KILL [LICENSED] A DOG. It shall be lawful
for

5 any person to kill a *licensed or unlicensed* dog[, licensed and
6 wearing a collar with license tag attached,] when such dog is
7 caught in the act of worrying, chasing, maiming, or killing any
8 domestic animal or fowl, or when such dog is attacking or
9 attempting to bite a person.

10 2. By numbering the sections to correspond to this amendment.

11 3. Page 1, line 1, amend the title by inserting after the
12 word "dogs" the words "and to the seizure or destruction of
13 unlicensed dogs".

Senator Ramsey raised the point of order that amendment S—2004 was not germane to the bill.

The Chair ruled the point well taken and amendment S—2004 out of order.

Senator Gallagher moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

President pro tempore Shaff took the chair at 9:29 a.m.

On the question "Shall the bill pass?" (S.F. 528) the vote was:

Ayes, 47:

Andersen	Hansen	Milligan	Rodgers
Bergman	Heying	Murray	Schwengels
Blouin	Hill	Nolin	Schwieger
Briles	Hultman	Nystrom	Scott
Burroughs	Junkins	Orr	Shaff
Coleman	Kennedy	Palmer	Shaw
Curtis	Kinley	Plymat	Taylor
DeKoster	Lamborn	Potter	Tieden
Doderer	McCartney	Priebe	Van Gilst
Gallagher	Miller of	Rabedeaux	Willits
Glenn	Des Moines	Ramsey	Winkelman
Gluba	Miller of	Riley	
Griffin	Marshall		

Nays, none.

Absent or not voting, 8:

Kelly	Robinson	Schaben
-------	----------	---------

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

Senate File 442

On motion of Senator Riley, Senate File 442, a bill for an act relating to the Iowa Probate Code, with reports of committee recommending passage, was taken up, considered, and the reports of the committee adopted.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 442) the vote was:

Ayes, 45:

Andersen	Gluba	McCartney	Plymat
Bergman	Griffin	Miller of	Potter
Blouin	Hansen	Des Moines	Priebe
Briles	Heying	Miller of	Rabedeaux
Burroughs	Hill	Marshall	Ramsey
Coleman	Hultman	Milligan	Riley
Curtis	Junkins	Murray	Rodgers
Doderer	Kennedy	Nystrom	Schwengels
Gallagher	Kinley	Orr	Schwieger
Glenn	Lamborn	Palmer	Scott

Shaff Shaw	Taylor Tieden	Van Gilst Willits	Winkelman
---------------	------------------	----------------------	-----------

Nays, none.

Absent or not voting, 5:

DeKoster Kelly	Nolin	Robinson	Schaben
-------------------	-------	----------	---------

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

Senate File 509

On motion of Senator Miller, Senate File 509, a bill for an act relating to autopsies and postmortem examinations, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Schwieger offered amendment S—454 filed by him and recommended by the committee on human resources:

S—454

- 1 Amend Senate File 509, page 1, by inserting
- 2 the following section after line 23:
- 3 Sec. Section three hundred thirty-
- 4 nine point thirteen (339.13), Code 1973, unnumbered
- 5 paragraph two (2), is amended by adding the following
- 6 new sentence:
- 7 *New Sentence.* However, the body of a deceased
- 8 person may be sent out of state for the purpose of
- 9 an autopsy or postmortem examination if the county
- 10 which is charged with performing such functions does
- 11 not have adequate facilities available and the
- 12 medical examiner certifies in writing that the out-
- 13 of-state autopsy or postmortem examination is
- 14 necessary.

Senator McCartney offered amendment S—2019 to amend-
ment S—454 and moved its adoption:

S—2019

- 1 Amend the Schwieger amendment S—454 filed April 25, 1973
- 2 to Senate File 509 by striking lines 10 and 11.

Amendment S—2019 to amendment S—454 was adopted.

On motion of Senator Schwieger, amendment S—454 as amended was adopted.

Senator Miller moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 509) the vote was:

Ayes, 47:

Andersen	Hansen	Milligan	Rodgers
Bergman	Heying	Murray	Schwengels
Blouin	Hill	Nolin	Schwieger
Briles	Hultman	Nystrom	Scott
Burroughs	Junkins	Orr	Shaff
Coleman	Kennedy	Palmer	Shaw
Curtis	Kinley	Plymat	Taylor
DeKoster	Lamborn	Potter	Tieden
Doderer	McCartney	Priebe	Van Gilst
Gallagher	Miller of	Rabedeaux	Willits
Glenn	Des Moines	Ramsey	Winkelman
Gluba	Miller of	Riley	
Griffin	Marshall		

Nays, none.

Absent or not voting, 3:

Kelly	Robinson	Schaben
-------	----------	---------

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

Senate File 568

On motion of Senator Coleman, Senate File 568, a bill for an act relating to the granting of immunity to witnesses testifying in criminal proceedings and providing a penalty, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

DEFERRED

Senator Riley asked and received unanimous consent that further action on **Senate File 568** be **deferred** and that the bill be placed on the calendar under **unfinished business**.

Senate File 500

On motion of Senator Schwieger, Senate File 500, a bill for an act relating to visitation rights, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Heying offered amendment S—2020 and moved its adoption:

S—2020

- 1 Amend Senate File 500, page 1, lines 3 and 4 by striking the
- 2 words, "by consanguinity,".

Amendment S—2020 was adopted.

Senator Schwieger moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 500) the vote was:

Ayes, 44:

Andersen	Hill	Murray	Rodgers
Bergman	Hultman	Nolin	Schwengels
Blouin	Junkins	Nystrom	Schwieger
Briles	Kennedy	Orr	Scott
Coleman	Kinley	Palmer	Shaff
Curtis	Lamborn	Plymat	Shaw
DeKoster	McCartney	Potter	Taylor
Doderer	Miller of	Priebe	Tieden
Glenn	Des Moines	Rabedeaux	Van Gilst
Gluba	Miller of	Ramsey	Willits
Hansen	Marshall	Riley	Winkelman
Heying	Milligan		

Nays, none.

Absent or not voting, 6:

Burroughs	Griffin	Robinson	Schaben
Gallagher	Kelly		

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

House File 46

On motion of Senator DeKoster, House File 46, a bill for an act relating to snow tires used on designated snow routes, with report of committee recommending passage, and report of committee recommending amendment and passage, was taken up, considered, and the reports of the committee adopted.

Senator DeKoster offered amendment S—425 by the committee on judiciary:

S—425

- 1 Amend House File 46 as passed by the House by strik-
- 2 ing all after the word "[safety]" in line 15 and lines 16
- 3 through 21 inclusive and inserting in lieu thereof the
- 4 words "*new, recapped, retreaded, or rebuilt tires for*
- 5 *automobiles and trucks, having a center skid depth of at*
- 6 *least four thirty-seconds inches deep and having anti-*
- 7 *skid patterns in the tread surfaces to form bars, buttons,*
- 8 *or blocks. The anti-skid pattern of the tread area on*
- 9 *a snow tire shall have at least two of the following*
- 10 *characteristics:*
- 11 *a. There are some lug, block or rib edges that are*
- 12 *at an angle of not less than forty-five degrees and not*
- 13 *more than ninety degrees to the circumference from the*
- 14 *vehicle direction of travel.*
- 15 *b. There are lugs or blocks at the tread edge pro-*
- 16 *truding at least one-half inch in a direction which is*
- 17 *generally perpendicular to the direction of travel.*
- 18 *c. At least half of the total length of voids between*
- 19 *adjacent lugs, blocks, or ribs exceeds twenty-hundredths*

20 *of an inch in width. The length of grooves is not*
 21 *included in the total length.*
 22 *d. Some blocks or lugs are separated by voids, but*
 23 *separation by grooves shall not fulfill this requirement."*

DEFERRED

Senator DeKoster asked and received unanimous consent that further action on **House File 46** be deferred and that the bill be placed on the calendar under **unfinished business**.

House File 170

On motion of Senator Potter, House File 170, a bill for an act relating to escaped convicts, with reports of committee recommending passage, was taken up, considered, and the reports of the committee adopted.

Senator Doderer offered amendment S—2021 and moved its adoption:

S—2021

1 Amend House File 170 as passed by the House as follows:
 2 1. Page 1, by striking lines 8 through 10, inclusive and
 3 inserting in lieu thereof the following: "apprehension [and
 4 for that purpose he may offer a reward, not exceeding fifty-
 5 dollars, to be paid by the state, for the apprehension and
 6 delivery of such convict]."
 7 2. Page 1, by adding after line 10 the following new sections:
 8 "Sec. Section two hundred forty-five point fifteen
 9 (245.15), Code 1973, is amended to read as follows:
 10 245.15 ESCAPE—REWARD. Any inmate of said reformatory
 11 who shall escape therefrom may be arrested and returned to
 12 said reformatory, by an officer or employee thereof without
 13 any other authority than this chapter, and by any peace
 14 officer or other person on the request in writing of the
 15 superintendent or the state director. [For the apprehension and
 16 delivery of any such inmate, the superintendent may offer a
 17 reward, not to exceed fifty dollars, to be paid by the state
 18 in the same manner as provided for the payment of rewards for
 19 escaped convicts.]"
 20 "Sec. Section two hundred forty-six point thirty-
 21 five (246.35), Code 1973, is hereby repealed."

Amendment S—2021 was adopted.

Senator Potter moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 170) the vote was:

Ayes, 44:

Andersen	Briles	Doderer	Gluba
Bergman	Burroughs	Gallagher	Griffin
Blouin	Curtis	Glenn	Hansen

Heying	Miller of	Palmer	Scott
Hill	Des Moines	Potter	Shaff
Hultman	Miller of	Priebe	Shaw
Junkins	Marshall	Rabedeaux	Taylor
Kennedy	Milligan	Ramsey	Tieden
Kinley	Murray	Riley	Van Gilst
Lamborn	Nolin	Rodgers	Willits
McCartney	Nystrom	Schwengels	Winkelman
	Orr	Schwieger	

Nays, none.

Absent or not voting, 6:

Coleman	Kelly	Robinson	Schaben
DeKoster	Plymat		

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

DEFERRED

Senator Lamborn asked and received unanimous consent that **Senate Files 164, 236 and 277 be deferred** and that the bills **retain their places on the calendar.**

Senate File 327

On motion of Senator Briles, Senate File 327, a bill for an act to permit the state superintendent of banking to establish a retirement system for employees of the department of banking, with reports of committee recommending amendment and passage, was taken up, considered, and the reports of the committee adopted.

Senator McCartney offered amendment S—710 filed by the committee on commerce:

S—710

- 1 Amend Senate File 327 as follows:
- 2 1. Page 1, lines 9 and 10, by striking the words "superinten-
- 3 dent of banking" and inserting in lieu thereof the words "state
- 4 banking board".
- 5 2. Page 1, line 17, by striking the word "superintendent"
- 6 and inserting in lieu thereof the words "department of banking".
- 7 3. Page 1, line 22, by striking the word "superintendent"
- 8 and inserting in lieu thereof the words "department of banking".
- 9 4. Page 1, line 1, by striking the words "superintendent of
- 10 banking" and inserting in lieu thereof the words "banking board".

President Neu took the chair at 10:40 a.m.

Senator Andersen moved that further action on Senate File 327 be deferred and that the bill be placed on the calendar under unfinished business.

Senator Willits moved as a substitute motion that Senate File 327 be referred to the committee on state government.

Roll call was requested.

On the question "Shall the substitute motion to refer the bill to the committee on state government be adopted?" (S.F. 327) the vote was:

Ayes, 22:

Andersen	Glenn	Kinley	Schwengels
Bergman	Gluba	Orr	Shaff
Blouin	Heying	Palmer	Van Gilst
Curtis	Hill	Plymat	Willits
Doderer	Junkins	Rodgers	Winkelman
Gallagher	Kennedy		

Nays, 22:

Briles	Lamborn	Nolin	Riley
Burroughs	McCartney	Nystrom	Schwieger
DeKoster	Miller of	Potter	Scott
Griffin	Des Moines	Priebe	Shaw
Hansen	Miller of	Rabedeaux	Taylor
Hultman	Marshall	Ramsey	Tieden

Absent or not voting, 6:

Coleman	Milligan	Robinson	Schaben
Kelly	Murray		

The substitute motion lost.

DEFERRED

Senator Andersen restated his motion that further action on Senate File 327 be deferred and that the bill be placed on the calendar under unfinished business, which motion prevailed.

Senator Lamborn asked and received unanimous consent that Senate Files 566 and 606 be deferred and that the bills retain their places on the calendar.

CONSIDERATION OF BILLS

Senate File 608

On motion of Senator Rabedeaux, Senate File 608, a bill for an act adding to the Iowa Banking Act a new division relating to the days and hours of operation of banks and bank offices and of savings and loan associations, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Rabedeaux moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 608) the vote was:

Ayes, 43:

Andersen	Hansen	Miller of	Riley
Bergman	Heying	Marshall	Rodgers
Blouin	Hill	Nolin	Schwengels
Briles	Hultman	Nystrom	Schwieger
Burroughs	Junkins	Orr	Scott
Curtis	Kennedy	Palmer	Shaff
DeKoster	Kinley	Plymat	Shaw
Doderer	Lamborn	Potter	Taylor
Gallagher	McCartney	Priebe	Van Gilst
Glenn	Miller of	Rabedeaux	Willits
Gluba	Des Moines	Ramsey	Winkelman
Griffin			

Nays, none.

Absent or not voting, 7:

Coleman	Milligan	Robinson	Tieden
Kelly	Murray	Schaben	

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

Senate File 610

On the motion of Senator Taylor, Senate File 610, a bill for an act relating to the establishment of fees for certain applications filed with the department of banking, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Taylor moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 610) the vote was:

Ayes, 41:

Andersen	Hill	Nolin	Rodgers
Bergman	Hultman	Nystrom	Schwengels
Blouin	Junkins	Orr	Schwieger
Briles	Kennedy	Palmer	Scott
Burroughs	Kinley	Plymat	Shaff
Curtis	Lamborn	Potter	Shaw
Gallagher	McCartney	Priebe	Taylor
Glenn	Miller of	Rabedeaux	Van Gilst
Gluba	Des Moines	Ramsey	Willits
Griffin	Miller of	Riley	Winkelman
Hansen	Marshall		
Heying			

Nays, 2:

DeKoster	Doderer
----------	---------

Absent or not voting, 7:

Coleman	Milligan	Robinson	Tieden
Kelly	Murray	Schaben	

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

House File 190

On motion of Senator Taylor, House File 190, a bill for an act relating to unlawful truck speed limits, with reports of committee recommending passage, was taken up, considered, and the reports of the committee adopted.

DEFERRED

Senator McCartney moved that further action on **House File 190** be **deferred** and that the bill be placed on the calendar **under unfinished business**, which motion prevailed.

INTRODUCTION OF BILLS

Senate Joint Resolution 1001, by Senator Heying, a joint resolution directing state departments and their employees not to use public funds for the purpose of surveillance or spying on citizens of this state unless the statutory purpose of an agency is law enforcement and such surveillance or spying is a necessary part of such purpose.

Read first time and passed on file.

Senate File 1032, by Senator Shaw, a bill for an act to prohibit the operation of a farm tractor or implement of husbandry by persons sixteen years of age or under subject to penalties provided by law.

Read first time and passed on file.

Senate File 1033, by Senator Potter, a bill for an act relating to remitting of property taxes and special assessment taxes paid to the mortgage holder by the property owner.

Read first time and passed on file.

Senate File 1034, by Senator Andersen, a bill for an act to allow members of the general assembly to become members of the Iowa public employees' retirement system and to make an appropriation.

Read first time and passed on file.

BILLS ASSIGNED TO COMMITTEE

Governor Neu announced the assignment of the following bills to committee:

S. F. 1028 Appropriations

H. F. 67 Judiciary

H. F. 248 Judiciary

EXPLANATION OF VOTE

MR. PRESIDENT: Because of the necessity to attend a meeting in Fort Dodge and the anticipated long closing remarks on Senate File 1013 I had to leave at 12:45 p.m. Had I been present I would have voted "Nay".

C. JOSEPH COLEMAN

COMMUNICATION

The following communication has been received and placed on file in the office of the Secretary of the Senate from:

THE STATE OF TEXAS

A copy of Senate Resolution 4, adopted by the Senate of Texas on December 18, 1973, memorializing the Congress of United States that constructive action by the federal government is needed to deal with both short and long range energy problems and calling on those states whose legislatures, regulatory agencies and environmentalists have effectively prevented offshore drilling for oil and gas, construction of petrochemical plants, refineries and offshore terminals, to redirect their attention toward positive approaches to the solution of the energy problem, such as exploration off the east and west coasts, including the Santa Barbara Channel, which contains oil reserves of hundreds of millions of barrels.

SUBCOMMITTEE ASSIGNMENTS

Senate Joint Resolution 2 State Government— Nystrom, Chairman Winkelman Junkins	Senate Joint Resolution 15 State Government— Shaw, Chairman Hansen Hill	Senate File 40 State Government— Winkelman, Chairman Schwieger Junkins
Senate Joint Resolution 11 State Government— Nolin, Chairman Schwieger Schwengels	Senate File 12 State Government— Shaw, Chairman Murray Hill	Senate File 44 State Government— Winkelman, Chairman Glenn Schwieger
Senate Joint Resolution 12 State Government— Schwengels, Chairman Murray Hill	Senate File 16 State Government— Winkelman, Chairman Nolin Murray	Senate File 46 State Government— Nystrom, Chairman Nolin Shaw

Senate File 52

State Government—
Nolin, Chairman
Nystrom
Schwengels

Senate File 69

State Government—
Junkins, Chairman
Nystrom
Schwengels

Senate File 78

State Government—
Nystrom, Chairman
Shaw
Junkins

Senate File 96

State Government—
Murray, Chairman
Shaw
Junkins
Hansen
Robinson

Senate File 98

State Government—
Nystrom, Chairman
Winkelman
Robinson

Senate File 100

Schools—
Taylor, Chairman
Shaw
Orr

Senate File 102

Schools—
Andersen, Chairman
Shaff
Scott

Senate File 150

State Government—
Nystrom, Chairman
Schwengels
Robinson

Senate File 151

State Government—
Nystrom, Chairman
Schwengels
Robinson

Senate File 153

State Government—
Junkins, Chairman
Nystrom
Schwengels

Senate File 158

Schools—
Shaw, Chairman
Andersen
Scott

Senate File 161

State Government—
Schwengels, Chairman
Hill
Winkelman

Senate File 166

State Government—
Murray, Chairman
Hansen
Hill

Senate File 186

State Government—
Nystrom, Chairman
Winkelman
Junkins

Senate File 193

Schools—
Andersen, Chairman
Griffin
Rodgers

Senate File 212

State Government—
Schwengels, Chairman
Hansen
Nolin

Senate File 228

State Government—
Schwieger, Chairman
Schwengels
Nolin

Senate File 233

State Government—
Schwieger, Chairman
Schwengels
Nolin

Senate File 249

Schools—
Taylor, Chairman
Shaff
Scott

Senate File 256

Schools—
Griffin, Chairman
Taylor
Orr

Senate File 260

State Government—
Nolin, Chairman
Nystrom
Schwengels

Senate File 275

State Government—
Nystrom, Chairman
Winkelman
Robinson

Senate File 278

State Government—
Nystrom, Chairman
Winkelman
Robinson

Senate File 280

State Government—
Nystrom, Chairman
Hansen
Junkins

Senate File 286

Schools—
Griffin, Chairman
Andersen
Kennedy

Senate File 292

Schools—
Taylor, Chairman
Griffin
Scott

Senate File 297

Appropriations—
Human Resources

Senate File 306

Schools—
Andersen, Chairman
Orr
Shaw

Senate File 325

State Government—
Schwengels, Chairman
Glenn
Murray

Senate File 330

State Government—
Winkelman, Chairman
Junkins
Schwengels

Senate File 336

State Government—
Murray, Chairman
Winkelman
Nolin

Senate File 338

State Government—
Winkelman, Chairman
Schwieger
Hill

Senate File 347

State Government—
Nolin, Chairman
Nystrom
Schwengels

- Senate File 351**
State Government—
Murray, Chairman
Schwengels
Hill
- Senate File 361**
State Government—
Winkelman, Chairman
Nystrom
Robinson
- Senate File 374**
State Government—
Nystrom, Chairman
Junkins
Schwengels
- Senate File 385**
State Government—
Nystrom, Chairman
Junkins
Schwengels
- Senate File 388**
Schools—
Shaff, Chairman
Taylor
Scott
- Senate File 390**
State Government—
Winkelman, Chairman
Nolin
Murray
- Senate File 409**
State Government—
Nolin, Chairman
Winkelman
Nystrom
- Senate File 415**
Schools—
Griffin, Chairman
Shaw
Kennedy
- Senate File 421**
Shaw, Chairman
Andersen
Scott
- Senate File 425**
Appropriations—
State Department
- Senate File 429**
Schools—
Taylor, Chairman
Griffin
Scott
- Senate File 432**
Appropriations—
State Department
- Senate File 434**
Appropriations—
Human Resources
- Senate File 439**
State Government—
Murray, Chairman
Hansen
Robinson
- Senate File 446**
State Government—
Shaw, Chairman
Schwengels
Hill
- Senate File 465**
State Government—
Murray, Chairman
Robinson
Nystrom
- Senate File 469**
Appropriations—
Transportation
- Senate File 478**
Appropriations—
Human Resources
- Senate File 486**
Schools—
Shaw, Chairman
Andersen
Scott
- Senate File 491**
State Government—
Murray, Chairman
Schwengels
Junkins
- Senate File 492**
State Government—
Nystrom, Chairman
Schwengels
Junkins
- Senate File 502**
State Government—
Junkins, Chairman
Hansen
Schwengels
- Senate File 506**
County Government—
Miller of Des Moines,
Chairman
Miller of Marshall
Ramsey
- Senate File 544**
Appropriations—
State Department
- Senate File 548**
State Government—
Nystrom, Chairman
Murray
Junkins
- Senate File 614**
Appropriations—
Education
- Senate File 1007**
Appropriations—
State Department
- Senate File 1011**
Appropriations—
State Department
- Senate File 1027**
Appropriations—
Education
- House Joint Resolution 13**
Schools—
Shaw, Chairman
Andersen
Scott
- House File 38**
County Government—
Orr, Chairman
Taylor
Tieden
- House File 146**
County Government—
Gallagher, Chairman
Kennedy
Miller of Marshall
- House File 155**
State Government—
Murray, Chairman
Schwengels
Hill
- House File 271**
County Government—
Kelly, Chairman
Orr
Ramsey
- House File 414**
State Government—
Nolin, Chairman
Schwengels
Nystrom
- House File 425**
State Government—
Winkelman, Chairman
Nolin
Hansen

House File 531

State Government—
Nystrom, Chairman
Hansen
Robinson

House File 569

Schools—
Taylor, Chairman
Griffin
Kennedy

House File 595

Appropriations—
State Department

House File 671

State Government—
Nystrom, Chairman
Schwengels
Junkins

REPORT OF COMMITTEE

Senator Hansen submitted the following report:

MR. PRESIDENT: Your committee on schools to which was referred **House File 462**, a bill for an act relating to municipal tort claims, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WILLARD R. HANSEN, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2024

- 1 Amend Senate File 164 as follows:
2 1. By striking lines 14 through 22, and inserting in
3 lieu thereof the following:
4 "going limitations, [state highway commission main-
5 tenance employees, uniformed members of the division of
6 highway safety and uniformed force and members of the
7 division of criminal investigation and bureau of identi-
8 fication and the division of drug law enforcement,
9 except clerical workers, of the department of public
10 safety] *state employees* may upon the recommendation of
11 the".

MINNETTE F. DODERER

S—2023

- 1 Amend Senate File 327, page 1, by inserting
2 the following sentence after the period in line 17:
3 "Benefits under a retirement system established
4 pursuant to this section shall not discriminate due
5 to sex or age."

WILLIAM D. PALMER

S—2022

- 1 Amend Senate File 1024, page 2, by striking all of line 12
2 and the word "safety" in line 13.

CALVIN O. HULTMAN

On motion of Senator Lamborn, the Senate adjourned until 9:00 a.m., Monday, January 21, 1974.

JOURNAL OF THE SENATE

EIGHTH DAY

SENATE CHAMBER
DES MOINES, IOWA, MONDAY, JANUARY 21, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend William Jones, pastor of the Bethel Presbyterian Church, West Union, Iowa.

The Journal of Friday, January 18, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. George Utley, Clarence, Iowa.

INTRODUCTION OF BILL

Senate File 1035, by Senator Taylor, a bill for an act relating to the placing of licensees' photographs on operator's and chauffeur's licenses and increasing the fee of the operator's and chauffeur's license to cover the cost of placing the photograph on the license.

Read first time and **passed on file**.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 325.

House File 325

On motion of Senator Andersen, House File 325, a bill for an act to clarify the authority of podiatrists to continue to prescribe and dispense prescription drugs including controlled substances, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Andersen asked and received unanimous consent to withdraw amendment S—922 filed by Senator Shaw on June 15, 1973, and found on page 1824 of the 1973 Senate Journal.

Senator Andersen asked and received unanimous consent to withdraw amendment S—979 filed by Senator Shaw on June 21, 1973, and found on page 1983 of the 1973 Senate Journal.

Senator Andersen moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 325) the vote was:

Ayes, 35:

Andersen	Glenn	Milligan	Riley
Bergman	Griffin	Murray	Schaben
Blouin	Heying	Nolin	Schwengels
Briles	Hultman	Nystrom	Scott
Burroughs	Kinley	Orr	Shaff
Curtis	Lamborn	Palmer	Tieden
DeKoster	McCartney	Plymat	Van Gilst
Doderer	Miller of	Potter	Willits
Gallagher	Marshall	Ramsey	Winkelman

Nays, none.

Absent or not voting, 15:

Coleman	Kelly	Priebe	Schwieger
Gluba	Kennedy	Rabedaux	Shaw
Hansen	Miller of	Robinson	Taylor
Hill	Des Moines	Rodgers	
Junkins			

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

Senator Lamborn asked and received unanimous consent to take up out of order House File 639.

House File 639

On motion of Senator McCartney, House File 639, a bill for an act relating to the annual certificate of authority of insurance companies, with reports of committee recommending passage, was taken up, considered, and the reports of the committee adopted.

Senator McCartney moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 639) the vote was:

Ayes, 39:

Andersen	Heying	Milligan	Riley
Bergman	Hultman	Murray	Schwengels
Blouin	Kelly	Nolin	Scott
Burroughs	Kennedy	Nystrom	Shaff
Curtis	Kinley	Orr	Taylor
DeKoster	Lamborn	Palmer	Tieden
Doderer	McCartney	Plymat	Van Gilst
Gallagher	Miller of	Potter	Willits
Glenn	Des Moines	Priebe	Winkelman
Griffin	Miller of	Ramsey	
Hansen	Marshall		

Nays, none.

Absent or not voting, 11:

Briles	Hill	Robinson	Schwieger
Coleman	Junkins	Rodgers	Shaw
Gluba	Rabedeaux	Schaben	

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

WITHDRAWN

Senator Andersen asked and received unanimous consent that **Senate File 223** be withdrawn from further consideration of the Senate.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 606.

Senate File 606

On motion of Senator Milligan, Senate File 606, a bill for an act relating to workmen's compensation benefits, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Milligan moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 606) the vote was:

Ayes, 42:

Andersen	Griffin	Miller of	Ramsey
Bergman	Hansen	Marshall	Schaben
Blouin	Heying	Milligan	Schwengels
Briles	Hultman	Murray	Scott
Burroughs	Kelly	Nolin	Shaff
Curtis	Kennedy	Nystrom	Shaw
DeKoster	Kinley	Orr	Taylor
Doderer	Lamborn	Palmer	Tieden
Gallagher	McCartney	Plymat	Van Gilst
Glenn	Miller of	Potter	Willits
Gluba	Des Moines	Priebe	Winkelman

Nays, 1:

Riley

Absent or not voting, 7:

Coleman	Junkins	Robinson	Schwieger
Hill	Rabedeaux	Rodgers	

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

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 1026.

Senate File 1026

On motion of Senator Orr, Senate File 1026, a bill for an act to increase writing fees charged by the county recorder for issuing motorboat registrations, was taken up for consideration.

Senator Orr moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1026) the vote was:

Ayes, 40:

Andersen	Griffin	Milligan	Rodgers
Bergman	Hansen	Murray	Schwengels
Blouin	Heying	Nolin	Scott
Briles	Hultman	Nystrom	Shaff
Burroughs	Kelly	Orr	Shaw
Coleman	Kinley	Plymat	Taylor
Curtis	Lamborn	Potter	Tieden
DeKoster	McCartney	Priebe	Van Gilst
Doderer	Miller of	Ramsey	Willits
Glenn	Marshall	Riley	Winkelman
Gluba			

Nays, 5:

Gallagher	Miller of	Palmer	Schaben
Kennedy	Des Moines		

Absent or not voting, 5:

Hill	Rabedaux	Robinson	Schwieger
Junkins			

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

Senator Lamborn asked and received unanimous consent to take up out of order House File 637.

House File 637

On motion of Senator Priebe, House File 637, a bill for an act amending the Iowa banking Act relating to permissible investments by banks, livestock loans by banks, and investments of fiduciary accounts by banks, with reports of committee recommending passage, was taken up, considered, and the reports of the committee adopted.

Senator Priebe offered amendment S—716 filed by him:

S—716

1 Amend House File 637 as follows:

2 1. Page 2, by inserting after line 28 the following new
3 section:

4 Sec. Section five hundred twenty-four point nine hundred
5 four (524.904), subsection two (2), paragraph c, Code 1973, is
6 amended to read as follows:

7 c. The total obligations of any one customer to a state bank
8 at any one time shall not exceed the sum of twenty percent of the
9 capital and surplus and fifty percent of the capital of the state
10 bank, if at least all of the amount by which such obligations
11 exceed twenty percent of the capital and surplus of a state bank
12 shall consist of obligations secured by a first lien on farmland,
13 or on single family or two family residences, subject to the pro-
14 visions of section 524.905, except that the amount so loaned
15 shall not exceed *seventy-five percent of the appraised value of*
16 *farmland or fifty percent of the appraised value of [such real*
17 *property] single family or two family residences, or*
18 2. Page 1, line 2, by inserting before the word "and" the
19 words "limitation on the obligations of any one customer to a
20 state bank,".

Senator Potter raised the point of order that amendment S—716 was not germane to the bill.

The Chair ruled the point well taken and amendment S—716 out of order.

Senator Priebe moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 637) the vote was:

Ayes, 45:

Andersen	Griffin	Miller of	Ramsey
Bergman	Hansen	Des Moines	Riley
Blouin	Heying	Miller of	Rodgers
Briles	Hill	Marshall	Schwengels
Burroughs	Hultman	Murray	Scott
Coleman	Junkins	Nolin	Shaff
Curtis	Kelly	Nystrom	Shaw
DeKoster	Kennedy	Orr	Taylor
Doderer	Kinley	Palmer	Tieden
Gallagher	Lamborn	Plymat	Van Gilst
Glenn	McCartney	Potter	Willits
Gluba		Priebe	Winkelman

Nays, none.

Absent or not voting, 5:

Milligan	Robinson	Schaben	Schwieger
Rabedeaux			

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

Senate File 403

On motion of Senator Kelly, Senate File 403, a bill for an

act relating to attorneys, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

DEFERRED

Senator Lamborn asked and received unanimous consent that further action on **Senate File 403** be **deferred** and that the bill be placed on the calendar under **unfinished business**.

CONSIDERATION OF BILLS

Senate File 277

On motion of Senator Hansen, Senate File 277, a bill for an act relating to the establishment and administration of professional and occupational licensing boards, to abolish all trust funds and special funds of professional and occupational licensing boards, and to abolish the board of watchmakers and the board of basic science examiners, with reports of committee recommending amendment and passage, was taken up, considered, and the reports of the committee adopted.

Senator Hansen offered amendment S—624 filed by the committee on state government on May 18, 1973:

S—624

- 1 Amend Senate File 277 as follows:
- 2 1. Page 3, line 15, by striking the word "sessions"
- 3 and inserting in lieu thereof the words "[sessions] *duly*
- 4 *authorized functions*".
- 5 2. Page 4, line 22, by striking the underscored
- 6 comma.
- 7 3. Page 4, by striking lines 27, 28 and 29 and
- 8 inserting in lieu thereof the words "*felony record of*
- 9 *an applicant. The Board may require that an applicant*
- 10 *submit character references, but an applicant for*
- 11 *examination in fundamentals or for examination in land*
- 12 *surveying shall not submit a character reference from*
- 13 *a registered professional engineer. Applications for*
- 14 *examination in*".
- 15 4. Page 6, lines 19 and 20, by striking the words
- 16 and figures "*fifteen (15), subsection one (1),*" and
- 17 inserting in lieu thereof the word and figure "*six-*
- 18 *teen (16)*".
- 19 5. Page 18, line 21, by striking the word "board"
- 20 and inserting in lieu thereof the word "commission".
- 21 6. Page 18, line 23, by striking the word "board"
- 22 and inserting in lieu thereof the word "commission".
- 23 7. Page 22, line 22, by striking the word "*board*"
- 24 and inserting in lieu thereof the word "*commission*".
- 25 8. Page 23, line 25, by striking the word "*board*"

Page 2

1 and inserting in lieu thereof the word "*commission*".
 2 9. Page 24, line 3, by striking the word "*board*"
 3 and inserting in lieu thereof the word "*commission*".
 4 10. Page 24, line 22, by striking the word "*board*"
 5 and inserting in lieu thereof the word "*commission*".
 6 11. Page 25, line 3, by striking the word "*board*"
 7 and inserting in lieu thereof the word "*commission*".
 8 12. Page 25, line 8, by striking the word "*board*"
 9 and inserting in lieu thereof the word "*commission*".
 10 13. Page 25, line 17, by striking the word "*Iowa*".
 11 14. Page 29, by inserting after line 20 the follow-
 12 ing sections:
 13 Sec. Section one hundred twenty point three
 14 (120.3), subsection one (1), Code 1973, is amended by
 15 striking the section and inserting in lieu thereof the
 16 following:
 17 1. There is
 18 established a board of watchmaking examiners which shall
 19 consist of five members who possess certificates of
 20 registration as watchmakers and two members who do not
 21 possess certificates of registration as watchmakers
 22 and who shall represent the general public. Members
 23 shall be appointed by the governor, subject to the
 24 approval of two-thirds of the members of the senate.
 25 A registered member shall be actively engaged in the

Page 3

1 practice of watchmaking and shall have been so engaged
 2 for five years preceding his appointment, the last two
 3 of which shall have been in Iowa. Professional associa-
 4 tions or societies composed of registered watchmakers
 5 may recommend the names of potential board members to
 6 the governor, but the governor shall not be bound by
 7 the recommendations. A board member shall not be
 8 required to be a member of any professional associa-
 9 tion or society composed of professional watchmakers.
 10 Appointments shall be for three-year terms and shall
 11 commence on July first of the year in which the appoint-
 12 ment is made. Vacancies shall be filled for the un-
 13 expired term by appointment of the governor and shall
 14 be subject to senate confirmation. Members shall serve
 15 a maximum of three terms or nine years, whichever is
 16 less.
 17 Sec. Section one hundred twenty point three
 18 (120.3), subsections two (2) and three (3), Code 1973,
 19 are amended to read as follows:
 20 2. The board shall choose, annually, one of its
 21 members as chairman and one as secretary who shall
 22 severally have power to administer oaths and take
 23 affidavits, certifying thereto under the seal of the
 24 board. The board shall meet [at least once every six
 25 months or whenever a majority of the board shall call

Page 4

1 a meeting at Des Moines, at the place to be designated

2 by the chairman] *as often as deemed necessary by the*
 3 *chairman or a majority of the board and shall meet at*
 4 *least one time per year at the seat of government.*
 5 A majority of the board shall constitute a quorum.
 6 The secretary shall give bond in the sum of five thousand
 7 dollars. The secretary shall keep a full record of
 8 the proceedings of the board which shall be open for
 9 inspection at all reasonable times. Members of the
 10 board shall set their own per diem compensation at a
 11 rate not exceeding forty dollars per day for each day
 12 actually engaged in the discharge of their duties, and
 13 they shall be paid their actual traveling expenses
 14 within the limits of [their available] funds *appropriated*
 15 *to the board*; the secretary in addition to such per
 16 diem and expenses may be paid annually a salary to be
 17 fixed by the [board, but such salary shall not exceed
 18 fifteen hundred dollars] *general assembly*. [The per diem
 19 allowed each member of the board shall not exceed the
 20 sum of three hundred dollars in any year.]
 21 3. The board shall have power to adopt rules and
 22 regulations to carry out the intent of this chapter.
 23 The secretary shall collect the fees and shall pay the
 24 same [quarterly] to the treasurer of the state *to be*
 25 *deposited in the general fund of the state and funds*

Page 5

1 *shall be appropriated to the board to administer the*
 2 *provisions of this chapter.*
 3 Sec. Section one hundred twenty point three
 4 (120.3), Code 1973, is amended by striking subsections
 5 four (4) and five (5).
 6 Sec. Section one hundred twenty point six
 7 (120.6), Code 1973, is amended by striking the sec-
 8 tion and inserting in lieu thereof the following:
 9 120.6 APPLICATIONS. Applications for certifica-
 10 tion shall be on forms prescribed and furnished by the
 11 board and the board may require that the application
 12 contain a recent photograph of the applicant. An
 13 applicant shall not be ineligible for certification
 14 because of age, citizenship, sex, race, religion, marital
 15 status, or national origin although the application
 16 may require citizenship information. The board may
 17 consider the past felony record of an applicant.
 18 Character references may be required, but shall not
 19 be obtained from registered watchmakers. Applications
 20 for examination shall be filed with the board at least
 21 ten days before the time set for the examination and
 22 shall be accompanied by the prescribed fees.
 23 The applicant shall meet at least one of the fol-
 24 lowing criteria:
 25 1. Completion of at least three years' previous

Page 6

1 experience at the bench under the supervision of a
 2 watchmaker, holding a certificate under the provisions

3 of this chapter;

4 2. Completion of at least one year schooling in
5 a recognized watchmaker's school, together with one
6 year experience at the bench under the provisions of
7 this chapter;

8 3. Completion of at least two years' schooling in
9 a recognized watchmaker's school; or

10 4. Completion in another state of three or more
11 years' employment as a watchmaker whether or not the
12 other state requires a watchmaker's certificate or
13 license. The showing of service in another state shall
14 be accompanied by proper affidavits from responsible
15 persons in the other state.

16 Sec. Section one hundred twenty point seven
17 (120.7), Code 1973, is amended to read as follows:

18 120.7 EXAMINATION. An applicant to be entitled
19 to a certificate otherwise provided in this chapter
20 shall pass an examination before the board, which
21 examination shall be confined to such knowledge,
22 practical ability, and skill as is essential in the
23 proper repairing of watches, clocks, and time-recording
24 instruments, and shall include an examination of
25 theoretical knowledge of watch construction and repair,

Page 7

1 and also a practical demonstration of the applicant's
2 skill in the manipulation of watchmaker's tools. The
3 board shall make rules and regulations for conducting
4 examinations, and shall define the standards of
5 workmanship and skill. [In case of failure at any
6 examination, the applicant shall have the privilege
7 of taking another examination at any other examination
8 period upon the payment of a fee of ten dollars and
9 the board shall conduct such examination at least twice
10 in each year.]

11 *The board may administer as many examinations per*
12 *year as are necessary, but shall administer at least*
13 *one examination per year. Any written examination may*
14 *be conducted by representatives of the board. Applicants*
15 *who fail the examination once shall be allowed to take*
16 *the examination at the next scheduled time. Thereafter,*
17 *the applicant shall be allowed to take the examination*
18 *at the discretion of the board.*

19 Sec. Section one hundred twenty point eight
20 (120.8), subsections two (2) and four (4), Code 1973,
21 are amended to read as follows:

22 2. A watchmaker who is not a resident of the state
23 may, in the discretion of the board, be issued a
24 certificate without the examination upon the payment
25 of a fee [of fifteen dollars] *in an amount determined*

Page 8

1 *by the board based upon the cost of issuing the*
2 *certification and upon filing a written application with*
3 *the board, together with evidence of five years' practice*

4 as a watchmaker in some other state immediately previous
 5 to the time of the application by furnishing such
 6 evidence in connection with his skill as a watchmaker
 7 as the board may require. The board, upon presentation
 8 by an applicant of a license or certificate to practice
 9 watchmaking issued to the applicant upon examination
 10 by the duly constituted authority of another state which
 11 by its laws licenses or regulates watchmakers, and which
 12 by its laws would grant a certificate of license under
 13 similar circumstances and conditions, may in its
 14 discretion, issue a certificate of registration to said
 15 applicant without examination upon payment of a fee
 16 [of fifteen dollars] *in an amount determined by the board*
 17 *based upon the cost of issuing the certificate.*

18 4. Every certificate of registration shall expire
 19 [on the thirtieth day of June following the date of
 20 issuance of such certificate] *annually*; and shall be
 21 renewed annually *as determined by the board upon*
 22 application of the holder thereof, without examination.
 23 Application for such renewal shall be made in writing
 24 to the department, accompanied by a renewal fee [of ten
 25 dollars] *in an amount determined by the board based upon*

Page 9

1 *the cost of renewing the certificate*, at least thirty
 2 days prior to the expiration of such certificate. Every
 3 renewal shall be displayed in connection with the
 4 original certificate. [Every year or not later than
 5 May 1, the] *The board shall notify each certificate*
 6 holder by mail of the expiration of his certificate.
 7 Any watchmaker who allows his certificate to lapse by
 8 failing to renew the same as hereinbefore provided,
 9 may obtain reinstatement thereof without examination,
 10 in the discretion of the board, if he applies therefor
 11 within three years following the expiration date of
 12 his certificate and pays the renewal fees then due.

13 Sec. Section one hundred twenty point nine
 14 (120.9), Code 1973, is amended to read as follows:

15 120.9 APPRENTICE WATCHMAKERS. Any person sixteen
 16 years of age or over, of good moral character, ap-
 17 prenticed to a registered watchmaker, may pursue the
 18 trade of watchmaking upon obtaining from the board a
 19 certificate of registration as an apprenticed watchmaker,
 20 which certificate shall be conspicuously displayed at
 21 all times in the place of employment of such apprentice.
 22 No apprentice certificate shall be renewed unless the
 23 application therefor shall be accompanied by a sworn
 24 statement of the employer or employers as to the length
 25 of time the applicant has been actually employed under

Page 10

1 his certificate in the pursuit of the watchmaking trade.
 2 Apprentice watchmakers shall pay a fee [of five dollars]
 3 *in an amount determined by the board* for the certificate
 4 which shall expire [on June 30 of each year] *annually*

5 and shall pay a renewal fee [of five dollars] annually
 6 *in an amount determined by the board.* Any applicant
 7 for a certificate of registration as a watchmaker who
 8 fails to pass the examination provided for herein may
 9 in the discretion of the board be issued a certificate
 10 as an apprentice watchmaker.

11 Sec. Section one hundred twenty point eleven
 12 (120.11), Code 1973, is amended to read as follows:

13 120.11 DUPLICATES. A duplicate of any certificate
 14 provided by this chapter shall be issued upon filing
 15 with the secretary a sworn statement that the original
 16 certificate has been lost or destroyed, and upon pay-
 17 ment of [two dollars] *a fee in an amount determined by*
 18 *the board* for the issuance of the same.

19 Sec. Chapter one hundred twenty (120), Code
 20 1973, is amended by adding the following new sections:

21 **NEW SECTION. PUBLIC MEMBERS.** The public members
 22 of the board shall not participate in administering
 23 or grading any portion of an examination.

24 Violation of the confidentiality of any informa-
 25 tion by a member representing the general public shall

Page 11

1 constitute a misdemeanor.

2 **NEW SECTION. FEES.** The secretary shall collect
 3 and account for all fees and pay them to the treasurer
 4 of state who shall deposit the fees in the general fund
 5 of the state. The board shall set the fees for ex-
 6 amination and for certification and renewal of
 7 certification. The fees for examination shall be based
 8 upon the annual cost of administering the examinations.
 9 The fees for certification and renewal shall be based
 10 upon the administrative cost of sustaining the board
 11 which shall include, but shall not be limited to, the
 12 costs for:

- 13 1. Per diem, expenses and travel for board members.
- 14 2. Office facilities, supplies, and equipment.
- 15 3. Clerical assistance.

16 15. Page 31, by striking lines 24 through 28,
 17 inclusive, and inserting in lieu thereof the following:

18 "3. For nursing examiners, one registered nurse
 19 representing the associate degree nursing programs,
 20 one registered nurse representing the diploma nursing
 21 programs, one registered nurse representing the
 22 baccalaureate degree nursing programs, one registered
 23 nurse representing the licensed practical nursing
 24 programs, one licensed practical nurse, and two members
 25 who are not registered nurses or licensed practical

Page 12

1 nurses and who shall represent the general public.

2 The representatives of the general public shall not
 3 be members of health care delivery systems. A majority
 4 of the members of the board shall constitute a quorum."

5 16. Page 36, line 33, by inserting a comma after

6 the word "misleading".

7 17. Page 37, line 1, by striking the word "industry"
8 and inserting in lieu thereof the word "injury".

9 18. Page 37, line 14, by inserting after the word
10 "the" the words "board of".

11 19. Page 37, line 24, by inserting after the word
12 "the" the words "board of".

13 20. Page 37, line 30, by striking the words "an
14 examining board" and inserting in lieu thereof the words
15 "the board of chiropractic examiners".

16 21. Page 37, line 35, by striking the words "an
17 examining board" and inserting in lieu thereof the words
18 "the board of podiatry examiners".

19 22. Page 38, line 4, by striking the words "an
20 examining board" and inserting in lieu thereof the words
21 "the board of physical therapy examiners".

22 23. Page 38, line 8, by striking the words "an
23 examining board" and inserting in lieu thereof the words
24 "the board of optometry examiners".

25 24. Page 38, line 12, by striking the words "an

Page 13

1 examining board" and inserting in lieu thereof the words
2 "the board of dental examiners".

3 25. Page 38, lines 16 and 17, by striking the words
4 "an examining board" and inserting in lieu thereof the
5 words "the board of funeral directing and embalming
6 examiners".

7 26. Page 38, line 21, by inserting after the word
8 "nursing" the words "issued upon the basis of an ex-
9 amination given by the board of nurse examiners".

10 27. Page 38, line 32, by striking the words "an
11 examining board" and inserting in lieu thereof the words
12 "the board of cosmetology examiners".

13 28. Page 39, line 3, by striking the words "an
14 examining board" and inserting in lieu thereof the words
15 "the board of barber examinations".

16 29. Page 41, line 6, by striking the word "DIRECTOR"
17 and inserting in lieu thereof the word "SECRETARY".

18 30. Page 41, line 6, by striking the word "nursing"
19 and inserting in lieu thereof the words "nurse ex-
20 aminers".

21 31. Page 41, line 7, by striking the word "director"
22 and inserting in lieu thereof the word "secretary".

23 32. Page 41, line 10, by striking the word "director"
24 and inserting in lieu thereof the word "secretary".

25 33. Page 41, line 16, by inserting before the word

Page 14

1 "secretary" the word "executive".

2 34. Page 42, by striking lines 7, 8, and 9, and
3 inserting in lieu thereof the words "the practice of
4 nursing, to elevate the standards of schools of nursing,
5 and to promote the educational and professional standards
6 of nurses and nursing in this state [, and no part]".

- 7 35. Page 45, line 22, by striking the word “[who,]”.
 8 and inserting in lieu thereof the word “[who],”.
- 9 36. Page 55, line 18, by striking the words “of
 10 each year” and inserting in lieu thereof the words “[of
 11 each year]”.
- 12 37. Page 66, line 27, by striking the words “*while*
 13 *discharging their official duties*”.
- 14 38. Page 66, by striking line 29 and inserting in
 15 lieu thereof the words “incurred while discharging their
 16 official duties.”
- 17 39. Page 68, line 24, by striking the word “[ex-
 18 clusively]” and inserting in lieu thereof the word “ex-
 19 clusively”.
- 20 40. Page 68, line 31, by striking the word “an”
 21 and inserting in lieu thereof the following: “[an] a
 22 *person of honesty, integrity, trustworthiness, truthful-*
 23 *ness and one who appreciates and will adhere to a code*
 24 *of conduct for lawyers as adopted by the supreme court.*
 25 *He shall be an*”.

Page 15

- 1 41. Page 69, line 17, by inserting the words “*felony*
 2 *record*” and inserting in lieu thereof the words “*record*
 3 *of indictable public offenses*”.
- 4 42. Page 69, by striking lines 18 and 19, and in-
 5 serting in lieu thereof the following: “*Character*
 6 *references may be required; however, such references*
 7 *shall not be restricted to lawyers.*”
- 8 43. Page 69, line 28, by striking the word “governor”
 9 and inserting in lieu thereof the words “supreme court”.
- 10 44. Page 69, line 32, by striking the word “Profes-
 11 sional” and by striking lines 33, 34, 35 and line 1
 12 on page 70.
- 13 45. Page 70, line 24, by striking the word “governor”
 14 and inserting in lieu thereof the words “supreme court”.
- 15 46. Page 70, by striking all after the word “[for]”
 16 in line 35 and by striking lines 1, 2, 3, and 4 from
 17 page 71 and inserting in lieu thereof the words “*receive*
 18 *their actual and necessary expenses.*”
- 19 47. Page 71, lines 7 and 8, by striking the words
 20 “[supreme court] board” and inserting in lieu thereof
 21 the words “supreme court”.
- 22 48. Page 71, line 11, by striking the words “such
 23 compensation as the [court] board may allow,” and inserting
 24 in lieu thereof the words “[such compensation as the
 25 court may allow,] *their actual and necessary expenses*”.

Page 16

- 1 49. Page 71, by striking lines 13 and 14 and
 2 inserting in lieu thereof the following: “*The members*
 3 *of the board authorized to grade examinations shall*
 4 *make the final decision on passage or failure of each*
 5 *applicant, subject to the approval of the supreme court.*
 6 *The board shall, also, recommend to the supreme court*
 7 *for admission to practice law in this state all*

8 applicants who pass the examination and who meet the
9 requisite character requirements. The supreme court
10 shall make the final decision in determining who shall
11 be admitted."

12 50. Page 71, by striking line 24, and inserting
13 in lieu thereof the following:

14 "1. Expenses and travel for board members and
15 temporary examiners."

16 51. Page 71, by striking lines 30 through 35, in-
17 clusive.

18 52. Page 72, by striking lines 1 through 10,
19 inclusive.

20 53. Page 72, line 16, by striking the words "[court]
21 board" and inserting in lieu thereof the words "supreme
22 court".

23 54. Page 72, by striking lines 32 through 34,

24 inclusive, and inserting in lieu thereof the following:

25 "all other counties. The supreme court may revoke or

Page 17

1 suspend the license of an attorney to practice law in
2 this state. The board of law examiners may initiate
3 or recommend the revocation or suspension of any person's
4 license to practice law in this state."

5 55. Page 73, by striking lines 8 through 17,
6 inclusive, and inserting in lieu thereof the following:

7 "NEW SECTION. RENEWALS. The right to practice law
8 in this state after January 1, 1974, shall be renewed
9 annually by the supreme court upon conditions as
10 the court shall determine. Any moneys derived therefrom
11 shall be deposited in the general fund of the state."

12 56. Page 73, by striking lines 20 through 25,
13 inclusive, and inserting in lieu thereof the following:

14 "NEW SECTION. PUBLIC MEMBERS. The public members
15 of the board may participate in the administration of
16 the examination and shall participate in the
17 determination of whether or not each applicant meets
18 the requisite character requirements. The public members
19 shall not participate in the grading of any portion
20 of the examination or the determination of whether an
21 applicant passed or failed such examination.

22 Violation of the confidentiality of any information
23 by a member representing the general public shall be
24 punishable by a fine not to exceed one hundred dollars."

25 57. Page 73, by striking lines 26 through 29, in-

Page 18

1 clusive, and inserting in lieu thereof the following:

2 "Sec. 154. Chapter one hundred forty-six (146) and
3 section one hundred fourteen point five (114.5),".

4 58. Page 73, line 30, by inserting after the figure
5 "(117.17)," the words and figure "one hundred twenty
6 point five (120.5),".

7 59. Page 73, line 32, by striking the words "one
8 hundred forty-seven point twenty".

9 60. Page 73, by striking line 33.

- 10 61. Page 74, lines 1 and 2, by striking the words
 11 and figure "one hundred forty-seven point eighty-one
 12 (147.81),"
- 13 62. Page 74, line 18, by inserting after the figure
 14 "(455B.54)" the words and figure "six hundred ten point
 15 nine (610.9)".
- 16 63. Page 74, line 25, by inserting after the word
 17 "examiners," the words "watchmakers' fund".
- 18 64. Page 75, line 12, by striking the words "one-
 19 year" and inserting in lieu thereof the words "two-
 20 year".
- 21 65. Page 75, by adding after line 28 the following:
 22 "5. The provisions of this section shall not be
 23 applicable to the board of law examiners."
- 24 66. By renumbering sections and subsections and
 25 changing internal references as necessary.

Page 19

- 1 67. Amend the title, page 1, line 5, by striking
 2 the words "of watchmakers and the board".

Senator Hansen offered amendment S—2002 to amendment S—624 by the committee on state government and moved its adoption:

S—2002

- 1 Amend the committee on state government amendment S—624,
 2 to Senate File 277, by striking lines 18 through 25 on page 11
 3 and lines 1 through 4 on page 12, inserting in lieu thereof the
 4 following:
 5 "3. For nursing examiners, one registered nurse represent-
 6 ing the colleges and universities, one registered nurse
 7 representing the hospital conducted schools of nursing, one
 8 registered nurse representing the area community and
 9 vocational technical nursing department, one registered nurse
 10 practitioner, one licensed practical nurse practitioner,
 11 and two members not registered nurses or licensed practical
 12 nurses and who shall represent the general public. The
 13 representatives of the general public shall not be members
 14 of health care delivery systems. A majority of the members
 15 of the board shall constitute a quorum."

Amendment S—2002 to amendment S—624 was adopted.

Senator Hansen offered amendment S—683 to amendment S—624 filed by him and moved its adoption:

S—683

- 1 Amend the committee on state government amendment S—624, to
 2 Senate File 277 as follows:
 3 1. Page 13, by inserting after line 15 the following:
 4 Page 40, line 26, by inserting after the period the
 5 following: "*The salary of the secretary shall be set by the*
 6 *general assembly.*"
 7 2. Page 13, by striking lines 16 and 17.
 8 3. Page 13, by striking lines 21 through 25, inclusive.

- 9 4. Page 14, by striking line 1 and inserting in lieu thereof
10 the following:
11 Page 41, line 16, by striking the word "secretary" and
12 inserting in lieu thereof the words "[secretary] *executive director*".
13 Page 41, line 18, striking the word "secretary" and
14 inserting in lieu thereof the words "[secretary] *executive director*".
15 5. By renumbering divisions as necessary.

Amendment S—683 to amendment S—624 was adopted.

Senator Hansen offered amendment S—693 to amendment S—624 filed by him and moved its adoption:

S—693

- 1 Amend the committee on state government amendment S—624,
2 filed May 18, 1973, to Senate File 277 as follows:
3 1. Page 16, by striking lines 23, 24 and 25.
4 2. Page 17, by striking lines 1 through 4, inclusive, and
5 inserting in lieu thereof the following:
6 "54. Page 72, by striking lines 27 through 34 inclusive,
7 and inserting in lieu thereof the following:
8 '(610.23), Code 1973, is amended by striking the section and
9 inserting in lieu thereof the following:
10 610.23 REVOCATION OF LICENSE. The supreme court may
revoke
11 or suspend the license of an attorney to practice law in this
12 state. The board of law examiners may initiate or recommend
13 the revocation or suspension of any person's license to practice
14 law in this state.'"

Amendment S—693 to amendment S—624 was adopted.

Senator Curtis offered amendment S—857 to amendment S—624 filed by Senators Curtis, Schwengels and Nystrom and moved its adoption:

S—857

- 1 Amend the committee on state government amendment
2 S—624 to Senate File 277 as follows:
3 1. Page 18, by inserting the following after line
4 23:
5 66. By adding the following new sections:
6 Sec. Chapter three hundred twenty-two (322),
7 Code 1973, is amended by adding the following new
8 sections:
9 *NEW SECTION.* There is hereby established the motor
10 vehicle dealer board which shall consist of three dealers
11 licensed under this chapter and two members not licensed
12 under this chapter who shall represent the general
13 public. A licensed member shall have been licensed
14 under this chapter for the last five years immediately
15 preceding his appointment. Members shall be appointed
16 by the governor subject to the approval of two-thirds
17 of the members of the senate. Of the first appointments
18 hereunder one licensed member and one public member

19 shall be appointed for terms of one year, one licensed
 20 member and one public member shall be appointed for
 21 terms of two years, and one licensed member shall be
 22 appointed for a term of three years. Thereafter,
 23 appointments shall be for three-year terms. The terms
 24 of all appointments shall commence on July first of
 25 the year in which the appointment is made. Vacancies

Page 2

1 shall be filled for the unexpired term by appointments
 2 of the governor and shall be subject to senate
 3 confirmation. Members shall serve no more than three
 4 terms or nine years, whichever is less.

5 **NEW SECTION.** Members of the motor vehicle dealer
 6 board shall set their own per diem compensation at a
 7 rate not exceeding forty dollars per day for each day
 8 actually engaged in the discharge of their duties.

9 All per diem and expenses of the members and expenses
 10 of the board shall be paid from the motor vehicle dealers
 11 license fee fund.

12 **NEW SECTION.** The board shall hold at least one
 13 meeting per year at the seat of government and shall
 14 elect a chairman annually. A majority of the members
 15 of the board shall constitute a quorum.

16 **NEW SECTION.** The board shall conduct hearings upon
 17 not less than ten-day's notice upon the denial by the
 18 department of an application for a license as a motor
 19 vehicle dealer and shall conduct hearings upon not less
 20 than ten-days' notice to determine whether the license
 21 of a motor vehicle dealer should be revoked or suspended.

22 Sec. Section three hundred twenty-two point
 23 six (322.6), unnumbered paragraph one (1), Code 1973,
 24 is amended to read as follows:

25 The department shall [deny] *refer* the application of

Page 3

1 any person for a license as a motor vehicle dealer [and
 2 refuse to issue a license to him as such, if, after
 3 reasonable notice and a hearing, the department deter-
 4 mines that such applicant] *to the board of hearing to*
 5 *determine whether the license should be granted if the*
 6 *department has reasonable grounds to believe that an*
 7 *applicant for a license as a motor vehicle dealer has*
 8 *committed any of the following, specifying the subsec-*
 9 *tion in question and the particulars thereof:*

10 Sec. Section three hundred twenty-two point
 11 six (322.6), Code 1973, is amended by inserting the
 12 following unnumbered paragraph after subsection nine
 13 (9):

14 **NEW UNNUMBERED PARAGRAPH.** The board shall conduct
 15 a hearing thereon within thirty days and shall deny
 16 the application if it finds that such specifications
 17 are correct and that the application should be denied.

18 Sec. Section three hundred twenty-two point
 19 six (322.6), unnumbered paragraphs three (3) and four
 20 (4), Code 1973, are amended to read as follows:

21 In considering whether or not a contract or agree-
 22 ment between a motor vehicle dealer and a manufacturer
 23 or distributor of motor vehicles has been terminated
 24 by such manufacturer or distributor without just and
 25 reasonable cause therefor, the [department] board shall

Page 4

1 take into consideration the circumstances existing at
 2 the time of such termination, including the amount of
 3 business transacted by the motor vehicle dealer pursuant
 4 to the contract or agreement and prior to such
 5 termination; the investment necessarily made and the
 6 obligation necessarily incurred by the motor vehicle
 7 dealer in the performance of his part of such contract;
 8 the permanency of such investment; the reasons for such
 9 termination by such manufacturer or distributor and
 10 the fact that it is injurious to the public welfare
 11 for the business of a motor vehicle dealer to be
 12 disrupted by termination of such contract without just
 13 and reasonable cause.

14 Whenever the [department] board determines [to deny]
 15 that the application of any person for a license as
 16 a motor vehicle dealer [and refuses to issue a license
 17 to him as such, the department] *should be denied the*
 18 *board shall enter a final order thereof with its findings*
 19 *relating thereto within thirty days from the date of*
 20 *the hearing thereon.*

21 *The department shall grant a license or refuse to*
 22 *issue a license as determined by the board.*

23 Sec. Section three hundred twenty-two point
 24 nine (322.9), unnumbered paragraphs one (1), and two
 25 (2), Code 1973, are amended to read as follows:

Page 5

1 The [department] board is [hereby] authorized to revoke
 2 or suspend the license of any retail motor vehicle
 3 dealer if, after notice and hearing, it finds that such
 4 licensee has been guilty of any act which would have
 5 been a ground for the denial of a license under section
 6 322.6.

7 The [department] board is further authorized to revoke
 8 or suspend the license of any retail motor vehicle
 9 dealer if, after notice and hearing, it finds that such
 10 licensee has been convicted or has forfeited bail on
 11 three charges of:

12 Sec. Section three hundred twenty-two point
 13 ten (322.10), Code 1973, is amended to read as follows:
 14 322.10 APPEALS.

15 1. An appeal may be taken by any person interested
 16 from any final order of the department or board to the
 17 district court of the county in which he resides or
 18 in which his principal place of business is located,
 19 within thirty days after he shall have received notice
 20 from the department or board of such order.

21 2. The appeal shall be taken by a written notice
 22 to the department or board and served as an original

23 notice. When said notice is so served it shall, with
 24 the return thereon, be filed in the office of the clerk
 25 of said district court, and docketed as other cases,

Page 6

1 with the appellant as plaintiff and the department *or*
 2 *board* as defendant. The plaintiff shall file with such
 3 clerk a bond for the use of the defendant, with sureties
 4 approved by such clerk and in an amount fixed by him,
 5 provided in no case shall the bond be less than fifty
 6 dollars, conditioned that the plaintiff shall perform
 7 the orders of the court.

8 3. The court shall hear the appeal in equity, deter-
 9 mine anew all questions submitted to it on appeal from
 10 the order of the department, *or board*, and render its
 11 decree thereon. An appeal to the supreme court of this
 12 state may be taken as in other equitable actions.

13 Sec. Section three hundred twenty-two point
 14 twenty-four (322.24), Code 1973, is amended to read
 15 as follows:

16 322.24 HEARING. The commissioner of public safety
 17 and the board shall have the power to issue subpoenas
 18 to compel the attendance of witnesses and the production
 19 of documents, papers, books, records and other evidence
 20 before [him] *the commissioner or the board as the case*
 21 *may be* in any matter over which [he] *the commissioner*
 22 *or the board respectively* has jurisdiction, control
 23 or supervision pertaining to this chapter.

24 If any person shall refuse to obey any such subpoena,
 25 or to give testimony, or to produce evidence as required

Page 7

1 thereby, any judge of the district court of the state
 2 of Iowa in and for Polk county may, upon application
 3 and proof of such refusal, make an order awarding process
 4 of subpoena, or subpoena duces tecum, out of the said
 5 court, for the witness to appear before the commis-
 6 sioner *or the board as the case may be* and to give
 7 testimony, and to produce evidence as required thereby.
 8 Upon filing such order in the office of the clerk of
 9 said court, the clerk shall issue process of subpoena,
 10 as directed, under the seal of said court, requiring
 11 the person to whom it is directed to appear at the time
 12 and place therein designated.

13 2. By renumbering the amendment in accordance with
 14 this amendment.

Roll call was requested.

On the question "Shall amendment S—857 to amendment
 S—624 be adopted?" (S.F. 277) the vote was:

Ayes, 21:

Bergman
 Briles
 Burroughs

Curtis
 Gallagher
 Griffin

Hultman
 Junkins
 Kelly

Lamborn
 Miller of
 Marshall

Nystrom
Plymat
Potter

Riley
Schaben
Schwengels

Schwieger
Shaff

Tieden
Winkelman

Nays, 28:

Andersen
Blouin
Coleman
DeKoster
Doderer
Glenn
Gluba
Hansen

Heying
Hill
Kennedy
Kinley
McCartney
Miller of
Des Moines

Milligan
Murray
Nolin
Orr
Palmer
Priebe
Rabedeaux

Ramsey
Rodgers
Scott
Shaw
Taylor
Van Gilst
Willits

Absent or not voting, 1:

Robinson

Amendment S—857 to amendment S—624 lost.

Senator Riley offered amendment S—997 to amendment S—624 filed by him:

S—997

- 1 Amend the committee on state government amendment
- 2 S—624 to Senate File 277 as follows:
- 3 1. Page 18, by inserting after line 23 the following
- 4 sections:
- 5 Sec. *NEW SECTION. POLICY.* The purpose of this
- 6 Act is:
- 7 1. To protect the owners of animals from the theft of
- 8 their pets.
- 9 2. To prevent the sale or use of stolen
- 10 pets.
- 11 3. To prevent any misrepresentation of any animal
- 12 sold to the public.
- 13 4. To insure that all vertebrate animals are pro-
- 14 vided humane care and treatment by regulating the trans-
- 15 portation, sale, purchase, housing, care, handling and
- 16 treatment of such animals by persons or organizations
- 17 engaged in transporting, buying, or selling them.
- 18 5. To insure that animals confined in pet shops, kennels
- 19 of any type, animal shelters, pounds, and other facilities
- 20 including those at which public auctions are held, are
- 21 provided humane care and treatment.
- 22 6. To authorize the sale, trade, or adoption of only
- 23 those animals which appear to be free of infectious or
- 24 communicable disease.
- 25 7. To protect the public from zoonotic

Page 2

- 1 disease.
- 2 Sec. *NEW SECTION. DEFINITIONS.* As used in
- 3 this Act, except as otherwise expressly provided:
- 4 1. "Pound" or "dog pound" means a facility operated by
- 5 the state, a municipal corporation, or other political
- 6 subdivision of the state for the purpose of impounding or
- 7 harboring seized stray, homeless, abandoned or unwanted
- 8 dogs, cats or other animals; or a facility operated for such

9 a purpose under a contract with any municipal corporation
10 or incorporated society for the prevention of cruelty to
11 animals.

12 2. "Person" means person as defined in chapter four
13 (4) of the Code.

14 3. "Animal shelter" means a facility which is used to
15 house or contain animals and which is owned, operated,
16 or maintained by an incorporated humane society, animal
17 welfare society, society for the prevention of cruelty
18 to animals, or other profit or nonprofit organization
19 devoted to the welfare, protection, and humane treatment
20 of animals.

21 4. "Pet shop" means an establishment where animals are
22 bought, sold, exchanged, or offered for sale or exchange to
23 the general public, but does not include a private kennel
24 or hobby kennel.

25 5. "Boarding kennel" means a place or establishment

Page 3

1 other than a pound or animal shelter where animals not
2 owned by the proprietor are sheltered, fed, and watered
3 in return for a consideration.

4 6. "Private kennel" means one pack or collection of
5 not more than four animals kept at any one time under the
6 ownership on single premises.

7 7. "Commercial kennel" means a kennel which performs
8 grooming or training services and may or may not render
9 boarding services in return for a consideration.

10 8. "Hobby kennel" means a noncommercial kennel at, in,
11 or adjoining a private residence where animals are kept for
12 the hobby of the householder, in using them for hunting or
13 practice training or for exhibiting them in shows or field
14 or obedience trials, or for guarding or protecting the
15 householder's property. The keeper of a hobby kennel may
16 keep or maintain up to ten animals of either sex per year
17 without changing the status of the kennel, or may raise or
18 sell the offspring of three animals during any calendar
19 year without changing the status of the kennel.

20 9. "Commercial breeder" means a person engaged in the
21 business of breeding animals for sale, whether or not such
22 animals are raised, trained, groomed, or boarded by such
23 breeder.

24 10. "Animal" means any dog or cat, rabbit, rodent,
25 nonhuman primate, bird or other vertebrate, but shall not

Page 4

1 include horses, cattle, sheep, goats, swine and domestic
2 fowl.

3 11. "Public auction" means any place or location where
4 animals are sold at auction to the highest bidder regard-
5 less of whether the animals are offered as individuals, as
6 a group, or by weight.

7 12. "Secretary" means the secretary of agriculture of
8 the state of Iowa.

9 13. "Dealer" means any person who sells, exchanges,
10 or donates, or offers to sell, exchange, or donate animals

11 to another dealer, pet shop, private kennel, hobby kennel,
12 commercial kennel, commercial breeder, or research facility.

13 14. "Research facility" means any school or college of
14 medicine, veterinary medicine, pharmacy, dentistry, or
15 osteopathy, or hospital, diagnostic or research laboratories,
16 or other educational or scientific establishment situated
17 in this state concerned with the investigation of, or
18 instruction concerning the structure or function of living
19 organisms, the cause, prevention, control, or cure of
20 diseases or abnormal conditions of human beings or animals.

21 15. "Primary enclosure" means any structure used to
22 immediately restrict an animal to a limited amount of space,
23 such as a room, pen, cage, compartment or hutch.

24 16. "Housing facility" means any room, building or
25 area used to contain a primary enclosure or enclosures.

Page 5

1 17. "Sanitize" means to make physically clean and to
2 remove and destroy in a manner consistent with modern
3 techniques, agents injurious to health.

4 18. "Euthanasia" means the humane destruction of an
5 animal accomplished by a method that involves instantaneous
6 unconsciousness and immediate death or by a method that
7 involves anesthesia, provided by an agent which causes
8 painless loss of consciousness, and death during the loss of
9 consciousness.

10 19. "Ambient temperature" means the temperature sur-
11 rounding the animal.

12 20. "Adequate feed" means the provision at suitable
13 intervals of not more than twenty-four hours or longer if
14 the dietary requirements of the species so require, of a
15 quantity of wholesome foodstuff suitable for the species and
16 age, sufficient to maintain a reasonable level of nutri-
17 tion in each animal. The foodstuff shall be served in a
18 sanitized receptacle, dish or container.

19 21. "Adequate water" means reasonable access to a supply
20 of clean, fresh, potable water provided in a sanitary manner
21 or provided at suitable intervals for the species and not
22 to exceed twenty-four hours at any interval.

23 22. "Animal warden" means any person employed, contracted,
24 or appointed by the state, municipal corporation, or any
25 political subdivision of the state, for the purpose of aiding

Page 6

1 in the enforcement of the provisions of this Act or any other
2 law or ordinance relating to the licensing of animals, control
3 of animals or seizure and impoundment of animals and includes
4 any state or municipal peace officer, animal control officer
5 sheriff, constable or other employee whose duties in whole
6 or in part include assignments which involve the seizure or
7 taking into custody of any animal.

8 Sec. **NEW SECTION. CERTIFICATE OF REGISTRATION**
FOR

9 POUND. No pound shall be operated for more than six months
10 subsequent to the effective date of this Act unless a certifi-
11 cate of registration for the pound is granted by the secre-

12 tary. Application for the certificate shall be made in the
 13 manner approved by the secretary. No fee shall be required
 14 for the application or certificate. Certificates of regis-
 15 tration shall be valid for a period of one year from date of
 16 issuance or until revoked and may be renewed upon application
 17 in the manner provided by the secretary. A registered pound
 18 may engage in the sale of animals under its control, if it
 19 obtains a license for such activity, but no fee shall be
 20 charged therefor.

21 Sec. **NEW SECTION. CERTIFICATE OF REGISTRATION
 FOR**

22 **ANIMAL SHELTER.** No person shall operate an animal shelter
 23 for more than six months subsequent to the effective date of
 24 this Act unless a certificate of registration for the animal
 25 shelter is granted by the secretary. Application for the

Page 7

1 certificate shall be made in the manner provided by the sec-
 2 retary. No fee shall be required for the application or
 3 certificate. Certificates of registration shall be valid for
 4 a period of one year from date of issuance or until revoked
 5 and may be renewed upon application in the manner provided
 6 by the secretary. A registered animal shelter may engage in
 7 the sale of animals under its control, if it obtains a license
 8 for such activity, but no fee shall be charged therefor.

9 Sec. **NEW SECTION. PET SHOP LICENSE.** No person
 10 shall operate a pet shop for more than six months subsequent
 11 to the effective date of this Act, unless he has obtained a
 12 license to operate a pet shop issued by the secretary. Appli-
 13 cation for the license shall be made in the manner provided
 14 by the secretary. The license period shall commence January
 15 first of each year and terminate December thirty-first of
 16 that year. The license fee shall be twenty-five dollars
 17 for each license period or part thereof. The license may be
 18 renewed upon application and payment of the prescribed fee
 19 in the manner provided by the secretary provided the licensee
 20 has conformed to all statutory and regulatory requirements.

21 Sec. **NEW SECTION. COMMERCIAL KENNEL OR PUBLIC
 22 AUCTION LICENSE.** No person shall operate a commercial kennel
 23 or public auction for more than six months subsequent to the
 24 effective date of this Act unless he has obtained a license
 25 to operate a commercial kennel or a public auction issued by

Page 8

1 the secretary. Application for the license shall be made in
 2 the manner provided by the secretary. The license period
 3 shall commence January first of each year and terminate
 4 December thirty-first of that year. The license fee shall
 5 be twenty-five dollars for each license period or part thereof.
 6 The license may be renewed upon application and payment of
 7 the prescribed fee in the manner provided by the secretary
 8 provided the licensee has conformed to all statutory and
 9 regulatory requirements.

10 Sec. **NEW SECTION. DEALER LICENSE.** No person shall
 11 operate as a dealer after the first day of January 1974,
 12 unless he has obtained a license issued by the secretary.

13 Application for the license shall be made in the manner
 14 provided by the secretary. The license fee shall be fifty
 15 dollars for each license period or part thereof. The license
 16 may be renewed upon application and payment of the prescribed
 17 fee in the manner provided by the secretary, provided the
 18 licensee has conformed to all statutory and regulatory require-
 19 ments.

20 Sec. *NEW SECTION. COMMERCIAL BREEDER'S LI-
 LICENSE*

21 No person shall operate as a commercial breeder after the first
 22 day of January 1974, unless he has obtained a license issued
 23 by the secretary. Application for the license shall be made
 24 in the manner provided by the secretary. The license period
 25 shall commence January first of each year and terminate

Page 9

1 December thirty-first of that year. The license fee shall
 2 be fifty dollars for each license period or part thereof.
 3 The license may be renewed upon allocation and payment of
 4 the prescribed fee in the manner provided by the secretary
 5 provided the licensee has conformed to all statutory and
 6 regulatory requirements.

7 Sec. *NEW SECTION. BOARDING KENNEL OPERATOR'S*

8 *LICENSE.* No person shall operate a boarding kennel for more
 9 than six months subsequent to the effective date of this Act
 10 unless he has obtained a license to operate a boarding
 11 kennel issued by the secretary. Application for the license
 12 shall be made in the manner provided by the secretary.

13 The license period shall commence January first of each year
 14 and terminate December thirty-first of that year. The
 15 license fee shall be fifteen dollars for each license period
 16 or part thereof. The license may be renewed upon application
 17 and payment of the prescribed fee in the manner provided by
 18 the secretary provided the licensee has conformed to all
 19 statutory and regulatory requirements.

20 Sec. *NEW SECTION. PRIVATE KENNEL OR HOBBY*

21 *KENNEL OWNER'S LICENSE.* No person shall operate either a
 22 private kennel or a hobby kennel for more than six months
 23 subsequent to the effective date of this Act, unless he ob-
 24 tains a license issued by the secretary. Application for the
 25 license shall be in the manner provided by the secretary.

Page 10

1 The license period shall commence January first and terminate
 2 December thirty-first of the year following the granting of
 3 the license. No fee shall be charged for the license. The
 4 license may be renewed upon application in the manner pre-
 5 scribed by the secretary, provided the licensee has conformed
 6 to all statutory and regulatory requirements.

7 Sec. *NEW SECTION. DENIAL OR REVOCATION OF
 LICENSE*

8 *OR REGISTRATION.* A certificate of registration may be denied
 9 to any pound or animal shelter and a license may be denied
 10 to any public auction, boarding kennel, private kennel,
 11 commercial kennel, hobby kennel, pet shop, commercial breeder,
 12 or dealer or, if granted such certificate or license may be

13 revoked by the secretary if, after public hearing, it is
 14 determined that the housing facilities or primary enclosures
 15 are inadequate under the provisions of this Act or if the
 16 feeding, watering, sanitizing and housing practices at the
 17 pound, animal shelter, public auction, pet shop, boarding
 18 kennel, private kennel, commercial kennel, hobby kennel, or
 19 those practices by the commercial breeder or dealer, are not
 20 in compliance with the provisions of this Act or with the
 21 rules and regulations which shall be promulgated pursuant
 22 to the authority of this Act. A license or certificate may
 23 also be revoked if the secretary determines that the holder
 24 has failed to keep true and proper records for registration
 25 and identification purposes, or failed to give such informa-

Page 11

1 tion to each buyer of animals, or that the holder has engaged
 2 in deceptive or misleading advertising or merchandising prac-
 3 tices which tend to deceive or defraud the public. The premises
 4 of each licensee or certificate holder shall be open for
 5 inspection during normal business hours.

6 Sec. *NEW SECTION. PENALTIES.* Operation of a
 7 pet shop, boarding kennel, private kennel, commercial kennel,
 8 hobby kennel or public auction, or dealing in animals either
 9 as a dealer or a commercial breeder, without a currently
 10 valid license shall constitute a misdemeanor and each day
 11 of such operation shall constitute a separate offense.

12 Failure of any person licensed or registered to adequately
 13 house, feed or water animals in his possession or custody
 14 shall constitute a misdemeanor. Such animals shall be sub-
 15 ject to seizure and impoundment and may be sold or euthanized
 16 at the discretion of the secretary and such failure shall also
 17 constitute grounds for revocation of license after public
 18 hearing.

19 Sec. *NEW SECTION. CUSTODY BY ANIMAL WARDEN.*
 20 An animal warden, upon taking custody of any animal in the
 21 course of his official duties, shall immediately make a record
 22 of the matter in the manner prescribed by the secretary and
 23 the record shall include a complete description of the
 24 animal, reason for seizure, location of seizure, the owner's
 25 name and address if known and all license or other identification

Page 12

1 numbers, if any. Complete information relating to the
 2 disposition of the animal shall be added in the manner pro-
 3 vided by the secretary immediately after disposition.

4 Sec. *NEW SECTION. VIOLATION BY ANIMAL WARDEN.*
 5 Violation of any provision of this Act which relates to the
 6 seizing, impoundment, and custody of an animal by an animal
 7 warden shall constitute a misdemeanor and each animal handled
 8 in violation shall constitute a separate offense.

9 Sec. *NEW SECTION. RULES AND REGULATIONS.* The
 10 secretary shall promulgate rules and regulations consistent
 11 with the objectives and intent of this Act for the purpose of
 12 carrying out such objectives and intent within ninety days
 13 after the effective date of this Act.

14 Sec. *NEW SECTION. EXCEPTIONS.* This Act shall

15 not apply to a place or establishment which operates under
 16 the immediate supervision of a duly licensed veterinarian as
 17 a hospital where animals are harbored, hospitalized, and
 18 cared for incidental to the treatment, prevention, or alleviation
 19 of disease processes during the routine practice of the pro-
 20 fession of veterinary medicine except that, if animals
 21 are accepted by such place, establishment, or hospital for
 22 the primary purpose of boarding for consideration, the place,
 23 establishment, or hospital shall be subject to the provisions
 24 hereof applicable to a boarding kennel and the regulations
 25 relating thereto which shall hereafter be promulgated by the

Page 13

1 secretary.

2 2. Page 19, by inserting after line 2 the fol-

3 lowing:

4 "Amend the title, page 1, line 5, by inserting after the
 5 word 'examiners' the words 'to provide registration of animal
 6 pounds and animal shelters and licensing of pet shops, com-
 7 mercial kennels or public auctions, dealers, commercial
 8 breeders, boarding kennel operators, and private kennel
 9 or hobby kennel owners, and to provide penalties'".

Senator Junkins raised the point of order that amendment S—997 to amendment S—624 was not germane to the bill.

The Chair ruled the point well taken and amendment S—997 to amendment S—624 out of order.

Senator Hansen offered amendment S—2025 to amendment S—624 and moved its adoption:

S—2025

1 Amend the committee on state government amendment

2 S—624, to Senate File 277 as follows:

3 1. Page 18, by striking lines 2 and 3 and inserting

4 in lieu thereof the following:

5 "Sec. 154. Sections one hundred fourteen point five
 6 (114.5)."

7 2. Page 19, by striking lines 1 and 2 and inserting

8 in lieu thereof the following:

9 67. Amend the title, page 1, by striking lines 4 and
 10 5 and inserting in lieu thereof the words "occupational
 11 licensing boards."

Amendment S—2025 to amendment S—624 was adopted.

Senator Hansen withdrew amendment S—2028 to amendment S—624:

S—2028

1 Amend the committee on state government amendment

2 S—624 by striking in lines 10 and 11 on page 17 the

3 following: "Any moneys derived therefrom shall be

4 deposited in the general fund of the state."

Senator McCartney offered amendment S—2030 to amendment S—624 and moved its adoption:

S—2030

1 Amend the committee on state government amendment S—624, filed
2 on May 21, 1973, to Senate File 277 as follows:

3 1. Page 17, line 11, by striking the period and adding the
4 following:

5 "except those funds derived from those persons admitted to
6 practice law and which are designated for a client security fund
7 or similar fund created by the Supreme Court which funds shall be
8 separately retained and administered by said court in accordance
9 with rules promulgated by it."

Amendment S—2030 to amendment S—624 was adopted.

On motion of Senator Hansen, amendment S—624 as amended was adopted.

(Senate File 277 pending on adjournment.)

On motion of Senator Lamborn, the Senate recessed until the fall of the gavel.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File 363, a bill for an act relating to the management of state records.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate File 1036, by Senators Doderer and Kelly, a bill for an act relating to the furnishing of discharged or paroled inmate with food, clothing, money and transportation.

Read first time and passed on file.

Senate File 1037, by committee on schools, a bill for an act to permit compensation of school board treasurers.

Read first time and placed on calendar.

Senate File 1038, by Senators Priebe, Tieden, Nolin, Rodgers, Orr, Hansen, Milligan, Taylor, Hultman, Miller of Marshall,

Nystrom, Van Gilst, Briles, Gallagher, Winkelman, Miller of Des Moines, Willits, Scott, Curtis, Schaben, Kennedy, Schwieger, Andersen, Heying, Bergman, Schwengels, Plymat, Kinley, Junkins and Potter (Edelen, Crabb, Husak, West, Wyckoff, Den Herder, Logue, Bortell, Horn, Brockett, Butler, Daggett, Miller of Cerro Gordo, Bennett, Woods, Miller of Buchanan, Jordan, Junker, Wells, Fischer of Grundy, Norpel, Norland, Drake, Bittle, Newhard, Avenson, Fitzgerald, Jesse, Poncy, Nielsen, De Jong, Roorda, Byerly, Dunlap, Menke, Strothman, Fisher of Greene, Clark of Dubuque, Danker, Schroeder, Holden, Tofte, Miller of Calhoun, Hansen, Welden, Middleswart, Connors, Freeman, Mendenhall, Hutchins, Brinck, Anderson, Doyle, Stanley, Millen, Caffrey, Branstad, Stromer, Howell, Ewing, Krause, Hennessey, Harper and Ferguson), a bill for an act making an appropriation to the state board of regents for the planning, construction, and equipping of a meat laboratory at the Iowa state university of science and technology.

Read first time and passed on file.

HOUSE MESSAGE CONSIDERED

House File 363, a bill for an act relating to the management of state records.

Read first time and passed on file.

SENATE CONCURRENT RESOLUTION 104

By Andersen

1 *Whereas*, the General Assembly recognizes that the number
2 of alcohol-related accidents occurring on Iowa streets and
3 highways poses a serious threat to the citizens of Iowa; and
4 *Whereas*, the General Assembly recognizes the need for the
5 implementation of programs designed to reduce the number of
6 alcohol-related accidents on Iowa streets and highways; and
7 *Whereas*, the General Assembly recognizes that the Sioux
8 City-Woodbury County Alcohol Safety Action Project is an
9 innovative and praiseworthy attempt to reduce the number of
10 alcohol-related accidents in Woodbury County; *Now Therefore*,
11 *Be It Resolved by the Senate, the House Concurring*, That
12 the Sioux City-Woodbury County Alcohol Safety Action Project
13 be recognized as a demonstration project for the State of
14 Iowa, and that agencies and organizations involved with high-
15 way traffic safety be encouraged to utilize the resources and
16 services of this program.

COMMUNICATION

The following communication has been received and placed on file in the office of the Secretary of the Senate from:

THE BOARD OF REGENTS

A copy of the Ten-Year Capital Improvement Plan of the Board of Regents for the State Universities, submitted in accordance with Section 262A.3, Code 1973.

BILLS ASSIGNED TO COMMITTEE

Governor Neu announced the assignment of the following bills to committee:

- S.J.R. 1001 Judiciary
- S. F. 1029 Ways and means
- S. F. 1030 Appropriations
- S. F. 1031 Human and industrial relations
- S. F. 1032 Agriculture
- S. F. 1033 Judiciary
- S. F. 1034 State government

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 1026 passed the Senate.

JAMES W. GRIFFIN, SR.

EXPLANATIONS OF VOTES

MR. PRESIDENT: I was absent from the Senate chamber on Thursday, January 17, testifying at a congressional hearing at Maquoketa, Iowa, with respect to the cattle prices.

Had I been present, I would have voted "Nay" on Senate File 1013. My reason for opposing this bill is based on principle. I object to the Federal Government using our share of the Highway Trust Fund as a leverage to secure state legislation.

JAMES F. SCHABEN

MR. PRESIDENT: I voted "Nay" on Senate File 606 because it limits benefits to an employee who loses both eyes, or both extremities, and for the further reason that benefits for total permanent disability "may" instead of "shall" be extended. I did not notice the latter point until the vote on Senate File 606 was in progress and I would recommend the House consider an amendment substituting "shall" for "may" with respect to same.

TOM RILEY

REPORT OF COMMITTEE

Senator Schwieger submitted the following report:

MR. PRESIDENT: Your committee on human resources to which was

referred **House File 388**, a bill for an act relating to public employee leave of absence with pay, begs leave to report it has had the same under consideration and recommends the same **do pass**.

BARTON L. SCHWIEGER, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2033

1 Amend Senate File 277 as follows:

2 1. Page 6, line 8, by inserting after the period the
3 following:

4 *"An applicant who has failed the examination may,*
5 *upon the applicant's request and at the board's expense,*
6 *review or have access to his written examination as*
7 *corrected and graded."*

8 2. Page 12, line 4, by inserting after the period
9 the following:

10 *"An applicant who has failed the examination may,*
11 *upon the applicant's request and at the board's expense,*
12 *review or have access to his written examination as*
13 *corrected and graded."*

14 3. Page 15, line 8, by inserting after the period
15 the following:

16 *"An applicant who has failed the examination may,*
17 *upon the applicant's request and at the board's expense,*
18 *review or have access to his written examination as*
19 *corrected and graded."*

20 4. Page 22, line 2, by inserting after the period
21 the following:

22 *"An applicant who has failed either examination may,*
23 *upon the applicant's request and at the commission's*
24 *expense, review or have access to his written examina-*
25 *tion as corrected and graded."*

Page 2

1 5. Page 27, line 15, by inserting after the period
2 the following:

3 *"An applicant who has failed the examination may,*
4 *upon the applicant's request and at the board's expense,*
5 *review or have access to his written examination as*
6 *corrected and graded."*

7 6. Page 30, line 20, by striking the word "legal"
8 and inserting in lieu thereof the words "[legal] required".

9 7. Page 32, line 8, by striking the words "but only"
10 and inserting in lieu thereof the words "[but only]".

11 8. Page 35, line 17, by striking the word "the" and
12 inserting in lieu thereof the word "each".

13 9. Page 35, line 24, by inserting after the period
14 the following:

15 *"An applicant who has failed an examination may,*
16 *upon applicant's request and at the examining*
17 *board's expense, review or have access to his written*
18 *examination as corrected and graded."*

- 19 10. Page 45, line 34, by inserting after the period
 20 the following:
 21 *"An applicant who has failed the examination may,*
 22 *upon the applicant's request and at the board's expense,*
 23 *review or have access to his written examination as*
 24 *corrected and graded."*
 25 11. Page 47, line 32, by inserting after the word

Page 3

- 1 "resident" the word *"physician"*.
 2 12. Page 53, line 33, by striking the word "legal"
 3 and inserting in lieu thereof the words "[legal]
 4 required".
 5 13. Page 60, line 35, by inserting after the period
 6 the following:
 7 "An applicant who has failed the examination may,
 8 upon the applicant's request and at the board's
 9 expense, review or have access to his written examina-
 10 tion as corrected and graded."
 11 14. Page 67, line 9, by inserting after the period
 12 the following:
 13 *"An applicant who has failed the examination may,*
 14 *upon the applicant's request and at the board's expense,*
 15 *review or have access to his written examination as*
 16 *corrected and graded."*
 17 15. Page 70, line 17, by inserting after the period
 18 the following:
 19 "An applicant who has failed the examination may,
 20 upon the applicant's request and at the board's expense,
 21 review or have access to his written examination as
 22 corrected and graded."

JAMES W. GRIFFIN, SR.

S—2031

- 1 Amend Senate File 277 as follows:
 2 1. Page 15, line 10, by inserting after the figure
 3 "1973," the words "as amended by Acts of the Sixty-fifth
 4 General Assembly, 1973 Session, chapter one hundred forty
 5 (140), section seven (7)."
 6 2. Page 15, line 13, by striking the word "[nineteen]"
 7 and inserting in lieu thereof the word "[eighteen]".
 8 3. Page 19, line 23, by inserting after the figure
 9 "1973," the words "as amended by Acts of the Sixty-fifth
 10 General Assembly, 1973 Session, chapter one hundred forty
 11 (140), section eight (8)."
 12 4. Page 20, line 1, by striking the word "[nineteen]"
 13 and inserting in lieu thereof the word "[eighteen]".
 14 5. Page 26, line 30, by inserting after the figure
 15 "1973," the words "as amended by Acts of the Sixty-fifth
 16 General Assembly, 1973 Session, chapter one hundred forty
 17 (140), section nine (9)."
 18 6. Page 26, line 32, by striking the word "[nineteen]"
 19 and inserting in lieu thereof the word "[eighteen]".
 20 7. Page 28, line 7, by inserting after the figure
 21 "1973," the words "as amended by Acts of the Sixty-fifth
 22 General Assembly, 1973 Session, chapter one hundred sixty-

23 one (161), section one (1)."

24 8. Page 29, line 22, by inserting after the figure

25 "1973," the words "as amended by Acts of the Sixty-fifth

Page 2

1 General Assembly, 1973 Session, chapter one hundred forty
2 (140), section thirteen (13)."

3 9. Page 44, line 18, by inserting after the figure

4 "1973," the words "as amended by Acts of the Sixty-fifth

5 General Assembly, 1973 Session, chapter one hundred forty

6 (140), section fourteen (14)."

7 10. Page 44, line 20, by striking the word "[nineteen]"

8 and inserting in lieu thereof the word "[eighteen]."

9 11. Page 49, line 2, by inserting after the figure

10 "1973," the words "as amended by Acts of the Sixty-fifth

11 General Assembly, 1973 Session, chapter one hundred forty

12 (140), section fifteen (15)."

13 12. Page 54, line 29, by inserting after the figure

14 "1973," the words "as amended by Acts of the Sixty-fifth

15 General Assembly, 1973 Session, chapter one hundred forty

16 (140), section sixteen (16)."

17 13. Page 59, line 18, by inserting after the figure

18 "1973" the words "as amended by Acts of the Sixty-fifth

19 General Assembly, 1973 Session, chapter one hundred forty

20 (140), section seventeen (17)."

21 14. Page 66, line 13, by inserting after the figure

22 "1973," the words "as amended by Acts of the Sixty-fifth

23 General Assembly, 1973 Session, chapter one hundred

24 twenty-four (124), section nineteen (19)."

25 15. Page 66, lines 25 and 26, by striking the words

Page 3

1 "[serve without compensation, except for]" and inserting in
2 lieu thereof the words "[be paid a forty dollar per diem]."

3 16. Page 66, line 28, by striking the words "and

4 *shall receive*" and inserting in lieu thereof the words

5 "and shall be reimbursed for".

6 17. Page 67, line 20, by inserting after the figure

7 "1973," the words "as amended by Acts of the Sixty-fifth

8 General Assembly, 1973 Session, chapter two hundred sixty-

9 two (262), section one (1)."

10 18. Page 68, by striking line 1 and inserting in lieu

11 thereof the words "[certification fund'. Any moneys in

12 the operators certification fund appropriated to the

13 department to be used to administer]".

14 19. Page 68, line 28, by inserting after the figure

15 "1973," the words "as amended by Acts of the Sixty-fifth

16 General Assembly, 1973 Session, chapter one hundred forty

17 (140), section fifty (50)."

18 20. Page 68, line 30, by striking the word "[nineteen]"

19 and inserting in lieu thereof the word "[eighteen]."

20 21. Page 74, line 20, by striking the word "The" and

21 inserting in lieu thereof the words "Notwithstanding the

22 provisions of Acts of the Sixty-fifth General Assembly,

23 1973 Session, chapters twenty-five (25), forty-three

24 (43), sixty-nine (69), and seventy-seven (77), the".

25 22. Page 74, line 22, by striking the figure "1973"

Page 4

- 1 and inserting in lieu thereof the figure "1974".
 2 23. Page 74, line 33, by inserting after the period
 3 the sentence: "Amounts appropriated from such funds for
 4 the biennium commencing July 1, 1974 and ending June 30,
 5 1975 shall be appropriated from the general fund of the
 6 state."
 7 24. Page 74, line 35, by striking the figure "1973"
 8 and inserting in lieu thereof the figure "1974".
 9 25. Page 74, line 35, by striking the figure "1974"
 10 and inserting in lieu thereof the figure "1975".
 11 26. Page 75, by striking line 2, and inserting in
 12 lieu thereof the following: "June 30, 1974 until
 13 June 30, 1975. Effective July 1, 1975".
 14 27. Page 75, line 4, striking the figure "1974"
 15 and inserting in lieu thereof the figure "1975".

WILLARD R. HANSEN

S--2037

- 1 Amend Senate File 277 as follows:
 2 1. Page 17, by inserting after line 29, the
 3 following section:
 4 Sec. Section one hundred seventeen point
 5 one (117.1), Code 1973, is amended to read as follows:
 6 117.1 LICENSE MANDATORY. No person shall act
 7 as a real estate broker [or], real estate salesman
 8 or real estate apprentice salesman without first
 9 obtaining a license as provided in this chapter.
 10 The word "person" as provided in said chapter shall
 11 mean and include an individual, partnership, asso-
 12 ciation, or corporation.
 13 2. Page 17, by striking lines 31 through 35,
 14 inclusive, and page 18, by striking lines 1 through
 15 7, inclusive, and inserting in lieu thereof the
 16 following:
 17 "Code 1973, is amended by striking the section
 18 and inserting in lieu thereof the following:
 19 117.2 INDIVIDUAL LICENSES NECESSARY. No
 20 copartnership, association, or corporation shall
 21 be granted a license, unless every member or officer
 22 of the copartnership, association, or corporation,
 23 who actively participates in its brokerage business
 24 holds a license as a real estate broker, real estate
 25 salesman, or real estate apprentice salesman. At

Page 2

- 1 least one member or officer of each copartnership,
 2 association, or corporation shall be a licensed real
 3 estate broker who shall supervise all persons who
 4 act as real estate salesmen for such copartnership,
 5 association, or corporation. Every employee who
 6 acts as a salesman for the copartnership, association,
 7 or corporation shall hold a license as a real es-
 8 tate broker, real estate salesman, or real estate

9 apprentice salesman.”

10 3. Page 18, by inserting after line 7 the
11 following sections:

12 Sec. Section one hundred seventeen point
13 five (117.5), Code 1973, is amended by striking the
14 section and inserting in lieu thereof the following:

15 117.5 SALESMAN AND APPRENTICE SALESMAN DEFINED.

16 As used in this chapter:

17 1. “Real estate salesman” means a person employed
18 by or otherwise associated with a real estate broker,
19 as a selling, renting, or listing agent or
20 representative of the broker.

21 2. “Real estate apprentice salesman” means a
22 person employed by or otherwise associated with a
23 real estate broker, as a selling, renting, or listing
24 agent or representative of the broker and who is
25 subject to the educational requirements provided

Page 3

1 in section one hundred seventeen point fifteen
2 (117.15) of the Code.

3 Sec. Section one hundred seventeen point
4 six (117.6), Code 1973, is amended to read as follows:

5 117.6 ACTS CONSTITUTING DEALING IN REAL ESTATE.

6 Any person, partnership, association, or corporation,
7 who, for another, in consideration of compensation,
8 by fee, commission, salary, or otherwise, or with
9 the intention or in the expectation or upon the
10 promise of receiving or collecting a fee, does,
11 offers or attempts or agrees to do, engages in or
12 offers or attempts or agrees to engage in, either
13 directly or indirectly, any single act or transaction
14 contained in the definition of a real estate broker
15 as set out in section 117.3, whether said act be
16 an incidental part of a transaction, or the entire
17 transaction, shall constitute such person, part-
18 nership, association, or corporation a real estate
19 broker, [or] real estate salesman or *real estate*
20 *apprentice salesman* within the meaning of this
21 chapter.

22 4. Page 19, line 14, by inserting after the word
23 “chapter” the words “, *except as provided in section*
24 *one hundred seventeen point twenty-seven (117.27)*
25 *of the Code,*”.

Page 4

1 5. Page 19, line 18, by inserting after the word
2 “assistants” the words “, *except as provided in*
3 *section one hundred seventeen point twenty-seven*
4 *(117.27) of the Code,*”.

5 6. Page 19, lines 29 and 30, by striking the
6 words “*real estate broker's or salesman's license*”
7 and inserting in lieu thereof the words “*license*
8 *as a real state broker, real estate salesman, or*
9 *real estate apprentice salesman*”.

- 10 7. Page 19, line 30, by striking the words
 11 "application has not been" and inserting in lieu
 12 thereof the words "[application has not been]".
- 13 8. Page 19, by striking lines 31 and 32 and in-
 14 serting in lieu thereof the words "[rejected in this
 15 or any other state within six months prior to the
 16 date of application, or whose] real estate".
- 17 9. Page 19, line 34, by striking the words "[Every
 18 applicant for]" and inserting in lieu thereof the
 19 words "Every applicant for".
- 20 10. Page 19, by striking line 35 and insert-
 21 ing in lieu thereof the words "a license as a real
 22 estate broker [or], *real estate salesman or real esate*
 23 *apprentice salesman* shall be [of]".
- 24 11. Page 20, line 1, by striking the words
 25 "[nineteen years or over]" and inserting in lieu thereof

Page 5

- 1 the words "eighteen years of age or over."
 2 12. Page 20, line 2, by striking the word
 3 "[States.]" and inserting in lieu thereof the word
 4 "[States]."
- 5 13. Page 20, by striking line 12 and inserting
 6 in lieu thereof the words "*, salesmen, or apprentice*
 7 *salesmen.*"
- 8 14. Page 20, by inserting after line 12, the
 9 following:
 10 *Every qualified applicant for a license as a real*
 11 *estate salesman who successfully passes the required*
 12 *written examination shall be issued a real estate*
 13 *apprentice salesman's license which shall expire*
 14 *on the last day of the twelfth calendar month*
 15 *following the month in which the license is issued.*
 16 *Each real estate apprentice salesman who has com-*
 17 *pleted or shall have successfully completed a*
 18 *commission approved short course in real estate*
 19 *education of not less than thirty hours at a facility*
 20 *approved by the commission shall be issued a real*
 21 *estate salesman's license for the remainder of the*
 22 *year on payment of the appropriate fee and return*
 23 *of his unexpired real estate apprentice salesman's*
 24 *license. If a qualified applicant successfully*
 25 *completes a commission approved short course in real*

Page 6

- 1 *estate education of not less than thirty hours at*
 2 *a facility approved by the commission and subse-*
 3 *quently successfully passes the required examination,*
 4 *the completion of the short course shall be credited*
 5 *toward completion of requirements of a real estate*
 6 *apprentice salesman to become a real estate salesman.*
 7 *In the event that a real estate apprentice salesman*
 8 *should not successfully complete the thirty-hour*
 9 *course within the twelve-month period of licensure*
 10 *as a real estate apprentice salesman, he shall not*

11 *be eligible to reapply for a real estate apprentice*
12 *salesman's license until six months have elapsed.*

13 15. Page 20, line 15, by striking the word
14 "application;" and inserting in lieu thereof the
15 word "application[;]".

16 16. Page 20, by striking lines 16 through 20,
17 inclusive, and inserting in lieu thereof the fol-
18 lowing: ["or he shall have had experience sub-
19 stantially equal to that which a licensed real estate
20 salesman would ordinarily receive during a period
21 of twelve months, whether as a former broker or
22 salesman, a manager of real estate, or otherwise].
23 Notwithstanding the foregoing provisions, if the
24 commission shall".

25 17. Page 21, line 21, by inserting before the

Page 7

1 word "salesmen's" the words "*real estate*".

2 18. Page 21, line 21, by inserting after the
3 word "salesman's" the words "*and real estate ap-*
4 *prentice salesman's*".

5 19. Page 21, line 21, by striking the word
6 "license" and inserting in lieu thereof the words
7 "[license] licenses".

8 20. Page 21, line 21, by inserting after the
9 word "contain" the word "a".

10 21. Page 22, line 14, by inserting after the
11 word "or" the words "*real estate apprentice*".

12 22. Page 22, line 17, by inserting after the
13 word "estate" the word "*apprentice*".

14 23. Page 22, line 22, by inserting after the
15 period the following:

16 *An applicant who has failed either examination*
17 *may, upon the applicant's request and at the*
18 *commission's expense, review or have access to his*
19 *written examination as corrected and graded.*

20 24. Page 22, by inserting after line 22 the fol-
21 lowing sections:

22 Sec. Section one hundred seventeen point
23 twenty-four (117.24), Code 1973, is amended to read
24 as follows:

25 117.24 CUSTODY OF SALESMAN'S LICENSE. The license

Page 8

1 of such real estate salesman or *real estate apprentice*
2 *salesman* shall be delivered or mailed to the real
3 estate broker by whom such real estate salesman or
4 *real estate apprentice salesman* is employed and shall
5 be kept in the custody and control of such broker.

6 Sec. Section one hundred seventeen point
7 twenty-six (117.26), Code 1973, is amended to read
8 as follows:

9 117.26 POCKET CARDS. The commission shall prepare
10 and deliver to each licensee a pocket card, which
11 card among other things shall contain an imprint

12 of the seal of the commission and shall certify that
 13 the person whose name appears thereon is a licensed
 14 real estate broker [or], real estate salesman *or real*
 15 *estate apprentice salesman*, as the case may be, and
 16 if it is a real estate salesman's card *or a real*
 17 *estate apprentice salesman's card* it shall also
 18 contain the name and address of his employer. The
 19 matter to be printed on such pocket card, except
 20 as above set forth, shall be prescribed by the
 21 commission.

22 25. Page 22, line 27, by striking the words "and
 23 real" and inserting in lieu thereof the words "
 24 real estate salesmen, and real".

25 26. Page 22, line 28, by inserting after the

Page 9

1 word "estate" the word "apprentice".

2 27. Page 22, line 31, by striking the words "and
 3 for" and inserting in lieu thereof a comma.

4 28. Page 22, line 32, by inserting after the
 5 word "licenses" the words ", and real estate ap-
 6 prentice salesmen's licenses".

7 29. Page 23, by inserting after line 2 the
 8 following:

9 "The fees shall be deposited in the general fund
 10 of the state and shall be subject to appropriation
 11 by the general assembly."

12 30. Page 23, line 5, by inserting after the word
 13 "license" the words "*, except the real estate ap-
 14 prentice salesman's license,*".

15 31. Page 23, line 21, by inserting after the
 16 word "license" the words "*and real estate apprentice
 17 salesman's license*".

18 32. Page 23, by inserting after line 27 the
 19 following section:

20 Sec. Section one hundred seventeen point
 21 thirty (117.30), Code 1973, is amended to read as
 22 follows:

23 117.30 ACTIONS—LICENSE AS PREREQUISITE. No
 24 person, copartnership, association, or corporation
 25 engaged in the business or acting in the capacity

Page 10

1 of a real estate broker [or], a real estate salesman
 2 *or real estate apprentice salesman* within this state
 3 shall bring or maintain any action in the courts
 4 of this state for the collection of compensation
 5 for any services performed as a real estate broker
 6 [or], *real estate salesman or real estate apprentice*
 7 *salesman* without alleging and proving that such
 8 person, copartnership, association, or corporation
 9 was a duly licensed real estate broker [or], real
 10 estate salesman *or real estate apprentice sales-*
 11 *man* at the time the alleged cause of action arose.

12 33. Page 24, line 8, by inserting after the word

13 "salesman" the words "*or real estate apprentice*
14 *salesman*".

15 34. Page 24, line 12, by inserting after the
16 word "license" the words "*or real estate apprentice*
17 *salesman's license*".

18 35. Page 24, line 15, by inserting after the
19 word "license" the words "*or real estate apprentice*
20 *salesman's license*".

21 36. Page 24, line 17, by inserting after the
22 word "salesman" the words "*or real estate apprentice*
23 *salesman*".

24 37. Page 24, line 19, by inserting after the
25 word "salesman" the words "*or real estate apprentice*

Page 11

1 *salesman*".

2 38. Page 24, line 21, by inserting after the
3 word "salesman" the words "*or real estate apprentice*
4 *salesman*".

5 39. Page 24, line 26, by inserting after the
6 word "salesman" the words "*or real estate apprentice*
7 *salesman*".

8 40. Page 24, line 29, by inserting after the
9 word "the" the words "*real estate*".

10 41. Page 24, line 29, by inserting after the
11 word "salesman" the words "*or real estate apprentice*
12 *salesman*".

13 42. Page 24, line 34, by inserting after the
14 word "salesman" the words "*or real estate apprentice*
15 *salesman*".

16 43. Page 24, by inserting after line 35 the
17 following section:

18 Sec. Section one hundred seventeen point
19 thirty-four (117.34), Code 1973, is amended to read
20 as follows:

21 117.34 INVESTIGATIONS BY COMMISSION. The
22 commission may upon its own motion and shall upon
23 the verified complaint in writing of any person,
24 provided such complaint together with evidence,
25 documentary or otherwise presented in connection

Page 12

1 therewith, makes out a prima-facie case, investigate
2 the actions of any real estate broker [or], real estate
3 salesman *or real estate apprentice salesman*, or any
4 person who shall assume to act in [either such capacity]
5 *any of these capacities* within this state and shall
6 have the power to suspend or to revoke any license
7 issued under the provisions of this chapter, at any
8 time where the licensee has by false or fraudulent
9 representation obtained a license, or where the
10 licensee in performing or attempting to perform any
11 of the acts mentioned herein is found to be guilty
12 of:

- 13 1. Making any substantial misrepresentation.
- 14 2. Making any false promise of a character likely

15 to influence, persuade or induce.

16 3. Pursuing a continued and flagrant course of
17 misrepresentation, or making of false promises through
18 agents or salesmen or advertising or otherwise.

19 4. Acting for more than one party in a transaction
20 without the knowledge of all parties for whom he
21 acts.

22 5. Accepting a commission or valuable
23 consideration as a real estate salesman or *real*
24 *estate apprentice salesman* for the performance of
25 any of the acts specified in this chapter, from any

Page 13

1 person, except his employer, who must be a licensed
2 real estate broker.

3 6. Representing or attempting to represent a
4 real estate broker other than his employer, without
5 the express knowledge and consent of the employer.

6 7. Failing, within a reasonable time, to account
7 for or to remit any moneys coming into his possession
8 which belong to others.

9 8. Being unworthy or incompetent to act as a
10 real estate broker [or], *real estate salesman or real*
11 *estate apprentice salesman* in such manner as to
12 safeguard the interests of the public.

13 9. Paying a commission or any part thereof for
14 performing any of the acts specified in this chapter
15 to any person who is not a licensed broker [or], *real*
16 *estate salesman or real estate apprentice salesman*
17 under the provisions of this chapter or who is not
18 engaged in the real estate business in another state.

19 10. Failing, within a reasonable time, to provide
20 information requested by the commission as the result
21 of a formal or informal complaint to the commission
22 which would indicate a violation of this chapter.

23 11. Any other conduct, whether of the same or
24 different character from that hereinbefore specified,
25 or demonstrates such bad faith, improper, fraudulent,

Page 14

1 or dishonest dealings as would have disqualified
2 him from securing a license under this chapter.

3 Any unlawful act or violation of any of the
4 provisions of this chapter by any real estate
5 salesman, *real estate apprentice salesman*, employee,
6 or partnership or associate of a licensed real estate
7 broker, shall not be cause for the revocation of
8 the license of any real estate broker, partial or
9 otherwise, unless the commission finds that said
10 employer, partner, or associate had guilty knowledge
11 thereof.

12 44. Page 25, by inserting after line 12 the
13 following:

14 **NEW SECTION.** The provisions of this Act which
15 require successful completion of a real estate
16 education course before being licensed as a real

17 estate salesman shall not apply to persons who hold
 18 real estate salesman's licenses on the effective
 19 date of this Act or to the issuance of new licenses
 20 to these persons under the provisions of section
 21 one hundred seventeen point twenty-eight (117.28)
 22 of the Code.

JAMES W. GRIFFIN, SR.
 TOM RILEY

S—2035

1 Amend Senate File 277 as follows:
 2 1. Page 31, line 9, by striking the word "optometry".
 3 2. Page 31, by inserting after line 35 the following
 4 new subsection:
 5 "For optometry examiners, five members licensed to
 6 practice optometry and two members who are not licensed
 7 to practice optometry and who shall represent the general
 8 public. A majority of the members of the board shall
 9 constitute a quorum."

JAMES W. GRIFFIN, SR.

S—2026

1 Amend Senate File 277, page 31, lines 12 and 13, by
 2 striking the words "two members who are" and sub-
 3 stituting in lieu "one member".

CHARLES P. MILLER

S—2036

1 Amend Senate File 277 as follows:
 2 1. Page 35, line 12, by deleting the word
 3 "shall" and inserting the word "may".
 4 2. Page 51, by striking lines 12 through 22
 5 and inserting in lieu thereof the following:
 6 ["Upon making application therefor, any person
 7 meeting the requirements as to age and character
 8 specified above, shall be entitled to take the exami-
 9 nation for a license as a licensed practical nurse
 10 without the educational training required above, if
 11 he has reputably performed the duties and services of
 12 a licensed practical nurse as defined in section 152.1
 13 for a period of at least two years in the five years
 14 immediately preceding the date of such application.
 15 Such application shall be made on or before July 4,
 16 1951, and the statements of the applicant must be
 17 verified by affidavits of two physicians licensed
 18 under this title."]

WILLARD R. HANSEN

S—2029

1 Amend Senate File 277, page 73, by adding the following
 2 sections after line 25, and by renumbering the remaining sections:
 3 Sec. **NEW SECTION. SYSTEM OF HEALTH MANPOWER**
STATIS-
 4 **TICS.** The division for records and statistics within the state
 5 department of health shall establish and maintain a system of
 6 health manpower statistics which shall include the collection,
 7 preservation, revision and dissemination of statistical data to

8 enable the department or other agencies concerned with delivery
 9 of health care services in this state to determine the total
 10 number, employment status, location of practice or place of
 11 employment, areas of professional specialization and ages of
 12 licensed health care practitioners and other pertinent information
 13 bearing on the availability of trained and licensed personnel in
 14 health care fields to provide services in this state. The
 15 statistical data shall be computed and available upon request at
 16 least biannually in the form of a report to agencies, both pub-
 17 lic and private, which are concerned with the delivery of health
 18 care in this state.

19 The department shall enter into cooperative arrangements
 20 with and seek the technical expertise of agencies collecting and
 21 producing health manpower statistics in order to eliminate dup-
 22 lication in the collection of health manpower information and to
 23 assist in the standardization and coordination of procedures
 24 relating to the collection of health manpower statistics.
 25 Examining boards collecting information necessary for the

Page 2

1 division for records and statistics to carry out the provisions
 2 of this section shall provide the department with the information
 3 which may be gathered by means including, but not limited to,
 4 questionnaires forwarded to applicants for a license or renewal
 5 of a license.

6 Sec. **NEW SECTION. ADDITIONAL FEE.** In addition to
 7 any other fee provided by law, a fee may be set by the respective
 8 examining boards for each license and renewal of a license to
 9 practice medicine, surgery, podiatry, osteopathy, osteopathic
 10 medicine and surgery, chiropractic, nursing, dentistry, dental
 11 hygiene, optometry, pharmacy, physical therapy, and veterinary
 12 medicine, which fee shall be based on the annual cost of col-
 13 lecting information for use by the department of health in the
 14 administration of the system of health manpower statistics
 15 established by this Act. The fee shall be collected, transmitted
 16 to the treasurer of state and deposited in the general fund of
 17 the state in the manner in which license and renewal fees of
 18 the respective professions are collected, transmitted, and
 19 deposited in the general fund.

WILLIAM E. GLUBA
 MINNETTE DODERER
 WILLARD R. HANSEN

S—2032

1 Amend the Griffin and Riley amendment, S—628, to
 2 Senate File 277, page 9, line 9, by striking the figure
 3 “1974” and inserting in lieu thereof the figure “1975”.

JAMES W. GRIFFIN, SR.

S—2027

1 Amend the Kelly, et al., amendment S—723 to Senate File
 2 277, page 7, line 1, by striking “1973” and inserting in
 3 lieu thereof “1974”.

E. KEVIN KELLY

S—2034

- 1 Amend Senate File 327, page 1, line 17, by inserting
- 2 after the word "Act." the following:
- 3 "Notwithstanding the provisions of section five
- 4 hundred twenty-four point two hundred seven (524.207) of
- 5 the Code, no funds for the retirement system authorized
- 6 by this section shall derive from fees paid to the
- 7 department of banking by banks subject to its examina-
- 8 tion."

EARL M. WILLITS

On motion of Senator Lamborn, the Senate adjourned until 9:00 a.m., Tuesday, January 22, 1974.

JOURNAL OF THE SENATE

NINTH DAY

SENATE CHAMBER
DES MOINES, IOWA, TUESDAY, JANUARY 22, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Honorable Hilarius L. Heying, member of the Senate from West Union, Iowa.

The Journal of Monday, January 21, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. William Castles, Dallas Center, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:
Senator Robinson for the day on request of Senator Palmer.

PETITION

The following petition was presented and placed on file:

By Senator Schwengels, from forty-one teachers from the WACO Community School District, Henry County, favoring a cost of living salary increase.

UNFINISHED BUSINESS

Senate File 277

The Senate resumed consideration of Senate File 277, a bill for an act relating to the establishment and administration of professional and occupational licensing boards, to abolish all trust funds and special funds of professional and occupational licensing boards, and to abolish the board of watchmakers and the board of basic science examiners.

Senator Hansen offered amendment S—2031 filed by him on January 21, 1974, and found on pages 140-142, inclusive, of the Senate Journal, and moved its adoption.

Amendment S—2031 was adopted.

Senator Curtis offered amendment S—633 filed by Senators Curtis and Hansen and moved its adoption:

S—633

- 1 Amend Senate File 277 as follows:
- 2 1. Page 31, line 10, by striking the word "pharmacy,".
- 3 2. Page 31, by inserting after the line 35 the following new
- 4 subsection:
- 5 *NEW SUBSECTION*: For pharmacy examiners, five members
licensed
- 6 to practice pharmacy and two members who are not licensed to
- 7 practice pharmacy and who shall represent the general public. A
- 8 majority of the members of the board shall constitute a quorum.

Amendment S—633 was adopted.

Senator Hansen offered amendment S—886 filed by him and moved its adoption:

S—886

- 1 Amend Senate File 277 as follows:
- 2 1. Page 31, line 29, by striking the words "any of which".
- 3 2. Page 31, line 30, by striking the word "or" and inserting
- 4 in lieu thereof the words " , two members shall be licensed to
- 5 practice".
- 6 3. Page 35, line 24, by inserting after the period the fol-
- 7 lowing: "Examinations may be given by an examining board which
- 8 are prepared and scored by persons outside the state, and examin-
- 9 ing boards may contract for such services. An examining board may
- 10 make an agreement with examining boards in other states for ad-
- 11 ministering a uniform examination."
- 12 4. Page 36, line 8, by inserting after the period the following:
- 13 *"In the case of the board of dental examiners, only licensed*
- 14 *dentist members of the board shall determine whether an applicant*
- 15 *has passed the examination to practice as a licensed dentist."*
- 16 5. Page 39, by striking lines 19 through 27, inclusive.
- 17 6. Page 51, by inserting after line 22 the following section:
- 18 Sec. Section one hundred fifty-three point twenty-one
- 19 (153.21), Code 1973, is amended to read as follows:
- 20 153.21 RECIPROCITY LICENSE. The board may issue a license
- 21 without examination to an applicant [who is a citizen of the United
- 22 States or who has officially declared his intention to become
- 23 such and] who furnishes satisfactory proof that he is a graduate
- 24 from an accredited dental school or college of a state, territory
- 25 or district of the United States, who holds a license from a

Page 2

- 1 similar dental board under equal or substantially equal require-
- 2 ments to those of this state, and who for five consecutive years
- 3 immediately prior to the filing of his application in this state
- 4 has been in a legal and reputable practice of dentistry in such
- 5 other state, territory or district of the United States, and who
- 6 furnishes such other evidence as to his qualifications and lawful
- 7 practice as the board may deem necessary to require. No license

8 shall be issued under this section unless the state, territory or
9 district from which the applicant comes shall accord equal rights
10 to dentists of Iowa holding a license from the state board of
11 dentistry.

12 7. Page 53, lines 20 and 21, by striking the word and figure
13 "*fifty-five (147.55)*" and inserting in lieu thereof the word and
14 figure "*forty-four (147.44)*".

15 8. By renumbering sections as necessary.

Amendment S—886 was adopted.

Senator Hansen offered amendment S—2036 filed by him and moved its adoption:

S—2036

1 Amend Senate File 277 as follows:
2 1. Page 35, line 12, by deleting the word
3 "shall" and inserting the word "may".
4 2. Page 51, by striking lines 12 through 22
5 and inserting in lieu thereof the following:
6 ["Upon making application therefor, any person
7 meeting the requirements as to age and character
8 specified above, shall be entitled to take the exami-
9 nation for a license as a licensed practical nurse
10 without the educational training required above, if
11 he has reputedly performed the duties and services of
12 a licensed practical nurse as defined in section 152.1
13 for a period of at least two years in the five years
14 immediately preceding the date of such application.
15 Such application shall be made on or before July 4,
16 1951, and the statements of the applicant must be
17 verified by affidavits of two physicians licensed
18 under this title."]

Amendment S—2036 was adopted.

Senator Griffin offered amendment S—2033 filed by him and moved its adoption:

S—2033

1 Amend Senate File 277 as follows:
2 1. Page 6, line 8, by inserting after the period the
3 following:
4 "*An applicant who has failed the examination may,*
5 *upon the applicant's request and at the board's expense,*
6 *review or have access to his written examination as*
7 *corrected and graded.*"
8 2. Page 12, line 4, by inserting after the period
9 the following:
10 "*An applicant who has failed the examination may,*
11 *upon the applicant's request and at the board's expense,*
12 *review or have access to his written examination as*
13 *corrected and graded.*"
14 3. Page 15, line 8, by inserting after the period
15 the following:
16 "*An applicant who has failed the examination may,*

17 upon the applicant's request and at the board's expense,
18 review or have access to his written examination as
19 corrected and graded."

20 4. Page 22, line 2, by inserting after the period
21 the following:

22 "An applicant who has failed either examination may,
23 upon the applicant's request and at the commission's
24 expense, review or have access to his written examina-
25 tion as corrected and graded."

Page 2

1 5. Page 27, line 15, by inserting after the period
2 the following:

3 "An applicant who has failed the examination may,
4 upon the applicant's request and at the board's expense,
5 review or have access to his written examination as
6 corrected and graded."

7 6. Page 30, line 20, by striking the word "legal"
8 and inserting in lieu thereof the words "[legal] required".

9 7. Page 32, line 8, by striking the words "but only"
10 and inserting in lieu thereof the words "[but only]".

11 8. Page 35, line 17, by striking the word "the" and
12 inserting in lieu thereof the word "each".

13 9. Page 35, line 24, by inserting after the period
14 the following:

15 "An applicant who has failed an examination may,
16 upon applicant's request and at the examining
17 board's expense, review or have access to his written
18 examination as corrected and graded."

19 10. Page 45, line 34, by inserting after the period
20 the following:

21 "An applicant who has failed the examination may,
22 upon the applicant's request and at the board's expense,
23 review or have access to his written examination as
24 corrected and graded."

25 11. Page 47, line 32, by inserting after the word

Page 3

1 "resident" the word "physician".

2 12. Page 53, line 33, by striking the word "legal"
3 and inserting in lieu thereof the words "[legal]
4 required".

5 13. Page 60, line 35, by inserting after the period
6 the following:

7 "An applicant who has failed the examination may,
8 upon the applicant's request and at the board's
9 expense, review or have access to his written examina-
10 tion as corrected and graded."

11 14. Page 67, line 9, by inserting after the period
12 the following:

13 "An applicant who has failed the examination may,
14 upon the applicant's request and at the board's expense,
15 review or have access to his written examination as
16 corrected and graded."

17 15. Page 70, line 17, by inserting after the period
18 the following:

19 "An applicant who has failed the examination may,
20 upon the applicant's request and at the board's expense,
21 review or have access to his written examination as
22 corrected and graded."

Amendment S—2033 was adopted.

Senator Griffin asked and received unanimous consent to withdraw amendment S—628 filed by Senators Griffin and Riley on May 21, 1973, and found on pages 1356-1360, inclusive, of the 1973 Senate Journal.

Amendment S—2032 to amendment S—628 out of order with the withdrawal of amendment S—628.

Senator Griffin offered amendment S—2037 filed by Senators Griffin and Riley and found on pages 142-149, inclusive, of the Senate Journal.

Senator Griffin offered amendment S—2038 to amendment S—2037 and moved its adoption:

S—2038

- 1 Amend the Griffin-Riley amendment S-2037 filed
- 2 January 21, 1974, by striking lines 24 and 25 on
- 3 page 4 and line 1 on page 5 and inserting in lieu
- 4 thereof the following:
- 5 "11. Page 20, by striking all of line 1 and insert-
- 6 ing in lieu thereof: "[the age of] eighteen years
- 7 of age or over [and a citizen of the United]".

Amendment S—2038 to amendment S—2037 was adopted.

Senator Palmer raised the point of order that amendment S—2037 as amended was not germane to the bill.

The Chair ruled the point well taken and amendment S—2037 as amended out of order.

Senator Kelly offered amendment S—723 filed by Senators Kelly, Shaw and Doderer:

S—723

- 1 Amend Senate File 277 as follows:
- 2 1. Page 29, by inserting after line 20 the follow-
- 3 ing sections:
- 4 Sec. Section one hundred forty-seven point one
- 5 (147.1), subsections two (2) and three (3), Code 1973,
- 6 are amended to read as follows:
- 7 2. "Licensed" or "*certified*" when applied to a
- 8 physician and surgeon, podiatrist, osteopath, osteopathic
- 9 physician and surgeon, *psychologist or associate*
- 10 *psychologist*, chiropractor, nurse, dentist, dental
- 11 hygienist, optometrist, pharmacist, physical therapist,
- 12 practitioner of cosmetology, practitioner of barbering,

13 funeral director or embalmer shall mean a person li-
14 censed under this title.

15 3. "Profession" shall mean medicine and surgery,
16 podiatry, osteopathy, osteopathic medicine and surgery,
17 *psychology*, chiropractic, nursing, dentistry, dental
18 hygiene, optometry, pharmacy, physical therapy,
19 cosmetology, barbering, funeral directing or embalming.

20 Sec. Section one hundred forty-seven point two
21 (147.2), Code 1973, is amended to read as follows:
22 147.2 LICENSE REQUIRED. No person shall engage
23 in the practice of medicine and surgery, podiatry,
24 osteopathy, osteopathic medicine and surgery, *psychology*,
25 chiropractic, physical therapy, nursing, dentistry,

Page 2

1 dental hygiene, optometry, pharmacy, cosmetology,
2 barbering, funeral directing or embalming as defined
3 in the following chapters of this title, unless he shall
4 have obtained from the state department of health a
5 license for that purpose.

6 2. Page 31, by inserting after line 3, the follow-
7 ing section:

8 Sec. Section one hundred forty-seven point
9 thirteen (147.13), Code 1973, is amended to read as
10 follows:

11 147.13 DESIGNATION OF BOARDS. The examining boards
12 provided in section 147.12 shall be designated as
13 follows: For medicine and surgery, and osteopathy,
14 and osteopathic medicine and surgery, medical examiners;
15 for *psychology*, *psychology examiners*; for podiatry,
16 podiatry examiners; for chiropractic, chiropractic
17 examiners; for physical therapists, physical therapy
18 examiners; for nursing board of nursing; for dentistry
19 and dental hygiene, dental examiners; for optometry,
20 optometry examiners; for cosmetology, cosmetology
21 examiners; for barbering, barber examiners; for pharmacy,
22 pharmacy examiners; for funeral directing and embalming,
23 funeral director and embalmer examiners.

24 3. Page 31, by inserting after line 35 the following
25 new subsection:

Page 3

1 **NEW SUBSECTION.** Five members who are licensed to
2 practice psychology and two members not licensed to
3 practice psychology and who shall represent the general
4 public. Of the five members who are licensed to practice
5 psychology, one member shall be primarily engaged in
6 graduate teaching in psychology, two members who render
7 services in psychology, one member representing areas
8 of applied psychology who may be affiliated with training
9 institutions and who devote a major part of their time
10 in rendering service in psychology, and one member
11 primarily engaged in research psychology. Members of
12 the initial board shall meet the education require-
13 ments specified in this Act. A majority of the members

14 of the board shall constitute a quorum.

15 4. Page 32, line 16, by inserting after the word
16 "examiners" the words "and psychology examiners".

17 5. Page 37, by inserting after line 3, the follow-
18 ing:

19 Sec. Section one hundred forty-seven point
20 seventy-four (147.74), Code 1973, is amended by adding
21 the following new unnumbered paragraph:

22 *NEW UNNUMBERED PARAGRAPH.* A psychologist who
23 possesses a doctoral degree may use the prefix "doctor"
24 but shall add after his name the word "psychologist".

25 6. Page 37, by inserting after line 28 the fol-

Page 4

1 lowing new subsection:

2 *NEW SUBSECTION.* Certificate to practice psychology
3 or associate psychology issued on the basis of an
4 examination given by the board of psychology examiners,
5 or certificate to practice psychology or associate
6 psychology issued under a reciprocity agreement or by
7 endorsement, renewal of a certificate to practice
8 psychology or associate psychology.

9 7. Page 40, line 11, by inserting after the word
10 "SURGEONS," the word "*PSYCHOLOGISTS*,".

11 8. Page 40, line 13, by inserting after the word
12 "surgery," the word "*psychology*,".

13 9. Page 73, by inserting after line 25 the follow-
14 ing sections:

15 Sec. *NEW SECTION. DEFINITION.* "Practice of
16 psychology" means the application of established
17 principles of learning, motivation, perception, think-
18 ing, and emotional relations to problems of behavior
19 adjustment, group relations, and behavior modification,
20 persons trained in psychology for compensation or
21 other personal gain. The application of principles
22 includes, but is not limited to: counseling and the
23 use of psychological remedial measures with persons,
24 in groups or individually, with adjustment or emotional
25 problems in the areas of work, family, school and

Page 5

1 personal relationships; measuring and testing
2 personality, intelligence, aptitudes, public opinion,
3 attitudes, and skills; and the teaching of such subject
4 matter, and the conducting of research on the problems
5 relating to human behavior.

6 Sec. *NEW SECTION. PRACTICE NOT AUTHORIZED.*
7 This Act shall not authorize the practice of medicine
8 and surgery by any person not licensed pursuant to
9 chapter one hundred forty-eight (148) of the Code, the
10 practice of osteopathy by any person not licensed
11 pursuant to chapter one hundred fifty (150) of the Code,
12 or the practice of osteopathic medicine and surgery
13 by any person not licensed pursuant to chapter one
14 hundred fifty A (150A) of the Code.

15 Sec. *NEW SECTION. PERSONS NOT REQUIRED TO*
 16 *QUALIFY.* The provisions of this Act shall not apply
 17 to the following persons:

18 1. School psychologists certified by the department
 19 of public instruction practicing and functioning within
 20 the scope of their employment in either a public or
 21 private school or performing as certified school
 22 psychologists at any time in either private practice
 23 or the public sector, provided they use the title
 24 "certified school psychologist".

25 2. An employee of an accredited academic institution

Page 6

1 as a part of his teaching, training, and research duties.

2 3. An employee of a federal, state, county or local
 3 governmental institution or agency or nonprofit institu-
 4 tion or agency, or a research facility, while performing
 5 duties of his office or position with such institution,
 6 agency, or facility.

7 4. A student of psychology, psychological intern
 8 or person preparing for the practice of psychology in
 9 a training institution or facility approved by the
 10 board, provided he is designated by the title
 11 "psychological trainee" or any similar title, clearly
 12 indicating training status.

13 5. A practicing psychologist for a period not to
 14 exceed ten consecutive business days or fifteen busi-
 15 ness days in any ninety-day period, if he resides out-
 16 side, and his major practice is outside, the state and
 17 he gives the board a summary of his intention to practice
 18 in the state of Iowa, if he is certified or licensed
 19 in another state under requirements the board considers
 20 to be equivalent of requirements for licensing under
 21 this Act, or he resides in a state which does not certify
 22 or license psychologists and the board considers his
 23 professional qualifications to be the equivalent of
 24 requirements for licensing under this Act.

25 Sec. *NEW SECTION. ACTS PROHIBITED.* Commencing

Page 7

1 July 1, 1973, a person who is not certified under this
 2 Act shall not represent himself as a certified practicing
 3 psychologist, use a title or description, including
 4 the term "psychology" or any of its derivatives, such
 5 as "psychologist" or "psychological" or modifiers such
 6 as "practicing" or "certified" in a manner which implies
 7 that he is certified under this Act, or offer to practice
 8 or practice psychology, except as otherwise permitted
 9 in this Act. The use by a person who is not certified
 10 under this Act of such terms is not prohibited by this
 11 Act, except when such terms are used in connection with
 12 an offer to practice or the practice of psychology.

13 Sec. *NEW SECTION. SCOPE OF ACT.* Nothing in
 14 this Act shall be construed to prevent qualified members
 15 of other professional groups such as physicians,
 16 osteopaths, optometrists, chiropractors, members of

17 the clergy, authorized christian science practitioners,
 18 attorneys at law, social workers or guidance counselors
 19 from performing functions of a psychological nature
 20 consistent with the accepted standards of their
 21 respective professions, if they do not use any title
 22 or description stating or implying that they are
 23 psychologists or are certified to practice psychology.
 24 Sec. *NEW SECTION. REQUIREMENTS FOR CERTIFICA-*
 25 *TION.* Except as provided in this section, an applicant

Page 8

1 for certification as a psychologist or as an associate
 2 psychologist shall meet the following requirements in
 3 addition to those specified in chapter one hundred
 4 forty-seven (147) of the Code:

5 1. A certified psychologist shall possess a doctoral
 6 degree in psychology or its equivalent from an institu-
 7 tion approved by the board and shall have completed
 8 at least one year of supervised professional experience
 9 following the granting of the doctoral degree, or
 10 predoctoral experience, as may be acceptable to the
 11 board; or shall possess a masters degree in psychology
 12 or its equivalent from an institution approved by the
 13 board and have completed at least five years of pro-
 14 fessional experience, at least two of which shall have
 15 been under the supervision of licensed psychologist,
 16 as may be acceptable to the board.

17 2. A certified associate psychologist shall possess
 18 a masters degree in psychology or its equivalent from
 19 an institution approved by the board.

20 3. Have passed an examination administered by the
 21 board to assure his professional competence.

22 4. Have not failed the examination required in
 23 psychologists or are certified to practice psychology.
 24 months next preceding the date of the examination.

25 The examinations required in this section may, at

Page 9

1 the discretion of the board, be waived for holders by
 2 examination of licenses or certificates from states
 3 whose requirements are substantially equivalent to those
 4 of this Act, and for holders by examination of specialty
 5 diplomas from the American board of professional
 6 psychology.

7 Any person who within one year after July 1, 1973
 8 meets the requirements specified in subsections one
 9 (1) and two (2) of this section shall receive
 10 certification without having passed the examination
 11 required in subsection three (3) of this section. Any
 12 person holding a certificate from the board of examiners
 13 of the Iowa psychological association on July 1, 1973
 14 who applies for certification before July 1, 1974 shall
 15 receive certification.

16 Sec. *NEW SECTION. VOLUNTARY SURRENDER OF*
 17 *CERTIFICATION.* The commissioner of public health may
 18 accept the voluntary surrender of certification if

19 accompanied by a written statement of intention. The
 20 voluntary surrender, when accepted, shall have the same
 21 force and effect as an order of revocation.
 22 Sec. **NEW SECTION. UNPROFESSIONAL CONDUCT.**
 23 The ethical standards of psychologists, prepared by
 24 the American psychological association, are adopted
 25 as the standards applicable to psychologists practicing

Page 10

1 in the state.
 2 10. Page 74, line 35, by inserting after the figure
 3 "1974" the words and figures ", except the members of
 4 the initial board of psychology examiners shall be ap-
 5 pointed for terms commencing July 1, 1973".
 6 11. By renumbering sections and subsections as nec-
 7 essary.

President pro tempore Shaff took the chair at 9:50 a.m.

Senator Kelly offered amendment S—2040 to amendment S—723 and moved its adoption:

S—2040

1 Amend the Kelly, Shaw, Doderer amendment, S—723, to
 2 Senate File 277, as follows:
 3 1. Page 9, line 7, by striking the figure "1973" and
 4 inserting in lieu thereof the figure "1974".
 5 2. Page 9, line 13, by striking the figure "1973"
 6 and inserting in lieu thereof the figure "1974".
 7 3. Page 9, line 14, by striking the figure "1974"
 8 and inserting in lieu thereof the figure "1975".
 9 4. Page 10, line 5, by striking the figure "1973"
 10 and inserting in lieu thereof the figure "1974".

Amendment S—2040 to amendment S—723 was adopted.

President Neu took the chair at 9:55 a.m.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and announced that the House was ready to receive the Senate in joint convention.

In accordance with House Concurrent Resolution 102, duly adopted, the Senate proceeded to the House under the direction of the Secretary of the Senate and the Sergeant-at-Arms.

JOINT CONVENTION

In accordance with House Concurrent Resolution 102, duly adopted, the joint convention was called to order, President Neu presiding.

Senator Lamborn moved that the roll call be dispensed with

and the President of the joint convention be authorized to declare a quorum present, which motion prevailed.

President Neu declared a quorum present and the joint convention duly organized.

Senator Lamborn moved that a committee of six consisting of three members from the Senate and three members from the House be appointed to notify Governor Ray that the joint convention was ready to receive him.

The motion prevailed and the President appointed as such committee Senators Shaw, Taylor and Doderer, on the part of the Senate, and Representatives Bortell, Hill and Carr, on the part of the House.

The committee waited upon Governor Ray and escorted him to the Speaker's station. President Neu then presented Governor Ray, who delivered the following special message on energy and transportation:

Mr. President, Mr. Speaker, Mr. Chief Justice, Senators and Representatives, State Officials, Distinguished Guests, Ladies and Gentlemen:

The theme of this message today revolves around the two words that have taken on more importance to our people in the last year than many ever thought possible.

They are "energy" and "transportation."

Especially energy. Seldom is the word used alone. Usually it is part of a phrase such as energy shortage, or energy situation, or energy dislocation, or—most familiar of all—energy crisis.

Whatever terminology you choose . . . it still describes the same fact: a complex, new problem for our people and for our government.

It cannot be ignored. You will not wish it away. You will not debate it out of existence. It is real. It is here. It is serious. And it is going to be with us for some time.

It is true you can stand on the floor of this General Assembly, as some of you already have, and debate whether there is enough oil or gasoline in this country or some other country. You can question the extent and the present severity or who is to blame.

You can say what you think, you can declare what you believe, you can argue what you suspect.

And while you argue about what you think, you let opportunities pass that you should know can help solve the problems.

* * *

It is a little like the doctor who warns his patient that he has a heart condition and his days could be limited if he does not now reduce or alter his present pattern of living.

Only a very foolish person would stand and argue with the doctor, particularly after the patient has felt a few sharp pains in the chest.

We have felt a few pains already in our energy supplies.

On January 11, 1973—a year ago—I told this General Assembly in my inaugural message: "Today we are getting a glimpse into not only Iowa's future, but our country's future as we face a very genuine fuel crisis. It is clearly a warning. Our energy resources are limited; they are rapidly

becoming exhausted. This country will have to become as conscious of energy management in the 1970's as we became environmentally conscious in the 1960's."

* * *

The fuel oil shortage we faced and successfully dealt with in this state last winter was an early warning . . . a symptom something was wrong.

We are being warned again. The latest pang in the nation's chest is the pinch of gasoline and heating oil supplies, aggravated by the Middle East oil embargo.

Iowa's emergency pool—the first ever set up by any state government—has already this season distributed more than five million gallons of heating oil to Iowans in 155 communities who otherwise would have had to do without.

And since December 1, some 2,000 Iowans have been put out of work because of energy shortages.

That you debate the validity of the energy crisis should not surprise me. For your questions reflect the bewilderment in the minds of thousands of Iowans and people all over this country.

Even so, I can report to you that there has been excellent cooperation in state government with the Executive Order I signed November 9 which officially put energy conservation measures into effect.

And, the voluntary response from Iowans to my Energy Proclamation has been tremendous.

People have turned down their thermostats, turned lights off and driven at slower speeds.

Chambers of Commerce, local governments, labor unions, and individual business firms all around this state have joined the effort, a great many without a lot of fanfare or publicity.

The news media, clubs and civic organizations have pitched in to promote and practice cutting energy waste.

Our educators, and especially our young people, have devoted much time, both in and out of the classroom, to energy awareness and savings.

We have not asked anyone to get rid of their cars or stop heating their homes or close their businesses. What we have asked is sensible energy conservation. This activity has been more than just talk. It has been working.

Ironically, conservation has led to some of the skepticism we have today. The voluntary response has actually kept the situation from being as bad as it might otherwise have been. And the weather has been a big factor, particularly the mild winter up to the first of the year.

Some wonder if Washington has been crying wolf. Several months ago I was advised by federal energy chief William Simon that the government forecast was intentionally made the bleakest it could be in event that the Mideast embargo would be totally effective, the weather would be particularly severe and voluntary energy conservation would not take hold.

So, while it might have been worse, that does not mean we still don't have a problem. Now is no time to walk away from it.

In the President's energy message to the nation Saturday, he quoted Winston Churchill who was asked during World War II: "Why is England fighting Hitler?"

Churchill replied: "If we stop, you will find out."

Now is no time for us to stop, not even to pause.

* * *

I compliment the Senate for its quick action to lower speed limits. I was disappointed to see that the House deferred action.

I heard some of the debate. It is one thing to defy the Congress, and to stand up and say you don't want the federal carrot, it is another thing to have the good sense to realize the time has come to conserve gasoline—to travel at slower speeds.

Let me give an example of what conservation with slower speeds can mean. In one month's time reducing average driving speed from 70 to 55 m.p.h. in Iowa could conserve 24 million gallons of gasoline. That's as much as it takes to plant and harvest 2.5 million acres of corn. Translated into other forms of energy, this is enough to provide heat for an entire winter for 12,900 average-sized Iowa homes.

But you might say that everyone doesn't drive all the time at that speed. O.K. So cut the figures in half. It's still a lot of gallons, a lot of acres and a lot of homes.

As well as saving gasoline, there could well be another special benefit—the saving of lives.

On October 31, the 1973 traffic death toll was running ahead of the death rate for the same months in 1972. By December 31, after two months of voluntary slowdown, traffic deaths in Iowa were sixty-four fewer than in 1972.

So far in 1974 there has been a drop in the fatality rate compared to the same period last year of ten deaths—or one life saved every other day.

There is no danger in cutting the speed limits; there is considerable risk in not doing it.

* * *

Many would dismiss the entire energy crisis as nothing more than a conspiracy. Don't do that.

America's petroleum energy demand is presently at 18 million barrels a day. We produce 11 million barrels a day to fill that need domestically; the balance must come from imports. It is projected now that foreign imports will fall short by 2.7 million barrels a day in the first three months of this year.

Senator William Proxmire, who has about as much affection for Standard Oil as Ralph Nader has for General Motors, held lengthy hearings, with witnesses ranging from oil company executives to outspoken consumer advocates. Listen to Proxmire's conclusion:

"We have a genuine shortage. No question of that."

This does not mean to say there might not have been or might not be any conspiracy among major oil suppliers.

Senator Proxmire believes it should be investigated. We believe it should be investigated. Dr. Sam Tuthill even testified for us before the federal Oil Policy Hearing Committee as early as June 13, 1973, urging that the possibility of conspiratorial action in oil supplies and prices be investigated. We have offered to assist in any way we can the Attorney General of the United States in any such investigation.

* * *

Some argue the crisis will soon be over as we develop new energy sources. They shouldn't.

Many pin their hopes on the Alaskan pipeline. Even if all goes well, construction will take five years. And the proven reserves of oil in the northern slopes could only satisfy America's total petroleum appetite for nineteen months.

Some look to the day when we will harness the sun and the tides, draw power from nuclear breeder reactors or from the heat deep in the earth.

No doubt all of this may take place—years from now. These are long-range answers.

* * *

What we have an opportunity to do in Iowa is find a middle-range solution.

I am submitting to you a proposal that the State of Iowa establish, purchase, and operate an experimental research coal mine.

We believe it will be possible to develop the necessary knowledge to demonstrate that Iowa's vast coal reserves can be profitably mined, marketed and used to produce a great source of energy without creating adverse effects on Iowa's air, our water, and, of course, on our rich natural resource, Iowa's topsoil.

This is an exciting project. We should undertake it rather than shy away because it is new or different or because we hope the federal government might someday get around to it.

Today, Iowa gets from outside of the state 98.2 percent of all the energy we consume. In years ahead we see an opportunity for Iowa to become a producer of energy. This would not only make us more self-sufficient in energy, but would revitalize an industry and keep in Iowa many dollars we will be spending for energy.

We achieved the status we enjoy in agriculture today because we were not afraid to be innovative. We can also be innovative in energy development.

* * *

I want to propose another measure to deal with the immediate energy situation.

For over a year now we have utilized on energy projects the services of people such as Maurice Van Nostrand, Chairman of the Commerce Commission; Dr. Sam Tuthill, State Geologist, and Don Hinman, Director of Civil Defense. These people and their staffs have worked around the clock to see that Iowans are not frozen out of their homes, are not stranded on a highway, and that farmers have fuel to harvest their crops. This work is not a part of their normal job descriptions.

Not only have these people become experts in this complex interdependent field, but they are recognized in Washington and all around this country as leaders in the new business of energy management.

There is a limit to what they can do without help.

Heretofore, Iowa has been a leader and an innovator in meeting the emergencies. Now, however, the federal government has stepped into the picture.

We are confronted with a multitude of rules, regulations and policies as well as changes in federal laws. Where we once had responsibility for heating oil only, the state now must take on the additional chores of allocating limited gasoline, propane and heavy residual oil supplies.

Should gasoline rationing occur, we have been told that the state will play a major role in administering it.

In addition, the changes in the many facets of energy management are happening so swiftly it would be impossible to run to the legislature with a proposed bill each each time something new happens.

We need a mechanism with sufficient authority to respond to necessary changes. That authority, I believe, would be best exercised by a Council heading an Iowa Office of Energy Management—an office not to continue a day beyond its usefulness.

I recommend that this be an eleven-member Council consisting of the

State Geologist, the Comptroller, the Director of Civil Defense, the Chairman of the Commerce Commission, the Director of the Department of Environmental Quality, four members of the General Assembly and two additional public representatives.

This Council will be charged with the responsibility to develop energy policies.

It will administer the state reserves under the federal mandatory fuel allocation program.

It will handle the gasoline rationing program if one is imposed.

It will give this state an office to coordinate and develop the many energy programs and to tie together research—including inquiry into possible conspiratorial practices.

This office can also work toward and encourage the use of energy efficient modes of transportation.

I ask that you establish this Office of Energy Management.

* * *

In my budget supplement that I presented to you one week ago, you might have noticed we provided \$4.5 million from the General Fund for special energy and transportation needs.

This breaks down into the following recommendations for your action:

1. \$1.3 million so that we can begin now to upgrade branch railroad lines instead of merely talking about it.
2. \$1 million for railroad freight subsidy projects knowing that it is possible to move material by rail with less than one-third the amount of fuel it takes to move the same goods over highways.
3. \$1.8 million to encourage development of mass transit and other energy-efficient people-moving systems in Iowa and railroad passenger subsidy possibilities.
4. \$400,000 to fund the energy management programs and office and to cover original costs for the establishment of a Department of Transportation.

Much of this work could be done in a Department of Transportation—when we have one. Once a Department of Transportation is established, those special efforts relating to transportation would be transferred to it. In the meantime they can be administered by the Office of Energy Management.

* * *

Let me again re-emphasize to you that a Department of Transportation is urgently needed in Iowa. You can provide for it this session.

A Department of Transportation is not offered as a panacea. It is proposed as a realistic, rational approach to doing something about transportation needs in this state. If you want to do something about using our navigable streams; if you want to do something about retention and revitalization of Iowa's railroads; if you want to do something about maintaining and building highways where they are needed, then the right way is through a DOT.

If you want to think about Amtrak, about the location of our airports and the need for mass transit, then I hope you, too, will support a Department of Transportation.

If we are serious about a balanced transportation system in Iowa, then the next logical step is a DOT. But let us not kid anyone. Iowa is a highway state with a relatively small population spread over a broad area. We still need cars; we still depend heavily on trucks; and we will continue to need a reliable system of roads and highways.

You can quickly see the practical need for a Department of Transportation when you look at just a few of the hard questions you face this session. One is truck length.

We have given considerable thought to the possible energy savings that might be realized by permitting longer or heavier trucks—or both—on Iowa's highways. Claims of energy efficiency must be balanced against additional stress on our roads, traffic congestion, safety factors, and availability of fuel.

We can see some value to both Iowa industry and to energy efficiency if additional length only could be utilized by trucks originating at, or destined to, points in Iowa.

But what has been proposed by some is longer trucks—and by other heavier trucks—to travel across Iowa as a bridge state on a highway—Interstate 80—that we are told is already over-traveled and suffering from excessive wear and tear.

Using trucking industry figures, a length increase would bring another 95,000 big trucks across Iowa each year on a road that was built with 90 percent federal funds, but which is now maintained at Iowa's expense.

Truck traffic across Iowa is presently increasing about 11 percent a year. This statistic, coupled with the prospect of still another 95,000 trucks, raises the vital questions of how we could possibly tolerate the additional traffic on the roads and stretch Iowa's limited allocation of motor fuel.

We are talking about fuel that could well be taken away from Iowans; particularly fuel that might be taken away from farmers necessary to plant their crops next spring.

The longer trucks coming into the commercial zones of our border cities do not pose the problems I have just discussed with you. Therefore, this is a reasonable proposal.

* * *

Another hard question is revenue to our road fund.

I have consistently opposed the use of taxes or non-cost related price increases of oil products to force people to use less. This, of course, is different from legitimate user taxes necessary for reasonable construction, repairs and maintenance of roads.

I know one of your committees has recommended an increase in fuel taxes. This seems premature without knowing what the road use revenue is doing. So far, monthly receipts into the road use fund have actually been increasing, indicating there may be a shift taking place in energy use. Conservation of heating fuels, for example, may very well be freeing more fuel for transportation even though demand still exceeds supply.

Also, before any such raise, our people should know we first have established a Department of Transportation so there will be assurance that their contributions to revenue will be used most wisely.

* * *

When it comes to the energy problem, there is no one who has all the answers. At the same time there isn't anyone who can't do something about solving it.

The majority of our Iowans are responding positively in helping get through this emergency period.

They will be willing to follow you in your positions of public leadership if you too will respond and follow through in an equally positive fashion.

* * *

How often have you heard people use the word "they" in reference to those who make decisions.

When you think about it, that is symptomatic of our present condition. There is a temptation to shrug off responsibility by saying "they" take the action or "they" should solve the difficulty.

The answers to our energy problems will not all come easily, nor will they all come cheaply or quickly.

Fortunately, in Iowa, our people are much more willing to do what we ourselves can do rather than wait for the leadership to come from somebody else.

"They" alone won't solve our problems. "We" will.

On motion of Representative Holden, the joint convention was dissolved.

The Senate returned to the Senate chamber and resumed regular session, President Neu presiding.

UNFINISHED BUSINESS

Senate File 277

The Senate resumed consideration of Senate File 277 and amendment S—723 as amended.

Senator Kelly offered amendment S—2027 to amendment S—723 and moved its adoption:

S—2027

- 1 Amend the Kelly, et al., amendment S—723 to Senate File
- 2 277, page 7, line 1, by striking "1973" and inserting in
- 3 lieu thereof "1974".

Amendment S—2027 to amendment S—723 was adopted.

On motion of Senator Kelly, amendment S—723 as amended was adopted.

Senator Curtis offered amendment S—2041:

S—2041

Division S—2041A

- 1 Amend Senate File 277 as follows:
- 2 1. Page 12, line 21, by striking the word "three"
- 3 and inserting in lieu thereof the word "five".
- 4 2. Page 12, line 22, by striking the word "practiced"
- 5 and inserting in lieu thereof the words "been
- 6 registered".

Division S—2041B

- 7 3. Page 13, by adding after line 33 the following
- 8 new subsection:
- 9 "8. The board shall prescribe continuing ed-
- 10 ucation requirements for all certified public
- 11 accounts holding permits and all other certified
- 12 public accountants working under permits to engage
- 13 in the practice of public accounting in this state
- 14 and compliance by certified public accountants
- 15 shall be a condition precedent to the renewal of

16 a permit to practice under section one hundred
17 sixteen point thirteen (116.13) of the Code.”

Senator Curtis called for a division of amendment S—2041, sections 1 and 2 to be considered as division S—2041A; section 3 to be considered as division S—2041B.

Senator Griffin raised the point of order that division S—2041B was not germane to the bill.

The Chair ruled the point well taken and division S—2041B of the amendment out of order.

On motion of Senator Curtis, division S—2041A of the amendment was adopted.

Senator Griffin offered amendment S—2035 filed by him and moved its adoption:

S—2035

1 Amend Senate File 277 as follows:

2 1. Page 31, line 9, by striking the word “optometry”.

3 2. Page 31, by inserting after line 35 the following

4 new subsection:

5 “For optometry examiners, five members licensed to
6 practice optometry and two members who are not licensed
7 to practice optometry and who shall represent the general
8 public. A majority of the members of the board shall
9 constitute a quorum.”

Amendment S—2035 was adopted.

Senator Miller of Des Moines offered amendment S—2026 filed by him and moved its adoption:

S—2026

1 Amend Senate File 277, page 31, lines 12 and 13, by

2 striking the words “two members who are” and sub-

3 stituting in lieu “one member”.

Amendment S—2026 lost.

Senator Schwieger offered amendment S—2039 by Senators Schwieger and Hultman and moved its adoption:

S—2039

1 Amend Senate File 277 as follows:

2 Page 31, by striking lines 17 through 23, and

3 inserting in lieu thereof the following:

4 “2. For medical examiners, six members licensed
5 to practice medicine and surgery, two members licensed
6 to practice osteopathic medicine and surgery, and
7 two members not licensed to practice either medicine
8 and surgery or osteopathic medicine and surgery, and
9 who shall represent the general public. A majority
10 of members of the board shall constitute a quorum”.

Amendment S—2039 lost.

Senator Miller of Des Moines offered amendment S—767 filed by Senators Miller and Schwieger:

S—767

1 Amend Senate File 277, page 57, by inserting after
 2 line 33 the following section and renumber remaining sections:
 3 Sec. Section one hundred fifty-eight point
 4 four (158.4), Code 1973, is amended to read as
 5 follows:
 6 158.4 EXAMINATIONS. Whenever any person has
 7 successfully completed a nine months course both of
 8 theory and practice in any school of barbering
 9 approved by the barber examiners board, and has
 10 furnished the necessary certificates and complied with
 11 the requirements of section 158.3, he may take an
 12 examination for registration as a barber's apprentice,
 13 said examination to be given by the board at the same
 14 time as the regular examination for barber's license.
 15 *However, a school of barbering shall allow a person*
 16 *who has completed a course of study in a school of*
 17 *cosmetology approved by the cosmetology examiners*
 18 *and licensed by the department to transfer credit*
 19 *for six months or twelve hundred hours of instruction*
 20 *in theory, whichever is appropriate, to the school*
 21 *of barbering. If any such applicant successfully*
 22 *passes the examination, he shall be given an appren-*
 23 *tice's certificate which certificate will entitle*
 24 *him to pursue a clinic or practice course under the*
 25 *direct supervision and tutelage of a licensed*

Page 2

1 practitioner of barbering or a licensed practitioner
 2 of cosmetology for a period of eighteen months from
 3 the date of issuance thereof. At the end of said
 4 period of eighteen months, upon furnishing to the
 5 board satisfactory proof that he has faithfully
 6 pursued a course of study as apprentice under the
 7 supervision and tutelage of a licensed barber or a
 8 licensed practitioner of cosmetology in this state
 9 for said period of time, he shall be permitted by
 10 said board to take the regular examination for a
 11 license to practice barbering. Provided, however,
 12 that any person who has practiced barbering in the
 13 state of Iowa for a period of more than five years
 14 prior to the taking effect of the barber's license law,
 15 or any person who has practiced barbering in any other
 16 state for a period of more than five years, shall,
 17 upon furnishing satisfactory proof thereof to the
 18 examining board, be permitted to take the examination
 19 for a license to practice barbering in this state.

Senator Doderer raised the point of order that amendment S—767 was not germane to the bill.

The Chair ruled the point well taken and amendment S—767 out of order.

Senator Gluba offered amendment S—2029 filed by Senators Gluba, Doderer and Hansen and moved its adoption:

S—2029

1 Amend Senate File 277, page 73, by adding the following
2 sections after line 25, and by renumbering the remaining sections:
3 Sec. *NEW SECTION. SYSTEM OF HEALTH MANPOWER*
STATIS-

4 TICS. The division for records and statistics within the state
5 department of health shall establish and maintain a system of
6 health manpower statistics which shall include the collection,
7 preservation, revision and dissemination of statistical data to
8 enable the department or other agencies concerned with delivery
9 of health care services in this state to determine the total
10 number, employment status, location of practice or place of
11 employment, areas of professional specialization and ages of
12 licensed health care practitioners and other pertinent information
13 bearing on the availability of trained and licensed personnel in
14 health care fields to provide services in this state. The
15 statistical data shall be computed and available upon request at
16 least biannually in the form of a report to agencies, both pub-
17 lic and private, which are concerned with the delivery of health
18 care in this state.

19 The department shall enter into cooperative arrangements
20 with and seek the technical expertise of agencies collecting and
21 producing health manpower statistics in order to eliminate dup-
22 lication in the collection of health manpower information and to
23 assist in the standardization and coordination of procedures
24 relating to the collection of health manpower statistics.

25 Examining boards collecting information necessary for the

Page 2

1 division for records and statistics to carry out the provisions
2 of this section shall provide the department with the information
3 which may be gathered by means including, but not limited to,
4 questionnaires forwarded to applicants for a license or renewal
5 of a license.

6 Sec. *NEW SECTION. ADDITIONAL FEE.* In addition to
7 any other fee provided by law, a fee may be set by the respective
8 examining boards for each license and renewal of a license to
9 practice medicine, surgery, podiatry, osteopathy, osteopathic
10 medicine and surgery, chiropractic, nursing, dentistry, dental
11 hygiene, optometry, pharmacy, physical therapy, and veterinary
12 medicine, which fee shall be based on the annual cost of col-
13 lecting information for use by the department of health in the
14 administration of the system of health manpower statistics
15 established by this Act. The fee shall be collected, transmitted
16 to the treasurer of state and deposited in the general fund of
17 the state in the manner in which license and renewal fees of
18 the respective professions are collected, transmitted, and
19 deposited in the general fund.

The Chair called for a division.

Amendment S—2029 was adopted.

Senator Doderer offered amendment S—2042 and moved its adoption:

S—2042

- 1 Amend Senate File 277, page 2, by inserting after line
- 2 14 the following section:
- 3 Sec. *NEW SECTION.* The license or registration of
- 4 any person regulated under this Act shall not be denied or
- 5 revoked for conviction of a felony unless the conviction
- 6 relates directly to the practice of the profession for
- 7 which the person is or seeks to be licensed or registered.

Division was called for.

Amendment S—2042 was adopted.

Senator Doderer offered amendment S—2043 and moved its adoption:

S—2043

- 1 Amend Senate File 277 as follows:
- 2 1. Page 44, line 20, by striking the word "He" and
- 3 inserting in lieu thereof the following: "[He]
- 4 *The applicant*".
- 5 2. Page 53, line 11, by striking the word "His"
- 6 and inserting in lieu thereof the following:
- 7 "[His] *The*".

Amendment S—2043 was adopted.

Senator Hansen offered amendment S—2044 and moved its adoption:

S—2044

- 1 Amend Senate File 277, page 1, line 4, by inserting
- 2 after the word "boards" the following: "and allowing
- 3 certain additional fees".

Amendment S—2044 was adopted.

Senator Hansen moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 277) the vote was:

Ayes, 40:

Andersen	Kelly	Orr	Schwengels
Blouin	Kinley	Palmer	Schwieger
Burroughs	Lamborn	Plymat	Scott
Coleman	McCartney	Potter	Shaff
Curtis	Miller of	Priebe	Shaw
Doderer	Marshall	Rabedeaux	Taylor
Glenn	Milligan	Ramsey	Tieden
Gluba	Murray	Riley	Van Gilst
Griffin	Nolin	Rodgers	Willits
Hansen	Nystrom	Schaben	Winkelman
Hill			

Nays, 4:

Briles Heying Hultman Junkins

Voting present, 1:

Miller of
Des Moines

Absent or not voting, 5:

Bergman Gallagher Kennedy Robinson
DeKoster

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

On motion of Senator Lamborn, the Senate recessed until the fall of the gavel.

AFTERNOON SESSION

The Senate reconvened, Senator Riley presiding.

INTRODUCTION OF BILLS

Senate File 1039, by Senator Riley, a bill for an act relating to the signatures of persons with physical disabilities.

Read first time and **passed on file**.

Senate File 1040, by Senator Potter, a bill for an act relating to the issuance of special registration plates to owners of vehicles holding amateur radio licenses.

Read first time and **passed on file**.

Senate File 1041, by Senator Kinley, a bill for an act to require the state library commission to prepare and implement a state plan for older readers services.

Read first time and **passed on file**.

BILLS ASSIGNED TO COMMITTEES

Governor Neu announced the assignment of the following bills to committee:

- S. F. 1035 Judiciary
- S. F. 1036 Judiciary
- S. F. 1038 Appropriations
- S. F. 1039 Human resources

- S. F. 1040 Commerce
 S. F. 1041 State government
 S.C.R. 104 Human resources
 H. F. 363 State government

EXPLANATION OF VOTE

MR. PRESIDENT: Due to inclement weather conditions, I was unable to arrive in Des Moines in time to vote on Senate File 277. Had I been present and voting, I would have voted "aye".

JAMES V. GALLAGHER

REPORTS OF COMMITTEE

Senator Curtis submitted the following reports:

MR. PRESIDENT: Your committee on state government to which was referred **Senate Concurrent Resolution 103**, a resolution authorizing the Pension and Retirement Programs Study Committee to employ Milliman & Robertson, Inc. to conduct actuarial studies, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on state government to which was referred **House File 672**, a bill for an act relating to eminent domain procedures, begs leave to report it has had same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

AMENDMENT FILED

S—2045

- 1 Amend Senate File 317, line 10, by adding after the
- 2 period the following:
- 3 This subsection applies to costs paid or incurred
- 4 after December 31, 1974.

WILLIAM N. PLYMAT

On motion of Senator Lamborn, the Senate adjourned until 9:00 a.m., Wednesday, January 23, 1974.

JOURNAL OF THE SENATE

TENTH DAY

SENATE CHAMBER
DES MOINES, IOWA, WEDNESDAY, JANUARY 23, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by Imam Osman A. Salam, of the Islamic Mosque Center, Cedar Rapids, Iowa.

The Journal of Tuesday, January 22, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. William Castles, Dallas Center, Iowa.

LEAVE OF ABSENCE

Senator Kennedy asked and received unanimous consent that Senator Robinson be excused until he is able to resume his legislative duties. Senator Robinson is seriously ill and confined to a hospital in Cedar Rapids, Iowa.

PETITION

The following petition was presented and placed on file:

By Senator Tieden, from one hundred seventeen teachers of Delaware County, favoring Senate File 531, relating to collective bargaining for public employees.

WITHDRAWN

Senator Hansen asked and received unanimous consent that **Senate File 1037** be **withdrawn** from further consideration of the Senate.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

HEART FUND PRINCESS PRESENTED

Ann Gansemer, the 1974 Iowa Heart Fund Princess, was escorted to the rostrum by Senator Blouin and presented to the

Senate by President Neu. Ann was accompanied by her parents, Mr. and Mrs. John Gansemer of Balltown, Dubuque County, Iowa, and her brother and sister, Steve and Cathy.

SPECIAL ORDER OF BUSINESS

House File 659

The hour having arrived, the Chair announced the special order of business for the consideration of House File 659.

On motion of Senator Miller of Des Moines, House File 659, a bill for an act redesignating county homes as county care facilities, and revising the laws governing operation of those facilities, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Doderer offered amendment S—1019 filed by her and called for a division of the amendment, as follows:

S—1019

Division S—1019A

- 1 Amend House File 659, page 5, as follows:
- 2 1. By striking lines 10 through 17 inclusive.

Division S—1019B

- 3 2. By striking the words "or modification" in line 24.
- 4 3. By striking the words "or modification" in line 29.
- 5 4. By striking the words "and modification" in line 32.
- 6 5. By renumbering the sections accordingly.

Senator Doderer moved the adoption of division S—1019A of the amendment.

Roll call was requested.

On the question "Shall division S—1019A of the amendment be adopted?" (H.F. 659) the vote was:

Ayes, 12:

Blouin	Gallagher	Hill	Palmer
Coleman	Glenn	Murray	Schaben
Doderer	Gluba	Nolin	Willits

Nays, 35:

Andersen	Kennedy	Nystrom	Schwengels
Bergman	Kinley	Orr	Schwieger
Briles	Lamborn	Plymat	Scott
Burroughs	McCartney	Potter	Shaff
Curtis	Miller of	Priebe	Shaw
Griffin	Des Moines	Rabedeaux	Taylor
Hansen	Miller of	Ramsey	Tieden
Heying	Marshall	Riley	Van Gilst
Junkins	Milligan	Rodgers	Winkelman
Kelly			

Absent or not voting, 3:

DeKoster Hultman Robinson

Division S—1019A of the amendment lost.

Action on division S—1019B was temporarily deferred.

Senator Gluba offered amendment S—2050, moved its adoption and requested a roll call:

S—2050

- 1 Amend House File 659, page 5, by striking lines 23 through
- 2 34, inclusive.

On the question "Shall amendment S—2050 be adopted?" (H.F. 659) the vote was:

Ayes, 11:

Doderer	Kelly	Milligan	Shaw
Gallagher	Kinley	Orr	Willits
Gluba	McCartney	Palmer	

Nays, 34:

Andersen	Heying	Nolin	Schaben
Bergman	Hill	Nystrom	Schwengels
Blouin	Junkins	Plymat	Schwieger
Briles	Kennedy	Potter	Scott
Burroughs	Miller of	Priebe	Shaff
Coleman	Des Moines	Rabedeaux	Taylor
Curtis	Miller of	Ramsey	Tieden
Glenn	Marshall	Riley	Van Gilst
Hansen	Murray	Rodgers	Winkelman

Absent or not voting, 5:

DeKoster	Hultman	Lamborn	Robinson
Griffin			

Amendment S—2050 lost.

The Senate resumed consideration of division S—1019B of the Doderer amendment previously deferred.

Senator Potter took the chair at 11:59 a.m.

Senator Doderer moved the adoption of division S—1019B of the amendment.

Division S—1019B of the amendment lost.

Senator Orr offered amendment S—2051 and moved its adoption:

S—2051

- 1 Amend House File 659, page 5, line 28 by striking the
- 2 words "ten years" and inserting in lieu thereof the words
- 3 "five years".

Division was called for.

Amendment S—2051 lost.

Senator Ramsey offered amendment S—2052 by Senators Doderer and Ramsey and moved its adoption:

S—2052

- 1 Amend House File 659, page 5, by striking lines 31
- 2 through 34, inclusive, and by inserting in lieu
- 3 thereof the following: "or standards relating to the
- 4 physical structure of the facility established during
- 5 that ten year period."

Division was called for.

Amendment S—2052 lost.

Senator Miller of Des Moines moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 659) the vote was:

Ayes, 37:

Andersen	Heying	Murray	Schaben
Bergman	Hill	Nolin	Schwengels
Blouin	Junkins	Nystrom	Schwieger
Briles	Kennedy	Plymat	Scott
Burroughs	Lamborn	Potter	Shaff
Coleman	McCartney	Priebe	Taylor
Curtis	Miller of	Rabedeaux	Tieden
Gallagher	Des Moines	Ramsey	Van Gilst
Glenn	Miller of	Riley	Winkelman
Hansen	Marshall	Rodgers	

Nays, 9:

Doderer	Kinley	Orr	Shaw
Gluba	Milligan	Palmer	Willits
Kelly			

Absent or not voting, 4:

DeKoster	Griffin	Hultman	Robinson
----------	---------	---------	----------

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

On motion of Senator Lamborn, the Senate recessed until the fall of the gavel.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the

House has passed the following bill in which the concurrence of the House was asked:

Senate File 73, a bill for an act relating to citizens' aid.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 157, a bill for an act relating to the age of consent for venereal disease diagnosis and treatment.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 301, a bill for an act relating to the sale, distribution or advertisement of contraceptive products.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 106, amending the joint rules of the Senate and House.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 157

1 Amend Senate File 157 by striking from lines 17,
2 18, 19 and 20 the following: "The physician shall
3 notify the parents of such minor child that the child
4 does have a venereal disease when the results of the
5 diagnosis indicate that the child might communicate
6 the disease to other members of his family.", and
7 inserting in lieu thereof the following: "[The
8 physician shall notify the parents of such minor
9 child that the child does have a venereal disease
10 when the results of the diagnosis indicate that the
11 child might communicate the disease to other members
12 of his family.]"

HOUSE AMENDMENT TO SENATE FILE 301

1 Amend Senate File 301 as passed by the Senate and
2 reprinted as follows:
3 Page 2A, by striking lines one (1) through
4 nineteen (19) and inserting in lieu thereof the
5 following:
6 "Section 1. Section seven hundred twenty-five
7 point five (725.5), Code 1973, is hereby repealed."

HOUSE CONCURRENT RESOLUTION 106

By Welden

1 *Be It Resolved by the House of Representatives,*
2 *the Senate Concurring, That the Joint Rules of the*
3 *Senate and House be amended by adding the following*
4 *new rule:*

5 Rule 17

6 Lobbyists

7 All lobbyists, who seek to encourage in the Senate

8 or House or before any of their committees, the defeat,
 9 passage or modification of any legislation, shall
 10 before engaging in lobbying activity personally
 11 register with
 12 the Chief Clerk of the House and the Secretary of the
 13 Senate, on forms provided by them, their name and
 14 address and each company, firm, corporation, union,
 15 association or cause for which they wish to lobby.

16 In addition, each lobbyist shall register with
 17 the Chief Clerk of the House the number of the bills
 18 and resolutions originating in the House, and with the
 19 Secretary of the Senate the number of the bills and
 20 resolutions originating in the Senate, on which he
 21 intends to lobby, together with the name of each
 22 company, association, or cause he might represent.
 23 This latter registration shall accompany each bill or
 24 resolution from one house to the other so that a
 25 lobbyist will not have to register twice on the same
 26 bill.

27 Whenever a lobbyist is registered on a bill that
 28 becomes an amendment to, or a substitute for another
 29 bill, the lobbyist shall be presumed to be registered on
 30 the amended or new bill. In addition, the lobbyist shall
 31 be presumed to be registered on any committee bill which
 32 is substantially the same as a privately sponsored bill,
 33 upon which the lobbyist is registered.

INTRODUCTION OF BILLS

Senate File 1042, by committee on county government, a bill for an act relating to federal tax liens on vehicles requiring a certificate of title.

Read first time and placed on calendar.

Senate File 1043, by committee on county government (committee on county government), a bill for an act relating to the issuance of duplicate certificates of title for vehicles.

Read first time and placed on calendar.

Senate File 1044, by Senators Gallagher, Riley, Coleman, Schaben, Kennedy, Rodgers, Doderer, Hansen, Andersen, Palmer, Scott, McCartney, Miller of Des Moines, Schwieger, Heying, Schwengels, Kelly, Burroughs, Nystrom, Priebe, Winkelman and Blouin (Rapp), a bill for an act to contract with the national railroad passenger corporation for railroad passenger service between the city of Dubuque and the city of Sioux City or the city of Dubuque and the city of Council Bluffs and making an appropriation therefor.

Read first time and passed on file.

REPORTS OF INVESTIGATING COMMITTEES

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Miss Jolene Stevens of Sioux City, Iowa for appointment as a member of the Campaign Finance Disclosure Commission under the provisions of Chapter 138, Section 10, Acts of the Sixty-fifth General Assembly, 1973 Regular Session for the term ending June 30, 1975, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

E. KEVIN KELLY, Chairman
WILLIAM D. PALMER
W. R. RABEDEAUX

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mrs. Carolyn T. Lumbard of Des Moines, Iowa for appointment as a member of the State Conservation Commission under the provisions of Sections 107.1 and 107.2, 1973 Code of Iowa, for the term ending June 30, 1977, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

GEORGE F. MILLIGAN, Chairman
BERL E. PRIEBE

AMENDMENTS FILED

S—2054

- 1 Amend Senate File 332 as follows:
- 2 1. By striking everything after the enacting
- 3 clause and inserting in lieu thereof the following:
- 4 "Section 1. *NEW SECTION.* There is imposed on the sale
- 5 of each studded tire sold by a wholesale distributor
- 6 and on the service of installing or inserting studs
- 7 into a tire by a retailer, a tax of ten dollars which
- 8 shall be in addition to any other tax provided by law.
- 9 'Studded tire' means a pneumatic tire with inserted
- 10 ice grips or studs projecting not more than one-
- 11 sixteenth of an inch beyond the tread of the traction
- 12 surface of the tire.
- 13 Sec. 2. *NEW SECTION.* Any wholesaler who sells
- 14 studded tires and any retailer installing or inserting
- 15 studs in tires to be sold or already sold shall collect
- 16 the tax imposed in section one (1) of this Act and
- 17 remit it by the fifteenth of the month following its
- 18 collection to the department of revenue. The depart-
- 19 ment of revenue shall, by rule, provide for the
- 20 issuance of permits, the filing of tax returns, the
- 21 filing of fidelity bonds deemed necessary, the monthly
- 22 remittance of the amount of the tax collected, and
- 23 other administrative procedures. In prescribing the
- 24 rules, the department shall follow the provisions of
- 25 sections four hundred twenty-two point fifty-two

Page 2

- 1 (422.52) through four hundred twenty-two point fifty-
- 2 seven (422.57) of the Code, insofar as applicable.
- 3 The rules adopted by the department shall be subject

4 to the provisions of chapter seventeen A (17A) of the
5 Code.

6 Sec. 3. *NEW SECTION.* The department of revenue
7 shall remit the tax received to the treasurer of state
8 who shall credit the deposits to the road use tax
9 fund.

10 Sec. 4. *NEW SECTION.*

11 1. Any person subject to the provisions of this
12 Act, who fails to file a tax return or a corrected tax
13 return, or to pay any tax within the time required by
14 this Act or the rules adopted by the department, shall
15 be subject to an interest penalty of five percent of
16 the amount of the tax due plus one-half of one percent
17 of the tax due for each month of delay or fraction
18 thereof.

19 2. Any wholesaler who sells studded tires or any
20 retailer who installs or inserts studs in tires to be
21 sold or already sold, after his permit has been
22 revoked or without procuring a permit within sixty
23 days after the effective date of this Act, shall be
24 guilty of a misdemeanor.

25 3. Any person subject to the provisions of this

Page 3

1 Act, who files any false or fraudulent tax return with
2 intent to defeat or evade the assessment of the tax
3 imposed by this Act, shall be guilty of a felony and
4 shall, for each offense, be fined not less than five
5 hundred dollars and not more than five thousand
6 dollars, or be imprisoned in the penitentiary not
7 exceeding one year, or be subject to both such fine
8 and imprisonment.

9 2. Amend the title, page 1, lines 1 and 2, by
10 striking the words 'prohibiting the use of ice grips
11 or tire studs on certain motor vehicles' and inserting
12 in lieu thereof the words 'relating to the taxation of
13 studded tires and providing penalties for violations'."

E. KEVIN KELLY

S—2055

1 Amend Senate File 332, by inserting the following sentences
2 after the period in line 13: "In addition, any individual
3 may use pneumatic tires with inserted ice grip or tire studs
4 projecting not more than one-sixteenth inch beyond the tread
5 of the traction surface of the tire during the period from
6 November first of each year to April first of the following
7 year upon purchasing a special stamp or sticker from the
8 department. The fee for the special stamp or sticker shall
9 be thirty (30) dollars and shall be renewable annually. The
10 proceeds from the sale of the special stamps or stickers shall
11 be deposited in the road use tax fund."

H. L. HEYING

S—2046

1 Amend Senate File 1032, by striking line 7 and inserting in

2 lieu thereof the following:

3 "NEW SUBSECTION. No person under sixteen years of age".

H. L. HEYING

S—2053

1 Amend Senate File 1033 as follows:

2 By striking all after the enacting clause and
3 inserting in lieu thereof the following:

4 Section 1. *NEW SECTION.* Any property taxes and
5 special assessment taxes collected monthly from a
6 mortgagor by a financial institution or any other
7 mortgagee shall be paid by the mortgagee to the county
8 treasurer each month. The mortgagee shall submit an
9 itemized statement to the county treasurer each month
10 listing the name of each mortgagor for whom the property
11 taxes and special assessment taxes are being paid and
12 the amount of property taxes and special assessment
13 taxes paid for each mortgagor.

14 If the amount paid for property taxes and special
15 assessment taxes by the mortgagor to the county treasurer
16 exceeds the amount due for property taxes and special
17 assessment taxes, the county treasurer shall either
18 refund the excess payment to the mortgagor or give
19 written notice to the mortgagor of the total amount due.

20 Any amount paid by the mortgagor to the mortgagee
21 for property taxes or special assessment taxes, which
22 is in excess of the property taxes and special assess-
23 ment taxes due, shall be refunded to the mortgagor by
24 the mortgagee.

RALPH W. POTTER

S—2049

1 Amend House File 4, as amended and passed by the
2 House, by striking lines 5 through 10, inclusive,
3 and inserting in lieu thereof: "subsections five (5),
4 six (6) and seven (7)."

JOHN S. MURRAY

S—2047

1 Amend House File 248, as passed by the House as
2 follows:

3 1. Line 8, by inserting after the word "hundred" the
4 word "*fifty*".

5 2. Line 9, by striking the word "twenty-four" and
6 inserting in lieu thereof the word "[twenty-four] *seventy-*
7 *two*".

8 3. By inserting after line 11 the following section:

9 Sec. Section three hundred twenty-one A point
10 five (321A.5), subsection one (1), Code 1973, is amended
11 to read as follows:

12 1. The commissioner shall, immediately or within
13 sixty days after the receipt of a report of a motor
14 vehicle accident within this state which has resulted
15 in bodily injury or death or damage to the property of
16 any one person in excess of [one] *two* hundred *fifty*
17 dollars, suspend the license of each operator and all

18 registrations of each owner of a motor vehicle in any
 19 manner involved in such accident, and if such operator
 20 is a nonresident the privilege of operating a motor
 21 vehicle within this state, and if such owner is a non-
 22 resident the privilege of the use within this state of
 23 any motor vehicle owned by him, unless such operator or
 24 owner or both shall deposit security in a sum which
 25 shall be sufficient in the judgment of the commissioner

Page 2

1 to satisfy any judgment or judgments for damages re-
 2 sulting from such accident as may be recovered against
 3 such operator or owner; provided notice of such suspen-
 4 sion shall be sent by the commissioner to such operator
 5 and owner not less than ten days prior to the effective
 6 date of such suspension and shall state the amount
 7 required as security.

BERL E. PRIEBE

S—2048

1 Amend House File 672 as follows:
 2 Page 2, by inserting in line 9 after the word
 3 "property," the word "or".
 4 Page 2, by inserting in line 11 before the word
 5 "licensed," the word "or".
 6 Page 2, by striking from line 12 the word "and",
 7 and inserting in its place the words "[and] or".

JOHN S. MURRAY

On motion of Senator Lamborn, the Senate adjourned until
 9:00 a.m., Thursday, January 24, 1974.

JOURNAL OF THE SENATE

ELEVENTH DAY

SENATE CHAMBER
DES MOINES, IOWA, THURSDAY, JANUARY 24, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Alfred E. Rau, pastor of the Methodist Church, Coon Rapids, Iowa.

The Journal of Wednesday, January 23, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Joseph Spearing, Harlan, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Robinson for the day on request of Senator Kennedy.

PETITION

The following petition was presented and placed on file:

By Senator Miller of Des Moines, from forty-one teachers from the WACO Community School District, Henry County, favoring a cost of living salary increase.

CONSIDERATION OF BILLS

Senate File 164

On motion of Senator Junkins, Senate File 164, a bill for an act authorizing additional sick leave for certain employees injured in line of duty, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Junkins asked and received unanimous consent that House File 388 be substituted for Senate File 164.

House File 388

On motion of Senator Junkins, House File 388, a bill for an

act relating to public employee leave of absence with pay, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Doderer offered amendment S—2057 and moved its adoption:

S—2057

- 1 Amend House File 388 as follows:
- 2 1. Page 2, by striking lines 33 through 35.
- 3 2. Page 3, by striking lines 1 and 2.

Amendment S—2057 was adopted.

Senator Junkins moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 388) the vote was:

Ayes, 48:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schaben
Blouin	Hultman	Nolin	Schwengels
Briles	Junkins	Nystrom	Schwieger
Burroughs	Kelly	Orr	Scott
Coleman	Kennedy	Palmer	Shaff
Curtis	Kinley	Plymat	Shaw
DeKoster	Lamborn	Potter	Taylor
Doderer	McCartney	Priebe	Tieden
Gallagher	Miller of	Rabedeaux	Van Gilst
Glenn	Des Moines	Ramsey	Willits
Gluba	Miller of	Riley	Winkelman
Hansen	Marshall		

Nays, none.

Absent or not voting, 2:

Griffin Robinson

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

WITHDRAWN

Senator Junkins asked and received unanimous consent that **Senate File 164** be **withdrawn** from further consideration of the Senate.

SPECIAL ORDER OF BUSINESS

Senate File 332

Senator Lamborn asked and received unanimous consent that the time set for the special order of business on Senate File 332 be changed from 10:00 a.m. to 9:30 a.m.

On motion of Senator Murray, Senate File 332, a bill for an act prohibiting the use of ice grips or tire studs on certain motor vehicles, was taken up for consideration.

Senator Kelly offered amendment S—2054 filed by him:

S—2054

1 Amend Senate File 332 as follows:

2 1. By striking everything after the enacting

3 clause and inserting in lieu thereof the following:

4 "Section 1. *NEW SECTION.* There is imposed on the sale

5 of each studded tire sold by a wholesale distributor

6 and on the service of installing or inserting studs

7 into a tire by a retailer, a tax of ten dollars which

8 shall be in addition to any other tax provided by law.

9 'Studded tire' means a pneumatic tire with inserted

10 ice grips or studs projecting not more than one-

11 sixteenth of an inch beyond the tread of the traction

12 surface of the tire.

13 Sec. 2. *NEW SECTION.* Any wholesaler who sells

14 studded tires and any retailer installing or inserting

15 studs in tires to be sold or already sold shall collect

16 the tax imposed in section one (1) of this Act and

17 remit it by the fifteenth of the month following its

18 collection to the department of revenue. The depart-

19 ment of revenue shall, by rule, provide for the

20 issuance of permits, the filing of tax returns, the

21 filing of fidelity bonds deemed necessary, the monthly

22 remittance of the amount of the tax collected, and

23 other administrative procedures. In prescribing the

24 rules, the department shall follow the provisions of

25 sections four hundred twenty-two point fifty-two

Page 2

1 (422.52) through four hundred twenty-two point fifty-

2 seven (422.57) of the Code, insofar as applicable.

3 The rules adopted by the department shall be subject

4 to the provisions of chapter seventeen A (17A) of the

5 Code.

6 Sec. 3. *NEW SECTION.* The department of revenue

7 shall remit the tax received to the treasurer of state

8 who shall credit the deposits to the road use tax

9 fund.

10 Sec. 4. *NEW SECTION.*

11 1. Any person subject to the provisions of this

12 Act, who fails to file a tax return or a corrected tax

13 return, or to pay any tax within the time required by

14 this Act or the rules adopted by the department, shall

15 be subject to an interest penalty of five percent of

16 the amount of the tax due plus one-half of one percent

17 of the tax due for each month of delay or fraction

18 thereof.

19 2. Any wholesaler who sells studded tires or any

20 retailer who installs or inserts studs in tires to be

21 sold or already sold, after his permit has been

22 revoked or without procuring a permit within sixty

23 days after the effective date of this Act, shall be
24 guilty of a misdemeanor.

25 3. Any person subject to the provisions of this

Page 3

1 Act, who files any false or fraudulent tax return with
2 intent to defeat or evade the assessment of the tax
3 imposed by this Act, shall be guilty of a felony and
4 shall, for each offense, be fined not less than five
5 hundred dollars and not more than five thousand
6 dollars, or be imprisoned in the penitentiary not
7 exceeding one year, or be subject to both such fine
8 and imprisonment.

9 2. Amend the title, page 1, lines 1 and 2, by
10 striking the words 'prohibiting the use of ice grips
11 or tire studs on certain motor vehicles' and inserting
12 in lieu thereof the words 'relating to the taxation of
13 studded tires and providing penalties for violations.'

Senator Kelly asked unanimous consent that Sec. 402, Mason's Manual of Legislative Procedure, relating to the germaneness of an amendment be suspended and that amendment S—2054 be taken up for consideration.

Objection was raised.

Senator Kelly moved that Sec. 402, Mason's Manual of Legislative Procedure, relating to the germaneness of an amendment be suspended and that amendment S—2054 be taken up for consideration.

On the question "Shall the motion to suspend the rule concerning germaneness of amendment S—2054 be adopted?" (S.F. 332) the vote was:

Rule 24 was invoked.

Ayes, 26:

Andersen	Kelly	Nystrom	Rodgers
Blouin	Kennedy	Orr	Shaff
Doderer	Kinley	Palmer	Shaw
Glenn	Lamborn	Potter	Taylor
Gluba	Miller of	Rabedeaux	Tieden
Heying	Des Moines	Ramsey	Willits
Junkins	Nolin	Riley	

Nays, 22:

Bergman	Griffin	Miller of	Schaben
Burroughs	Hansen	Marshall	Schwengels
Coleman	Hill	Milligan	Schwieger
Curtis	Hultman	Murray	Scott
DeKoster	McCartney	Plymat	Van Gilst
Gallagher		Priebe	Winkelman

Absent or not voting, 2:

Briles	Robinson
--------	----------

The motion prevailed and amendment S—2054 was taken up for consideration.

President pro tempore Shaff took the chair at 9:49 a.m.

Senator Potter took the chair at 10:02 a.m.

President Neu took the chair at 10:15 a.m.

Senator Kelly moved the adoption of amendment S—2054.

Roll call was requested.

On the question "Shall amendment S—2054 be adopted?" (S.F. 332) the vote was:

Ayes, 17:

Andersen	Kelly	Priebe	Shaff
Briles	Lamborn	Ramsey	Taylor
Glenn	Nolin	Rodgers	Tieden
Griffin	Potter	Scott	Winkelman
Heying			

Nays, 32:

Bergman	Hansen	Miller of	Rabedeaux
Blouin	Hill	Marshall	Riley
Burroughs	Hultman	Milligan	Schaben
Coleman	Junkins	Murray	Schwengels
Curtis	Kennedy	Nystrom	Schwieger
DeKoster	Kinley	Orr	Shaw
Doderer	McCartney	Palmer	Van Gilst
Gallagher	Miller of	Plymat	Willits
Gluba	Des Moines		

Absent or not voting, 1:

Robinson

Amendment S—2054 lost.

Senator Gluba offered amendment S—1018 filed by him and moved its adoption:

S—1018

- 1 Amend Senate File 332 as follows:
- 2 1. Page 1, line 8, by inserting the following "commercial,"
- 3 after the word "Emergency".
- 4 2. Page 1, by adding the following after the period in line
- 5 13: "Emergency commercial vehicle means a vehicle used
- 6 commercially for the purpose of towing disabled or wrecked
- 7 vehicles and vehicles used commercially for the purpose of
- 8 starting or pushing disabled or stalled vehicles."

Amendment S—1018 lost.

Senator Van Gilst offered amendment S—253 filed by him:

S—253

- 1 Amend Senate File 332 as follows:
- 2 Page 1, by striking lines 8 through 13 and insert-

- 3 ing in lieu thereof the following:
 4 3. Pneumatic tires with inserted ice grips or
 5 tire studs projecting not more than one-sixteenth inch
 6 beyond the tread of the traction surface of the tire
 7 during the period from November first of each year to
 8 April first of the following year on emergency fire,
 9 police and ambulance vehicles, school buses, rural
 10 mail carrier vehicles, and vehicles operated by a
 11 handicapped or paraplegic person who holds a valid
 12 permit to display a distress flag as provided in
 13 chapter six hundred one E (601E) of the Code.

Senator Hultman withdrew amendment S—433 to amendment S—253 filed by him on April 24, 1973, and found on pages 990 and 991 of the 1973 Senate Journal.

Senator Hultman offered amendment S—2056 to amendment S—253 and moved its adoption:

S—2056

- 1 Amend the Van Gilst amendment S—253 to Senate
 2 File 332, filed March 19, 1973, line 9, by
 3 inserting after the word "vehicles," the following:
 4 "vehicles operated by veterinarians in the course
 5 of their profession,".

Roll call was requested.

On the question "Shall amendment S—2056 be adopted?" (S.F. 332) the vote was:

Ayes, 34:

Andersen	Hill	Miller of	Schaben
Blouin	Hultman	Marshall	Schwieger
Briles	Junkins	Milligan	Scott
Burroughs	Kelly	Nolin	Shaff
Coleman	Kennedy	Potter	Shaw
Gallagher	Kinley	Priebe	Taylor
Glenn	Lamborn	Rabedeaux	Tieden
Hansen	Miller of	Ramsey	Van Gilst
Heying	Des Moines	Rodgers	Winkelman

Nays, 14:

Bergman	Gluba	Nystrom	Plymat
Curtis	Griffin	Orr	Riley
DeKoster	McCartney	Palmer	Willits
Doderer	Murray		

Absent or not voting, 2:

Robinson	Schwengels
----------	------------

Amendment S—2056 was adopted.

Senator Schaben offered amendment S—2059 to amendment S—253 and moved its adoption:

S—2059

- 1 Amend the Van Gilst amendment S—253, line 9 by

- 2 adding after the word "police" the words ", physician,
- 3 nurse,".

Amendment S—2059 to amendment S—253 was adopted.

Senator Murray offered amendment S—2018 to amendment S—253 filed by him and moved its adoption:

S—2018

- 1 Amend the Van Gilst amendment S—253, filed
- 2 March 19, 1973, to Senate File 332, by the
- 3 following:
 - 4 1. Line 9, by striking the word "buses,"
 - 5 and inserting in lieu thereof the words "buses and".
 - 6 2. Strike lines 10 through 13, inclusive,
 - 7 and insert in lieu thereof "mail carrier vehicles."

Amendment S—2018 to amendment S—253 lost.

Senator Doderer withdrew amendment S—2064 to amendment S—253:

S—2064

- 1 Amend the Van Gilst amendment S—253 to Senate
- 2 File 332, filed March 19, 1973, line 10, by inserting
- 3 before the word "and" the following, "while engaged in
- 4 their work,".

On motion of Senator Van Gilst, amendment S—253 as amended was adopted.

Senator Shaff offered amendment S—2062 by Senators Shaff and Lamborn:

S—2062

- 1 Amend Senate File 332 by adding after line 13 the
- 2 following:
 - 3 "4. Any person may use studded snow tires
 - 4 during a time when the traveled surface of the
 - 5 road has snow or ice on it."

Senator Schaben offered amendment S—2067 to amendment S—2062 and moved its adoption:

S—2067

- 1 Amend the Shaff-Lamborn amendment, S—2062, filed January 24,
- 2 1974, to Senate File 332, as follows:
 - 3 1. Line 5, by inserting the following language after the
 - 4 word "it": ", subject to rules and regulations promulgated
 - 5 by the department of public safety under Chapter seventeen A
 - 6 (17A) of the Code".

Division was called for.

Amendment S—2067 to amendment S—2062 lost.

Senator Shaff moved the adoption of amendment S—2062 and requested a roll call.

On the question "Shall amendment S—2062 be adopted?" (S.F. 332) the vote was:

Rule 24 was invoked.

Ayes, 20:

Andersen	Hultman	Priebe	Shaff
Briles	Junkins	Ramsey	Taylor
Coleman	Kelly	Rodgers	Tieden
Griffin	Lamborn	Schaben	Van Gilst
Heying	Potter	Scott	Winkelman

Nays, 28:

Bergman	Gluba	Miller of	Plymat
Blouin	Hansen	Marshall	Rabedeaux
Burroughs	Hill	Murray	Riley
Curtis	Kennedy	Nolin	Schwengels
DeKoster	Kinley	Nystrom	Schwieger
Doderer	McCartney	Orr	Shaw
Gallagher	Miller of	Palmer	Willits
Glenn	Des Moines		

Absent or not voting, 2:

Milligan	Robinson
----------	----------

Amendment S—2062 lost.

Senator Doderer offered amendment S—2065 and moved its adoption:

S—2065

- 1 Amend Senate File 332 as follows:
- 2 Page 1, by adding after line 13 the following new
- 3 paragraph:
- 4 "The exemptions provided for in this subsection
- 5 for rural mail carrier vehicles and the vehicles of
- 6 physicians and nurses only apply while such vehicles
- 7 are being used in the work or profession specifically
- 8 exempted."

Amendment S—2065 lost.

Senator Heying offered amendment S—2055 filed by him and moved its adoption:

S—2055

- 1 Amend Senate File 332, by inserting the following sentences
- 2 after the period in line 13: "In addition, any individual
- 3 may use pneumatic tires with inserted ice grip or tire studs
- 4 projecting not more than one-sixteenth inch beyond the tread
- 5 of the traction surface of the tire during the period from
- 6 November first of each year to April first of the following
- 7 year upon purchasing a special stamp or sticker from the

8 department. The fee for the special stamp or sticker shall
 9 be thirty (30) dollars and shall be renewable annually. The
 10 proceeds from the sale of the special stamps or stickers shall
 11 be deposited in the road use tax fund."

Roll call was requested.

On the question "Shall amendment S—2055 be adopted?"
 (S.F. 332) the vote was:

Ayes, 27:

Andersen	Heying	Potter	Shaff
Briles	Hultman	Priebe	Taylor
Burroughs	Kelly	Ramsey	Tieden
Coleman	Kinley	Rodgers	Van Gilst
Glenn	Lamborn	Schaben	Willits
Griffin	Nolin	Schwieger	Winkelman
Hansen	Palmer	Scott	

Nays, 21:

Bergman	Gluba	Miller of	Orr
Blouin	Hill	Des Moines	Plymat
Curtis	Junkins	Miller of	Rabedeaux
DeKoster	Kennedy	Marshall	Riley
Doderer	McCartney	Murray	Schwengels
Gallagher		Nystrom	Shaw

Absent or not voting, 2:

Milligan	Robinson
----------	----------

Amendment S—2055 was adopted.

Senator Kinley filed the following motion to reconsider at
 the desk:

MR. PRESIDENT: I move to reconsider the vote by which amendment
 S—2055 was adopted by the Senate.

Senator Kennedy raised a parliamentary inquiry as to the
 effect of Senate Rule 37 on Senate File 332 as amended by
 amendment S—2055.

Senator Doderer moved that Senate Rule 37 be suspended to
 permit the Senate to continue consideration of Senate File 332.

(Senate File 332 pending on adjournment.)

On motion of Senator Lamborn, the Senate recessed until the
 fall of the gavel.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

INTRODUCTION OF BILLS

Senate File 1045, by Senators Plymat, Priebe, Ramsey, Robinson and Taylor (Kreamer, Dunlap, Higgins, Hutchins and Wulff), a bill for an act to require the taking of blood samples from deceased persons killed in automobile accidents to determine the presence of alcohol and controlled substances.

Read first time and passed on file.

Senate File 1046, by Senator DeKoster (Bittle), a bill for an act relating to records and employees of the general assembly and the use of such records to determine legislative intent.

Read first time and passed on file.

Senate File 1047, by committee on judiciary, a bill for an act relating to gambling, games of skill and games of chance, which makes participation in certain athletic contests, sports events and exhibitions lawful.

Read first time and placed on calendar.

REPORTS OF INVESTIGATING COMMITTEES

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mrs. Colleen P. Shearer of Carlisle, Iowa for appointment as a member of the Iowa Employment Security Commission for the State of Iowa under the provisions of Section 96.10, Code 1973, for the regular six-year term beginning June 30, 1973 and ending June 30, 1979, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

WILLARD R. HANSEN, Chairman
EARL WILLITS
ELIZABETH SHAW

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mrs. Frances H. Lowder of Mason City, Iowa for reappointment as a member of the Civil Rights Commission for the State of Iowa under the provisions of Section 105A.3, Code 1973 for the regular four-year term ending June 30, 1977, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

KENNETH D. SCOTT, Chairman
RALPH W. POTTER
FORREST V. SCHWENGELS

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Barry Porter of West Des Moines, Iowa for State Librarian under the provisions of Section 2 of Chapter 199, Acts of the 1973 Regular Session, Sixty-fifth General Assembly, for the term beginning

July 1, 1973, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

WARREN E. CURTIS, Chairman
MICHAEL BLOUIN
E. KEVIN KELLY

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which House File 659 passed the Senate on January 23, 1974.

JOHN S. MURRAY

AMENDMENT FILED

S—2066

- 1 Amend Senate File 332, page 1, by
- 2 inserting the following section after line 13.
- 3 "Sec. This Act shall be in force
- 4 and effect on and after July 1, 1975."

BERL E. PRIEBE

On motion of Senator Lamborn, the Senate adjourned until 10:00 a.m., Friday, January 25, 1974.

JOURNAL OF THE SENATE

TWELFTH DAY

SENATE CHAMBER
DES MOINES, IOWA, FRIDAY, JANUARY 25, 1974

The Senate met in regular session, President pro tempore Shaff presiding.

Prayer was offered by the Reverend Bill Harnish from the Citizens Committee on Alcoholism and Drug Abuse, Cedar Rapids, Iowa.

The Journal of Thursday, January 24, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Dennis Walter, Des Moines, Iowa.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Robinson for the day on request of Senator Kennedy; Senator Hill for the day on request of Senator Van Gilst; Senator Schwengels for the day on request of Senator Bergman.

PETITION

The following petition was presented and placed on file:

By Senator Shaw, from fifteen residents of Scott County favoring special registration plates for owners of vehicles holding radio licenses.

HOUSE AMENDMENTS CONSIDERED

Senate File 157

Senator Doderer called up for consideration Senate File 157, a bill for an act relating to the age of consent for venereal disease diagnosis and treatment, amended by the House, and moved that the Senate concur in the following amendment:

- 1 Amend Senate File 157 by striking from lines 17,
- 2 18, 19 and 20 the following: "The physician shall
- 3 notify the parents of such minor child that the child
- 4 does have a venereal disease when the results of the

5 diagnosis indicate that the child might communicate
 6 the disease to other members of his family.", and
 7 inserting in lieu thereof the following: "[The
 8 physician shall notify the parents of such minor
 9 child that the child does have a venereal disease
 10 when the results of the diagnosis indicate that the
 11 child might communicate the disease to other members
 12 of his family.]"

The motion prevailed, and the Senate concurred in the House amendment.

Senator Doderer moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 157) the vote was:

Ayes, 44:

Andersen	Hansen	Murray	Rodgers
Bergman	Heying	Nolin	Schaben
Blouin	Hultman	Nystrom	Schwieger
Briles	Junkins	Orr	Scott
Burroughs	Kennedy	Palmer	Shaff
Coleman	Lamborn	Plymat	Shaw
Curtis	McCartney	Potter	Taylor
DeKoster	Miller of	Priebe	Tieden
Doderer	Des Moines	Rabedeaux	Van Gilst
Gallagher	Miller of	Ramsey	Willits
Glenn	Marshall	Riley	Winkelman
Gluba	Milligan		

Nays, none.

Absent or not voting, 6:

Griffin	Kelly	Robinson	Schwengels
Hill	Kinley		

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

Senate File 301

Senator Doderer called up for consideration Senate File 301, a bill for an act relating to the sale, distribution or advertisement of contraceptive products, and the regulation of distribution of venereal disease prophylactics and providing a penalty, amended by the House, and moved that the Senate concur in the following amendment:

1 Amend Senate File 301 as passed by the Senate and
 2 reprinted as follows:
 3 Page 2A, by striking lines one (1) through
 4 nineteen (19) and inserting in lieu thereof the
 5 following:
 6 "Section 1. Section seven hundred twenty-five
 7 point five (725.5), Code 1973, is hereby repealed."

The motion prevailed and the Senate concurred in the House amendment.

Senator Doderer moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 301) the vote was:

Ayes, 37:

Andersen	Gluba	Nolin	Riley
Bergman	Hansen	Nystrom	Rodgers
Blouin	Hultman	Orr	Schwieger
Briles	Junkins	Palmer	Shaff
Burroughs	Lamborn	Plymat	Shaw
Curtis	McCartney	Potter	Taylor
DeKoster	Miller of	Priebe	Van Gilst
Doderer	Marshall	Rabedeaux	Willits
Gallagher	Milligan	Ramsey	Winkelman
Glenn	Murray		

Nays, 3:

Coleman	Scott	Tieden
---------	-------	--------

Absent or not voting, 10:

Griffin	Kelly	Miller of	Schaben
Heying	Kennedy	Des Moines	Schwengels
Hill	Kinley	Robinson	

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

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 566.

Senate File 566

On motion of Senator Murray, Senate File 566, a bill for an act relating to eminent domain procedures, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Murray asked and received unanimous consent that House File 672 be substituted for Senate File 566.

House File 672

On motion of Senator Murray, House File 672, a bill for an act relating to eminent domain procedures, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Murray offered amendment S—2048 filed by him:

S—2048

- 1 Amend House File 672 as follows:
- 2 Page 2, by inserting in line 9 after the word
- 3 "property," the word "or".
- 4 Page 2, by inserting in line 11 before the word
- 5 "licensed" the word "or".
- 6 Page 2, by striking from line 12 the word "and",
- 7 and inserting in its place the words "[and] or".

DEFERRED

Senator Priebe moved that further action on House File 672 be deferred and that the bill be placed on the calendar under unfinished business, which motion prevailed.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 526.

House File 526

On motion of Senator Rodgers, House File 526, a bill for an act relating to the examination of insurance companies, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Rodgers moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 526) the vote was:

Ayes, 41:

Andersen	Heying	Nolin	Schaben
Bergman	Hultman	Nystrom	Schwieger
Blouin	Junkins	Orr	Scott
Briles	Kennedy	Palmer	Shaff
Coleman	Lamborn	Plymat	Shaw
Curtis	Miller of	Potter	Taylor
DeKoster	Des Moines	Priebe	Tieden
Doderer	Miller of	Rabedeaux	Van Gilst
Gallagher	Marshall	Ramsey	Willits
Glenn	Milligan	Riley	Winkelman
Hansen	Murray	Rodgers	

Nays, none.

Absent or not voting, 9:

Burroughs	Hill	Kinley	Robinson
Gluba	Kelly	McCartney	Schwengels
Griffin			

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

House File 462

On motion of Senator Andersen, House File 462, a bill for an act relating to municipal tort claims, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Hansen offered amendment S—2068 and moved its adoption:

S—2068

- 1 Amend House File 462 as follows:
- 2 1. Page 2, line 18, by striking the word "paragraph"
- 3 and inserting in lieu thereof the word "paragraphs".
- 4 2. Page 2, by inserting after line 24 the following
- 5 new unnumbered paragraph:
- 6 *NEW UNNUMBERED PARAGRAPH.* For the purposes of this
- 7 chapter, employee includes a person who performs services
- 8 for a municipality whether or not the person is compen-
- 9 sated for the services, unless the services are performed
- 10 only as an incident to the person's attendance at a
- 11 municipality function.

Amendment S—2068 was adopted.

Senator Priebe raised the point of order that Senate Rule 37 should be invoked and House File 462 referred to the committee on ways and means.

The Chair ruled the point not well taken.

REFERRED TO COMMITTEE

Senator Ramsey moved that House File 462 be referred to the committee on judiciary.

The motion prevailed and House File 462 was referred to the committee on judiciary.

ADOPTION OF CONCURRENT RESOLUTION**Senate Concurrent Resolution 103**

Senator Lamborn asked and received unanimous consent to take up out of order Senate Concurrent Resolution 103.

On motion of Senator Curtis, Senate Concurrent Resolution 103, found on pages 76 and 77 of the Senate Journal, with report of the committee on state government recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Curtis moved the adoption of the resolution.

On the question "Shall the resolution be adopted?" (S.C.R. 103) the vote was :

Ayes, 42:

Andersen	Hansen	Milligan	Rodgers
Bergman	Heying	Murray	Schaben
Blouin	Hultman	Nolin	Schwieger
Briles	Junkins	Orr	Scott
Burroughs	Kennedy	Palmer	Shaff
Coleman	Lamborn	Plymat	Shaw
Curtis	McCartney	Potter	Tieden
DeKoster	Miller of	Priebe	Van Gilst
Doderer	Des Moines	Rabedeaux	Willits
Gallagher	Miller of	Ramsey	Winkelman
Glenn	Marshall	Riley	
Gluba			

Nays, none.

Absent or not voting, 8:

Griffin	Kelly	Nystrom	Schwengels
Hill	Kinley	Robinson	Taylor

The motion prevailed and the resolution was adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has concurred in Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 170, a bill for an act relating to escaped convicts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 553, a bill for an act relating to the employment of county relief recipients on government-owned properties, parks, and recreation centers in payment for and as a condition of granting relief.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 733, a bill for an act relating to the practice of medicine and surgery, osteopathic medicine and surgery, and osteopathy.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1039, a bill for an act relating to stopping on the traveled portion of a highway.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1042, a bill for an act relating to escort vehicles.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 341, a bill for an act relating to general fees.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 551, a bill for an act relating to investments and administration of state chartered savings and loan associations.

WILLIAM H. HARBOR, Chief Clerk.

INTRODUCTION OF BILLS

Senate Joint Resolution 1002, by Senators Potter and Ramsey, a joint resolution making application to the United States Congress to propose to the states an amendment to the Constitution of the United States relating to the compensation of the members of the United States Congress.

Read first time and **passed on file**.

Senate File 1048, by Senator Gluba (Drake and Small), a bill for an act relating to requirements for storm sewer grates.

Read first time and **passed on file**.

Senate File 1049, by Senator Rabedeaux, a bill for an act relating to public disclosure of state supplementary assistance files.

Read first time and **passed on file**.

Senate File 1050, by Senators Shaff, Andersen, Doderer, Plymat and Glenn, a bill for an act relating to the compensation of non-legislative members of the ethics committees.

Read first time and **passed on file**.

Senate File 1051, by Senator Riley, a bill for an act relating to business corporations and requiring recording of corporate names and corporate assumed names with a county recorder, permitting actions and judgments against corporate and assumed names, requiring indexing by a county recorder of both corporate and assumed names, and providing penalties.

Read first time and **passed on file**.

Senate File 1052, by Senator Riley, a bill for an act relating to the allocation of judicial magistrates.

Read first time and **passed on file**.

HOUSE MESSAGES CONSIDERED

House File 553, a bill for an act relating to the employment of county relief recipients on government-owned properties, parks,

and recreation centers in payment for and as a condition of granting relief.

Rear first time and **passed on file.**

House File 733, a bill for an act relating to the practice of medicine and surgery, and osteopathy and providing penalties.

Read first time and **passed on file.**

House File 1039, a bill for an act relating to stopping on the traveled portion of a highway.

Read first time and **passed on file.**

House File 1042, a bill for an act relating to escort vehicles.

Read first time and **passed on file.**

BILLS ASSIGNED TO COMMITTEE

Governor Neu announced the assignment of the following bills to committee:

- S. F. 1044 State government
- S. F. 1045 Judiciary
- S. F. 1046 Rules and administration
- H.C.R. 106 Rules and administration

REPORT OF INVESTIGATING COMMITTEE

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mr. Larry Scalise of Des Moines, Polk County, Iowa, for appointment as a member of the Campaign Finance Disclosure Commission under the provisions of Chapter 138, Section 10, Acts of the Sixty-fifth General Assembly, 1973 Regular Session for the term ending June 30, 1979, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

ELIZABETH MILLER, Chairman
MINNETTE DODERER
RALPH POTTER

EXPLANATION OF VOTE

MR. PRESIDENT: I was out of the Senate chamber Thursday, January 24, 1974, to attend a funeral when the vote was recorded on amendment S—2055 to Senate File 332. Had I been present for the vote, I would have voted "nay".

GEORGE F. MILLIGAN

COMMUNICATION FROM THE SECRETARY OF THE SENATE
 REPORT OF THE SUPREME COURT
 IN THE MATTER OF THE
 RULES OF CIVIL PROCEDURE

To the 1974 Regular Session of the Sixty-fifth General Assembly of the State of Iowa:

Pursuant to Sections 684.18 and 684.19, Code 1973, the Supreme Court of Iowa has prescribed and hereby reports to the General Assembly changes in the existing Rules of Civil Procedure as follows:

Rule 9. ACTIONS BY AND AGAINST THE STATE.

That Rule 9 be amended by striking the following sentence:

"It may be sued as provided by any statutes in force at the time."

Rule 49. TOLLING LIMITATIONS.

That Rule 49 be stricken and the following substituted:

"49. TOLLING LIMITATIONS. For the purpose of determining whether an action has been commenced within the time allowed by statutes for limitation of actions, whether the limitation inheres in the statutes creating the remedy or not, the following shall be deemed a commencement of the action, to-wit:

(a) The delivery of the original notice to the sheriff of the proper county with the intent that it be served immediately (which intent shall be presumed unless the contrary appears).

(b) The filing of the original notice with the Secretary of State as provided in Section 617.3 provided that service is completed as required by said section.

(c) The filing of the original notice with the commissioner of public safety as provided by Section 321.498 provided that service is completed as provided in said section."

RULE 56. PERSONAL SERVICE.

That Rule 56 be amended by adding the following:

"(n) If service cannot be made by any of the methods provided by this rule, any defendant may be served as provided by Court Order, consistent with due process of law."

Rule 68. ALLOWABLE PLEADINGS.

That Rule 68 be stricken and the following substituted:

"68. ALLOWABLE PLEADINGS. There shall be a petition and an answer; a reply to a counterclaim denominated as such; an answer to a cross-claim, if the answer contains a cross-claim; a third-party petition, if a person who was not an original party is summoned under the provisions of Rule 34; and a third-party answer, if a third-party petition is served."

Rule 73. REPLY.

That Rule 73 be stricken and the following substituted:

"73. REPLY. The court may order a reply to an answer or a third-party answer."

Rule 82. FILING, COPIES, DELIVERY.

That Rule 82 be stricken and the following substituted:

"82. SERVICE AND FILING OF PLEADINGS AND OTHER PAPERS.

(a) **WHEN SERVICE REQUIRED.** Everything required by these rules to be filed, every order required by its terms to be served, every pleading subsequent to the original petition unless the court otherwise orders because of numerous defendants, every paper relating to discovery required to be

served upon a party unless the court otherwise orders, every written motion other than one which may be heard ex parte, and every written notice, appearance, demand, offer of judgment, designation of record on appeal, and similar paper shall be served upon each of the parties. No service need be made on parties in default for failure to appear except that pleadings asserting new or additional claims for relief against them shall be served upon them in the manner provided for service of original notice in Rule 56.

In an action begun by seizure of property, in which no person need be or is named as defendant, any service required to be made prior to the filing of an answer, claim, or appearance shall be made upon the person having custody or possession of the property at the time of its seizure.

(b) SAME: HOW MADE. Service upon a party represented by an attorney shall be made upon the attorney unless service upon the party himself is ordered by the court. Service upon the attorney or upon a party shall be made by delivering a copy to him or by mailing it to him at his last known address or, if no address is known, by leaving it with the clerk of court. Delivery of a copy within this rule means: handing it to the attorney or to the party; or leaving it at his office with his clerk or other person in charge thereof; or, if there is no one in charge, leaving it in a conspicuous place therein; or, if the office is closed or the person to be served has no office, leaving it at his dwelling house or usual place of abode with some person of suitable age and discretion then residing therein. Service by mail is complete upon mailing.

(c) SAME: NUMEROUS DEFENDANTS. In any action in which there are unusually large numbers of defendants, the court, upon motion or of its own initiative, may order that service of the pleadings of the defendants and replies thereto need not be made as between the defendants and that any cross-claim, counterclaim, or matter constituting an avoidance or affirmative defense contained therein shall be deemed to be denied or avoided by all other parties and that the filing of any such pleading and service thereof upon the plaintiff constitutes due notice of it to the parties. A copy of every such order shall be served upon the parties in such manner and form as the court directs.

(d) FILING. All papers after the petition required to be served upon a party shall be filed with the court either before service or within a reasonable time thereafter. Whenever these rules require a filing within a certain time said filing shall be deemed timely if service is made within said time and filing is completed within a reasonable time thereafter.

(e) FILING WITH THE COURT DEFINED. The filing of pleadings and other papers with the court as required by these rules shall be made by filing them with the clerk of the court, except that the judge may permit the papers to be filed with him, in which event he shall note thereon the filing date and forthwith transmit them to the office of the clerk.

(f) NOTICE OF ORDERS OR JUDGMENTS. Immediately upon the entry of an order or judgment the clerk shall serve a notice of the entry by mail in the manner provided for in Rule 82 upon each party who is not in default for failure to appear, and shall make a note in the docket of the mailing. Such mailing is sufficient notice for all purposes for which notice of the entry of an order is required by these rules; but any party may in addition serve a notice of such entry in the manner provided in Rule 82 for the service of papers. Lack of notice of the entry by the clerk does not affect the time to appeal or relieve or authorize the court

to relieve a party for failure to appeal within the time allowed, except as permitted in Rule 335(a).

(g) **PROOF OF SERVICE:** Proof of service of all papers required or permitted to be served, shall be filed in the Clerk's office promptly, and, in any event, before action is to be taken thereon by the court or the parties. The proof shall show the time and manner of service and may be by written acknowledgment of service, by certification of a member of the bar of this state, by affidavit of the person who served the papers, or by any other proof satisfactory to the court."

Rule 83. FAILURE TO FILE COPIES.

That Rule 83 be stricken and the following substituted:

"83. ENLARGEMENT; ADDITIONAL TIME AFTER SERVICE BY MAIL.

(a) **ENLARGEMENT.** When by these rules or by a notice given thereunder or by order of court an act is required or allowed to be done at or within a specified time, the court for cause shown may at any time in its discretion (1) with or without motion or notice order the period enlarged if request therefor is made before the expiration of the period originally prescribed or as extended by a previous order, or (2) upon motion made after the expiration of the specified period permit the act to be done where the failure to act was the result of excusable neglect; but it may not extend the time for taking any action under Rules 241, 243 and 244, except to the extent and under the conditions stated in them.

(b) **ADDITIONAL TIME AFTER SERVICE BY MAIL.** Whenever a party has the right or is required to do some act or take some proceedings within a prescribed period after the service of a notice or other paper upon him and the notice or paper is served upon him by mail, 3 days shall be added to the prescribed period."

Rule 84. COPY FEES.

That Rule 84 be stricken and the following substituted:

"84. COPY FEES. A fee of 10 cents per hundred words for each copy shall be taxed with the costs, to be the property of the attorney filing or serving the copy."

Rule 102. WHAT ADMITTED.

That Rule 102 be amended by striking subdivision (2) and substituting the following:

"(2) averments in a pleading to which no responsive pleading is required or permitted."

Rule 114. NOTICE OF MOTION UNNECESSARY.

That Rule 114 be stricken and the following substituted:

"114. NOTICE OF MOTION DAYS UNNECESSARY. A party who has been served with original notice or has appeared, shall take notice of the regular motion day on which motions will be heard."

Rule 156. NOTICE—SERVICE.

That Rule 156 be stricken.

Rule 335. TIME FOR APPEAL.

That Rule 335(b) be amended by striking "Appellant's proposed abstract on such appeal" and substituting "The Appendix to the briefs."

Respectfully submitted,
THE SUPREME COURT OF IOWA
C. EDWIN MOORE, Chief Justice

Des Moines, Iowa
 January 25, 1974

ACKNOWLEDGMENT

I, Ralph R. Brown, Secretary of the Senate of the State of Iowa, hereby acknowledge delivery to me on the 25th day of January, 1974, of the foregoing report of the Supreme Court of Iowa pertaining to Rules of Civil Procedure.

RALPH R. BROWN
Secretary of the Senate, 1974
Regular Session of the Sixty-fifth
General Assembly of the State of Iowa

SUBCOMMITTEE ASSIGNMENTS

Senate Joint Resolution 3	Senate File 10	Senate File 33
Judiciary—	Ways and Means—	Ways and Means—
Kelly, Chairman	Potter, Chairman	Griffin, Chairman
Ramsey	Palmer	Van Gilst
Kinley	Plymat	Potter
Senate Joint Resolution 6	Senate File 11	Senate File 35
Judiciary—	Judiciary—	Judiciary—
Coleman, Chairman	DeKoster, Chairman	Willits, Chairman
Shaw	Potter	Kennedy
Riley	Coleman	Ramsey
Senate Joint Resolution 9	Senate File 13	Senate File 42
Judiciary—	Judiciary—	Judiciary—
Glenn, Chairman	McCartney, Chairman	Kinley, Chairman
Kennedy	Kelly	Glenn
Shaw	Glenn	McCartney
Senate Joint Resolution 13	Senate File 14	Senate File 54
Judiciary—	Judiciary—	Judiciary—
Kinley, Chairman	Potter, Chairman	Kelly, Chairman
Glenn	McCartney	Ramsey
McCartney	Willits	Kinley
Senate Joint Resolution 14	Senate File 18	Senate File 55
Judiciary—	Judiciary—	Judiciary—
Kelly, Chairman	Ramsey, Chairman	DeKoster, Chairman
Ramsey	DeKoster	Potter
Kinley	Kennedy	Coleman
Senate Joint Resolution 1001	Senate File 23	Senate File 57
Judiciary—	Judiciary—	Human Resources—
De Koster, Chairman	Coleman, Chairman	Murray, Chairman
Potter	Shaw	Coleman
Coleman	Riley	Burroughs
Senate File 1	Senate File 28	Senate File 62
Human Resources—	Judiciary—	Judiciary—
Doderer, Chairman	Glenn, Chairman	McCartney, Chairman
Murray	Kennedy	Kelly
Miller	Shaw	Glenn
Senate File 5	Senate File 29	Senate File 63
Judiciary—	Judiciary—	Ways and Means—
Kelly, Chairman	Kennedy, Chairman	Schwengels, Chairman
Ramsey	Willits	Orr
Kinley	Kelly	Kinley
	Senate File 30	Senate File 65
	Ways and Means—	Human Resources—
	Plymat, Chairman	Schwieger, Chairman
	Lamborn	Murray
	Rodgers	Coleman

- Senate File 67**
 Human Resources—
 Andersen, Chairman
 Doderer
 Gluba
- Senate File 70**
 Judiciary—
 Potter, Chairman
 McCartney
 Willits
- Senate File 72**
 Judiciary—
 Ramsey, Chairman
 DeKoster
 Kennedy
- Senate File 74**
 Judiciary—
 Coleman, Chairman
 Shaw
 Riley
- Senate File 81**
 Ways and Means—
 Lamborn, Chairman
 Van Gilst
 Potter
- Senate File 89**
 Human Resources—
 Plymat, Chairman
 Gluba
 Murray
- Senate File 94**
 Judiciary—
 Glenn, Chairman
 Kennedy
 Shaw
- Senate File 101**
 Higher Education—
 Curtis, Chairman
 Blouin
 Schwengels
- Senate File 104**
 Judiciary—
 Kennedy, Chairman
 Willits
 Kelly
- Senate File 113**
 Judiciary—
 Willits, Chairman
 Kennedy
 Ramsey
- Senate File 116**
 Judiciary—
 Kinley, Chairman
 Glenn
 McCartney
- Senate File 119**
 Agriculture—
 Rabedeaux, Chairman
 Priebe
 Miller of Marshall
- Senate File 120**
 Human Resources—
 Schwieger, Chairman
 Murray
 Coleman
- Senate File 127**
 Ways and Means—
 Plymat, Chairman
 Orr
 Kinley
- Senate File 129**
 Ways and Means—
 Plymat, Chairman
 Curtis
 Hill
- Senate File 136**
 Judiciary—
 Kelly, Chairman
 Ramsey
 Kinley
- Senate File 138**
 Ways and Means—
 Schwengels, Chairman
 Hill
 Potter
- Senate File 139**
 Ways and Means—
 Schwengels, Chairman
 Hill
 Potter
- Senate File 140**
 Judiciary—
 DeKoster, Chairman
 Potter
 Coleman
- Senate File 141**
 Ways and Means—
 Griffin, Chairman
 Curtis
 Rodgers
- Senate File 142**
 Judiciary—
 McCartney, Chairman
 Kelly
 Glenn
- Senate File 145—**
 Human Resources—
 Plymat, Chairman
 Coleman
 Gluba
- Senate File 146**
 Judiciary—
 Potter, Chairman
 McCartney
 Willits
- Senate File 147**
 Human Resources—
 Murray, Chairman
 Schwieger
 Coleman
- Senate File 154**
 Ways and Means—
 Orr, Chairman
 Schwengels
 Lamborn
- Senate File 155**
 Ways and Means—
 Potter, Chairman
 Rodgers
 Plymat
- Senate File 156**
 Human Resources—
 Milligan, Chairman
 Miller of Des Moines
 Coleman
- Senate File 159**
 Judiciary—
 Ramsey, Chairman
 DeKoster
 Kennedy
- Senate File 160**
 Ways and Means—
 Kinley, Chairman
 Curtis
 Plymat
- Senate File 165**
 Ways and Means—
 Griffin, Chairman
 Potter
 Van Gilst
- Senate File 167**
 Judiciary—
 Coleman, Chairman
 Shaw
 Riley
- Senate File 168**
 Judiciary—
 Glenn, Chairman
 Kennedy
 Shaw
- Senate File 173**
 Judiciary—
 Kennedy, Chairman
 Willits
 Kelly
- Senate File 174**
 Agriculture—
 Priebe, Chairman
 Briles
 Schaben
- Senate File 180**
 Cities and Towns—
 Griffin, Chairman
 Palmer
 Potter
- Senate File 181**
 Human Resources—
 Plymat, Chairman
 Milligan
 Coleman

- Senate File 185**
Judiciary—
Willits, Chairman
Kennedy
Ramsey
- Senate File 187**
Judiciary—
Kinley, Chairman
Glenn
McCartney
- Senate File 189**
Judiciary—
Kelly, Chairman
Ramsey
Kinley
- Senate File 190**
Agriculture—
Briles, Chairman
Schaben
Miller of Marshall
- Senate File 191**
Judiciary—
DeKoster, Chairman
Potter
Coleman
- Senate File 201**
Judiciary—
McCartney, Chairman
Kelly
Glenn
- Senate File 204**
Higher Education—
Schwengels, Chairman
Murray
Doderer
- Senate File 213**
Cities and Towns—
Hansen, Chairman
Palmer
Griffin
- Senate File 215**
Judiciary—
Potter, Chairman
McCartney
Willits
- Senate File 216**
Judiciary—
Ramsey, Chairman
DeKoster
Kennedy
- Senate File 218**
Ways and Means—
Plymat, Chairman
Curtis
Hill
- Senate File 225**
Cities and Towns—
Hansen, Chairman
Palmer
Griffin
- Senate File 226**
Judiciary—
Coleman, Chairman
Shaw
Riley
- Senate File 229**
Judiciary—
Glenn, Chairman
Kennedy
Shaw
- Senate File 240**
Cities and Towns—
Schwengels, Chairman
Miller of Marshall
Plymat
- Senate File 243**
Judiciary—
Kennedy, Chairman
Willits
Kelly
- Senate File 247**
Judiciary—
Willits, Chairman
Kennedy
Ramsey
- Senate File 248**
Judiciary—
Kinley, Chairman
Glenn
McCartney
- Senate File 250**
Ways and Means—
Griffin, Chairman
Potter
Van Gilst
- Senate File 257**
Judiciary—
Kelly, Chairman
Ramsey
Kinley
- Senate File 262**
Ways and Means—
Schwengels, Chairman
Griffin
Kinley
- Senate File 263**
Ways and Means—
Plymat, Chairman
Curtis
Hill
- Senate File 266**
Ways and Means—
Van Gilst, Chairman
Griffin
Lamborn
Schwengels
Palmer
- Senate File 270**
Ways and Means—
Lamborn, Chairman
Curtis
Rodgers
- Senate File 272**
Judiciary—
DeKoster, Chairman
Potter
Coleman
- Senate File 274**
Judiciary—
McCartney, Chairman
Kelly
Glenn
- Senate File 279**
Ways and Means—
Griffin, Chairman
Schwengels
Palmer
- Senate File 281**
Judiciary—
Potter, Chairman
McCartney
Willits
- Senate File 283**
Cities and Towns—
Griffin, Chairman
Hansen
Willits
- Senate File 285**
Judiciary—
Ramsey, Chairman
DeKoster
Kennedy
- Senate File 287**
Cities and Towns—
Hansen, Chairman
Plymat
Palmer
- Senate File 293**
Judiciary—
Coleman, Chairman
Shaw
Riley
- Senate File 296**
Judiciary—
Glenn, Chairman
Kennedy
Shaw
- Senate File 299**
Ways and Means—
Potter, Chairman
Rodgers
Curtis
- Senate File 300**
Ways and Means—
Lamborn, Chairman
Orr
Van Gilst

- Senate File 303**
Agriculture—
Rabedeaux, Chairman
Bergman
Schaben
- Senate File 304**
Judiciary—
Kennedy, Chairman
Willits
Kelly
- Senate File 307**
Human Resources—
Burroughs, Chairman
Andersen
Miller
- Senate File 308**
Human Resources—
Miller, Chairman
Andersen
Coleman
- Senate File 309**
Agriculture—
Miller of Marshall,
Chairman
Briles
Van Gilst
- Senate File 310**
Higher Education—
Junkins, Chairman
McCartney
Curtis
- Senate File 312**
Higher Education—
Robinson, Chairman
Murray
Schwengels
- Senate File 314**
Judiciary—
DeKoster, Chairman
Potter
Coleman
- Senate File 315**
Higher Education—
Junkins, Chairman
McCartney
Curtis
- Senate File 316**
Judiciary—
Willits, Chairman
Kennedy
Ramsey
- Senate File 317**
Ways and Means—
Curtis, Chairman
Schwengels
Orr
- Senate File 318**
Judiciary—
Kinley, Chairman
Glenn
McCartney
- Senate File 320**
Ways and Means—
Potter, Chairman
Kinley
Plymat
- Senate File 326**
Judiciary—
Kelly, Chairman
Ramsey
Kinley
- Senate File 331**
Human Resources—
Schwieger, Chairman
Murray
Doderer
- Senate File 333**
State Government—
Curtis, Chairman
Nystrom
Hill
- Senate File 337**
Judiciary—
DeKoster, Chairman
Potter
Coleman
- Senate File 340**
Ways and Means—
Griffin, Chairman
Kinley
Van Gilst
- Senate File 344**
Judiciary—
McCartney, Chairman
Kelly
Glenn
- Senate File 350**
Human Resources—
Plymat, Chairman
Coleman
Miller
- Senate File 354**
Judiciary—
Potter, Chairman
McCartney
Willits
- Senate File 359**
Judiciary—
Ramsey, Chairman
DeKoster
Kennedy
- Senate File 363**
Ways and Means—
Griffin, Chairman
Kinley
Van Gilst
- Senate File 364**
Cities and Towns—
Plymat, Chairman
Scott
Miller of Marshall
- Senate File 365**
Judiciary—
Coleman, Chairman
Shaw
Riley
- Senate File 367**
Human Resources—
Milligan, Chairman
Gluba
Andersen
- Senate File 368**
Judiciary—
Glenn, Chairman
Kennedy
Shaw
- Senate File 370**
Ways and Means—
Potter, Chairman
Plymat
Palmer
- Senate File 371**
Judiciary—
Kennedy, Chairman
Willits
Kelly
- Senate File 372**
Judiciary—
Willits, Chairman
Kennedy
Ramsey
- Senate File 373**
Higher Education—
Schwengels, Chairman
Burroughs
Junkins
- Senate File 377**
Judiciary—
Kinley, Chairman
Glenn
McCartney
- Senate File 378**
Human Resources—
Murray, Chairman
Doderer
Plymat
- Senate File 381**
Ways and Means—
Van Gilst, Chairman
Orr
Potter
- Senate File 384**
Judiciary—
Kelly, Chairman
Ramsey
Kinley
- Senate File 386**
Judiciary—
DeKoster, Chairman
Potter
Coleman

- Senate File 389**
Judiciary—
McCartney, Chairman
Kelly
Glenn
- Senate File 391**
Judiciary—
Potter, Chairman
McCartney
Willits
- Senate File 392**
Higher Education—
Murray, Chairman
Curtis
Doderer
- Senate File 394**
Cities and Towns—
Griffin, Chairman
Schwengels
Scott
- Senate File 395**
Judiciary—
Ramsey, Chairman
DeKoster
Kennedy
- Senate File 398**
Judiciary—
Coleman, Chairman
Shaw
Riley
- Senate File 399**
Human Resources—
Murray, Chairman
Coleman
Doderer
- Senate File 402**
Judiciary—
Glenn, Chairman
Kennedy
Shaw
- Senate File 403**
Judiciary—
DeKoster, Chairman
Potter
Coleman
- Senate File 404**
Judiciary—
Kennedy, Chairman
Willits
Kelly
- Senate File 405**
Judiciary—
Willits, Chairman
Kennedy
Ramsey
- Senate File 406**
Ways and Means—
Plymat, Chairman
Kinley
Van Gilst
- Senate File 408**
Judiciary—
Kinley, Chairman
Glenn
McCartney
- Senate File 417**
Judiciary—
Kelly, Chairman
Ramsey
Kinley
- Senate File 422**
Cities and Towns—
Scott, Chairman
Junkins
Miller of Marshall
- Senate File 427**
Judiciary—
DeKoster, Chairman
Potter
Coleman
- Senate File 428**
Agriculture—
Taylor, Chairman
Bergman
Priebe
- Senate File 431**
Judiciary—
McCartney, Chairman
Kelly
Glenn
- Senate File 433**
Judiciary—
Potter, Chairman
McCartney
Willits
- Senate File 437**
Judiciary—
Ramsey, Chairman
DeKoster
Kennedy
- Senate File 438**
Ways and Means—
Curtis, Chairman
Lamborn
Hill
- Senate File 440**
Cities and Towns—
Plymat, Chairman
Hansen
Junkins
- Senate File 442**
Judiciary—
Ramsey, Chairman
DeKoster
Kennedy
- Senate File 443**
Judiciary—
Coleman, Chairman
Shaw
Riley
- Senate File 445**
Judiciary—
Glenn, Chairman
Keenedy
Shaw
- Senate File 449**
Judiciary—
Kennedy, Chairman
Willits
Kelly
- Senate File 450**
Judiciary—
Willits, Chairman
Kennedy
Ramsey
- Senate File 451**
Ways and Means—
Schwengels, Chairman
Orr
Van Gilst
- Senate File 455**
Ways and Means—
Rodgers, Chairman
Potter
Palmer
- Senate File 457**
Judiciary—
Kinley, Chairman
Glenn
McCartney
- Senate File 458**
Judiciary—
Kelly, Chairman
Ramsey
Kinley
- Senate File 462**
Judiciary—
DeKoster, Chairman
Potter
Coleman
- Senate File 464**
Ways and Means—
Potter, Chairman
Plymat
Palmer
- Senate File 470**
Ways and Means—
Griffin, Chairman
Van Gilst
Kinley
- Senate File 471**
Judiciary—
McCartney, Chairman
Kelly
Glenn
- Senate File 472**
Judiciary—
Potter, Chairman
McCartney
Willits

- Senate File 474**
Human Resources—
Gluba, Chairman
Schwieger
Milligan
- Senate File 475**
Judiciary—
Ramsey, Chairman
DeKoster
Kennedy
- Senate File 479**
Cities and Towns—
Griffin, Chairman
Potter
Willits
- Senate File 485**
Ways and Means—
Hill, Chairman
Curtis
Lamborn
- Senate File 496**
Ways and Means—
Lamborn, Chairman
Schwengels
Palmer
- Senate File 507**
Judiciary—
Coleman, Chairman
Shaw
Riley
- Senate File 517**
Agriculture—
Bergman, Chairman
Priebe
Nolin
- Senate File 568**
Judiciary—
Coleman, Chairman
Shaw
Riley
- Senate File 584**
Ways and Means—
Van Gilst, Chairman
Potter
Hill
- Senate File 593**
Judiciary—
Coleman, Chairman
Shaw
Riley
- Senate File 612**
Judiciary—
Kelly, Chairman
Ramsey
Kinley
- Senate File 615**
Ways and Means—
Griffin, Chairman
Van Gilst
Potter
- Senate File 1001**
Ways and Means—
Curtis, Chairman
Burroughs
Rodgers
- Senate File 1002**
Ways and Means—
Burroughs, Chairman
Griffin
Hill
- Senate File 1003**
Ways and Means—
Potter, Chairman
Burroughs
Orr
- Senate File 1004**
Judiciary—
McCartney, Chairman
Kelly
Glenn
- Senate File 1005**
Judiciary—
Potter, Chairman
McCartney
Willits
- Senate File 1006**
Judiciary—
Ramsey, Chairman
DeKoster
Kennedy
- Senate File 1008**
Commerce—
Rabedeaux, Chairman
Curtis
Rodgers
- Senate File 1009**
Judiciary—
Coleman, Chairman
Shaw
Riley
- Senate File 1010**
State Government—
Hansen, Chairman
Winkelman
Hill
- Senate File 1012**
State Government—
Shaw, Chairman
Nystrom
Nolin
- Senate File 1014**
State Government—
Murray, Chairman
Schwengels
Robinson
- Senate File 1015**
State Government—
Shaw, Chairman
Schwieger
Nolin
- Senate File 1016**
State Government—
Schwengels, Chairman
Schwieger
Junkins
- Senate File 1018**
Ways and Means—
Griffin, Chairman
Burroughs
Palmer
- Senate File 1019**
Agriculture—
Miller of Marshall,
Chairman
Rabedeaux
Van Gilst
- Senate File 1020**
Ways and Means—
Lamborn, Chairman
Van Gilst
Burroughs
- Senate File 1021**
Agriculture—
Rabedeaux, Chairman
Taylor
Schaben
- Senate File 1022**
Judiciary—
Kennedy, Chairman
Willits
Kelly
- Senate File 1024**
Judiciary—
Willits, Chairman
Kennedy
Ramsey
- Senate File 1028**
Appropriations—
State Department
- Senate File 1029**
Ways and Means—
Burroughs, Chairman
Schwengels
Rodgers
- Senate File 1030**
Appropriations—
State Department
- Senate File 1033**
Judiciary—
Kelly, Chairman
Ramsey
Kinley
- Senate File 1034**
State Government—
Shaw, Chairman
Nolin
Hansen

- Senate File 1035**
Judiciary—
McCartney, Chairman
Kelly
Glenn
- Senate File 1036**
Judiciary—
Potter, Chairman
McCartney
Willits
- Senate File 1038**
Appropriations—
Education
- Senate File 1041**
State Government—
Schwengels, Chairman
Glenn
Schweger
- Senate Concurrent Resolution 22**
Agriculture—
Van Gilst, Chairman
Bergman
Rabedeaux
- Senate Concurrent Resolution 48**
Ways and Means—
Griffin, Chairman
Potter
Van Gilst
- House Joint Resolution 3**
Judiciary—
McCartney, Chairman
Kelly
Glenn
- House Joint Resolution 17**
Judiciary—
Ramsey, Chairman
DeKoster
Kennedy
- House File 3**
Judiciary—
Glenn, Chairman
Kennedy
Shaw
- House File 4**
Judiciary—
Kennedy, Chairman
Willits
Kelly
- House File 17**
Judiciary—
Willits, Chairman
Kennedy
Ramsey
- House File 20**
Judiciary—
Kinley, Chairman
Glenn
McCartney
- House File 21**
Judiciary—
Kelly, Chairman
Ramsey
Kinley
- House File 33**
Judiciary—
DeKoster, Chairman
Potter
Coleman
- House File 46**
Judiciary—
DeKoster, Chairman
Potter
Coleman
- House File 67**
Judiciary—
Coleman, Chairman
Shaw
Riley
- House File 78**
Ways and Means—
Plymat, Chairman
Curtis
Rodgers
- House File 95**
Judiciary—
McCartney, Chairman
Kelly
Glenn
- House File 100**
Judiciary—
Potter, Chairman
McCartney
Willits
- House File 117**
Ways and Means—
Lamborn, Chairman
Plymat
Palmer
- House File 125**
Judiciary—
Ramsey, Chairman
DeKoster
Kennedy
- House File 170**
Judiciary—
Potter, Chairman
McCartney
Willits
- House File 173**
Judiciary—
Coleman, Chairman
Shaw
Riley
- House File 204**
Agriculture—
Taylor, Chairman
Priebe
Van Gilst
- House File 234**
Judiciary—
Glenn, Chairman
Kennedy
Shaw
- House File 248**
Judiciary—
Kinley, Chairman
Glenn
McCartney
- House File 251**
Judiciary—
Kennedy, Chairman
Willits
Kelly
- House File 343**
Judiciary—
Kinley, Chairman
Glenn
McCartney
- House File 356**
Judiciary—
Kelly, Chairman
Ramsey
Kinley
- House File 363**
State Government—
Shaw, Chairman
Nolin
Murray
- House File 416**
Plymat, Chairman
Coleman
Miller of Des Moines
- House File 508**
Human Resources—
Miller of Des Moines,
Chairman
Andersen
Coleman
- House File 648**
Ways and Means—
Potter, Chairman
Griffin
Van Gilst
- House File 658**
Cities and Towns—
Griffin, Chairman
Potter
Willits
- House File 672**
State Government—
Murray, Chairman
Schwengels
Nolin
- House File 700**
Judiciary—
DeKoster, Chairman
Potter
Coleman

House File 771
 Ways and Means
 Hill, Chairman
 Schwengels
 Griffin

House File 772
 Ways and Means—
 Griffin, Chairman
 Curtis
 Potter

House File 773
 Ways and Means—
 Orr, Chairman
 Curtis
 Rodgers

House File 787
 Ways and Means—
 Schwengels, Chairman
 Curtis
 Van Gilst

**Senate Concurrent
 Resolution 103**
 State Government—
 Curtis, Chairman
 Nystrom
 Junkins

REPORT OF COMMITTEE

Senator Riley submitted the following report:

MR. PRESIDENT: Your committee on judiciary to which was referred **Senate File 23**, a bill for an act relating to minimum limits for compliance with the motor vehicle financial responsibility law, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2074

- 1 Amend Senate File 332 by striking everything after the
- 2 enacting clause and by inserting in lieu thereof the
- 3 following:
- 4 "Section 1. Section three hundred twenty-one point
- 5 four hundred forty-two (321.442), subsection three (3),
- 6 Code 1973, is hereby repealed.
- 7 Sec. 2. This Act shall be in force and effect on
- 8 and after July 1, 1975."

MINNETTE DODERER
 EARL M. WILLITS
 JAMES V. GALLAGHER
 W. R. RABEDAUX
 RALPH F. McCARTNEY
 ELIZABETH SHAW
 WILLARD R. HANSEN
 CHARLES P. MILLER

S—2073

- 1 Amend House File 462, page 2, line 23, by
- 2 striking the words "believed to be" and inserting
- 3 in lieu thereof the following: "had reason to
- 4 believe was".

LUCAS J. DeKOSTER

S—2071

- 1 Amend House File 672, as passed by the House, page
- 2 2, by striking lines 1 through 16 and renumbering
- 3 the remaining sections.

DALE L. TIEDEN

S—2072

- 1 Amend House File 672, page two by
- 2 striking lines 8 through 16 and by inserting in

3 lieu thereof the following:
 4 "commission. One-fourth of the persons
 5 appointed shall be owner-operators of agricultural
 6 property, one-fourth of the persons appointed shall
 7 be owners of city or town property, [one-fourth
 8 shall be licensed real estate salesmen or real
 9 estate brokers,] and one-fourth shall be persons
 10 having knowledge of property values in the county
 11 by reason of their occupation, such as bankers,
 12 auctioneers, property managers, property appraisers,
 13 and persons responsible for making loans on
 14 property. *The membership of the commission shall*
 15 *also include licensed real estate salesman or*
 16 *real estate brokers."*

EARL M. WILLITS
 BERL E. PRIEBE
 JAMES BRILES
 DALE L. TIEDEN
 JAMES V. GALLAGHER

S—2070

1 Amend House File 672, page 3, line 1, by
 2 striking the words "[, orchard, or garden]" and
 3 by inserting in lieu thereof the words ", orchard,
 4 or garden".

EARL M. WILLITS

S—2069

1 Amend House File 672, as passed by the House, page 4,
 2 by inserting after line 21, the following section:
 3 Sec. Section three hundred six point twenty-two
 4 (306.22), Code 1973, is amended to read as follows:
 5 306.22 SALE OF UNUSED RIGHT OF WAY. When title to
 6 any tract or parcel of land has been or may hereafter be
 7 acquired for the improvement *or construction* of any
 8 highway, and when in the judgment of the board or com-
 9 mission in control of said highway, said tract or parcel
 10 of land, or part thereof, is not now and will not here-
 11 after be used in connection with or for the improvement,
 12 maintenance, or use of said highway, the board or com-
 13 mission in control of such highway may sell said tract,
 14 parcel, or piece of land, or any part thereof, for cash.
 15 If such tract, parcel, or piece of land or part thereof
 16 is held or used in connection with any primary road, or
 17 state park or institutional road, such sale shall be
 18 subject to approval of the executive council of the state
 19 of Iowa.
 20 *Before any unused land acquired by the commission for*
 21 *the construction or improvement of any highway shall be*
 22 *offered for sale, the commission shall offer the person*
 23 *who owned the property at the time it was acquired the*
 24 *right to purchase the unused land proposed to be sold*
 25 *for the original acquisition price. If the owner of the*

Page 2

1 *property from which the right of way was acquired fails*

- 2 *to purchase the unused right of way within sixty days, the*
3 *commission may offer the unused land for public sale.*
4 In the event any such tract or parcel of land is
5 sold, such sale shall be subject to the right of a
6 utility association, company or corporation to continue
7 in possession of a right of way in use at the time of
8 such sale.

RAY TAYLOR

On motion of Senator Lamborn, the Senate adjourned until
9:30 a.m., Monday, January 28, 1974.

JOURNAL OF THE SENATE

FIFTEENTH DAY

SENATE CHAMBER
DES MOINES, IOWA, MONDAY, JANUARY 28, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend C. C. Glenn, pastor of the Christian Church Disciples, New Virginia, Iowa.

The Journal of Friday, January 25, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Sidney Smith, Oskaloosa, Iowa.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Robinson for the day on request of Senator Kennedy; Senator Schwieger for the day on request of Senator Gallagher.

DISTINGUISHED GUEST

President Neu welcomed the Honorable William J. Scherle, United States Congressman from Iowa's Fifth Congressional District, and former member of the House of Representatives from Mills County, who was present in the Senate chamber.

PRESENTATION OF VISITORS

President Neu welcomed Deborah Vercillo, a high school graduate from Rio de Janeiro, Brazil, attending classes at the Ocheyedandan Community School, Ocheyedandan, Iowa. Senator Bergman.

PETITION

The following petition was presented and placed on file:

By Senator Heying, from sixty-six residents of Bremer County, favoring the use of studded snow tires.

UNFINISHED BUSINESS
SPECIAL ORDER CONTINUED

Senate File 332

The Senate resumed consideration of Senate File 332, a bill for an act prohibiting the use of ice grips or tire studs on certain motor vehicles.

Senator Doderer withdrew her motion to suspend Senate Rule 37 on the Heying amendment S—2055.

Senator Kinley called up the following motion to reconsider filed by him on January 24, 1974, and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which amendment S—2055 was adopted by the Senate.

Roll call was requested.

On the question "Shall the motion to reconsider amendment S—2055 be adopted?" (S.F. 332) the vote was:

Rule 24 was invoked.

Ayes, 23:

Bergman	Gallagher	McCartney	Rabedeaux
Burroughs	Gluba	Milligan	Riley
Coleman	Hansen	Murray	Schwengels
Curtis	Hill	Nystrom	Shaw
DeKoster	Kennedy	Orr	Willits
Doderer	Kinley	Plymat	

Nays, 24:

Andersen	Junkins	Palmer	Scott
Blouin	Kelly	Potter	Shaff
Briles	Lamborn	Priebe	Taylor
Glenn	Miller of	Ramsey	Tieden
Griffin	Des Moines	Rodgers	Van Gilst
Heying	Nolin	Schaben	Winkelman
Hultman			

Absent or not voting, 3:

Miller of	Robinson	Schwieger
Marshall		

The motion to reconsider lost.

REFERRED TO COMMITTEE

Senate Rule 37 was invoked and Senate File 332 was referred to the committee on ways and means.

UNFINISHED BUSINESS

House File 672

On motion of Senator Murray, House File 672, a bill for an act relating to eminent domain procedures, was taken up for further consideration.

The Senate resumed consideration of the Murray amendment S—2048, offered and pending on January 25, 1974:

S—2048

- 1 Amend House File 670 as follows:
- 2 Page 2, by inserting in line 9 after the word
- 3 "property," the word "*or*".
- 4 Page 2, by inserting in line 11 before the word
- 5 "licensed" the word "*or*".
- 6 Page 2, by striking from line 12 the word "and"
- 7 and inserting in its place the words "[and] *or*".

On motion of Senator Murray, amendment S—2048 was adopted.

Senator Willits offered amendment S—2070 filed by him and moved its adoption:

S—2070

- 1 Amend House File 672, page 3, line 1, by
- 2 striking the words "[, orchard, or garden]" and
- 3 by inserting in lieu thereof the words ", orchard,
- 4 or garden".

Amendment S—2070 was adopted.

Senator Taylor offered amendment S—2069 filed by him:

S—2069

- 1 Amend House File 672, as passed by the House, page 4,
- 2 by inserting after line 21, the following section:
- 3 Sec. Section three hundred six point twenty-two
- 4 (306.22), Code 1973, is amended to read as follows:
- 5 306.22 SALE OF UNUSED RIGHT OF WAY. When title to
- 6 any tract or parcel of land has been or may hereafter be
- 7 acquired for the improvement *or construction* of any
- 8 highway, and when in the judgment of the board or com-
- 9 mission in control of said highway, said tract or parcel
- 10 of land, or part thereof, is not now and will not here-
- 11 after be used in connection with or for the improvement,
- 12 maintenance, or use of said highway, the board or com-
- 13 mission in control of such highway may sell said tract,
- 14 parcel, or piece of land, or any part thereof, for cash.
- 15 If such tract, parcel, or piece of land or part thereof
- 16 is held or used in connection with any primary road, or
- 17 state park or institutional road, such sale shall be
- 18 subject to approval of the executive council of the state
- 19 of Iowa.

20 *Before any unused land acquired by the commission for*
 21 *the construction or improvement of any highway shall be*
 22 *offered for sale, the commission shall offer the person*
 23 *who owned the property at the time it was acquired the*
 24 *right to purchase the unused land proposed to be sold*
 25 *for the original acquisition price. If the owner of the*

Page 2

1 *property from which the right of way was acquired fails*
 2 *to purchase the unused right of way within sixty days, the*
 3 *commission may offer the unused land for public sale.*
 4 *In the event any such tract or parcel of land is*
 5 *sold, such sale shall be subject to the right of a*
 6 *utility association, company or corporation to continue*
 7 *in possession of a right of way in use at the time of*
 8 *such sale.*

Senator Murray raised the point of order that amendment S—2069 was not germane to the bill.

The Chair ruled the point not well taken and amendment S—2069 in order.

Senator Potter offered amendment S—2078 to amendment S—2069 and moved its adoption:

S—2078

1 Amend the Taylor amendment S—2069 filed January 25,
 2 1974, to House File 672, page 2, line 3, by
 3 striking the word "*may*" and inserting in lieu thereof
 4 the word "*shall*".

Amendment S—2078 to amendment S—2069 was adopted.

Senator Miller of Des Moines offered amendment S—2082 to amendment S—2069 and moved its adoption:

S—2082

1 Amend the Taylor amendment S—2069 filed January 25,
 2 1974, to House File 672, page 1, line 25, by adding follow-
 3 ing the word "*price*" the words "*less the price of the*
 4 *used portion*".

Amendment S—2082 to amendment S—2069 was adopted.

Senator Taylor moved the adoption of amendment S—2069 as amended and requested a roll call.

On the question "Shall amendment S—2069 as amended be adopted?" (H.F. 672) the vote was:

Ayes, 32:

Andersen	Coleman	Junkins	Miller of
Bergman	Gallagher	Kelly	Des Moines
Blouin	Hansen	Kennedy	Miller of
Briles	Heying	Lamborn	Marshall
Burroughs	Hultman		

Milligan	Potter	Rodgers	Taylor
Nystrom	Priebe	Schaben	Tieden
Orr	Rabedeaux	Scott	Willits
Plymat	Riley	Shaff	Winkelman

Nays, 16:

Curtis	Gluba	McCartney	Ramsey
DeKoster	Griffin	Murray	Schwengels
Doderer	Hill	Nolin	Shaw
Glenn	Kinley	Palmer	Van Gilst

Absent or not voting, 2:

Robinson	Schwieger
----------	-----------

Amendment S—2069 as amended was adopted.

(House File 672 pending.)

On motion of Senator Lamborn, the Senate recessed until the fall of the gavel.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

INTRODUCTION OF BILLS

Senate File 1053, by Senators Hansen, Andersen and Murray (Welden, Egenes, Hill and Wells), a bill for an act relating to establishment of a commission for Iowa postsecondary education to replace the higher education facilities commission, and transferring appropriations.

Read first time and passed on file.

Senate File 1054, by Senators Gluba, Orr, Doderer, Plymat, Murray, Willits, Kinley, Rodgers, Miller of Marshall, Nystrom, Palmer, Junkins, Scott, Griffin and Schwengels (Higgins, Small, Patchett, Rapp, Cusack, Byerly, Connors, Hill, Caffrey, Woods, Bittle, Jesse, Readinger, Kiser, Husak and Hargrave), a bill for an act to contract with the national railroad passenger corporation for railroad passenger service between the city of Davenport and the city of Council Bluffs and making an appropriation therefor.

Read first time and passed on file.

Senate File 1055, by committee on ways and means, a bill for an act exempting food and prescription drugs from the sales and use tax.

Read first time and placed on calendar.

Senate File 1056, by Senator Tieden (Mendenhall), a bill for an act relating to the issuance of trapping licenses to aliens or nonresidents and making provisions of the act retroactive.

Read first time and passed on file.

SUPPLEMENTAL REPORT OF COMMITTEE ON
SENATE SECRETARIES

MR. PRESIDENT: Your committee appointed to determine the standing and qualifications of the candidates for Senate secretaries begs leave to report that it has made investigation and examinations and finds the following person competent as a stenographer for the position to which she has been appointed:

Senator Gene V. Kennedy Susan J. Thome

WARREN E. CURTIS, Chairman
E. KEVIN KELLY
BERL E. PRIEBE

COMMUNICATION FROM
IOWA MERIT EMPLOYMENT DEPARTMENT

The recommended "Classified Service" Compensation Plan as approved by the Merit Employment Commission on January 24, 1974, and submitted to the State Comptroller, Governor and Executive Council for consideration of approval pursuant to Chapter 19A.9(2), Code 1973, as amended by Chapter 12, Acts of the Sixty-fifth General Assembly, 1973 Session, has been received and filed in the office of the Lieutenant Governor.

AMENDMENTS FILED

S—2077

- 1 Amend Senate File 23, page 4, line 25, by
- 2 striking the numeral "1974" and inserting in
- 3 lieu thereof "1975".

TOM RILEY

S—2075

- 1 Amend Senate File 332, by adding after line 13 the
- 2 following:
- 3 "4. Any person may use studded snow tires
- 4 in the county of his residence or any county
- 5 contiguous thereto."

CLIFTON C. LAMBORN

S—2076

- 1 Amend Senate File 403, page 2, line 9, by inserting
- 2 after "1973," the following: "as amended by the
- 3 Acts of the Sixty-fifth General Assembly, chapter
- 4 one hundred forty (140), section fifty (50)."

TOM RILEY

S—2089

1 Amend Senate File 569 as follows:

2 1. Page 4, by striking lines 4, 5, and 6 and by
3 inserting in lieu thereof the following: "required
4 to be licensed under this Act."

5 2. Page 4 by inserting after line 6 the following:

6 "Sec. *NEW SECTION. VOLUNTARY LICENSING AND*
7 *REGISTRATION OF FAMILY DAY CARE HOMES.* Family day care
8 homes may voluntarily request to be licensed as family
9 day care homes under applicable rules promulgated under
10 section five (5) of this Act. Any family day care home
11 may voluntarily register its name and capacity for pro-
12 viding child care with the department, and the department
13 shall maintain a list of these homes and their capacities
14 in order to assist families who wish to secure day care
15 services."

16 3. By renumbering the sections of this Act.

EARL M. WILLITS
MINNETTE DODERER
JOHN S. MURRAY

S—2088

1 Amend Senate File 569, page 4, line 23, by
2 striking the period and inserting in lieu thereof
3 the following: "; except that rules for buildings
4 used as day care centers as an adjunct to their primary
5 purpose shall take into consideration that children
6 are received for temporary care only during a portion
7 of the day between six thirty o'clock a.m. and nine
8 thirty o'clock p.m. and shall not differ from rules
9 promulgated for these buildings when they are used by
10 groups of persons congregating from time to time in
11 the primary use and occupancy of the buildings.
12 Futhermore, such rules shall govern only portions
13 of the building utilized for day care centers."

ELIZABETH SHAW

S—2090

1 Amend Senate File 569, page 5, by striking lines
2 7 through 11 and inserting in lieu thereof the following:
3 "The director may issue a provisional license for
4 a period of time not to exceed one year if the facility
5 does not meet standards required under this Act. If
6 written plans to bring the facility up to standards,
7 giving specific dates for completion of work, are sub-
8 mitted to and approved by the department, the provisional
9 license shall be renewable."

MINNETTE DODERER
EARL M. WILLITS
JOHN S. MURRAY

S—2086

1 Amend Senate File 569, page 6, line 19, by striking
2 the numeral "1973" and inserting in lieu thereof
3 "1974".

JOHN S. MURRAY

S—2080

- 1 Amend Senate File 1047 as follows:
 2 1. Page 2, line 8 by inserting after the word "contests" the
 3 word "leagues".
 4 Page 2, by striking line 9 and by inserting in lieu thereof
 5 the following: "golf, bowling, and horseshoe contests,
 6 leagues or tournaments,".
 7 Page 2, line 27 by striking the words "contests of tournaments"
 8 and by inserting in lieu thereof the words "contests, leagues,
 9 or tournaments".
 10 Page 2, by striking line 28 and by inserting in lieu thereof
 11 the following: "golf, bowling and horseshoe contests, leagues
 12 or tournaments."

WILLIAM E. GLUBA

S—2083

- 1 Amend Senate File 1047 as follows:
 2 1. Page 2, line 8 by inserting after the word "including" the
 3 word "rodeos,".
 4 2. Page 2, line 27 by inserting after the word "including"
 5 the word "rodeos,".

LOWELL JUNKINS
CALVIN O. HULTMAN

S—2084

- 1 Amend Senate File 1047, page 2, line 9 by inserting
 2 after the word "tournaments," the words
 3 "fun nights conducted by private or public schools
 4 not to exceed two in any one calendar year,".

WILLIAM D. PALMER
CLIFTON C. LAMBORN

S—2085

- 1 Amend Senate File 1047 as follows:
 2 1. Page 2, line 9, by adding after the second comma
 3 the following: "and trap or skeet shoots,".
 4 2. Page 2, line 28, by inserting before the period
 5 the words: "and trap or skeet shoots".

CHARLES P. MILLER

S—2081

- 1 Amend Senate File 1047 as follows:
 2 1. Page 2, line 11, by adding after the words "Horse races"
 3 the words "harness racing".
 4 2. Page 2, line 29, by adding after the words "Horse races"
 5 the words "harness racing".

JOAN ORR

S—2087

- 1 Amend Senate File 1047, page 2, by striking
 2 lines 33 and 34 and inserting in lieu thereof
 3 the following:
 4 Wagering or betting on the outcome of an
 5 activity permitted by this section, whether by
 6 participants or others is permitted to the extent
 7 permitted by Acts of the Sixty-fifth General Assembly,
 8 1973 Session, chapter one hundred fifty-three (153),
 9 section twenty (20).

GEORGE R. KINLEY

S—2079

- 1 Amend the Willits, et al., amendment S—2072
2 filed January 24, 1974, to House File 672 as follows:
3 1. Line 4, by striking the words "One-fourth"
4 and by inserting in lieu thereof the words "[One-fourth]
5 *At least one-fourth*".
6 2. Line 6, by inserting after the word "property,"
7 the words "*at least*".
8 3. Line 9, by inserting after the word "and"
9 the words "*at least*".
10 4. Line 15, by inserting after the word "or"
11 the word "*licensed*".

EARL M. WILLITS

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Tuesday, January 29, 1974.

JOURNAL OF THE SENATE

SIXTEENTH DAY

SENATE CHAMBER
DES MOINES, IOWA, TUESDAY, JANUARY 29, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Larry Merritt, pastor of the Eastview Church of Christ, Marion, Iowa.

The Journal of Monday, January 28, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Gene Van Zee, Pella, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Robinson for the day on request of Senator Kennedy.

PRESENTATION OF VISITORS

President Neu welcomed the Honorable Adolph Elvers, former member of the Senate from Clayton County.

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

Forty fifth grade students from Western Hills Elementary School, West Des Moines, Iowa, accompanied by Mrs. Huggins. Senator Milligan.

Fifteen court reporting students from the American Institute of Business, Des Moines, Iowa, accompanied by Carolyn Drake and Patty Barrett. Senator Plymat.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

CHANGE IN SPECIAL ORDER

Senator Lamborn asked and received unanimous consent that the special order on Senate File 617, previously made for Wed-

nesday, January 30, 1974, at 10:30 a.m., be cancelled and that a new special order be made for Wednesday, February 6, 1974, at 9:00 a.m.

SPECIAL ORDER OF BUSINESS

Senate File 569

The hour having arrived, the Chair announced the special order of business for the consideration of Senate File 569.

On motion of Senator Murray, Senate File 569, a bill for an act relating to child care facilities and providing penalties, was taken up for consideration.

Senator Ramsey offered amendment S—1012 filed by him:

S—1012

Division S—1012A

- 1 Amend Senate File 569 as follows:
- 2 1. Page 2, by striking all of lines 22 and 23 and inserting
- 3 in lieu thereof the words "to a child, which care is directed primarily
- 4 toward the care of children and is furnished by other than a
- 5 parent or guardian, but does not include:"

Division S—1012E

- 6 2. Page 2, by inserting after line 31 the following paragraph:
- 7 d. Care provided in a private residence to less than six
- 8 children at any one time.
- 9 3. Page 3, by striking lines 3 through 8, inclusive.

Division S—1012B

- 10 4. Page 3, by striking from lines 10 and 11 the words "for
- 11 part of a day".

Division S—1012F

- 12 5. Page 3, by striking all of lines 32 and 33.

Division S—1012E (cont'd)

- 13 6. Page 4, by striking lines 1 through 6, inclusive, and
- 14 inserting in lieu thereof the words "child care without obtaining
- 15 a license under this Act."

Division S—1012G

- 16 7. Page 5, by striking lines 32 through 35, inclusive.
- 17 8. Page 6, by striking lines 1 through 6, inclusive.

Division S—1012C

- 18 9. Page 6, line 34, by inserting after the word "facts" the
- 19 words "to the child's parents, guardian, or foster parents".
- 20 10. Page 8, line 14, by inserting after the word "temporary"
- 21 the words "or permanent".

Division S—1012D

- 22 11. By renumbering the sections and correcting internal
- 23 references in accordance with this amendment.

Senator Ramsey called for a division of the amendment, sections 1, 2 and 3, lines 1 through 9, and sections 5 and 6, lines 12 through 15, to be considered as division S—1012A; section 4,

lines 10 and 11, to be considered as division S—1012B; sections 7 through 10, lines 16 through 21, to be considered as S—1012C; and section 11, lines 22 and 23, to be considered as division S—1012D.

Senator Murray called for a further division of amendment S—1012, sections 2 and 3, lines 6 through 9, and section 6, lines 13 through 15, to be considered as division S—1012E; and section 5, line 12, to be considered as division S—1012F.

Senator Orr called for a further division of amendment S—1012, sections 7 and 8, lines 16 and 17, to be considered as division S—1012G.

On motion of Senator Ramsey, division S—1012A of the amendment was adopted.

Senator Ramsey withdrew divisions S—1012B, S—1012C and S—1012 G of the amendment.

Action on division S—1012D of the amendment was temporarily deferred.

Division S—1012E of the amendment was taken up for consideration, and final action pending.

(Senate File 569 pending on adjournment.)

On motion of Senator Lamborn, the Senate recessed until the fall of the gavel.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 126, a bill for an act relating to the educational program of schools.

WILLIAM H. HARBOR, Chief Clerk.

HOUSE AMENDMENT TO SENATE FILE 126

- 1 Amend Senate File 126, as amended, passed, and reprinted
- 2 by the Senate, as follows:
- 3 1. Page 2A, line 14, by inserting after the period the
- 4 following sentence: "*A nonpublic school which offers only*

- 5 *a prekindergarten program may, but shall not be required to,*
 6 *seek and obtain approval under this chapter."*
- 7 2. Page 2A, lines 14 and 15, by striking the words
 8 "*prepared annually*", and inserting in lieu thereof the
 9 word "*maintained*".
- 10 3. Page 2A, strike all after the period in line 34, and
 11 all of line 35, and strike all of lines 36 and 37 on page 2B.
- 12 4. Page 3A, line 14, by inserting after the word "*Iowa,*" the
 13 words "*history and contributions of women in American society,*".
- 14 5. Page 3A, line 22, by inserting after the word "*diseases;*"
 15 the words "*traffic safety, including pedestrian and bicycle*
 16 *safety procedures;*".
- 17 6. Page 3A, line 26, by inserting after the word "*including*"
 18 the words "*history and contributions of women in American*
 19 *society,*".
- 20 7. Page 4A, line 6, by striking the word "*subunits*" and
 21 inserting in lieu thereof the words "*partial units*".
- 22 8. Page 4A, line 14, by inserting after the word "*nations,*"
 23 the words "*general consumer education, family law,*".
- 24 9. Page 4A, line 18, by inserting after the word "*the*" the
 25 words "*history and contributions of women in American society,*

Page 2

- 1 *and the*".
- 2 10. Page 4A, by striking line 20 and inserting in lieu
 3 thereof the following: "*Iowa and the United States, including*
 4 *instruction in voting statutes and procedures, voter registration*
 5 *requirements, the use of paper ballots and voting machines in*
 6 *the election process, and the method of acquiring and casting*
 7 *an absentee ballot.*
- 8 *The county auditor, upon request, shall make available to*
 9 *schools within the county voting machines or sample ballots*
 10 *that are generally used within the county, at such times that*
 11 *these machines or sample ballots are not in use for their*
 12 *recognized purpose."*
- 13 11. Page 4A, by striking lines 28 through 34, inclusive,
 14 and inserting in lieu thereof the following:
- 15 "g. [One unit of physical education with one-eighth unit
 16 each semester required of each pupil, except that any pupil
 17 participating in an organized and supervised high school
 18 athletic program which requires at least as much time of
 19 participation per week as such one-eighth unit may be excused
 20 from the physical education course during the time of his
 21 participation in such athletic program.] *All students*
 22 *physically fit shall be required to participate in physical*
 23 *education activities during each semester a student is*
 24 *enrolled in school. A minimum of one-eighth unit each*
 25 *semester shall be required, except that any pupil participating*

Page 3

- 1 *in an organized and supervised high school athletic program*
 2 *which requires at least as much time of participation*
 3 *per week as one-eighth unit may be excused from the physical*
 4 *education course during the time of his participation in*
 5 *the athletic program. Physical education activities shall*

6 *emphasize leisure time activities which will benefit the*
 7 *student outside the school environment and after*
 8 *graduation from high school."*

9 12. Page 4A, line 35, by striking the words "*career*
 10 *education*" and inserting in lieu thereof the words "*occupational*
 11 *education subjects*".

12 13. Page 6, line 11, by striking the word "librarian" and
 13 inserting in lieu thereof the words "[librarian] *educational*
 14 *media specialist*".

15 14. Page 6, line 13, by striking the word "library" and
 16 inserting in lieu thereof the words "[library] *educational*
 17 *media center*".

18 15. Page 6, line 15, by striking the word "LIBRARIAN" and
 19 inserting in lieu thereof the words "[LIBRARIAN] *SCHOOL*
 20 *EDUCATIONAL MEDIA SPECIALIST*".

21 16. Page 6, line 15, by striking the word "librarian"
 22 and inserting in lieu thereof the words "[librarian] *educational*
 23 *media specialist*".

24 17. Page 6, line 17, by striking the word "library"
 25 and inserting in lieu thereof the words "[library] *educational*

Page 4

1 *media*".

2 18. Page 6, line 18, by striking the word "library" and
 3 inserting in lieu thereof the words "[library] *educational*
 4 *media*".

5 19. Page 6, line 26, by striking the word "library" and
 6 inserting in lieu thereof the words "[library] *educational*
 7 *media center*".

8 20. Page 8A, lines 17 and 18, by striking the words
 9 "*annually published*".

10 21. Page 10, line 29, by inserting after the period the
 11 following: "*When a school district has been removed from*
 12 *the approved list, is ineligible to receive state aid, and*
 13 *can no longer continue to operate, the board of directors*
 14 *shall seek to merge the territory of the school district with*
 15 *one or more contiguous school districts pursuant to the*
 16 *provisions of chapter two hundred seventy-five (275) of the*
 17 *Code. If by the first of July the following school year, the*
 18 *district has not met the approval standards and any portion*
 19 *of the district has not been merged with one or more contiguous*
 20 *school districts, the portion that has not been merged shall*
 21 *be merged with one or more contiguous school districts by*
 22 *the state board and the provisions of sections two hundred*
 23 *seventy-five point twenty-five (275.25) through two hundred*
 24 *seventy-five point thirty-eight (275.38) of the Code shall*
 25 *apply.*"

Page 5

1 22. Page 14A, line 9, by inserting after the word
 2 "sex" the following: ", marital status".

3 23. Page 15, line 13, by inserting after the word
 4 "language," the words "except when the use of a foreign
 5 language is deemed appropriate in the teaching of any
 6 subject."

7 24. Page 15, line 13, by striking the words "and the".

- 8 25. Page 15, by striking lines 14, 15, and 16.
9 26. Page 15, line 17, by striking the period after the
10 word "FLAG" and inserting the words "AND IOWA STATE BAN-
NER."
11 27. Page 15, line 21, by inserting after the word "flag"
12 the words "and the Iowa state banner".
13 28. Page 15, line 23, by striking the words "BIBLE. The
14 Bible" and inserting in lieu thereof the words "RELIGIOUS
15 BOOKS. Religious books such as the Bible, the Torah, and
16 the Koran".
17 29. Page 15, line 25, by striking the word "it" and
18 inserting in lieu thereof the words "such religious books".
19 30. Page 16A, line 27, by inserting after the period
20 the following: "However, career education does not mean
21 a separate vocational-technical program is required. A
22 vocational-technical program includes units or partial
23 units in subjects which have as their purpose to equip
24 students with marketable skills."
25 31. Page 16A, line 28, by striking the word "programs".

Page 6

- 1 32. Page 18, line 4, by striking the words "at all
2 times".
3 33. Page 18, by striking line 5 and inserting in lieu
4 thereof the words "while the student or teacher is
5 participating".
6 34. Page 18, by striking line 6, and inserting in lieu
7 thereof the words "in any phase or activity".
8 35. Page 18, by inserting after line 14 the following:
9 "c. Electric arc welding.
10 d. Repair or servicing of any vehicle while in shop.
11 e. Static tests, maintenance or repair of internal
12 combustion engines.
13 f. Letter press, paper folders, mono-type."
14 36. Page 20A, line 10, by striking the word "provide"
15 and inserting in lieu thereof the words "establish and
16 maintain".
17 37. Page 20A, line 12, by inserting before the word "
18 teacher" the word "policies".
19 38. Page 20A, line 12, by inserting after the word
20 "certification" the word "requirements".
21 39. Page 20A, line 13, by striking the word "instruction"
22 and inserting in lieu thereof the words "instructional
23 requirements".
24 40. Page 20A, line 14, by inserting after the word
25 "maintenance" the word "procedures".

INTRODUCTION OF BILLS

Senate File 1057, by Senator Kennedy, a bill for an act relating to obscenity and providing a penalty.

Read first time and passed on file.

Senate File 1058, by Senator Riley, a bill for an act to grant a property tax exemption to veterans of the Mexican border period.

Read first time and passed on file.

Senate File 1059, by committee on ways and means (committee on ways and means), a bill for an act relating to the taxation of forest and fruit-tree reservations.

Read first time and placed on calendar.

Senate File 1060, by Senator Doderer, a bill for an act relating to conflicts of interest of public officers and employees.

Read first time and passed on file.

Senate File 1061, by Senators Murray, Milligan, Nolin, Junkins and Hultman (Crawford), a bill for an act providing for a study of the state's rail transportation system by the office for planning and programming and making an appropriation for the study.

Read first time and passed on file.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S. F. 1048 Cities and towns
- S. F. 1049 Human resources
- S. F. 1050 State government
- S. F. 1051 Judiciary
- S. F. 1052 Judiciary
- S. F. 1053 Higher education
- S. F. 1054 State government
- S. F. 1056 Natural resources
- S.J.R. 1002 Judiciary
- H. F. 553 Human resources
- H. F. 733 State government
- H. F. 1039 Judiciary
- H. F. 1042 State government

REPORT OF INVESTIGATING COMMITTEE

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Keith A. McKinley of Osage, Iowa, for appointment as a member of the State Board of Tax Review under the provisions of Section 421.1, Code 1973, for the regular six-year term ending June 30, 1979, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

RALPH F. McCARTNEY, Chairman
WARREN E. CURTIS
HILARIUS L. HEYING

AMENDMENTS FILED

S—2091

- 1 Amend Senate File 569 as follows:
- 2 1. Page 2, line 30, by inserting the following
- 3 after the words "sibility of": ", or approved or
- 4 certified by".
- 5 2. Page 8, line 5, by striking the period (.)
- 6 following the word "proof", and adding the following:
- 7 "of establishing such relationship."

JOHN S. MURRAY
E. KEVIN KELLY

S—2093

- 1 Amend Senate File 569, page 1, line 4, by striking
- 2 the words "less than six".

RAY TAYLOR

S—2098

- 1 Amend Senate File 569 as follows:
- 2 Page 3, by striking from line 8 the words "who
- 3 normally reside in the home." and inserting in
- 4 lieu thereof the words "who are present in the
- 5 home when the day care services are provided."

MINNETTE DODERER
LOWELL L. JUNKINS

S—2100

- 1 Amend Senate File 569, page 2, by adding after
- 2 line 31 the following:
- 3 "d. Care provided by a relative."

MINNETTE DODERER
JOHN S. MURRAY

S—2094

- 1 Amend Senate File 569 as follows:
- 2 1. Page 3, by inserting the following after line
- 3 33:
- 4 "..... 'State day care advisory committee'
- 5 means the state day care advisory committee established
- 6 by regulation two hundred twenty point four (220.4)
- 7 of the Social Security Act of 1967 whose membership is
- 8 no less than nine nor no more than fifteen members and
- 9 is comprised of one-third providers of services, one-
- 10 third interested citizens from urban and rural areas

11 across the state. If for any reason the federal govern-
 12 ment eliminates this advisory committee, this advisory
 13 committee shall continue to function as a state advisory
 14 group to the department.”

15 2. Page 4, by inserting the following after line
 16 23:

17 “All rules, regulations, and standards promulgated
 18 under this Act with respect to family day care homes
 19 and day care centers or nursery schools shall be de-
 20 veloped in consultation with the state day care advisory
 21 committee.”

BART SCHWIEGER
 EARL M. WILLITS
 MINNETTE DODERER

S—2095

1 Amend Division E of the Ramsey amendment S—1012
 2 to Senate File 569 as follows:

3 1. Line 8, by striking the period and inserting in
 4 lieu thereof the following: “, except care provided
 5 in a foster family home as defined in subsection
 6 twelve (12) of this section.”

7 2. Line 8, by inserting after line 8 the following:
 8 “e. Care provided by a relative.”

EUGENE M. HILL

S—2092

1 Amend the Willits, et al., amendment S—2089 filed
 2 January 28, 1974, to Senate File 569, line 11,
 3 by striking the word “register” and inserting in lieu
 4 thereof the word “list”.

EARL M. WILLITS

S—2101

1 Amend the Junkins and Hultman amendment S—2083 to
 2 Senate File 1047 as follows:

3 1. Line 3, by inserting after the comma the words
 4 “horse shows,”.

5 2. Line 5, by inserting after the comma the words
 6 “horse shows,”.

WILLIAM P. WINKELMAN
 RALPH W. POTTER
 MINNETTE DODERER

S—2099

1 Amend Senate File 1055 as follows:

2 1. By striking everything after the enacting
 3 clause and inserting in lieu thereof the following:

4 Section 1. Section four hundred twenty-two point
 5 forty-three (422.43), unnumbered paragraphs one (1),
 6 two (2), seven (7), and eight (8), Code 1973, as
 7 amended by the Acts of the Sixty-fifth General
 8 Assembly, 1973 Session, chapter one hundred fifty-
 9 three (153), section thirteen (13), is further amended
 10 to read as follows:

11 There is hereby imposed a tax of [three] *two and*
 12 *one-half* percent upon the gross receipts from all
 13 sales of tangible personal property, consisting of

14 goods, wares, or merchandise, except as otherwise
15 provided in this division, sold at retail in the state
16 on consumers or users; a like rate of tax upon the
17 gross receipts from the sales, furnishing or service
18 of gas, electricity, water, heat, and communication
19 service, including the gross receipts from such sales
20 by any municipal corporation furnishing gas,
21 electricity, water, heat, and communication service
22 to the public in its proprietary capacity, except
23 as otherwise provided in this division, when sold
24 at retail in the state to consumers or users; and
25 a like rate of tax upon the gross receipts from all

Page 2

1 sales of tickets or admissions to places of amusement,
2 athletic events including those of educational
3 institutions, fairs; and a like rate of tax upon that
4 part of private club membership fees or charges paid
5 for the privilege of participating in any athletic
6 sports provided club members.

7 There is hereby imposed a tax of [three] *two and*
8 *one-half* percent upon the gross receipts derived from
9 the operation of all forms of amusement devices and
10 games of skill, games of chance, raffles and bingo
11 games as defined in this Act, and commercial amusement
12 enterprises operated or conducted within the state
13 of Iowa, such tax to be collected from the operator
14 in the same manner as is provided for the collection
15 of taxes upon the gross receipts of tickets or
16 admission as provided in this section.

17 The tax herein levied shall be computed and
18 collected as hereinafter provided. The tax herein
19 imposed shall be at the rate of [three] *two and one-*
20 *half* percent.

21 There is hereby imposed, a tax of [three] *two and*
22 *one-half* percent upon the gross receipts from the
23 rendering, furnishing, or performing of services as
24 defined in section 422.42.

25 Sec. 2. Section four hundred twenty-three point

Page 3

1 two (423.2), Code 1973, is amended to read as follows:
2 423.2 IMPOSITION OF TAX. An excise tax is hereby
3 imposed on the use in this state of tangible personal
4 property purchased for use in this state, at the rate
5 of [three] *two and one-half* percent of the purchase
6 price of such property. Said tax is hereby imposed
7 upon every person using such property within this
8 state until such tax has been paid directly to the
9 county treasurer or department of public safety to
10 a retailer, or to the department as hereinafter
11 provided. An excise tax is hereby imposed on the
12 use in this state of services enumerated in section
13 422.43 at the rate of [three] *two and one-half* per-
14 cent. Said tax shall be applicable where services
15 are rendered, furnished, or performed in this state

16 or where the product or result of such service is
 17 used in this state. Such tax is imposed on every
 18 person using such services or the product of such
 19 services in this state until such user has paid such
 20 tax either to an Iowa use tax permit holder or has
 21 paid such tax to the department of revenue.
 22 2. Amend the title, page 1, by striking
 23 the words "exempting food and prescription drugs from"
 24 and inserting in lieu thereof the words "to reduce
 25 the rate of".

NORMAN RODGERS
 WILLIAM P. WINKELMAN
 H. L. HEYING
 BERL E. PRIEBE
 KENNETH D. SCOTT
 JAMES GALLAGHER
 KARL NOLIN

S—2097

1 Amend House File 672, as amended and passed by the
 2 House, page 4, by inserting after line 21 the following
 3 section:
 4 Sec. This Act, being deemed of immediate
 5 importance, shall take effect and be in force from and
 6 after its publication in The Southern County News, a
 7 newspaper published in Thornton, Iowa, and in the Globe
 8 Gazette, a newspaper published in Mason City, Iowa.

KENNETH D. SCOTT

S—2096

1 Amend House File 733 as follows:
 2 Page 2, by inserting in line 2 before the
 3 word "all" the words "any or".

MINNETTE DODERER

On motion of Senator Lamborn, the Senate adjourned until
 9:00 a.m., Wednesday, January 30, 1974.

JOURNAL OF THE SENATE

SEVENTEENTH DAY

SENATE CHAMBER
DES MOINES, IOWA, WEDNESDAY, JANUARY 30, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Fred Penny, pastor of the African Methodist Episcopal Church, Iowa City, Iowa.

The Journal of Tuesday, January 29, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Robert Cozine, Emmetsburg, Iowa.

PRESENTATION OF VISITORS

Senator Kennedy rose on a point of personal privilege and presented to the Senate the Honorable John M. Walsh, former member of the Senate from Dubuque County.

UNFINISHED BUSINESS

SPECIAL ORDER CONTINUED

Senate File 569

The Senate resumed consideration of Senate File 569, a bill for an act relating to child care facilities and providing penalties, and division S—1012E of the Ramsey amendment.

Senator Hill offered amendment S—2095 filed by him to division S—1012E of the amendment:

S—2095

- 1 Amend Division E of the Ramsey amendment S—1012
- 2 to Senate File 569 as follows:
- 3 1. Line 8, by striking the period and inserting in
- 4 lieu thereof the following: “, except care provided
- 5 in a foster family home as defined in subsection
- 6 twelve (12) of this section.”
- 7 2. Line 8, by inserting after line 8 the following:
- 8 “e. Care provided by a relative.”

Senator Kelly moved that action on divisions S—1012E,

S—1012F and S—1012D be deferred and that amendments S—1002 and S—2089 be taken up for immediate consideration.

Roll call was requested.

On the question "Shall motion to defer action on divisions S—1012E, S—1012F and S—1012D of the amendment be adopted?" (S.F. 569) the vote was:

Ayes, 28:

Blouin	Glenn	McCartney	Riley
Burroughs	Gluba	Milligan	Rodgers
Coleman	Hansen	Murray	Schwieger
Curtis	Hultman	Nolin	Scott
DeKoster	Kelly	Palmer	Shaff
Doderer	Kennedy	Priebe	Shaw
Gallagher	Kinley	Rabedeaux	Willits

Nays, 17:

Andersen	Hill	Miller of	Taylor
Bergman	Junkins	Marshall	Tieden
Briles	Lamborn	Nystrom	Van Gilst
Griffin	Miller of	Potter	Winkelman
Heying	Des Moines	Ramsey	

Absent or not voting, 5:

Orr	Robinson	Schaben	Schwengels
Plymat			

The motion prevailed.

Senator Murray offered amendment S—1002 filed by him and called for a division of the amendment as follows:

S—1002

Division S—1002A

- 1 Amend Senate File 569 as follows:
- 2 1. Page 3, by striking lines 32 and 33.
- 3 2. Page 4, line 2, by striking the word "registered"
- 4 and inserting in lieu thereof the word "qualifying".

Division S—1002B

- 5 3. Page 4, line 4, by striking the words "A list of
- 6 registered" and striking lines 5 and 6.
- 7 4. Page 4, line 10, by inserting after the word "homes"
- 8 the words "required to be licensed under this Act".

Division S—1002A (cont'd)

- 9 5. Page 5, line 34, by inserting after the word "homes"
- 10 the words "required to be licensed under this Act".

Senator Murray withdrew division S—1002B of the amendment.

Senator Murray moved the adoption of division S—1002A of the amendment.

Division was called for.

Division S—1002A of the amendment was adopted.

Senator Willits offered amendment S—2089 filed by Senators Willits, Doderer and Murray:

S—2089

- 1 Amend Senate File 569 as follows:
- 2 1. Page 4, by striking lines 4, 5, and 6 and by
- 3 inserting in lieu thereof the following: "required
- 4 to be licensed under this Act."
- 5 2. Page 4, by inserting after line 6 the following:
- 6 "Sec. *NEW SECTION. VOLUNTARY LICENSING AND*
- 7 *REGISTRATION OF FAMILY DAY CARE HOMES.* Family day care
- 8 homes may voluntarily request to be licensed as family
- 9 day care homes under applicable rules promulgated under
- 10 section five (5) of this Act. Any family day care home
- 11 may voluntarily register its name and capacity for pro-
- 12 viding child care with the department, and the department
- 13 shall maintain a list of these homes and their capacities
- 14 in order to assist families who wish to secure day care
- 15 services."
- 16 3. By renumbering the sections of this Act.

Senator Willits offered amendment S—2092 filed by him to amendment S—2089 and moved its adoption:

S—2092

- 1 Amend the Willits, et al., amendment S—2089 filed
- 2 January 28, 1974, to Senate File 569, line 11,
- 3 by striking the word "register" and inserting in lieu
- 4 thereof the word "list".

Amendment S—2092 to amendment S—2089 was adopted.

Senator Willits moved the adoption of amendment S—2089 as amended.

Roll call was requested.

On the question "Shall amendment S—2089 as amended be adopted?" (S.F. 569) the vote was:

Ayes, 32:

Andersen	Gluba	Milligan	Rodgers
Bergman	Griffin	Murray	Schaben
Blouin	Hultman	Nolin	Schwieger
Briles	Junkins	Nystrom	Scott
Curtis	Kelly	Palmer	Shaw
DeKoster	Kennedy	Plymat	Van Gilst
Doderer	Kinley	Priebe	Willits
Gallagher	Miller of	Riley	
Glenn	Marshall		

Nays, 11:

Coleman	Lamborn	Rabedeaux	Tieden
Heying	McCartney	Ramsey	Winkelman
Hill	Potter	Taylor	

Absent or not voting, 7:

Burroughs	Miller of	Orr	Schwengels
Hansen	Des Moines	Robinson	Shaff

Amendment S—2089 as amended was adopted.

The Senate resumed consideration of divisions S—1012E, S—1012F and S—1012D of the Ramsey amendment.

Senator Ramsey withdrew divisions S—1012E, S—1012F and S—1012D of the amendment.

Senator McCartney took the chair at 10:22 a.m.

Senator Kelly offered amendment S—2091 filed by Senators Murray and Kelly and moved its adoption:

S—2091

- 1 Amend Senate File 569 as follows:
- 2 1. Page 2, line 30, by inserting the following
- 3 after the words "sibility of": " , or approved or
- 4 certified by".
- 5 2. Page 8, line 5, by striking the period (.)
- 6 following the word "proof", and adding the following:
- 7 "of establishing such relationship."

Amendment S—2091 was adopted.

Senator Doderer offered amendment S—2100 filed by Senators Doderer and Murray and moved its adoption:

S—2100

- 1 Amend Senate File 569, page 2, by adding after
- 2 line 31 the following:
- 3 "d. Care provided by a relative."

Amendment S—2100 was adopted.

Senator Taylor withdrew amendment S—999 filed by him on June 23, 1973, and found on page 2146 of the 1973 Senate Journal.

Senator Taylor offered amendment S—2093 filed by him and moved its adoption:

S—2093

- 1 Amend Senate File 569, page 1, line 4, by striking
- 2 the words "less than six".

The Chair called for a division.

Amendment S—2093 lost.

Senator Doderer offered amendment S—2098 filed by Senators Doderer and Junkins and moved its adoption:

S—2098

- 1 Amend Senate File 569 as follows:
- 2 Page 3, by striking from line 8 the words "who
- 3 normally reside in the home" and inserting in
- 4 lieu thereof the words "who are present in the
- 5 home when the day care services are provided."

Amendment S—2098 was adopted.

Senator Blouin offered amendment S—2105 by Senators Doderer and Blouin and moved its adoption:

S—2105

- 1 Amend Senate File 569 as follows:
- 2 Page 3, by striking the word "eighteen" in
- 3 line 22 and inserting in lieu thereof the word "twelve".

Amendment S—2105 was adopted.

Senator Schwieger offered amendment S—2094 filed by Senators Schwieger, Willits and Doderer and moved its adoption:

S—2094

- 1 Amend Senate File 569 as follows:
- 2 1. Page 3, by inserting the following after line
- 3 33:
- 4 "..... 'State day care advisory committee'
- 5 means the state day care advisory committee established
- 6 by regulation two hundred twenty point four (220.4)
- 7 of the Social Security Act of 1967 whose membership is
- 8 no less than nine nor no more than fifteen members and
- 9 is comprised of one-third providers of services, one-
- 10 third interested citizens from urban and rural areas
- 11 across the state. If for any reason the federal govern-
- 12 ment eliminates this advisory committee, this advisory
- 13 committee shall continue to function as a state advisory
- 14 group to the department."
- 15 2. Page 4, by inserting the following after line
- 16 23:
- 17 "All rules, regulations, and standards promulgated
- 18 under this Act with respect to family day care homes
- 19 and day care centers or nursery schools shall be de-
- 20 veloped in consultation with the state day care advisory
- 21 committee."

Amendment S—2094 was adopted.

Senator Kelly offered amendment S—1004 filed by him and moved its adoption:

S—1004

- 1 Amend Senate File 569 as follows:
- 2 1. Page 4, by inserting after line 19 the following:
- 3 Before a proposed rule, as defined in chapter seventeen A
- 4 (17A) of the Code, is submitted to the departmental rules
- 5 review committee, a public hearing shall be held in regard to

- 6 the rule, and members of the departmental rules review committee
- 7 shall be notified of the hearing as required in section seventeen
- 8 A point sixteen (17A.16) of the Code.

Amendment S—1004 was adopted.

Senator Shaw offered amendment S—2088 filed by her:

S—2088

- 1 Amend Senate File 569, page 4, line 23, by
- 2 striking the period and inserting in lieu thereof
- 3 the following: “; except that rules for buildings
- 4 used as day care centers as an adjunct to their primary
- 5 purpose shall take into consideration that children
- 6 are received for temporary care only during a portion
- 7 of the day between six thirty o’clock a.m. and nine
- 8 thirty o’clock p.m. and shall not differ from rules
- 9 promulgated for these buildings when they are used by
- 10 groups of person congregating from time to time in
- 11 the primary use and occupancy of the buildings.
- 12 Furthermore, such rules shall govern only portions
- 13 of the building utilized for day care centers.”

Senator Shaw offered amendment S—2104 to amendment S—2088 and moved its adoption:

S—2104

- 1 Amend the Shaw amendment S—2088 filed January 28,
- 2 1974, to Senate File 569, by striking all of lines
- 3 6, 7 and 8 and inserting in lieu thereof the following:
- 4 “are received for temporary care only and shall not
- 5 differ from rules”.

Amendment S—2104 to amendment S—2088 was adopted.

On motion of Senator Shaw, amendment S—2088 as amended was adopted.

Senator Doderer offered amendment S—2090 filed by Senators Doderer, Willits and Murray and moved its adoption:

S—2090

- 1 Amend Senate File 569, page 5, by striking lines
- 2 7 through 11 and inserting in lieu thereof the following:
- 3 “The director may issue a provisional license for
- 4 a period of time not to exceed one year if the facility
- 5 does not meet standards required under this Act. If
- 6 written plans to bring the facility up to standards,
- 7 giving specific dates for completion of work, are sub-
- 8 mitted to and approved by the department, the provisional
- 9 license shall be renewable.”

Amendment S—2090 was adopted.

Senator Murray offered amendment S—2086 filed by him and moved its adoption:

S—2086

- 1 Amend Senate File 569, page 6, line 19, by striking
- 2 the numeral "1973" and inserting in lieu thereof
- 3 "1974".

Amendment S—2086 was adopted.

Senator Doderer offered amendment S—1000 filed by her:

S—1000

- 1 Amend Senate File 569, page 8 by striking lines 9 through
- 2 11 and inserting in lieu thereof the following:
- 3 "one hundred dollars".

Senator Ramsey withdrew amendment S—1013 to amendment S—1000 filed by him on June 24, 1973, and found on page 2147 of the 1973 Senate Journal.

On motion of Senator Doderer, amendment S—1000 was adopted.

Senator Rabedeaux took the chair at 11:20 a.m.

Senator McCartney took the chair at 11:26 a.m.

Senator Ramsey moved that Senate File 569 be referred to the committee on appropriations, under Senate Rule 37.

The Chair called for a division.

The motion lost.

Senator Murray moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 569) the vote was:

Ayes, 32:

Andersen	Hansen	Nystrom	Schaben
Bergman	Kelly	Orr	Schwengels
Blouin	Kennedy	Palmer	Schwieger
DeKoster	Kinley	Plymat	Scott
Doderer	Miller of	Priebe	Shaff
Gallagher	Des Moines	Ramsey	Shaw
Glenn	Milligan	Riley	Van Gilst
Gluba	Murray	Rodgers	Willits
Griffin			

Nays, 17:

Briles	Hill	Miller of	Rabedeaux
Burroughs	Hultman	Marshall	Taylor
Coleman	Junkins	Nolin	Tieden
Curtis	Lamborn	Potter	Winkelman
Heying	McCartney		

Absent or not voting, 1:

Robinson

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

MOTIONS TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 569 passed the Senate.

CHARLES P. MILLER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 569 passed the Senate on January 30, 1974.

RICHARD R. RAMSEY

On motion of Senator Lamborn, the Senate recessed until 3:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 1047.

Senate File 1047

On motion of Senator Riley, Senate File 1047, a bill for an act relating to gambling, games of skill and games of chance, which makes participation in certain athletic contests, sports events and exhibitions lawful, was taken up for consideration.

Senator Gluba offered amendment S—2080 filed by him:

S—2080

- 1 Amend Senate File 1047 as follows:
- 2 1. Page 2, line 8 by inserting after the word "contests" the
- 3 word " leagues".
- 4 Page 2, by striking line 9 and by inserting in lieu thereof
- 5 the following: "golf, bowling, and horseshoe contests,
- 6 leagues or tournaments,".
- 7 Page 2, line 27 by striking the words "contests of tournaments"
- 8 and by inserting in lieu thereof the words "contests, leagues,
- 9 or tournaments".
- 10 Page 2, by striking line 28 and by inserting in lieu thereof
- 11 the following: "golf, bowling and horseshoe contests, leagues
- 12 or tournaments."

Senator Miller of Des Moines offered amendment S—2103 to amendment S—2080 and moved its adoption:

S—2103

- 1 Amend the Gluba amendment S—2080 filed January 28,
- 2 1974, to Senate File 1047 as follows:
- 3 1. Line 5, by inserting after the word "bowling,"

- 4 the following: "trap or skeet shoots,"
- 5 2. Line 11, by inserting after the word "bowling,"
- 6 the following: "trap or skeet shoots,"

Amendment S—2103 to amendment S—2080 was adopted.

On motion of Senator Gluba, amendment S—2080 as amended was adopted.

Senator Junkins offered amendment S—2083 filed by Senators Junkins and Hultman:

S—2083

- 1 Amend Senate File 1047 as follows:
- 2 1. Page 2, line 8 by inserting after the word "including" the
- 3 word "rodeos,"
- 4 2. Page 2, line 27 by inserting after the word "including"
- 5 the word "rodeos,"

Senator Winkelman offered amendment S—2101 to amendment S—2083, filed by Senators Winkelman, Potter and Doderer, and moved its adoption:

S—2101

- 1 Amend the Junkins and Hultman amendment S—2083 to
- 2 Senate File 1047 as follows:
- 3 1. Line 3, by inserting after the comma the words
- 4 "horse shows,"
- 5 2. Line 5, by inserting after the comma the words
- 6 "horse shows,"

Amendment S—2101 to amendment S—2083 was adopted.

On motion of Senator Junkins, amendment S—2083 as amended was adopted.

Senator Palmer withdrew amendment S—2084 filed by Senators Palmer and Lamborn on January 28, 1974, and found on page 224 of the Senate Journal.

Senator Miller of Des Moines withdrew amendment S—2085 filed by him on January 28, 1974, and found on page 224 of the Senate Journal.

Senator Orr offered amendment S—2081 filed by her and moved its adoption:

S—2081

- 1 Amend Senate File 1047 as follows:
- 2 1. Page 2, line 11, by adding after the words "Horse races"
- 3 the words ", harness racing".
- 4 2. Page 2, line 29, by adding after the words "Horse races"
- 5 the words ", harness racing".

Amendment S—2081 was adopted.

Senator Rabedaux took the chair at 3:40 p.m.

Senator Kinley offered amendment S—2087 filed by him:

S—2087

- 1 Amend Senate File 1047, page 2, by striking
- 2 lines 33 and 34 and inserting in lieu thereof
- 3 the following:
- 4 Wagering or betting on the outcome of an
- 5 activity permitted by this section, whether by
- 6 participants or others is permitted to the extent
- 7 permitted by Acts of the Sixty-fifth General Assembly,
- 8 1973 Session, chapter one hundred fifty-three (153),
- 9 section twenty (20).

Senator DeKoster offered amendment S—2106 to amendment S—2087 and moved its adoption:

S—2106

- 1 Amend the Kinley amendment S—2087 to Senate File 1047,
- 2 line 6, by inserting after the word "permitted" the
- 3 word "only".

Amendment S—2106 to amendment S—2087 was adopted.

On motion of Senator Kinley, amendment S—2087 as amended was adopted.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1047) the vote was:

Ayes, 43:

Andersen	Gluba	Miller of	Rodgers
Bergman	Griffin	Des Moines	Schaben
Blouin	Hansen	Milligan	Schwengels
Briles	Heying	Murray	Schwieger
Burroughs	Hultman	Nolin	Scott
Coleman	Junkins	Nystrom	Shaff
Curtis	Kelly	Orr	Shaw
DeKoster	Kennedy	Palmer	Taylor
Doderer	Kinley	Priebe	Tieden
Gallagher	Lamborn	Rabedeaux	Willits
Glenn	McCartney	Riley	Winkelman

Nays, 5:

Hill	Miller of Marshall	Plymat Ramsey	Van Gilst
------	-----------------------	------------------	-----------

Absent or not voting, 2:

Potter	Robinson
--------	----------

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

Senator Riley asked and received unanimous consent that Senate File 1047 be **immediately messaged** to the House, which request was complied with.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 103 authorizing the Legislative Council to expend funds for expenses of pension and retirement programs study committee.

Also: That the House has concurred in Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 388, a bill for an act relating to public employee leave of absence with pay.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1046, a bill for an act relating to the use of warning devices.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1052, a bill for an act relating to the period of time certificates of inspection of motor vehicles are valid.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate File 1062, by committee on state government (committee on transportation), a bill for an act relating to the functional classification and jurisdiction of highways.

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

Senate File 1063, by Senator Riley, a bill for an act designating Martin Luther King's birthday a public holiday.

Read first time and **passed on file**.

Senate File 1064, by Senator Riley (Hill, Knoke, Oakley and Doyle), a bill for an act relating to business corporations.

Read first time and **passed on file**.

Senate File 1065, by Senators Briles, Winkelman and Hultman (Daggett and Danker), a bill for an act relating to the operation of state institutions.

Read first time and **passed on file**.

Senate File 1066, by Senator Taylor, a bill for an act relating to obscene matter and live sex shows and providing a penalty.

Read first time and **passed on file**.

Senate File 1067, by Senator Curtis, a bill for an act relating to the increase of per diem pay for township trustees.

Read first time and passed on file.

Senate File 1068, by Senator Riley, a bill for an act relating to the civil service commission for deputy county sheriffs.

Read first time and passed on file.

HOUSE MESSAGES CONSIDERED

House File 1046, a bill for an act relating to the use of warning devices.

Read first time and passed on file.

House File 1052, a bill for an act relating to the period of time certificates of inspection of motor vehicles are valid.

Read first time and passed on file.

SENATE CONCURRENT RESOLUTION 105

By Schaben and Lamborn

- 1 *Whereas*, several problems have arisen in the area of state-
- 2 federal cooperation; and
- 3 *Whereas*, the people of the state of Iowa have a desire to be
- 4 better informed on these problems; and
- 5 *Whereas*, the General Assembly would be better able to discharge
- 6 its duties if additional information were available; *Now Therefore*,
- 7 *Be It Resolved by the Senate, the House Concurring*, That the
- 8 second session of the Sixty-fifth General Assembly extends an
- 9 invitation to the Iowa congressional delegation to speak to a
- 10 joint session of the Iowa General Assembly on the problems of
- 11 the Occupational Safety Act, highway trust funds, a possible
- 12 fertilizer shortage, and the energy crisis; and
- 13 *Be It Further Resolved*, That copies of this resolution be
- 14 forwarded by the secretary of the Senate to each member of the
- 15 Iowa congressional delegation.

SENATE CONCURRENT RESOLUTION 106

By Schaben, Priebe and Nolin
(Dunton, Miller of Calhoun and Krause)

- 1 *Whereas*, Iowa is a leading food producing state; and
- 2 *Whereas*, an adequate supply of fertilizer is necessary to
- 3 the production of our crops; and
- 4 *Whereas*, the cost of available fertilizer has drastically
- 5 increased in price; and
- 6 *Whereas*, an adequate supply of fertilizer at any price,
- 7 especially nitrogen, may not be available; and
- 8 *Whereas*, a shortage of fertilizer would seriously hamper

9 the food production capabilities of the Iowa farmer; and
 10 *Whereas*, a disruption in planting patterns and production
 11 capabilities would further increase the cost of food; *Now*
 12 *Therefore*,
 13 *Be It Resolved by the Senate, the House Concurring*, That
 14 the Iowa State Senate directs the Governor to appoint a committee
 15 of legislators, two from the House and two from the Senate, one
 16 from each party in each house, to personally visit the United
 17 States Secretary of Agriculture to explain the urgency of this
 18 problem, the need for an adequate supply of fertilizer, and to
 19 request federal action to insure that a sufficient supply of
 20 reasonably priced fertilizer is available for the spring planting.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S. F. 1057 Judiciary
- S. F. 1058 Ways and means
- S. F. 1060 Cities and towns
- S. F. 1061 State government

REPORT OF COMMITTEE

Senator Briles submitted the following report:

MR. PRESIDENT: Your committee on county government to which was referred **Senate File 506**, a bill for an act relating to membership fees in the Iowa association of counties, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JAMES E. BRILES, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2115

- 1 Amend Senate File 1043 as follows:
- 2 1. Page 1, line 8, by striking the words "[department]
- 3 *county treasurer*" and inserting in lieu thereof the words
- 4 "*department or county treasurer who issued the original*
- 5 *document*".
- 6 2. Page 1, lines 13 and 14, by striking the words
- 7 "[department] *county treasurer shall mail*" and inserting in lieu
- 8 thereof the words "*department [shall mail] or county*
- 9 *treasurer shall, after a period of five days, issue*".
- 10 3. Page 2, by inserting after line 7 the following
- 11 section:
- 12 Sec. Section three hundred twenty-one point
- 13 one hundred fifty-two (321.152), Code 1973, is amended
- 14 to read as follows:
- 15 321.152 FEE FOR COUNTY. Each county treasurer shall

16 be allowed to retain for deposit in the county general
 17 fund, seventy-five cents for each annual or semiannual
 18 vehicle registration and each duplicate registration
 19 card or plate issued; sixty-five percent of all fees
 20 collected for certificates of title [and], notations of
 21 lien or encumbrance[; and one dollar for each duplicate],
 22 *and a certified copy of a certificate of title.* The
 23 moneys retained shall be deducted, and reported to the
 24 department, when the county treasurer transfers the
 25 money collected under the provisions of this chapter;

Page 2

1 provided, however, that no such deduction shall be lawful
 2 unless the county treasurer has complied with the provi-
 3 sions of sections 321.24 and 321.153.

COMMITTEE ON COUNTY GOVERNMENT
 JAMES E. BRILES, Chairman

S—2108

1 Amend Senate File 1055 as follows:

2 1. Page 1, by striking everything after the
 3 enacting clause and inserting in lieu thereof the
 4 following:

5 Section 1. Section four hundred twenty-two point
 6 twelve (422.12), Code 1973, is amended by adding
 7 the following new subsection:

8 *NEW SUBSECTION.* Fifteen dollars each for a
 9 husband, wife, and each minor dependent if their
 10 combined net income, as defined in section four
 11 hundred twenty-two point seven (422.7) of the Code,
 12 is five thousand dollars or less.

13 2. Page 1, lines 1 and 2, by striking everything
 14 after the word "Act" and inserting in lieu thereof
 15 the words "providing an income tax exemption for
 16 low income families."

H. L. HEYING

S—2112

1 Amend Senate File 1055 by striking everything
 2 after the enacting clause and inserting in lieu
 3 thereof the following:

4 "Section 1. *NEW SECTION.* Every resident
 5 individual shall be entitled to a sales tax refund
 6 for each taxable year with respect to himself
 7 and each of the persons for whom he would be
 8 entitled to claim as a personal exemption for
 9 purposes of the personal income tax, whether or
 10 not such resident individual is required to file
 11 a personal income tax return or pay such tax.

12 The amount of refund shall be twelve dollars
 13 for each resident individual and for each person for
 14 whom he is entitled to claim a personal exemption.

15 The amount of the refund provided for in this
 16 section shall be allowed as a credit against the
 17 personal income tax imposed under this chapter,
 18 provided the resident individual claims the refund

19 on his income tax return. If the income tax due a
 20 resident individual shown by his tax return is less
 21 than the full amount of the refund to which he is
 22 entitled under this section, the excess of the refund
 23 over the income tax otherwise due shall be refunded
 24 to him by the department of revenue.

25 If any resident individual entitled to a refund

Page 2

1 under this section is not otherwise required to file
 2 an income tax return, the refund to which he is
 3 entitled shall be refunded to him upon furnishing
 4 the department of revenue with proof of his taxable
 5 income and the number of his personal exemptions.

6 For the purposes of this section, the term
 7 'resident individual' is defined as a person who has
 8 resided in the state of Iowa for the full taxable
 9 year. The term 'taxable income' shall have the same
 10 meaning as defined in section four hundred twenty-
 11 two point four (422.4), of the Code. The term
 12 'personal exemption' shall have the same meaning as
 13 defined in section four hundred twenty-two point
 14 twelve (422.12), of the Code.

15 The department of revenue shall make all rules
 16 and regulations with respect to the refunds for this
 17 section, including the manner and requirements for
 18 claiming credit for or refund of the amount thereof
 19 in the same manner as state income tax refunds, and
 20 in accordance with the provisions of sections four
 21 hundred twenty-two point sixteen (422.16) and four
 22 hundred twenty-two point seventy-four (422.74), of the
 23 Code.

24 Sec. 2. *NEW SECTION.* REFERENDUM.

25 The sales tax refund shall not be repealed unless

Page 3

1 so voted by a referendum."

NORMAN G. RODGERS
 WILLIAM D. PALMER
 KENNETH D. SCOTT
 WILLIAM E. GLUBA
 H. L. HEYING
 JAMES V. GALLAGHER
 BERL E. PRIEBE
 EARL M. WILLITS
 GENE V. KENNEDY

S—2110

1 Amend Senate File 1055 as follows:

2 Page 1, line 1, after the word "exempting" insert the
 3 words "the gross receipts from the sale of".

JOAN ORR
 CLIFTON C. LAMBORN
 ROGER J. SHAFF

S—2109

1 Amend Senate File 1055 as follows:

2 By striking lines 10 through 25 on page 1 and lines 1 through 13
 3 on page 2 and inserting in lieu thereof the following:
 4 *NEW SUBSECTION.* Gross receipts from the sale of
 5 food products for human consumption. "Food products"
 6 include, but are not limited to, cereals and cereal
 7 products, milk and milk products, oleomargarine, meat
 8 and meat products, fish and fish products, eggs and
 9 egg products, vegetables and vegetable products, fruit,
 10 fruit products and fruit juices, spices and salt,
 11 sugar and sugar products other than candy and con-
 12 fectionery; coffee and coffee substitutes, tea, cocoa
 13 and cocoa products other than candy and confectionery.
 14 "Food products" do not include alcoholic liquor
 15 or beer as defined in subsections eight (8) and nine
 16 (9) of section one hundred twenty-three point three
 17 (123.3) of the Code, soft drinks, sodas or beverages;
 18 medicines, except by prescription; tonics, vitamins
 19 and other dietary supplements; or water, mineral water,
 20 carbonated water or ice. Food products do not include
 21 meals prepared for immediate consumption on or off the
 22 premises of the retailer. "Food products" do not in-
 23 clude food sold through vending machines.
 24 *NEW SUBSECTION.* The gross receipts from the sale
 25 of prescription drugs, as defined in subsection ten

Page 2

1 (10) of section one hundred fifty-five point three
 2 (155.3) of the Code, if dispensed for human consump-
 3 tion by a registered pharmacist licensed under chapter
 4 one hundred fifty-five (155) of the Code, physician
 5 and surgeon licensed under chapter one hundred forty-
 6 eight (148) of the Code, osteopath licensed under
 7 chapter one hundred fifty (150) of the Code, and
 8 osteopathic physician and surgeons licensed under
 9 chapter one hundred fifty A (150A) of the Code,
 10 dentists licensed under chapter one hundred fifty-
 11 three (153) of the Code, and podiatrists licensed under
 12 chapter one hundred forty-nine (149) of the Code.

JOAN ORR
 CLIFTON C. LAMBORN
 ROGER J. SHAFF

S—2113

1 Amend Senate File 1055 as follows:

2 1. Page 1, by striking lines 10 through 25 and
 3 inserting in lieu thereof the following:

4 *NEW SUBSECTION.* Gross receipts from the sale of any
 5 food or food product for human consumption, except
 6 alcoholic beverages and tobacco, which is not prepared
 7 for immediate consumption on or off the premises.

8 2. Page 2, by striking lines 1 through 9.

NORMAN RODGERS
 WILLIAM E. GLUBA
 GEORGE R. KINLEY
 MICHAEL T. BLOUIN
 KENNETH D. SCOTT

JAMES V. GALLAGHER
 IRVIN L. BERGMAN
 KARL NOLIN
 GENE V. KENNEDY
 WILLARD R. HANSEN
 RICHARD D. RAMSEY
 BERL E. PRIEBE
 H. L. HEYING
 JAMES E. BRILES
 LOWELL L. JUNKINS
 JAMES F. SCHABEN
 DALE L. TIEDEN
 EARL M. WILLITS
 RAY TAYLOR

S—2102

- 1 Amend Senate File 1055 as follows:
- 2 1. Page 2, by inserting after line 13 the
- 3 following:
- 4 Sec. Section four hundred twenty-two point
- 5 fifty-two (422.52), Code 1973, is amended by adding
- 6 the following new subsection:
- 7 *NEW SUBSECTION.* When a return is filed and the
- 8 taxes shown due thereon are paid in full on or before
- 9 the date due as prescribed in section four hundred
- 10 twenty-two point fifty-one (422.51) of the Code, the
- 11 retailer shall be allowed a credit or discount equal
- 12 to three percent of the sales tax shown due by the
- 13 return on the amount due up to one thousand dollars
- 14 and an additional credit or discount equal to two
- 15 percent of the sales tax shown due by the return on
- 16 the amount due in excess of one thousand dollars up
- 17 to four thousand dollars and one percent on all
- 18 amounts due in excess of four thousand dollars.
- 19 This credit or discount shall be allowed to the
- 20 retailer for prompt payment of the tax and as
- 21 partial remuneration for the costs of collecting the
- 22 tax and record keeping required by this chapter.
- 23 2. By numbering sections to conform to this
- 24 amendment.
- 25 3. Amend the title on page 1, line 2, by in-

Page 2

- 1 serting after the word "tax" the words "and providing a
- 2 sales tax credit".

CALVIN O. HULTMAN
 DALE L. TIEDEN

S—2111

- 1 Amend Senate File 1055, page 2, by inserting after line
- 2 13 the following:
- 3 Sec. 2. This Act shall take effect and be in force on
- 4 April 1, 1974, after its publication in the Grinnell
- 5 Herald-Register, a newspaper published in Grinnell, Iowa,
- 6 and in The Tama News-Herald, a newspaper published in
- 7 Tama, Iowa.

JOAN ORR

S—2107

- 1 Amend Senate File 1053, page 3, lines 28 and 29, by
- 2 striking the words and figure "section two hundred sixty-
- 3 one point one (261.1) of the Code" and inserting in lieu
- 4 thereof the words "this Act".

WILLARD R. HANSEN

S—2114

- 1 Amend House File 173 as amended and passed by the
- 2 House as follows:
- 3 1. Line 9, by striking the word "and".
- 4 2. Line 11, by inserting after the word "cents"
- 5 the words ", and for actual expense of parking, as
- 6 determined by the clerk of court".
- 7 3. Line 12, by inserting after the word "travel"
- 8 the words "or actual expenses of parking".

EARL M. WILLITS

On motion of Senator Lamborn, the Senate adjourned until 9:00 a.m., Thursday, January 31, 1974.

JOURNAL OF THE SENATE

EIGHTEENTH DAY

SENATE CHAMBER
DES MOINES, IOWA, THURSDAY, JANUARY 31, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Robert H. Evans, pastor of the Christian Church, Logan, Iowa.

The Journal of Wednesday, January 30, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Frederic Ashler, Hamburg, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Robinson for the day on request of Senator Kennedy.

PRESENTATION OF VISITORS

President Neu welcomed the Honorable Andrew G. Frommelt, former member of the Senate and House of Representatives, from Dubuque County.

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

Forty students from Western Hills Elementary School, West Des Moines, Iowa, accompanied by Mrs. Glotfeldy. Senator Miligan.

Forty students from Decatur County Community School, accompanied by Philip Luksetch. Senator Ramsey.

Fifteen students, members of Boy Scout Troop 297, from Moulton, Nash and Casady Elementary schools, Des Moines, Iowa. Senators Palmer and Kinley.

CONSIDERATION OF BILLS

Senate File 1055

On motion of Senator Lamborn, Senate File 1055, a bill for an

act exempting food and prescription drugs from the sales and use tax, was taken up for consideration.

Senator Rodgers offered amendment S—2099 filed by Senators Rodgers, Winkelman, et al., on January 29, 1974, and found on pages 234-236, inclusive, of the Senate Journal.

Senator DeKoster raised the point of order that amendment S—2099 was not germane to the title of the bill.

The Chair ruled the point well taken and amendment S—2099 out of order.

Senator Heying withdrew amendment S—2108 filed by him on January 30, 1974, and found on page 250 of the Senate Journal.

Senator Rodgers offered amendment S—2112 filed by Senators Rodgers, Palmer, et al.:

S—2112

1 Amend Senate File 1055 by striking everything
2 after the enacting clause and inserting in lieu
3 thereof the following:

4 "Section 1. *NEW SECTION.* Every resident
5 individual shall be entitled to a sales tax refund
6 for each taxable year with respect to himself
7 and each of the persons for whom he would be
8 entitled to claim as a personal exemption for
9 purposes of the personal income tax, whether or
10 not such resident individual is required to file
11 a personal income tax return or pay such tax.

12 The amount of refund shall be twelve dollars
13 for each resident individual and for each person for
14 whom he is entitled to claim a personal exemption.

15 The amount of the refund provided for in this
16 section shall be allowed as a credit against the
17 personal income tax imposed under this chapter,
18 provided the resident individual claims the refund
19 on his income tax return. If the income tax due a
20 resident individual shown by his tax return is less
21 than the full amount of the refund to which he is
22 entitled under this section, the excess of the refund
23 over the income tax otherwise due shall be refunded
24 to him by the department of revenue.

25 If any resident individual entitled to a refund

Page 2

1 under this section is not otherwise required to file
2 an income tax return, the refund to which he is
3 entitled shall be refunded to him upon furnishing
4 the department of revenue with proof of his taxable
5 income and the number of his personal exemptions.

6 For the purposes of this section, the term

7 'resident individual' is defined as a person who has
 8 resided in the state of Iowa for the full taxable
 9 year. The term 'taxable income' shall have the same
 10 meaning as defined in section four hundred twenty-
 11 two point four (422.4), of the Code. The term
 12 'personal exemption' shall have the same meaning as
 13 defined in section four hundred twenty-two point
 14 twelve (422.12), of the Code.

15 The department of revenue shall make all rules
 16 and regulations with respect to the refunds for this
 17 section, including the manner and requirements for
 18 claiming credit for or refund of the amount thereof
 19 in the same manner as state income tax refunds, and
 20 in accordance with the provisions of sections four
 21 hundred twenty-two point sixteen (422.16) and four
 22 hundred twenty-two point seventy-four (422.74), of the
 23 Code.

24 Sec. 2. *NEW SECTION.* REFERENDUM.

25 The sales tax refund shall not be repealed unless

Page 3

1 so voted by a referendum."

Senator McCartney raised the point of order that amend-
 ment S—2112 was not germane to the title of the bill.

The Chair ruled the point well taken and amendment S—2112
 out of order.

Senator Kennedy moved that Sec. 402, Mason's Manual of
 Legislative Procedure, relating to the germaneness of an amend-
 ment, be suspended to permit consideration of amendment
 S—2112.

On the question "Shall the motion to suspend the rule relating
 to the germaneness of amendment S—2112 be adopted?" (S.F.
 1055) the vote was:

Ayes, 21:

Blouin	Heying	Miller of	Rodgers
Coleman	Hill	Des Moines	Schaben
Doderer	Junkins	Nolin	Scott
Gallagher	Kennedy	Orr	Van Gilst
Glenn	Kinley	Palmer	Willits
Gluba		Priebe	

Nays, 28:

Andersen	Hultman	Murray	Schwengels
Bergman	Kelly	Nystrom	Schwieger
Briles	Lamborn	Plymat	Shaff
Burroughs	McCartney	Potter	Shaw
Curtis	Miller of	Rabedeaux	Taylor
DeKoster	Marshall	Ramsey	Tieden
Griffin	Milligan	Riley	Winkelman
Hansen			

Absent or not voting, 1:

Robinson

The motion lost.

Senator Orr offered amendment S—2109 filed by Senators Orr, Lamborn and Shaff:

S—2109

- 1 Amend Senate File 1055 as follows:
- 2 By striking lines 10 through 25 on page 1 and lines 1 through 13
- 3 on page 2 and inserting in lieu thereof the following:
- 4 *NEW SUBSECTION.* Gross receipts from the sale of
- 5 food products for human consumption. "Food products"
- 6 include, but are not limited to, cereals and cereal
- 7 products, milk and milk products, oleomargarine, meat
- 8 and meat products, fish and fish products, eggs and
- 9 egg products, vegetables and vegetable products, fruit,
- 10 fruit products and fruit juices, spices and salt,
- 11 sugar and sugar products other than candy and con-
- 12 fectionery; coffee and coffee substitutes, tea, cocoa
- 13 and cocoa products other than candy and confectionery,
- 14 "Food products" do not include alcoholic liquor
- 15 or beer as defined in subsections eight (8) and nine
- 16 (9) of section one hundred twenty-three point three
- 17 (123.3) of the Code, soft drinks, sodas or beverages;
- 18 medicines, except by prescription; tonics, vitamins
- 19 and other dietary supplements; or water, mineral water,
- 20 carbonated water or ice. Food products do not include
- 21 meals prepared for immediate consumption on or off the
- 22 premises of the retailer. "Food products" do not in-
- 23 clude food sold through vending machines.
- 24 *NEW SUBSECTION.* The gross receipts from the sale
- 25 of prescription drugs, as defined in subsection ten

Page 2

- 1 (10) of section one hundred fifty-five point three
- 2 (155.3) of the Code, if dispensed for human consump-
- 3 tion by a registered pharmacist licensed under chapter
- 4 one hundred fifty-five (155) of the Code, physician
- 5 and surgeon licensed under chapter one hundred forty-
- 6 eight (148) of the Code, osteopath licensed under
- 7 chapter one hundred fifty (150) of the Code, and
- 8 osteopathic physician and surgeons licensed under
- 9 chapter one hundred fifty A (150A) of the Code,
- 10 dentists licensed under chapter one hundred fifty-
- 11 three (153) of the Code, and podiatrists licensed under
- 12 chapter one hundred forty-nine (149) of the Code.

Senator Rodgers offered amendment S—2117 to amendment S—2109 and moved its adoption:

S—2117

- 1 Amend the Orr, et al., amendment S—2109 to Senate
- 2 File 1055, by striking lines 4 through 23 on page
- 3 1 and inserting in lieu thereof the following:

4 *NEW SUBSECTION.* Gross receipts from the sale of
 5 food or food products for human consumption, except
 6 alcoholic beverages and tobacco, which is not pre-
 7 pared for immediate consumption on or off the
 8 premises.

Roll call was requested.

On the question "Shall amendment S—2117 to amendment S—2109 be adopted?" (S.F. 1055) the vote was:

Ayes, 21:

Blouin	Gluba	Miller of	Rodgers
Briles	Heying	Des Moines	Schaben
Coleman	Hill	Nolin	Scott
Doderer	Junkins	Palmer	Van Gilst
Gallagher	Kennedy	Priebe	Willits
Glenn	Kinley		

Nays, 27:

Andersen	Hultman	Nystrom	Schwengels
Bergman	Lamborn	Orr	Schwieger
Burroughs	McCartney	Plymat	Shaff
Curtis	Miller of	Potter	Shaw
DeKoster	Marshall	Rabedeaux	Taylor
Griffin	Milligan	Ramsey	Tieden
Hansen	Murray	Riley	Winkelman

Absent or not voting, 2:

Kelly Robinson

Amendment S—2117 to amendment S—2109 lost.

Senator Heying withdrew amendment S—2118 to amendment S—2109:

S—2118

- 1 Amend amendment S—2109 to Senate File 1055 as
- 2 follows:
- 3 1. Line 4, by striking the word "Gross" and inserting
- 4 in lieu thereof the words "Two-thirds of the gross".
- 5 2. Line 5, after the word "consumption" insert the
- 6 words "and the retailer may retain one-third of such
- 7 receipts for the cost in compliance with this subsection".

Senator Orr moved the adoption of amendment S—2109 and requested a roll call.

On the question "Shall amendment S—2109 be adopted?" (S.F. 1055) the vote was:

Ayes, 45:

Andersen	Curtis	Griffin	Kennedy
Bergman	DeKoster	Hansen	Kinley
Blouin	Doderer	Heying	Lamborn
Briles	Gallagher	Hill	McCartney
Burroughs	Glenn	Hultman	Miller of
Coleman	Gluba	Junkins	Des Moines

Miller of Marshall	Orr Palmer	Riley Schaben	Shaw Taylor
Milligan	Plymat	Schwengels	Tieden
Murray	Potter	Schwieger	Willits
Nolin	Priebe	Scott	Winkelman
Nystrom	Ramsey	Shaff	

Nays, 3:

Rabedeaux	Rodgers	Van Gilst
-----------	---------	-----------

Absent or not voting, 2:

Kelly	Robinson
-------	----------

Amendment S—2109 was adopted.

Senator Rodgers withdrew amendment S—2113 filed by Senators Rodgers, Gluba, et al., on January 30, 1974, and found on pages 252 and 253 of the Senate Journal.

(Senate File 1055 pending at recess.)

On motion of Senator Lamborn, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

CONSIDERATION OF BILLS

Senate File 1055

The Senate resumed consideration of Senate File 1055.

Senator Orr offered amendment S—2110 filed by Senators Orr, Lamborn and Shaff and moved its adoption:

S—2110

- 1 Amend Senate File 1055 as follows:
- 2 Page 1, line 1, after the word "exempting" insert the
- 3 words "the gross receipts from the sale of".

Amendment S—2110 was adopted.

Senator Hultman offered amendment S—2102 filed by Senators Hultman and Tieden:

S—2102

- 1 Amend Senate File 1055 as follows:
- 2 1. Page 2, by inserting after line 13 the
- 3 following:
- 4 Sec. Section four hundred twenty-two point
- 5 fifty-two (422.52), Code 1973, is amended by adding
- 6 the following new subsection:
- 7 *NEW SUBSECTION.* When a return is filed and the
- 8 taxes shown due thereon are paid in full on or before

9 the date due as prescribed in section four hundred
 10 twenty-two point fifty-one (422.51) of the Code, the
 11 retailer shall be allowed a credit or discount equal
 12 to three percent of the sales tax shown due by the
 13 return on the amount due up to one thousand dollars
 14 and an additional credit or discount equal to two
 15 percent of the sales tax shown due by the return on
 16 the amount due in excess of one thousand dollars up
 17 to four thousand dollars and one percent on all
 18 amounts due in excess of four thousand dollars.
 19 This credit or discount shall be allowed to the
 20 retailer for prompt payment of the tax and as
 21 partial remuneration for the costs of collecting the
 22 tax and record keeping required by this chapter.
 23 2. By numbering sections to conform to this
 24 amendment.
 25 3. Amend the title on page 1, line 2, by in-

Page 2

1 serting after the word "tax" the words "and providing a
 2 sales tax credit".

Senator Hultman raised the point of order that amendment S—2102 was not germane to the bill.

The Chair ruled the point well taken and amendment S—2102 out of order.

Senators Hultman and Tieden withdrew amendment S—2102.

Senator Kinley offered amendment S—2116:

S—2116

1 Amend Senate File 1055 as follows:
 2 1. Page 2, by inserting after line 13 the following:
 3 *NEW SUBSECTION.* Gross receipts from the sale of
 4 prosthetic devices.
 5 2. Amend the title, page 1, line 1, by inserting
 6 after the word "food" the words ", prosthetic devices,".

Senator Rabedeaux raised the point of order that amendment S—2116 was not germane to the bill.

The Chair ruled the point not well taken and amendment S—2116 in order.

Senator Kinley moved the adoption of amendment S—2116.

Roll call was requested.

On the question "Shall amendment S—2116 be adopted?" (S.F. 1055) the vote was:

Ayes, 44:

Andersen	Briles	Curtis	Glenn
Bergman	Burroughs	DeKoster	Gluba
Blouin	Coleman	Doderer	Hansen

Heying	Miller of	Potter	Scott
Hultman	Marshall	Priebe	Shaff
Junkins	Milligan	Ramsey	Shaw
Kennedy	Murray	Riley	Taylor
Kinley	Nolin	Rodgers	Tieden
Lamborn	Nystrom	Schaben	Van Gilst
McCartney	Orr	Schwengels	Willits
Miller of	Palmer	Schwieger	Winkelman
Des Moines	Plymat		

Nays, 5:

Gallagher	Hill	Kelly	Rabedeaux
Griffin			

Absent or not voting, 1:

Robinson

Amendment S—2116 was adopted.

Senator Orr offered amendment S—2111 filed by her, moved its adoption and requested a roll call:

S—2111

1 Amend Senate File 1055, page 2, by inserting after line
 2 13 the following:
 3 Sec. 2. This Act shall take effect and be in force on
 4 April 1, 1974, after its publication in the Grinnell
 5 Herald-Register, a newspaper published in Grinnell, Iowa,
 6 and in The Tama News-Herald, a newspaper published in
 7 Tama, Iowa.

On the question "Shall amendment S—2111 be adopted?"
 (S.F. 1055) the vote was:

Ayes, 10:

Blouin	Gluba	Priebe	Scott
Coleman	Orr	Schaben	Willits
Glenn	Palmer		

Nays, 36:

Andersen	Heying	Miller of	Ramsey
Bergman	Hill	Marshall	Riley
Briles	Hultman	Milligan	Rodgers
Burroughs	Junkins	Murray	Schwengels
Curtis	Kelly	Nolin	Shaff
DeKoster	Kinley	Nystrom	Taylor
Doderer	Lamborn	Plymat	Tieden
Gallagher	McCartney	Potter	Van Gilst
Griffin	Miller of	Rabedeaux	Winkelman
Hansen	Des Moines		

Absent or not voting, 4:

Kennedy	Robinson	Schwieger	Shaw
---------	----------	-----------	------

Amendment S—2111 lost.

Senator Schaben offered amendment S—2119:

S—2119

1 Amend Senate File 1055 as follows:

- 2 1. Page 2, by inserting after line 13 the following
 3 new subsection:
 4 *NEW SUBSECTION.* Gross receipts from the sales,
 5 furnishing, or service of natural gas, electricity,
 6 and heating fuel to owners of single family or multi-
 7 family dwelling units used for residential purposes.
 8 2. Amend the title, page 1, line 1, by inserting
 9 after the word "food" the words ", utility services,".

Senator Rabedeaux took the chair at 3:30 p.m.

Senator Coleman offered amendment S—2122 to amendment S—2119 by Senators Coleman and Gluba and moved its adoption: S—2122

- 1 Amend the Schaben amendment S—2119 to Senate
 2 File 1055, line 6, by striking the words "owners
 3 of" and inserting in lieu thereof the words
 4 "consumers living in".

Amendment S—2122 to amendment S—2119 lost.

Senator Hansen took the chair at 3:45 p.m.

Senator Schaben moved the adoption of amendment S—2119 and requested a roll call.

On the question "Shall amendment S—2119 be adopted?" (S.F. 1055) the vote was:

Rule 24 was invoked.

Ayes, 16:

Blouin	Junkins	Nolin	Schwieger
Coleman	Kennedy	Priebe	Scott
Gallagher	Miller of	Rodgers	Van Gilst
Gluba	Des Moines	Schaben	Willits
Heying			

Nays, 32:

Andersen	Hansen	Milligan	Ramsey
Bergman	Hill	Murray	Riley
Briles	Hultman	Nystrom	Schwengels
Burroughs	Kelly	Orr	Shaff
Curtis	Kinley	Palmer	Shaw
DeKoster	Lamborn	Plymat	Taylor
Doderer	Miller of	Potter	Tieden
Glenn	Marshall	Rabedeaux	Winkelman
Griffin			

Absent or not voting, 2:

McCartney	Robinson
-----------	----------

Amendment S—2119 lost.

Senator Schaben offered amendment S—2120 and moved its adoption:

S—2120

1 Amend Senate File 1055 as follows:
 2 1. Page 2, by adding the following section after line 13:
 3 Sec. Section four hundred twenty-two
 4 point forty-three (422.43), unnumbered paragraph nine
 5 (9), Code 1973, is amended to read as follows:
 6 The following enumerated services shall be
 7 subject to the tax herein imposed on gross taxable
 8 services: Alteration and garment repair; armored
 9 car; automobile repair; battery, tire and allied;
 10 investment counseling (excluding investment services
 11 of trust departments); bank service charges; barber
 12 and beauty; boat repair; car wash and wax; carpentry;
 13 roof, shingle, and glass repair; dance schools and
 14 dance studios; dry cleaning, pressing, dyeing, and
 15 laundering, *except self-service laundries*; electrical
 16 repair and installation; engraving, photography,
 17 and retouching; equipment rental; excavating and grad-
 18 ing; farm implement repair of all kinds; flying
 19 service; furniture, rug, upholstery repair and
 20 cleaning; fur storage and repair; golf and country
 21 clubs and all commercial recreation; house and
 22 building moving; household appliance, television,
 23 and radio repair; jewelry and watch repair; machine
 24 operator; machine repair of all kinds; motor repair
 25 motorcycle, scooter, and bicycle repair; oilers and
 26 lubricators; office and business machine repair;

Page 2

1 painting, papering, and interior decorating;
 2 parking lots; pipe fitting and plumbing; wood
 3 preparation; private employment agencies; printing
 4 and binding; sewing and stitching; shoe repair and
 5 shoeshine; storage warehouse and storage locker;
 6 telephone answering service; test laboratories; ter-
 7 mite, bug, roach, and pest eradicators; tin and sheet
 8 metal repair; turkish baths, massage, and reducing
 9 salons; vulcanizing, recapping, and retreading;
 10 warehouse; weighing; welding; well drilling;
 11 wrapping, packing, and packaging of merchandise other
 12 than processed meat, fish, fowl and vegetables;
 13 wrecking service; wrecker and towing.
 14 2. Page 1, line 2, by inserting after the word
 15 "tax" the words "and relating to the taxation of
 16 self-service laundries".

Roll call was requested.

On the question "Shall amendment S—2120 be adopted?"
 (S.F. 1055) the vote was:

Rule 24 was invoked.

Ayes, 20:

Andersen
Blouin

Coleman
Doderer

Gallagher
Glenn

Gluba
Heying

Junkins	Miller of	Priebe	Schwieger
Kennedy	Des Moines	Rodgers	Scott
Kinley	Palmer	Schaben	Tieden
			Van Gilst

Nays, 27:

Bergman	Hill	Murray	Riley
Briles	Hultman	Nystrom	Schwengels
Burroughs	Kelly	Orr	Shaff
Curtis	Lamborn	Plymat	Shaw
DeKoster	Miller of	Potter	Taylor
Griffin	Marshall	Rabedeaux	Willits
Hansen	Milligan	Ramsey	Winkelman

Absent or not voting, 3:

McCartney	Nolin	Robinson
-----------	-------	----------

Amendment S—2120 lost.

Senator Palmer offered amendment S—2121 by Senators Palmer, Blouin and Doderer and moved its adoption:

S—2121

- 1 Amend Senate File 1055 as follows:
- 2 1. Page 2, by inserting the following new sub-
- 3 section after line 13:
- 4 *NEW SUBSECTION.* The gross receipts from
- 5 sale of tangible personal property to and the
- 6 services rendered, performed, or furnished for a
- 7 voluntary nonprofit hospital.
- 8 2. Page 1, line 1, by inserting after the
- 9 word "food" the words ", tangible personal
- 10 property to and the services rendered, performed,
- 11 or furnished for a voluntary nonprofit hospital,".

Amendment S—2121 lost.

President Neu took the chair at 4:10 p.m.

Senator Lamborn moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1055) the vote was:

Ayes, 46:

Andersen	Hansen	Miller of	Riley
Bergman	Heying	Marshall	Schaben
Blouin	Hill	Milligan	Schwengels
Briles	Hultman	Murray	Schwieger
Burroughs	Junkins	Nolin	Scott
Coleman	Kelly	Nystrom	Shaw
Curtis	Kennedy	Orr	Taylor
DeKoster	Kinley	Palmer	Tieden
Doderer	Lamborn	Plymat	Van Gilst
Gallagher	McCartney	Potter	Willits
Glenn	Miller of	Priebe	Winkelman
Gluba	Des Moines	Ramsey	
Griffin			

Nays, 2:

Rabedeaux Shaff

Voting present, 1:

Rodgers (under Rule 24)

Absent or not voting, 1:

Robinson

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

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 456, a bill for an act relating to the payment of annual dues to the league of Iowa municipalities.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 177, a bill for an act increasing the interest penalty on delinquent property taxes.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 713, a bill for an act relating to the sale of game.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 456

1 Amend Senate File 456, as amended and passed by the
2 Senate, as follows:

3 1. Page 2, following Section 2 insert the following
4 sections:

5 Sec. 3. *NEW SECTION.* It is unlawful for the league
6 of Iowa municipalities to provide any form of aid to a
7 political party or to the campaign of a candidate for
8 political or public office. Any person violating or being
9 an accessory to a violation of this section is guilty of
10 a misdemeanor.

11 Sec. 4. Section three hundred sixty-three point forty-
12 three (363.43), Code 1973, is repealed.

13 2. Page 1, line 2, by inserting before the period the
14 words “, making it unlawful to contribute to political
15 parties and candidates, and providing a penalty”.

INTRODUCTION OF BILLS

Senate Joint Resolution 1003, by Senators Murray, Nystrom, Schwieger, Miller of Des Moines, Taylor, Schwengels, Bergman,

Blouin, Hansen, Gallagher, Schaben, Tieden, Kennedy, Priebe, Rodgers, Orr, Scott, Coleman, Hultman, Briles, Griffin, Junkins, Van Gilst, Riley, Palmer, Nolin and Milligan (De Jong, Hansen, Doyle, Mendenhall, McCormick, Bortell, Anderson, Crawford, Carr, Norpel, Freeman, Strothman, Middleswart, Connors, Brockett, Drake, West, Rapp, Stanley, Ferguson, Lippold, Logue, Newhard, Lipsky, Menke, Readinger and Peterson), a joint resolution authorizing a four-day work week for state employees.

Read first time and passed on file.

Senate File 1069, by Senator Hill, a bill for an act relating to the conversion of group insurance policies.

Read first time and passed on file.

Senate File 1070, by Senators Curtis, Schwengels, Heying, Griffin, Tieden, Andersen, Palmer, Blouin, Ramsey, Coleman, Scott, Schwieger and Glenn (Harper, Griffiee, Harvey, Hennessey, Caffrey, Rapp, Krause, McElroy, Logue, Hansen, Hutchins, Middleswart, Miller of Calhoun, Howell, Brunow, Cusack, Cochran, Stephens, Ferguson, Tofte, Pellet, De Jong, Husak, Carr, Edelen, Schroeder, West, Kreamer, Anderson, Horn, Bortell, Ewing, Dunton, Brinck, Doyle, O'Halloran, Poncy, Fullerton, Avenson, Jordan, Fischer of Grundy, McCormick, Mendenhall, Newhard, Clark of Dubuque, Norpel, Wyckoff, Miller of Buchanan, Millen, Wells, Higgins, Fitzgerald, Rinas, Kiser, Woods, Clark of Lee, Miller of Cerro Gordo, Connors, Danker, Menke and Drake), a bill for an act relating to the taxation of self-service laundries.

Read first time and passed on file.

Senate File 1071, by Senators Gallagher, Kinley, Winkelman, Tieden, Priebe, Van Gilst, Scott, Willits, Miller of Des Moines, Coleman, Rodgers, Gluba, Heying, Kennedy, Blouin, Schaben, Potter, Doderer, Nolin, Taylor, Schwengels, Junkins, Hill, Orr, Bergman and Shaw, a bill for an act relating to the homestead tax credit.

Read first time and passed on file.

Senate File 1072, by Senators Ramsey, Van Gilst, Rodgers and Briles (Brunow), a bill for an act relating to the amortization period of sanitary district bonds.

Read first time and passed on file.

Senate File 1073, by Senators Ramsey, Taylor, Blouin, Winkel-

man, Plymat, Miller of Marshall, Kennedy, Kelly, Potter, Coleman, Schaben, Heying, Priebe, Hultman, Kinley, Griffin, Junkins, Riley, Burroughs, Tieden, Rodgers, Briles, Miller of Des Moines, Bergman, Scott, Andersen and Willits (Edelen, McCormick, Doyle, Anderson, Kreamer, Monroe, Norpel, Crabb, Husak, Hutchins, Krause, Wyckoff, Nielsen, Fullerton, Junker, Dunlap, Hansen, Harvey, Branstad, Hennessey, Newhard, Tofte, Cochran, Fitzgerald, Stanley, Logue, Bortell, West, Butler, Daggett, Woods, Pellett, Fischer of Grundy, Miller of Calhoun, Middleswart, Brunow and Ewing), a bill for an act making an appropriation to the Iowa law enforcement academy for the construction of a building.

Read first time and **passed on file.**

HOUSE MESSAGES CONSIDERED

House File 177, a bill for an act increasing the interest penalty on delinquent property taxes.

Read first time and **passed on file.**

House File 713, a bill for an act relating to the sale of game and providing penalties.

Read first time and **passed on file.**

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which the Taylor amendment S—2069 to House File 672 was adopted by the Senate on January 28, 1974.

DALE L. TIEDEN

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

S.J.R. 1003	State government
S. F. 1063	State government
S. F. 1064	Judiciary
S. F. 1065	State government
S. F. 1066	Judiciary
S. F. 1067	County government
S. F. 1068	County government

- S. F. 1069 Commerce
- S. F. 1070 Ways and means
- S. F. 1071 Ways and means
- S. F. 1072 County government
- S. F. 1073 Appropriations
- S.C.R. 106 State government
- H. F. 713 Natural resources
- H. F. 1046 Commerce
- H. F. 1052 Commerce

EXPLANATION OF VOTE

MR. PRESIDENT: I do not approve of Senate File 1055 as it passed the Senate but I voted for the bill so that it could be considered by the House of Representatives where hopefully it will have some amendments (which failed to pass the Senate) adopted.

H. L. HEYING

AMENDMENT FILED

S—2123

1 Amend Senate File 617 by striking everything after the
 2 enacting clause and inserting in lieu thereof the
 3 following:

4 Section 1. There is appropriated from the
 5 general fund of the state to the sewage works con-
 6 struction fund for paying to those municipalities
 7 and the sanitary districts the following listed
 8 amounts, or so much thereof as may be necessary, to
 9 provide state grants for sewage treatment works pro-
 10 jects in an amount not to exceed five percent of the
 11 amount approved as the estimated cost of the project
 12 by the Iowa water quality commission. All projects
 13 must have been approved prior to May 1, 1973, and
 14 must have been eligible for seventy-five percent
 15 grants under the Federal Water Pollution Control Act
 16 amendments of 1972, eighty-six (86) stat., eight
 17 hundred sixteen (816).

18 Sec. 2. The following listed projects are
 19 determined to have been approved and meet the re-
 20 quirements of this Act and are hereby listed by
 21 project and amount:

22	Alden	\$ 13,420
23	Allerton	6,570
24	Alton	3,120
25	Amana Sanitary District	16,470
26	Bancroft	10,860

Page 2

1	Bayard	9,150
2	Bonaparte	7,410
3	Braddyville	1,700
4	Breda	6,530
5	Callender	8,270
6	Calumet	3,130
7	Carroll	10,390
8	Centerville	18,880
9	Clinton	335,000
10	Clutier	3,050
11	Conesville	3,870
12	Coon Rapids	15,980
13	Davenport	789,320
14	Davis City	3,520
15	Fort Madison	196,470
16	Frederika	3,220
17	Garner	18,090
18	Garwin	2,750
19	Greeley	1,890
20	Grundy Center	14,830
21	Holland	5,200
22	Hopkinton	25,750
23	Iowa Great Lakes Sanitary District	47,310
24	Jefferson	45,970
25	Keokuk	275,000
26	Ladora	4,110

Page 3

1	Lenox	5,110
2	Leon	12,020
3	Mallard	3,490
4	Malvern	8,090
5	Manly	12,370
6	Marble Rock	5,110
7	McCallsburg	3,330
8	Milton	4,940
9	Morning Sun	11,450
10	Muscatine	615,980
11	Newton	28,370
12	Nichols	4,490
13	Osage	16,570
14	Parkersburg	8,660
15	Parkview Sanitary District	5,940
16	Peterson	5,300
17	Pierson	4,130
18	Pisgah	3,280
19	Quimby	4,540
20	Reinbeck	7,300
21	Rhodes	4,740
22	Sac City	28,010
23	Schleswig	1,340
24	Shelby	5,900
25	Sheldon	44,850
26	Smithland	4,870

Page 4

1	Social Services Riverview Release Center	2,220
2	Spencer	41,650
3	Tama	9,500
4	Urbana	4,380
5	West Burlington	75,000
6	West Liberty	12,820
7	Williams	6,430
8	Williamsburg	11,940
9	Total	<u>\$2,931,350</u>

10 Sec. 3. Notwithstanding the provisions of chapter
 11 eight (8) of the Code, funds appropriated by this Act
 12 shall not revert to the general fund of the state. All
 13 funds appropriated by this Act shall be expended as pro-
 14 vided in this Act unless the general assembly shall
 15 otherwise provide by law.

16 Sec. 4. When any of the laws of this state are
 17 in conflict with this Act, the provision of the Act
 18 shall govern.

19 Sec. 5. This Act, being deemed of immediate
 20 importance, shall take effect and be in force from
 21 and after its publication in the Council Bluffs
 22 Nonpareil, a newspaper published in Council Bluffs,
 23 Iowa and in the Muscatine Journal, a newspaper pub-
 24 lished in Muscatine, Iowa.

COMMITTEE ON CITIES AND TOWNS
 JAMES W. GRIFFIN, SR., Chairman

On motion of Senator Lamborn, the Senate adjourned until
 9:00 a.m., Friday, February 1, 1974.

JOURNAL OF THE SENATE

NINETEENTH DAY

SENATE CHAMBER
DES MOINES, IOWA, FRIDAY, FEBRUARY 1, 1974

The Senate met in regular session, President pro tempore Shaff presiding.

Prayer was offered by the Reverend John Riebhoff, pastor of First Methodist Church, New Hampton, Iowa.

The Journal of Thursday, January 31, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. J. E. Dolan, West Des Moines, Iowa.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Nystrom for the day on request of Senator Curtis; Senator Robinson for the day on request of Senator Kennedy.

INTRODUCTION OF BILLS

Senate File 1074, by Senator Riley, a bill for an act relating to the duties of the county attorney.

Read first time and passed on file.

Senate File 1075, by Senators Kinley and Gluba, a bill for an act relating to the regulation of vehicular traffic at traffic-control signals.

Read first time and passed on file.

Senate File 1076, by Senators Kinley and Gluba, a bill for an act to provide property tax relief for widows for reimbursement of property taxes paid or rent constituting property taxes paid, subject to penalties provided by law.

Read first time and passed on file.

ADOPTION OF CONCURRENT RESOLUTION

Senate Concurrent Resolution 105

Senator Schaben called up the following resolution:

SENATE CONCURRENT RESOLUTION 105

By Schaben and Lamborn

- 1 *Whereas*, several problems have arisen in the area of state-
 2 federal cooperation; and
 3 *Whereas*, the people of the state of Iowa have a desire to be
 4 better informed on these problems; and
 5 *Whereas*, the General Assembly would be better able to discharge
 6 its duties if additional information were available; *Now Therefore*,
 7 *Be It Resolved by the Senate, the House Concurring*, That the
 8 second session of the Sixty-fifth General Assembly extends an
 9 invitation to the Iowa congressional delegation to speak to a
 10 joint session of the Iowa General Assembly on the problems of
 11 the Occupational Safety Act, highway trust funds, a possible
 12 fertilizer shortage and the energy crisis; and
 13 *Be It Further Resolved*, That copies of this resolution be
 14 forwarded by the secretary of the Senate to each member of the
 15 Iowa congressional delegation.

Senator Gluba offered amendment S—2125 and moved its adoption:

S—2125

- 1 Amend Senate Concurrent Resolution 105, line 12 by inserting
 2 after the word "shortage," the words "welfare reform,".

Amendment S—2125 was adopted.

Senator Schaben moved the adoption of Senate Concurrent Resolution 105 as amended.

The motion prevailed and the resolution as amended was adopted.

MOTION TO RECONSIDER WITHDRAWN

Senate File 1026

Senator Griffin asked and received unanimous consent to withdraw the motion to reconsider the vote by which Senate File 1026 passed the Senate filed by him on January 21, 1974.

ADOPTION OF THE SUPPLEMENTAL REPORT OF
COMMITTEE ON SENATE SECRETARIES

Senator Curtis called up the Supplemental Report of Committee on Senate Secretaries found on page 222 of the Senate Journal and moved its adoption.

The motion prevailed and the report was adopted.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, Senator Coleman presiding.

REPORTS OF INVESTIGATING COMMITTEES

Senator McCartney called up the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Keith A. McKinley of Osage, Iowa, for appointment as a member of the State Board of Tax Review under the provisions of Section 421.1, Code 1973, for the regular six-year term ending June 30, 1979, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

RALPH F. McCARTNEY, Chairman
WARREN E. CURTIS
HILARIUS L. HEYING

The motion prevailed and the report was adopted.

Senator McCartney moved the appointment of Keith A. McKinley as a member of the State Board of Tax Review be confirmed by the Senate.

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

Ayes, 46:

Andersen	Griffin	Miller of	Riley
Bergman	Hansen	Marshall	Rodgers
Blouin	Heying	Milligan	Schaben
Briles	Hill	Murray	Schwengels
Burroughs	Hultman	Nolin	Scott
Coleman	Junkins	Orr	Shaff
Curtis	Kennedy	Palmer	Shaw
DeKoster	Kinley	Plymat	Taylor
Doderer	Lamborn	Potter	Tieden
Gallagher	McCartney	Priebe	Van Gilst
Glenn	Miller of	Rabedeaux	Willits
Gluba	Des Moines	Ramsey	Winkelman

Nays, none.

Absent or not voting, 4:

Kelly	Nystrom	Robinson	Schwieger
-------	---------	----------	-----------

The Chair declared the appointment of Keith A. McKinley as a member of the State Board of Tax Review confirmed for the regular six-year term ending June 30, 1979.

Senator Hansen called up the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mrs. Colleen P. Shearer of Carlisle, Iowa for appointment as a member of the Iowa Employment Security Commission for the State of Iowa under the provisions of Section 96.10, Code 1973, for the regular six-year term beginning June 30, 1973 and ending June 30, 1979, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

WILLARD R. HANSEN, Chairman
EARL WILLITS
ELIZABETH SHAW

The motion prevailed and the report was adopted.

Senator McCartney took the chair at 10:40 a.m.

Senator Hansen moved the appointment of Colleen P. Shearer as a member of the Iowa Employment Security Commission be confirmed by the Senate.

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

Ayes, 45:

Andersen	Hansen	Miller of	Riley
Bergman	Heying	Marshall	Rodgers
Blouin	Hill	Milligan	Schaben
Briles	Hultman	Murray	Schwengels
Coleman	Junkins	Nolin	Scott
Curtis	Kennedy	Orr	Shaff
DeKoster	Kinley	Palmer	Shaw
Doderer	Lamborn	Plymat	Taylor
Gallagher	McCartney	Potter	Tieden
Glenn	Miller of	Priebe	Van Gilst
Gluba	Des Moines	Rabedeaux	Willits
Griffin		Ramsey	Winkelman

Nays, none.

Absent or not voting, 5:

Burroughs	Nystrom	Robinson	Schwieger
Kelly			

The Chair declared the appointment of Colleen P. Shearer as a member of the Iowa Employment Security Commission confirmed for the regular six-year term ending June 30, 1979.

Senator Curtis called up the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Barry Porter of West Des Moines, Iowa, for State Librarian under the provisions of Section 2 of Chapter 199, Acts of the 1973 Regular Session, Sixty-fifth General Assembly, for the term beginning July 1, 1973, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

WARREN E. CURTIS, Chairman
MICHAEL BLOUIN
E. KEVIN KELLY

The motion prevailed and the report was adopted.

Senator Curtis moved the appointment of Barry Porter as State Librarian be confirmed by the Senate.

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

Ayes, 45:

Andersen	Griffin	Miller of	Rodgers
Bergman	Hansen	Marshall	Schaben
Blouin	Heying	Milligan	Schwengels
Briles	Hill	Murray	Scott
Burroughs	Hultman	Nolin	Shaff
Coleman	Junkins	Orr	Shaw
Curtis	Kennedy	Palmer	Taylor
DeKoster	Kinley	Potter	Tieden
Doderer	Lamborn	Priebe	Van Gilst
Gallagher	McCartney	Rabedeaux	Willits
Glenn	Miller of	Ramsey	Winkelman
Gluba	Des Moines	Riley	

Nays, none.

Absent or not voting, 5:

Kelly	Plymat	Robinson	Schwieger
Nystrom			

The Chair declared the appointment of Barry Porter as State Librarian confirmed for the term beginning July 1, 1973.

Senator Scott called up the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mrs. Frances H. Lowder of Mason City, Iowa for reappointment as a member of the Civil Rights Commission for the State of Iowa under the provisions of Section 105A.3, Code 1973 for the regular four-year term ending June 30, 1977, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

KENNETH D. SCOTT, Chairman
RALPH W. POTTER
FORREST V. SCHWENGELS

The motion prevailed and the report was adopted.

Senator Scott moved the appointment of Mrs. Frances H.

Lowder as a member of the Civil Rights Commission be confirmed by the Senate.

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

Ayes, 45:

Andersen	Griffin	Miller of	Rodgers
Bergman	Hansen	Marshall	Schaben
Blouin	Heying	Milligan	Schwengels
Briles	Hill	Murray	Scott
Burroughs	Hultman	Nolin	Shaff
Coleman	Junkins	Orr	Shaw
Curtis	Kennedy	Palmer	Taylor
DeKoster	Kinley	Potter	Tieden
Doderer	Lamborn	Priebe	Van Gilst
Gallagher	McCartney	Rabedaux	Willits
Glenn	Miller of	Ramsey	Winkelman
Gluba	Des Moines	Riley	

Nays, none.

Absent or not voting, 5:

Kelly	Plymat	Robinson	Schwieger
Nystrom			

The Chair declared the appointment of Mrs. Frances H. Lowder as a member of the Civil Rights Commission confirmed for the regular four-year term ending June 30, 1977.

Senator Miller of Marshall called up the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mr. Larry Scalise of Des Moines, Polk County, Iowa, for appointment as a member of the Campaign Finance Disclosure Commission under the provisions of Chapter 138, Section 10, Acts of the Sixty-fifth General Assembly, 1973 Regular Session for the term ending June 30, 1979, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

ELIZABETH MILLER, Chairman
MINNETTE DODERER
RALPH POTTER

The motion prevailed and the report was adopted.

Senator Miller of Marshall moved the appointment of Larry Scalise as a member of the Campaign Finance Disclosure Commission be confirmed by the Senate.

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

Ayes, 43:

Andersen	Briles	DeKoster	Glenn
Bergman	Coleman	Doderer	Gluba
Blouin	Curtis	Gallagher	Griffin

Hansen	Miller of	Plymat	Schwengels
Heying	Des Moines	Potter	Scott
Hill	Miller of	Priebe	Shaff
Hultman	Marshall	Rabedeaux	Shaw
Junkins	Milligan	Ramsey	Taylor
Kinley	Nolin	Riley	Tieden
Lamborn	Orr	Rodgers	Van Gilst
McCartney	Palmer	Schaben	Willits
			Winkelman

Nays, none.

Absent or not voting, 7:			
Burroughs	Kennedy	Nystrom	Schwieger
Kelly	Murray	Robinson	

The Chair declared the appointment of Larry Scalise as a member of the Campaign Finance Disclosure Commission confirmed for the regular term ending June 30, 1979.

Senator Milligan called up the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mrs. Carolyn T. Lumbard of Des Moines, Iowa for appointment as a member of the State Conservation Commission under the provisions of Sections 107.1 and 107.2, 1973 Code of Iowa, for the term ending June 30, 1977, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

GEORGE F. MILLIGAN, Chairman
BERL E. PRIEBE

The motion prevailed and the report was adopted.

Senator Milligan moved the appointment of Mrs. Carolyn T. Lumbard as a member of the State Conservation Commission be confirmed by the Senate.

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

Rule 24 was invoked.

Ayes, 40:

Andersen	Hansen	Miller of	Ramsey
Bergman	Hill	Marshall	Riley
Blouin	Hultman	Milligan	Schaben
Briles	Junkins	Murray	Schwengels
Coleman	Kennedy	Nolin	Shaff
Curtis	Kinley	Orr	Shaw
DeKoster	Lamborn	Palmer	Taylor
Doderer	McCartney	Plymat	Van Gilst
Glenn	Miller of	Potter	Willits
Gluba	Des Moines	Priebe	Winkelman
Griffin		Rabedeaux	

Nays, 5:			
Gallagher	Rodgers	Scott	Tieden
Heying			

Absent or not voting, 5:

Burroughs
Kelly

Nystrom

Robinson

Schwieger

The Chair declared the appointment of Mrs. Carolyn T. Lumbard as a member of the State Conservation Commission confirmed for the regular term ending June 30, 1977.

HOUSE AMENDMENTS CONSIDERED

Senate File 456

Senator Junkins called up for consideration Senate File 456, a bill for an act relating to the payment of annual dues to the league of Iowa municipalities, amended by the House, and moved that the Senate concur in the following amendments:

- 1 Amend Senate File 456, as amended and passed by the
- 2 Senate, as follows:
- 3 1. Page 2, following Section 2 insert the following
- 4 sections:
- 5 Sec. 3. *NEW SECTION.* It is unlawful for the league
- 6 of Iowa municipalities to provide any form of aid to a
- 7 political party or to the campaign of a candidate for
- 8 political or public office. Any person violating or being
- 9 an accessory to a violation of this section is guilty of
- 10 a misdemeanor.
- 11 Sec. 4. Section three hundred sixty-three point forty-
- 12 three (363.43), Code 1973, is repealed.
- 13 2. Page 1, line 2, by inserting before the period the
- 14 words “, making it unlawful to contribute to political
- 15 parties and candidates, and providing a penalty”.

The motion prevailed, and the Senate concurred in the House amendments.

Senator Junkins moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 456) the vote was:

Ayes, 39:

Andersen	Griffin	Miller of	Riley
Bergman	Hansen	Marshall	Rodgers
Blouin	Heying	Milligan	Schaben
Briles	Hultman	Murray	Schwengels
Burroughs	Junkins	Nolin	Scott
Coleman	Kennedy	Orr	Shaff
Curtis	Kinley	Palmer	Shaw
DeKoster	Lamborn	Plymat	Taylor
Doderer	Miller of	Potter	Van Gilst
Glenn	Des Moines	Rabedeaux	Willits
Gluba			

Nays, 7:

Gallagher	McCartney	Ramsey	Winkelman
Hill	Priebe	Tieden	

Absent or not voting, 4:

Kelly	Nystrom	Robinson	Schwieger
-------	---------	----------	-----------

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

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 1042.

Senate File 1042

On motion of Senator Tieden, Senate File 1042, a bill for an act relating to federal tax liens on vehicles requiring a certificate of title, was taken up for consideration.

Senator Tieden offered amendment S—2124 and moved its adoption:

S—2124

- 1 Amend Senate File 1042, by striking lines 8 through
- 2 25 on page 1, and line 1 on page 2 and inserting
- 3 in lieu thereof the following:
- 4 "hereby repealed."

Amendment S—2124 was adopted.

Senator Tieden moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1042) the vote was:

Ayes, 45:

Andersen	Griffin	Miller of	Rodgers
Bergman	Hansen	Marshall	Schaben
Blouin	Heying	Milligan	Schwengels
Briles	Hill	Murray	Scott
Burroughs	Hultman	Nolin	Shaff
Coleman	Junkins	Orr	Shaw
Curtis	Kennedy	Plymat	Taylor
DeKoster	Kinley	Potter	Tieden
Doderer	Lamborn	Priebe	Van Gilst
Gallagher	McCartney	Rabedeaux	Willits
Glenn	Miller of	Ramsey	Winkelman
Gluba	Des Moines	Riley	

Nays, none.

Voting present, 1:

Palmer

Absent or not voting, 4:

Kelly Nystrom Robinson Schwieger

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

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 1043.

Senate File 1043

On motion of Senator Taylor, Senate File 1043, a bill for an act relating to the issuance of duplicate certificates of title for vehicles, was taken up for consideration.

Senator Taylor offered amendment S—2115 filed by the committee on county government and moved its adoption:

S—2115

1 Amend Senate File 1043 as follows:

2 1. Page 1, line 8, by striking the words “[department]
3 *county treasurer*” and inserting in lieu thereof the words
4 “department or county treasurer who issued the original
5 document”.

6 2. Page 1, lines 13 and 14, by striking the words
7 “[department] *county treasurer* shall mail” and inserting in lieu
8 thereof the words “department [shall mail] or county
9 *treasurer shall, after a period of five days, issue*”.

10 3. Page 2, by inserting after line 7 the following
11 section:

12 Sec. Section three hundred twenty-one point
13 one hundred fifty-two (321.152), Code 1973, is amended
14 to read as follows:

15 321.152 FEE FOR COUNTY. Each county treasurer shall
16 be allowed to retain for deposit in the county general
17 fund, seventy-five cents for each annual or semiannual
18 vehicle registration and each duplicate registration
19 card or plate issued; sixty-five percent of all fees
20 collected for certificates of title [and], notations of
21 lien or encumbrance[; and one dollar for each duplicate],
22 and a certified copy of a certificate of title. The
23 moneys retained shall be deducted, and reported to the
24 department, when the county treasurer transfers the
25 money collected under the provisions of this chapter;

Page 2

1 provided, however, that no such deduction shall be lawful
2 unless the county treasurer has complied with the provi-
3 sions of sections 321.24 and 321.153.

Amendment S—2115 was adopted.

Senator Taylor moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1043) the vote was:

Ayes, 45:

Andersen	Griffin	Miller of	Riley
Bergman	Hansen	Marshall	Rodgers
Blouin	Heying	Milligan	Schaben
Briles	Hill	Murray	Schwengels
Burroughs	Hultman	Nolin	Scott
Coleman	Junkins	Orr	Shaff
Curtis	Kinley	Palmer	Shaw
DeKoster	Lamborn	Plymat	Taylor
Doderer	McCartney	Potter	Tieden
Gallagher	Miller of	Priebe	Van Gilst
Glenn	Des Moines	Rabedeaux	Willits
Gluba		Ramsey	Winkelman

Nays, none.

Absent or not voting, 5:

Kelly	Nystrom	Robinson	Schwieger
Kennedy			

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

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File 407, a bill for an act relating to county contracts requiring bids.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 453, a bill for an act relating to administration of small estates.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 555, a bill for an act relating to the liability for support for patients at a hospital-school or special unit and liability for support of mentally ill persons.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate File 1077, by Senators Tieden, Kelly, Winkelman, Briles, Ramsey, Miller of Des Moines, Schwieger, Burroughs and Potter (Fisher of Greene, Mendenhall, Fischer of Grundy, Hennessey, Krause, Pellett, Strothman, Husak, Fitzgerald and Grassley), a bill for an act requiring reports from certain corporations own-

ing or leasing lands used or usable for agriculture, or contracting for keeping and feeding poultry or livestock, and providing penalties.

Read first time and **passed on file.**

Senate File 1078, by Senators Blouin and Orr, a bill for an act relating to official meetings open to the public.

Read first time and **passed on file.**

Senate File 1079, by committee on cities and towns, a bill for an act relating to the operation of vehicles or combinations of vehicles permitted in the border cities.

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

Senate File 1080, by Senator Riley (Stromer and O'Halloran), a bill for an act relating to the vocational youth organizational fund.

Read first time and **passed on file.**

HOUSE MESSAGES CONSIDERED

House File 407, a bill for an act relating to county contracts requiring bids.

Read first time and **passed on file.**

House File 453, a bill for an act relating to administration of small estates.

Read first time and **passed on file.**

House File 555, a bill for an act relating to the liability for support for patients at a hospital-school or special unit and liability for support of mentally ill persons.

Read first time and **passed on file.**

REPORT OF INVESTIGATING COMMITTEE

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Charles W. Wiggins of Ames, Story County, Iowa, for appointment as a member of the Campaign Finance Disclosure Commission, under the provisions of Chapter 138, Section 10, Acts of the Sixty-fifth General Assembly, 1973 Regular Session, for the term ending June 30, 1977, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

JOHN S. MURRAY, Chairman
IRVIN L. BERGMAN
JOAN ORR

SUBCOMMITTEE ASSIGNMENTS

Senate Joint Resolution 1003 State Government— Winkelman, Chairman Shaw Robinson	Senate File 268 Human and Industrial Relations— Ramsey, Chairman Bergman Gluba	Senate File 1044 State Government— Shaw, Chairman Glenn Schwengels
Senate File 77 Human and Industrial Relations— Nystrom, Chairman Bergman Gluba	Senate File 273 Human and Industrial Relations— Robinson, Chairman Ramsey Gallagher	Senate File 1050 State Government— Schwengels, Chairman Hill Nystrom
Senate File 114 Human and Industrial Relations— Ramsey, Chairman Doderer Bergman	Senate File 332 Ways and Means— Potter, Chairman Lamborn Kinley	Senate File 1054 State Government— Nystrom, Chairman Glenn Schwengels
Senate File 169 Human and Industrial Relations— DeKoster, Chairman Bergman Gluba	Senate File 355 Human and Industrial Relations Gallagher, Chairman Doderer Milligan	Senate File 1056 Natural Resources— Winkelman, Chairman Blouin Hultman
Senate File 183 Commerce— Hultman, Chairman Priebe Taylor	Senate File 358 Commerce— Priebe, Chairman Hultman Briles	Senate File 1058 Ways and Means— Plymat, Chairman Rodgers Burroughs
Senate File 220 Commerce— Rabedeaux, Chairman Rodgers Curtis	Senate File 360 Human and Industrial Relations— DeKoster, Chairman Ramsey Gluba	Senate File 1061 State Government— Shaw, Chairman Nolin Schwieger
Senate File 235 Human and Industrial Relations— Gallagher, Chairman Milligan Robinson	Senate File 400 Commerce— Kinley, Chairman Curtis Rabedeaux	Senate File 1063 State Government— Winkelman, Chairman Hill Nystrom
Senate File 251 Human and Industrial Relations— Milligan, Chairman Bergman Gallagher	Senate File 564 Human and Industrial Relations— DeKoster, Chairman Ramsey Doderer	Senate File 1065 State Government— Hansen, Chairman Hill Murray
Senate File 252 Human and Industrial Relations— Robinson, Chairman DeKoster Milligan	Senate File 572 Natural Resources— Tieden, Chairman Winkelman Gallagher	Senate File 1073 Appropriations— Transportation and Law Enforcement
Senate File 261 Human and Industrial Relations— Gallagher, Chairman Milligan Doderer	Senate File 1032 Agriculture— Miller of Marshall, Chairman Van Gilst Nolin	Senate Concurrent Resolution 101 Rules— Briles, Chairman Andersen Hill
		Senate Concurrent Resolution 102 Natural Resources— Tieden, Chairman Kelly Scott

Senate Concurrent Resolution 106	House File 571	House File 733
State Government—	Natural Resources—	State Government—
Shaw, Chairman	Kelly, Chairman	Shaw, Chairman
Nystrom	Gallagher	Hansen
Hill	Miller of Marshall	Hill
House File 98	House File 680	House File 1042
Commerce—	Human and Industrial	State Government—
Curtis, Chairman	Relations—	Nystrom, Chairman
Hultman	Ramsey, Chairman	Junkins
Priebe	Bergman	Schwengels
House File 215	House File 684	House Concurrent Resolution 106
Natural Resources—	Agriculture—	Rules and
Miller of Marshall,	Briles, Chairman	Administration—
Chairman	Priebe	Lamborn, Chairman
Heying	Rabedeaux	Schaben
Miller of Des Moines	House File 686	Andersen
House File 392	Human and Industrial	
Commerce—	Relations—	
Hultman, Chairman	Bergman, Chairman	
Rodgers	Robinson	
Briles	Gallagher	

REPORTS OF COMMITTEE

Senator Milligan submitted the following reports:

MR. PRESIDENT: Your committee on natural resources to which was referred **House File 272**, a bill for an act relating to the use of trotlines, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE F. MILLIGAN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on natural resources to which was referred **House File 282**, a bill for an act relating to water navigation regulations, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE F. MILLIGAN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on natural resources to which was referred **House File 674**, a bill for an act relating to the cost of uniforms for county conservation officers and employees, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE F. MILLIGAN, Chairman

Ordered passed on file.

On motion of Senator Lamborn, the Senate adjourned until 9:30 a.m., Monday, February 4, 1974.

JOURNAL OF THE SENATE

TWENTY-SECOND DAY

SENATE CHAMBER
DES MOINES, IOWA, MONDAY, FEBRUARY 4, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by Father Terry Lees, associate pastor of St. Anthony's Catholic Church, Des Moines, Iowa.

The Journal of Friday, February 1, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. R. R. Carlson, Ankeny, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:
Senator Robinson for the day on request of Senator Kennedy.

PRESENTATION OF VISITORS

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

Thirty students from Moore Elementary School, Des Moines, Iowa, accompanied by Miss Joynt. Senator Plymat.

INTRODUCTION OF BILL

Senate File 1081, by Senators Rodgers, Andersen, Murray and Winkelman (Lipsky, Grassley, Harper, Husak and Ferguson), a bill for an act relating to affairs of decedents, missing persons, protected persons, minors, incapacitated persons and certain others and constituting the Uniform Probate Code; consolidating and revising aspects of the law relating to wills and intestacy and the administration and distribution of estates of decedents, missing persons, protected persons, minors, incapacitated persons and certain others; ordering the powers and procedures of the court concerned with the affairs of decedents and certain others; providing for the validity and effect of certain nontestamentary transfers; contracts and deposits which relate

to death and appear to have testamentary effect; providing certain procedures to facilitate enforcement of testamentary and other trusts; making uniform the law with respect to decedents and certain others; repealing inconsistent legislation; and providing penalties.

Read first time and **passed on file.**

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 506.

Senate File 506

On motion of Senator Miller of Des Moines, Senate File 506, a bill for an act relating to membership fees in the Iowa association of counties, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Miller of Des Moines moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 506) the vote was:

Ayes, 37:

Andersen	Griffin	Miller of	Riley
Bergman	Heying	Marshall	Rodgers
Blouin	Junkins	Murray	Schaben
Briles	Kelly	Nolin	Schwengels
Burroughs	Kennedy	Nystrom	Scott
Coleman	Kinley	Orr	Shaff
Curtis	Lamborn	Palmer	Taylor
DeKoster	Miller of	Plymat	Tieden
Doderer	Des Moines	Rabedeaux	Van Gilst
Glenn		Ramsey	Willits

Nays, 5:

Gallagher	McCartney	Priebe	Winkelman
Hill			

Absent or not voting, 8:

Gluba	Hultman	Potter	Schwieger
Hansen	Milligan	Robinson	Shaw

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

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 23.

Senate File 23

On motion of Senator Coleman, Senate File 23, a bill for an act relating to minimum limits for compliance with the motor vehicle financial responsibility law, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Riley offered amendment S—2077 filed by him and moved its adoption:

S—2077

- 1 Amend Senate File 23, page 4, line 25, by
- 2 striking the numeral "1974" and inserting in
- 3 lieu thereof "1975".

Amendment S—2077 was adopted.

Senator Coleman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 23) the vote was:

Ayes, 32:

Bergman	Heying	Miller of	Ramsey
Blouin	Hill	Marshall	Riley
Briles	Hultman	Milligan	Schwengels
Burroughs	Junkins	Murray	Shaff
Coleman	Kelly	Nystrom	Shaw
Curtis	Kennedy	Orr	Taylor
DeKoster	Lamborn	Potter	Van Gilst
Doderer	McCartney	Rabedeaux	Willits
Glenn			

Nays, 10:

Gallagher	Miller of	Priebe	Scott
Kinley	Des Moines	Rodgers	Tieden
	Nolin	Schaben	Winkelman

Voting present, 5:

Andersen (under Rule 24)	Palmer (under Rule 24)
Griffin (under Rule 24)	Plymat (under Rule 24)
Hansen (under Rule 24)	

Absent or not voting, 3:

Gluba	Robinson	Schwieger
-------	----------	-----------

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

On motion of Senator Lamborn, the Senate recessed until the fall of the gavel.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File 664, a bill for an act relating to the installation of automatic fire extinguishing systems in high-rise buildings.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1013, a bill for an act to reduce the maximum speed limits imposed on motor vehicles operating on the highways of the state.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 1013

- 1 Amend Senate File 1013, as amended, passed, and
- 2 reprinted by the Senate as follows:
- 3 1. Amend the title, page 1, by striking the period
- 4 in line 2 and inserting in lieu thereof the following:
- 5 "and repealing the mandatory revocation for speed
- 6 violations."
- 7 2. Page 2, by inserting after the period in line 13
- 8 the following new section:
- 9 "Sec. Section three hundred twenty-one point
- 10 two hundred nine (321.209), Code 1973, is amended by
- 11 striking subsection seven (7)."
- 12 3. By striking all of lines 14 through 18 on page 2
- 13 and inserting in lieu thereof the following:
- 14 "Sec. 3. This Act shall take effect and be in force
- 15 on March 1, 1974, after its publication in the West Des
- 16 Moines Express, a newspaper published in West Des Moines,
- 17 Iowa, and in the Sioux City Journal, a newspaper published
- 18 in Sioux City, Iowa."
- 19 4. Renumber the sections as required.

INTRODUCTION OF BILLS

Senate File 1082, by Senator Shaff (Schroeder and Millen), a bill for an act deleting the words "and installation" from lines eleven (11) and twelve (12) of unnumbered paragraph nine (9) of section four hundred twenty-two point forty-three (422.43) of the Code for the purpose of exempting electrical installations from the retail sales tax.

Read first time and passed on file.

Senate File 1083, by Senator Griffin (De Jong), a bill for an act relating to the duties of the department and commissioner of public safety.

Read first time and **passed on file**.

Senate File 1084, by Senator Griffin, a bill for an act requiring that the Code of Iowa be published annually in loose-leaf form.

Read first time and **passed on file**.

Senate File 1085, by Senators Plymat, Taylor, Orr, Scott, Ramsey, Murray, McCartney, Gallagher and Palmer, a bill for an act prohibiting the use of disposable containers for certain beverages, regulating the use of other beverage containers, and providing a penalty for violations thereof.

Read first time and **passed on file**.

Senate File 1086, by Senator Griffin, a bill for an act relating to the limitation of liability for negligence in certain contracts.

Read first time and **passed on file**.

Senate File 1087, by Senator Milligan, a bill for an act making voidable agency action taken illegally by a public agency at a closed session.

Read first time and **passed on file**.

Senate File 1088, by Senator Kinley (Caffrey), a bill for an act to permit pari-mutuel betting in Iowa; to create a state racing commission and prescribe its powers and duties; to provide for licensing of certain organizations for the purpose of conducting horse races and racing meets; imposing taxes and fees and providing for their use and disbursement; and declaring certain acts to be unlawful and prescribing penalties for the commission of such acts.

Read first time and **passed on file**.

Senate File 1089, by Senators Ramsey, Winkelman, Tieden, Taylor, Van Gilst, Miller of Marshall, Potter, Rodgers and Willits (Brunow), a bill for an act relating to the exemption from excise taxes for gasoline used by school districts.

Read first time and **passed on file**.

Senate File 1090, by Senator Ramsey, a bill for an act relating to authorization of legal aid for the poor.

Read first time and **passed on file**.

Senate File 1091, by Senator Nystrom, a bill for an act granting full powers of peace officers to state highway commission traffic weight officers and creating under the state highway commission a division traffic weight operations.

Read first time and **passed on file**.

Senate File 1092, by Senators Milligan, Shaff, Hultman, Blouin and Junkins, a bill for an act relating to the allocation of fuel supplies.

Read first time and **passed on file**.

Senate File 1093, by Senators Shaw, Doderer, Schwieger, Miller of Marshall and Orr (Lipsky), a bill for an act relating to statutory provisions affecting the legal treatment of male and female persons.

Read first time and **passed on file**.

Senate File 1094, by Senators Murray and Orr (Hargrave and Readinger), a bill for an act relating to the membership, powers, and duties of the civil rights commission.

Read first time and **passed on file**.

Senate File 1095, by Senators Murray and Orr (Hargrave, Readinger and Hansen), a bill for an act relating to the respondent's statutory right to recover damages from the civil rights commission.

Read first time and **passed on file**.

HOUSE MESSAGE CONSIDERED

House File 664, a bill for an act relating to the installation of automatic fire extinguishing systems in high-rise buildings, and providing penalties.

Read first time and **passed on file**.

REPORTS OF INVESTIGATING COMMITTEES

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mrs. Jolly Davidson of Clarinda, Page County, Iowa, for appointment as a member of the State Board of Public Instruction under the provisions of Sections 257.1, 257.2 and 257.3, 1973 Code of Iowa, for the

unexpired portion of the term ending January 2, 1974, begs leave to report that it has made investigation and recommends the appointment be confirmed.

CALVIN O. HULTMAN, Chairman
LOWELL L. JUNKINS
DALE L. TIEDEN

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mr. Delmar Van Horn of Jefferson, Greene County, Iowa for appointment as Director of The Iowa Development Commission for the State of Iowa pursuant to Section 28.3, 1973 Code of Iowa, to serve at the pleasure of the Governor, begs leave to report that it has made investigation and recommends the appointment be confirmed.

KARL NOLIN, Chairman
JOHN N. NYSTROM
ELIZABETH R. MILLER

COMMUNICATIONS

The following communications have been received and placed on file in the office of the Secretary of the Senate from:

THE STATE OF TEXAS

A copy of Senate Resolution 10, adopted by the Senate of Texas on December 18, 1973, memorializing the Congress of the United States to enact eight specific items of legislation to relieve the energy crisis and that the Congress consider a selective embargo to apply to all countries now participating in the petroleum embargo in this country, such embargo to include, but not be restricted to, manufactured goods, especially those related directly to the production or consumption of petroleum, food-stuffs, and other similar items.

STATE COMMISSION ON THE STATUS OF WOMEN

The annual report of the State Commission on the Status of Women, pursuant to Section 601.8, Code 1973.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committees:

- S. F. 1074 Judiciary
- S. F. 1075 Judiciary
- S. F. 1076 Ways and means
- S. F. 1077 Agriculture

- S. F. 1078 State government
- S. F. 1080 Agriculture
- S. F. 1081 Judiciary
- H. F. 177 Ways and means
- H. F. 407 County government
- H. F. 453 Judiciary
- H. F. 555 Human resources

REPORTS OF COMMITTEES

Senator Andersen submitted the following report:

MR. PRESIDENT: Your committee on rules and administration to which was referred **Senate Concurrent Resolution 101**, a resolution relating to compensation of the Secretary of the Senate and Chief Clerk of the House, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LEONARD C. ANDERSEN, Chairman

Ordered passed on file.

Senator Hansen submitted the following report:

MR. PRESIDENT: Your committee on schools to which was referred **House Joint Resolution 13**, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the appropriation of fines as provided by law, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WILLARD R. HANSEN, Chairman

Ordered passed on file.

AMENDMENTS FILED

- 1 Amend the Rules of the Senate, "Rules of Procedure,
- 2 Iowa—1973-1974, Sixty-fifth General Assembly", as
- 3 amended by the Senate on January 14, 1974, as
- 4 follows:
- 5 1. Rule 34, page 50, line 6, by striking the word
- 6 "four" and inserting in lieu thereof the word "five".
- 7 2. Rule 35, pages 50 and 51, by inserting the
- 8 following committee name after line 7: "Energy".

COMMITTEE ON RULES AND ADMINISTRATION
LEONARD C. ANDERSEN, Chairman

S—2126

- 1 Amend Senate File 1057, page 2, line 24 by striking
- 2 the word "his".

GENE V. KENNEDY

S—2127

- 1 Amend Senate File 1077 as follows:
- 2 1. Page 2, line 2 by inserting after the word "foreign,"
- 3 the words "except family farm corporations,".
- 4 2. Page 2, line 25 by inserting a period after the word
- 5 "extent" and by striking the remainder of line 25.
- 6 3. Page 2, by striking lines 26 through 35, and page 3,
- 7 by striking line 1.

H. L. HEYING

S—2128

- 1 Amend Senate File 1077 as follows:
- 2 1. Page 2, line 5 by striking the words "poultry or".
- 3 2. Page 2, line 6 by striking the words "poultry or".
- 4 3. Page 2, line 8 by striking the words "poultry or".
- 5 4. Page 3, line 6 by striking the words "poultry or".
- 6 5. Page 3, line 10 by striking the words "poultry or".
- 7 6. Page 1, line 3 by striking the words "poultry or".

H. L. HEYING

S—2129

- 1 Amend Senate File 1077 as follows:
- 2 1. Page 3, line 23 by inserting a period after the word
- 3 "dollars" and by striking the remainder of line 23.
- 4 2. Page 3, by striking lines 24 and 25.

H. L. HEYING

On motion of Senator Lamborn, the Senate adjourned until 9:00 a.m., Tuesday, January 5, 1974.

JOURNAL OF THE SENATE

TWENTY-THIRD DAY

SENATE CHAMBER
DES MOINES, IOWA, TUESDAY, FEBRUARY 5, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Lewis Bakke, pastor of the Lutheran Church, Lake Mills, Iowa.

The Journal of Monday, February 4, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. S. G. Kruse, Slater, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Robinson for the day on request of Senator Kennedy.

PRESENTATION OF VISITOR

President Neu welcomed the Honorable C. Edwin Gilmour, former member of the Senate from Poweshiek County.

INTRODUCTION OF BILLS

Senate File 1096, by Senators Griffin, Blouin, Miller of Des Moines and Tieden (Norpel), a bill for an act repealing the prohibition which disallows a person to hold both a class B and class C beer permit.

Read first time and **passed on file**.

Senate File 1097, by Senators Griffin, Blouin, Miller of Des Moines, Tieden and Gluba (Norpel), a bill for an act relating to the location of the Iowa beer and liquor control department.

Read first time and **passed on file**.

Senate File 1098, by Senators Griffin, Blouin, Miller of Des Moines, Tieden, Kelly and Gluba (Norpel), a bill for an act relating to the Iowa beer and liquor control council.

Read first time and passed on file.

Senate File 1099, by Senators Griffin, Gluba, Blouin, Miller of Des Moines and Tieden (Norpel), a bill for an act to repeal the special fifteen percent tax imposed on retail liquor licensees.

Read first time and passed on file.

Senate File 1100, by Senator Kelly, a bill for an act to prohibit discrimination in education.

Read first time and passed on file.

ADOPTION OF AMENDMENT TO
SENATE RULES OF PROCEDURE

Senator Andersen called up the following amendment to the Senate Rules of Procedure filed by the committee on rules and administration:

Division A

- 1 Amend the Rules of the Senate, "Rules of Procedure,
- 2 Iowa—1973-1974, Sixty-fifth General Assembly", as
- 3 amended by the Senate on January 14, 1974, as
- 4 follows:
- 5 1. Rule 34, page 50, line 6, by striking the word
- 6 "four" and inserting in lieu thereof the word "five".

Division B

- 7 2. Rule 35, pages 50 and 51, by inserting the
- 8 following committee name after line 7: "Energy".

Senator Willits called for a division of the amendment, section 1 to be considered as division A, section 2 to be considered as division B.

Senator Andersen moved the adoption of division A of the amendment.

On the question "Shall division A of the amendment be adopted?" (Rule 34) the vote was:

Ayes, 44:

Andersen	Hansen	Miller of	Riley
Bergman	Heying	Marshall	Rodgers
Blouin	Hill	Milligan	Schaben
Briles	Hultman	Nolin	Schwengels
Burroughs	Junkins	Nystrom	Schwieger
Coleman	Kelly	Orr	Scott
Curtis	Kennedy	Plymat	Shaff
DeKoster	Kinley	Potter	Shaw
Gallagher	Lamborn	Priebe	Taylor
Glenn	McCartney	Rabedeaux	Van Gilst
Gluba	Miller of	Ramsey	Winkelman
Griffin	Des Moines		

Nays, 3:

Doderer Murray Willits

Absent or not voting, 3:

Palmer Robinson Tieden

Division A of the amendment was adopted.

Senator Andersen moved the adoption of division B of the amendment.

On the question "Shall division B of the amendment be adopted?" (Rule 35) the vote was:

Ayes, 43:

Andersen	Griffin	Miller of	Riley
Bergman	Hansen	Marshall	Rodgers
Blouin	Heying	Milligan	Schaben
Briles	Hill	Murray	Schwengels
Burroughs	Hultman	Nolin	Schwieger
Coleman	Junkins	Nystrom	Scott
Curtis	Kelly	Orr	Shaw
DeKoster	Kennedy	Potter	Taylor
Gallagher	Kinley	Priebe	Van Gilst
Glenn	Lamborn	Rabedeaux	Willits
Gluba	McCartney	Ramsey	Winkelman

Nays, 1:

Doderer

Absent or not voting, 6:

Miller of	Palmer	Robinson	Tieden
Des Moines	Plymat	Shaff	

Division B of the amendment was adopted.

ANNOUNCEMENT BY THE PRESIDENT OF THE SENATE

President Neu announced the appointment of the following Senators to the committee on energy:

George F. Milligan, Chairman
 Calvin O. Hultman, Ranking Member
 Lowell L. Junkins, Ranking Minority Member
 Irvin L. Bergman
 Michael T. Blouin
 James V. Gallagher
 Ralph W. Potter
 Berl E. Priebe
 Roger J. Shaff

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 272.

House File 272

On motion of Senator Blouin, House File 272, a bill for an act relating to the use of trotlines, with reports of committee recommending passage, was taken up, considered, and the reports of the committee adopted.

Senator Blouin moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 272) the vote was:

Ayes, 43:

Andersen	Griffin	Milligan	Rodgers
Bergman	Hansen	Murray	Schaben
Blouin	Heying	Nolin	Schwengels
Briles	Hill	Nystrom	Schwieger
Burroughs	Hultman	Palmer	Scott
Curtis	Kelly	Plymat	Shaw
DeKoster	Kinley	Potter	Taylor
Doderer	Lamborn	Priebe	Tieden
Gallagher	McCartney	Rabedeaux	Van Gilst
Glenn	Miller of	Ramsey	Willits
Gluba	Marshall	Riley	Winkelman

Nays, 3:

Junkins	Kennedy	Miller of Des Moines
---------	---------	-------------------------

Absent or not voting, 4:

Coleman	Orr	Robinson	Shaff
---------	-----	----------	-------

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

Senator Lamborn asked and received unanimous consent to take up out of order House File 282.

House File 282

On motion of Senator Winkelman, House File 282, a bill for an act relating to water navigation regulations, with reports of committee recommending passage, was taken up, considered, and the reports of the committee adopted.

Senator Winkelman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 282) the vote was:

Ayes, 46:

Andersen	Coleman	Glenn	Hill
Bergman	Curtis	Gluba	Hultman
Blouin	DeKoster	Griffin	Junkins
Briles	Doderer	Hansen	Kelly
Burroughs	Gallagher	Heying	Kennedy

Kinley	Murray	Priebe	Scott
Lamborn	Nolin	Rabedeaux	Shaw
Miller of Des Moines	Nystrom	Ramsey	Taylor
Miller of Marshall	Orr	Riley	Tieden
Milligan	Palmer	Rodgers	Van Gilst
	Plymat	Schaben	Willits
	Potter	Schwengels	Winkelman

Nays, none.

Absent or not voting, 4:

McCartney	Robinson	Schwieger	Shaff
-----------	----------	-----------	-------

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

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 23 passed the Senate February 4, 1974.

BASS VAN GILST

On motion of Senator Lamborn, the Senate recessed until the fall of the gavel.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1047, a bill for an act relating to gambling, games of skill and games of chance.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1028, a bill for an act relating to implementation of the change in dates of the fiscal year to July first through June thirtieth.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1091, a bill for an act relating to motor vehicle registration reciprocity.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1104, a bill for an act relating to care review committees for health care facilities.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1105, a bill for an act relating to indemnification for slaughtered animals.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1107, a bill for an act relating to the interchange of federal, state, and local government employees.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1108, a bill for an act relating to grading of spoil banks on land affected by surface mining operations.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 1047

- 1 Amend Senate File 1047 as passed by the Senate and
 2 reprinted as follows:
 3 1. Page 2A, line 6, by striking the word "enumerated".
 4 2. Page 2A, line 9, by inserting after the word
 5 "including" the words ", but not limited to,".
 6 3. Page 2A, line 10, by inserting after the words
 7 "skeet shoots," the words "fly casting, tractor pulling,
 8 rifle, pistol, musket, muzzle-loader, archery".
 9 4. Page 2A, by striking line 12 and inserting in lieu
 10 thereof the following:
 11 "b. Horse races, harness racing, ski, airplane, snow-
 12 mobile, raft, boat, bicycle and motor vehicle races, whether
 13 or not an entry".
 14 5. Page 2A, line 29, by inserting after the word
 15 "including" the words ", but not limited to,".
 16 6. Page 2A, line 30, by inserting after the words "skeet
 17 shoots," the words "fly casting, tractor pulling, rifle,
 18 pistol, musket, muzzle-loader, archery".
 19 7. Page 2A, by striking line 31 and inserting in lieu
 20 thereof the following:
 21 "2. Horse races, harness racing, ski, airplane, snow-
 22 mobile, raft, boat, bicycle and motor vehicle races."

INTRODUCTION OF BILLS

Senate File 1101, by committee on cities and towns (committee on cities and towns), a bill for an act relating to the effective dates of the provisions of chapter one thousand eighty-eight (1088) of the Acts of the Sixty-fourth General Assembly, 1972 Session.

Read first time and placed on calendar.

HOUSE MESSAGES CONSIDERED

House File 1028, a bill for an act relating to implementation

of the change in the dates of the fiscal year to July first through June thirtieth.

Read first time and **passed on file.**

House File 1091, a bill for an act relating to motor vehicle registration reciprocity.

Read first time and **passed on file.**

House File 1104, a bill for an act relating to care review committees for health care facilities licensed under chapter one hundred thirty-five C (135C) of the Code.

Read first time and **passed on file.**

House File 1105, a bill for an act relating to indemnification for slaughtered animals.

Read first time and **passed on file.**

House File 1107, a bill for an act relating to the interchange of federal, state, and local government employees.

Read first time and **passed on file.**

House File 1108, a bill for an act relating to grading of spoil banks on land affected by surface mining operations.

Read first time and **passed on file.**

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S. F. 1082 Ways and means
- S. F. 1083 Human and industrial relations
- S. F. 1084 Judiciary
- S. F. 1085 Natural resources
- S. F. 1086 Judiciary
- S. F. 1087 Judiciary
- S. F. 1088 State government
- S. F. 1089 Ways and means
- S. F. 1090 Human resources
- S. F. 1091 Judiciary

- S. F. 1092 Energy
- S. F. 1093 Human resources
- S. F. 1094 Judiciary
- S. F. 1095 Judiciary
- H. F. 664 Cities and towns

REPORT OF INVESTIGATING COMMITTEE

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mr. Cecil Dunn of Eagle Grove, Iowa for appointment as Superintendent of Banking for the State of Iowa under the provisions of Section 524.201, Code 1973, for the regular four-year term beginning July 1, 1973, and ending June 30, 1977, begs leave to report that it has made investigation and recommends the appointment be confirmed.

JOHN N. NYSTROM, Chairman
BASS VAN GILST
RAY TAYLOR

COMMUNICATION

The following communication has been received and placed on file in the office of the Secretary of the Senate from:

BOARD OF EXAMINERS IN WATCHMAKING

Recommendations for legal assistance in accordance with House Concurrent Resolution 17 of the Sixty-fifth General Assembly, 1973 Session.

Recommendations for continuing education requirements for watchmakers in accordance with House Concurrent Resolution 18 of the Sixty-fifth General Assembly, 1973 Session.

REPORTS OF COMMITTEE

Senator Riley submitted the following reports:

MR. PRESIDENT: Your committee on judiciary to which was referred **Senate File 185**, a bill for an act relating to deduction of debts for inheritance tax purposes, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

S—2137

- 1 Amend Senate File 185, page 1, line 10, by
- 2 striking "*costs of*" and inserting in lieu thereof
- 3 "*actual costs incurred in*".

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary to which was referred **House File 33**, a bill for an act relating to temporary service by retired supreme court judges, quorum, and divisions of the supreme court, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary to which was referred **House File 453**, a bill for an act relating to administration of small estates, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2134

1 Amend the House amendment to Senate File 126,
2 as amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 1, by striking lines 10 and 11.

5 2. Page 1, by striking lines 12 and 13, and
6 inserting in lieu thereof the following:

7 "4. Page 3A, by striking lines 14 and 15, and
8 inserting in lieu thereof the following: 'of the
9 United States and Iowa *with attention to the contribu-*
10 *tions to history by all citizens irrespective of race,*
11 *sex, religion, or ethnic background, cultures of other*
12 *peoples*.'"

13 3. Page 1, by striking lines 17 through 19, and
14 inserting in lieu thereof the following:

15 "6. Page 3A, by striking lines 26 and 27, and
16 inserting in lieu thereof the following: 'social
17 studies, *including history and contributions of all*
18 *citizens irrespective of race, sex, religion, or*
19 *ethnic background*.'"

20 4. Page 1, by striking lines 24 and 25 and
21 page 2, by striking line 1, and inserting in lieu
22 thereof the following:

23 "9. Page 4A, by striking lines 18 and 19, and
24 inserting in lieu thereof the following: '*shall*
25 *include the history and contributions of all citizens*

Page 2

1 *irrespective of race, sex, religion, or ethnic*
2 *background and one-half unit of the governments of*."

3 5. Page 2, line 8, by inserting after the word
4 "request" the following: "*and at a site chosen by*
5 *him*".

COMMITTEE ON SCHOOLS
WILLARD HANSEN, Chairman

S—2135

- 1 Amend the House amendment to Senate File 126,
- 2 as amended, passed, and reprinted by the Senate,
- 3 as follows:
- 4 1. Page 2, line 22, by striking the word
- 5 "fit" and inserting in lieu thereof the word "able".
- 6 2. Page 2, by striking line 25, and page 3,
- 7 by striking lines 1 through 5, and inserting in lieu
- 8 thereof the following: "*semester shall be required.*
- 9 *Physical education activities shall*".

WILLARD R. HANSEN

S—2131

- 1 Amend the House amendment to Senate File 126, page 3,
- 2 by inserting after line 11, the following amendment:
- 3 Page 5A, by inserting after line 12 the
- 4 following new subsection:
- 5 *NEW SUBSECTION.* A pupil shall not be required to
- 6 enroll in either physical education or health courses
- 7 if his parent or guardian files a written statement
- 8 with the school principal that the course conflicts
- 9 with his religious belief.

WILLIAM N. PLYMAT

S—2130

- 1 Amend the committee amendment S—2123, to Senate File
- 2 617 as follows:
- 3 1. Page 4, by inserting after line 18, the following
- 4 new section:
- 5 Sec. Section four hundred fifty-five B point
- 6 seventy (455B.70), Code 1973, as amended by Acts of the
- 7 Sixty-fifth General Assembly, 1973 Session, chapter
- 8 seventy-six (76), section two (2), is amended by adding
- 9 the following subsection:
- 10 *NEW SUBSECTION.* There is appropriated from any funds
- 11 in the general fund of the state not otherwise appro-
- 12 priated, to the sewage works construction fund, such
- 13 sums as may be necessary to provide state grants for
- 14 sewage treatment works projects in an amount not to
- 15 exceed five percent of the amount approved as the
- 16 estimated cost of the project by the water quality
- 17 commission. This subsection shall apply only to sewage
- 18 treatment works projects which are approved by the water
- 19 quality commission after April 30, 1973 and eligible for
- 20 seventy-five percent grants under the Federal Water
- 21 Pollution Control Act Amendments of 1972, eighty-six
- 22 (86) stat. eight hundred sixteen (816).
- 23 2. By renumbering the sections to conform to this amendment.

COMMITTEE ON CITIES AND TOWNS

JAMES W. GRIFFIN, SR., Chairman

S—2132

- 1 Amend Senate File 1062 as follows:
- 2 1. Page 2, by striking lines 16 through 18, inclu-
- 3 sive, and inserting in lieu thereof the following:
- 4 j. The municipal residential alley system.
- 5 k. The state park, state institution and other state

6 land road system.

7 1. The county conservation parkway system.

8 2. Page 10, by inserting after line 19 the following:

9 Sec. Section three hundred thirteen point two
10 (313.2), Code 1973, is amended by striking unnumbered
11 paragraphs one (1) and two (2) and inserting in lieu
12 thereof the following:

13 The roads and streets of the state are, for the
14 purpose of this chapter, assigned to the functional
15 classification systems established under chapter three
16 hundred six (306) of the Code.

17 Sec. Sections three hundred six point two
18 (306.2) and three hundred six point nine (306.9), Code
19 1973, are repealed.

20 3. By renumbering the sections to conform to this
21 amendment.

WARREN E. CURTIS
CLIFTON C. LAMBORN
JAMES F. SCHABEN

S—2133

1 Amend Senate File 1062 as follows:

2 1. Page 4, lines 18 to 21, inclusive, by striking
3 the words "and shall include municipal extensions of the
4 trunk and trunk collector systems in municipalities with
5 less than five thousand population".

6 2. Page 4, by striking lines 30 to 34, inclusive,
7 and inserting in lieu thereof the following:

8 "7. 'Municipal street system' means those streets
9 within municipalities classified".

10 3. Page 5, line 32, by inserting a period after the
11 word "municipalities" and by striking the remainder of
12 line 32 and lines 33 through 35, inclusive.

13 4. Page 10, line 20, by striking the period after the
14 number "1975", and inserting in lieu thereof the follow-
15 ing:

16 "; except that no transfer of jurisdiction and control
17 of any road or street as required by this Act shall be
18 effective until the enactment of legislation which
19 allocates the road use tax fund in a manner different
20 from the law existing on January 1, 1974, and in a
21 manner which compensates state, county and municipal
22 jurisdictions for additional highway, road or street
23 needs acquired by such transfer as determined by the
24 state highway commission.

25 Notwithstanding the foregoing provision of this

Page 2

1 section, transfers in jurisdiction and control of roads
2 and streets may take place if agreements are entered
3 into by the jurisdictional divisions of government
4 involved in the transfer of such roads and streets."

CLIFTON C. LAMBORN
JAMES F. SCHABEN

S—2136

- 1 Amend House File 664, as amended and passed by
- 2 the House, page 1, by striking lines 12 through 14
- 3 and inserting in lieu thereof the following:
- 4 "conformity with rules and regulations promul-
- 5 gated by the state building code commissioner pursuant
- 6 to Chapter one hundred three A (103A) of the Code."

EARL M. WILLITS

S—2138

- 1 Amend House File 672, as passed by the House, page
- 2 4, by inserting after line 21 the following new section:
- 3 Sec. *NEW SECTION*. When title to any tract or
- 4 parcel of land has been acquired for improvement or
- 5 construction of any highway, the improvement or con-
- 6 struction shall be completed within five years from the
- 7 date of the acquisition or the property shall be sold
- 8 as provided in section three hundred six point twenty-
- 9 two (306.22) of the Code.

RICHARD R. RAMSEY

On motion of Senator Lamborn, the Senate adjourned until 9:00 a.m., Wednesday, February 6, 1974.

JOURNAL OF THE SENATE

TWENTY-FOURTH DAY

SENATE CHAMBER
DES MOINES, IOWA, WEDNESDAY, FEBRUARY 6, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by Dr. Roy Pasley, pastor of the First Baptist Church, Boone, Iowa.

The Journal of Tuesday, February 5, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. D. J. Soll, Denison, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Robinson for the day on request of Senator Kennedy.

PRESENTATION OF VISITORS

President Neu welcomed the Honorable Duane E. Dewel, former member of the Senate from Kossuth County.

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

Forty students from West High School, Iowa City, Iowa, accompanied by Dr. Workman. Senator Doderer.

Twenty-four students from Monroe Elementary School, Des Moines, Iowa, accompanied by Mrs. Gilreath. Senator Willits.

Fifty-four students from East Union Community School, Afton, Iowa, accompanied by Mr. Sperry. Senator Ramsey.

INTRODUCTION OF BILLS

Senate File 1102, by Senator Andersen, a bill for an act relating to the prohibition of personal interest in urban renewal projects.

Read first time and **passed on file**.

Senate File 1103, by committee on agriculture, a bill for an act relating to authorizing students of veterinary medicine to perform the duties of a veterinarian under the direction of an instructor of veterinary medicine and under the direct supervision of a licensed veterinarian.

Read first time and placed on calendar.

Senate File 1104, by Senators Heying, Riley, Blouin, Gallagher, Plymat, Scott, Tieden, Palmer, Miller of Marshall, Miller of Des Moines, Schaben, Briles, Van Gilst, Bergman, Coleman, Willits, Gluba and Kennedy, a bill for an act making an appropriation to the conservation commission for completion of the Volga Lake project.

Read first time and passed on file.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

SPECIAL ORDER OF BUSINESS

Senate File 617

The hour having arrived, the Chair announced the special order of business for the consideration of Senate File 617.

On motion of Senator Griffin, Senate File 617, a bill for an act to appropriate from the general fund of the state to the sewage works construction fund, was taken up for consideration.

Senator Griffin moved that Senate Rule 37 be invoked and that Senate File 617 be referred to the committee on appropriations.

Senator Willits moved that Senate Rule 37 be suspended to permit immediate consideration of Senate File 617.

On the question "Shall the motion to suspend Rule 37 to permit immediate consideration of the bill be adopted?" (S.F. 617) the vote was:

Ayes, 21:

Blouin	Heying	Miller of	Rodgers
Coleman	Hill	Des Moines	Schaben
Doderer	Junkins	Nolin	Scott
Gallagher	Kennedy	Orr	Van Gilst
Glenn	Kinley	Palmer	Willits
Gluba		Priebe	

Nays, 27:

Andersen	Hansen	Murray	Schwengels
Bergman	Hultman	Nystrom	Schwieger
Briles	Kelly	Plymat	Shaff
Burroughs	Lamborn	Potter	Shaw
Curtis	Miller of	Rabedeaux	Taylor
DeKoster	Marshall	Ramsey	Tieden
Griffin	Milligan	Riley	Winkelman

Absent or not voting, 2:

McCartney Robinson

The motion lost.

REFERRED TO COMMITTEE

Senate File 617 was referred to the committee on appropriations, under Senate Rule 37.

POINT OF ORDER

Senator Schaben raised the point of order that Senate Rule 8 should be invoked and that the special order of business on Senate File 617 should be placed at the top of the unfinished business calendar.

The Chair ruled the point not well taken.

HOUSE AMENDMENTS CONSIDERED

Senate File 1013

Senator Milligan called up for consideration Senate File 1013, a bill for an act to reduce the maximum speed limits imposed on motor vehicles operating on the highways of the state, amended by the House, as follows:

- 1 Amend Senate File 1013, as amended, passed, and
- 2 reprinted by the Senate as follows:
- 3 1. Amend the title, page 1, by striking the period
- 4 in line 2 and inserting in lieu thereof the following:
- 5 "and repealing the mandatory revocation for speed
- 6 violations."
- 7 2. Page 2, by inserting after the period in line 13
- 8 the following new section:
- 9 "Sec. Section three hundred twenty-one point
- 10 two hundred nine (321.209), Code 1973, is amended by
- 11 striking subsection seven (7)."
- 12 3. By striking all of lines 14 through 18 on page 2
- 13 and inserting in lieu thereof the following:
- 14 "Sec. 3. This Act shall take effect and be in force
- 15 on March 1, 1974, after its publication in the West Des
- 16 Moines Express, a newspaper published in West Des Moines
- 17 Iowa, and in the Sioux City Journal, a newspaper published

18 in Sioux City, Iowa.”

19 4. Renumber the sections as required.

Senator Schaben moved that further action on Senate File 1013 be deferred until March 1, 1974.

Roll call was requested.

On the question “Shall the motion to defer action until March 1, 1974, be adopted?” (S.F. 1013) the vote was:

Ayes, 12:

Coleman	Kennedy	Palmer	Scott
Gallagher	Kinley	Rodgers	Van Gilst
Griffin	Miller of	Schaben	
Heying	Des Moines		

Nays, 36:

Andersen	Hansen	Milligan	Riley
Bergman	Hill	Murray	Schwengels
Blouin	Hultman	Nolin	Schwieger
Briles	Junkins	Nystrom	Shaff
Burroughs	Kelly	Orr	Shaw
Curtis	Lamborn	Plymat	Taylor
DeKoster	McCartney	Potter	Tieden
Doderer	Miller of	Rabedeaux	Willits
Glenn	Marshall	Ramsey	Winkelman
Gluba			

Absent or not voting, 2:

Priebe	Robinson
--------	----------

The motion lost.

Senator Milligan moved that the Senate concur in the House amendments.

The motion prevailed and the Senate concurred in the House amendments.

Senator Milligan moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 1013) the vote was:

Ayes, 37:

Andersen	Hill	Murray	Riley
Bergman	Hultman	Nystrom	Schwengels
Blouin	Junkins	Orr	Schwieger
Briles	Kelly	Palmer	Shaff
Burroughs	Kinley	Plymat	Shaw
Curtis	Lamborn	Potter	Taylor
DeKoster	McCartney	Priebe	Tieden
Glenn	Miller of	Rabedeaux	Willits
Gluba	Marshall	Ramsey	Winkelman
Hansen	Milligan		

Nays, 10:

Coleman	Heying	Miller of	Rodgers
Gallagher	Kennedy	Des Moines	Schaben
Griffin		Nolin	Scott

Absent or not voting, 3:

Doderer	Robinson	Van Gilst
---------	----------	-----------

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

On motion of Senator Lamborn, the Senate recessed until the fall of the gavel.

AFTERNOON SESSION

The Senate reconvened, Senator Hansen presiding.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. SPEAKER: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1111, a bill for an act relating to distances to be complied with when passing motor vehicles.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate File 1105, by Senator Shaw (Kiser), a bill for an act relating to compensation of the clerk of the grand jury.

Read first time and **passed on file**.

Senate File 1106, by Senators Hansen, Kelly, Hultman, Kennedy and Briles (Freeman), a bill for an act relating to a religious exemption to the Iowa unfair employment practices standards.

Read first time and **passed on file**.

Senate File 1107, by committee on schools (committee on education), a bill for an act relating to vocational rehabilitation.

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

Senate File 1108, by committee on county government (committee on county government), a bill for an act relating to the advertisement, letting, and approval of secondary road contracts.

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

Senate File 1109, by Senator Gluba (Higgins, Cusack, Brinck, Monroe, Clark of Dubuque, Kiser, Carr and Oakley), a bill for an act relating to the quantity of alcoholic liquor an individual may import into and possess within the state for the purpose of personal consumption.

Read first time and passed on file.

Senate File 1110, by Senator Doderer, a bill for an act relating to the hiring of state employees.

Read first time and passed on file.

Senate File 1111, by Senators Palmer, Milligan, Plymat and Willits (Bittle, Caffrey, Connors, Kreamer, Readinger and Woods), a bill for an act relating to employees of juvenile courts in counties of more than two hundred fifty thousand population.

Read first time and passed on file.

Senate File 1112, by Senators Schaben, Nolin, Winkelman and Coleman (Miller of Calhoun, Hutchins, Bennett, Ferguson, Pellette, Fisher of Greene, Hansen, Danker, Crabb, Menke, Fullerton, Stephens, Husak, Wyckoff and Peterson), a bill for an act making an appropriation from the general fund of the state to the state conservation commission for the dredging of certain specified lakes.

Read first time and passed on file.

Senate File 1113, by Senator Priebe, a bill for an act relating to used car dealer lists.

Read first time and passed on file.

Senate File 1114, by Senator Heying, a bill for an act making an appropriation from the general fund of the state to finance an experimental project in the production of methane gas.

Read first time and passed on file.

Senate File 1115, by Senators Milligan, Shaff, Hultman, Blouin and Junkins, a bill for an act relating to the collection of energy resource data.

Read first time and passed on file.

HOUSE MESSAGE CONSIDERED

House File 1111, a bill for an act relating to distances to be complied with when passing motor vehicles.

Read first time and passed on file.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S. F. 1096 State government
- S. F. 1097 State government
- S. F. 1098 State government
- S. F. 1099 Ways and means
- S. F. 1100 Judiciary
- S. F. 1102 Cities and towns
- S. F. 1104 Appropriations
- H. F. 1028 Ways and means
- H. F. 1091 Commerce
- H. F. 1104 Human resources
- H. F. 1105 Agriculture
- H. F. 1107 State government
- H. F. 1108 Natural resources

SENATE CONCURRENT RESOLUTION 107

By Committee on County Government

- 1 *Whereas*, the machinery of law enforcement in this state
- 2 is fragmented and overlapping and many residents of the state
- 3 are not receiving full-time law enforcement protection; and
- 4 *Whereas*, Iowa has many small police forces and town mar-
- 5 shals operating independently of the sheriff's offices in
- 6 the counties and there is duplication of equipment and limited
- 7 protection; and
- 8 *Whereas*, the boundaries that define and limit law enforce-
- 9 ment operation do not hinder the movement of criminals and
- 10 often provide sanctuary from effective law enforcement; and
- 11 *Whereas*, it is important that all Iowans receive adequate
- 12 twenty-four hour law enforcement protection; and
- 13 *Whereas*, many small towns in Iowa cannot afford to com-
- 14 pensate a full-time police department and to purchase the
- 15 necessary law enforcement equipment, *Now Therefore*,
- 16 *Be It Resolved by the Senate, the House Concurring*, That
- 17 the legislative council is authorized to create a study
- 18 committee, as provided by law, which committee shall include
- 19 members of the appropriate standing committees of the house

20 of representatives and the senate, to conduct during the 1974-
 21 1975 legislative interim, a comprehensive study of the
 22 possibility and feasibility of granting the county sheriff
 23 the authority to provide law enforcement protection throughout
 24 his county and provision for an equitable method of financing
 25 such a plan; and

26 *Be It Further Resolved*, That the study committee may in-
 27 clude nonlegislative members having special knowledge re-
 28 lated to the area of law enforcement; and

29 *Be It Further Resolved*, That a report of the study shall
 30 be prepared and submitted to the legislative council and the

Page 2

1 members of the Sixty-sixth General Assembly, 1975 Session,
 2 and shall be accompanied by legislative bill drafts designed
 3 to carry out the recommendations of the study committee.

SENATE CONCURRENT RESOLUTION 108

By Lamborn

1 *Whereas*, it has been customary in past years to
 2 hold a joint convention on February 12, for the
 3 purpose of observing the date of Abraham Lincoln's
 4 birth; *Now Therefore*,

5 *Be It Resolved by the Senate, the House of*
 6 *Representatives Concurring*: That the two Houses of
 7 the Sixty-fifth General Assembly meet in joint
 8 convention on Tuesday, February 12, 1974, at
 9 1:15 p.m., to give appropriate attention to this
 10 national holiday;

11 *Be It Further Resolved*, That Senator Ralph F.
 12 McCartney, a student on the life and works of
 13 Abraham Lincoln, be invited to deliver an address
 14 in observance of Lincoln's birthday, and that the
 15 President of the Senate and the Speaker of the
 16 House be designated to extend the invitation to him.

SUPPLEMENTAL REPORT OF COMMITTEE
 ON MEMORIAL RESOLUTIONS

MR. PRESIDENT: Your committee on memorial resolutions begs leave to report that committees should be appointed to prepare suitable memorial resolutions for the following deceased members of the Senate:

Oliver P. Bennett, Sr., Mapleton
 T. J. Frey, Neola
 Stanley J. Hart, Keokuk
 Vernon H. Kyhl, Parkersburg
 Karl M. LeCompte, Centerville

RALPH W. POTTER, Chairman
 IRVIN L. BERGMAN
 JOAN ORR

AMENDMENTS FILED

S—2141

- 1 Amend Senate File 23 as follows:
- 2 1. Page 2, line 8 by striking the word "twenty-five"
- 3 and inserting in lieu thereof the word "fifteen".
- 4 2. Page 2, line 11 by striking the word "fifty"
- 5 and inserting in lieu thereof the word "thirty".
- 6 3. Page 2, line 34 by striking the word "twenty-five"
- 7 and inserting in lieu thereof the word "fifteen".
- 8 4. Page 3, line 2 by striking the word "fifty"
- 9 and inserting in lieu thereof the word "thirty".
- 10 5. Page 3, line 13 by striking the word "twenty-five"
- 11 and inserting in lieu thereof the word "fifteen".
- 12 6. Page 3, line 17 by striking the word "twenty-five"
- 13 and inserting in lieu thereof the word "fifteen".
- 14 7. Page 3, line 19 by striking the word "fifty"
- 15 and inserting in lieu thereof the word "thirty".
- 16 8. Page 4, line 3 by striking the word "twenty-five"
- 17 and inserting in lieu thereof the word "fifteen".
- 18 9. Page 4, line 6 by striking the word "fifty"
- 19 and inserting in lieu thereof the word "thirty".
- 20 10. Page 4, line 15 by striking the word "sixty"
- 21 and inserting in lieu thereof the word "fifty".
- 22 11. Page 4, line 18 by striking the word "sixty"
- 23 and inserting in lieu thereof the word "fifty".

JAMES W. GRIFFIN, SR.

S—2140

- 1 Amend Senate File 1059 as follows:
- 2 1. Page 1, by striking lines 14 through 19 and insert-
- 3 ing in lieu thereof the following:
- 4 "the assessor shall determine the actual and assessed
- 5 value of such property in accordance with section
- 6 four hundred forty-one point twenty-one (441.21) of
- 7 the Code. The assessor shall also apply the same
- 8 actual and assessed value to each of the preceding
- 9 five years less the assessed value certified to the
- 10 county auditor for each such preceding year. In the
- 11 event of an appeal in the current year, the actual
- 12 and assessed values as finally determined shall also
- 13 apply to each of the preceding five years.
- 14 2. Page 1, by striking lines 24 and 25 and page 2
- 15 by striking lines 1 through 6 and inserting in lieu
- 16 thereof the following:
- 17 "property which constitutes a fruit-tree reservation
- 18 the assessor shall determine the actual and assessed
- 19 value of such property in accordance with section
- 20 four hundred forty-one point twenty-one (441.21) of
- 21 the Code. The assessor shall also apply the same
- 22 actual and assessed value to each of the preceding
- 23 five years less the assessed value certified to
- 24 the county auditor for each such preceding year. In
- 25 the event of an appeal in the current year, the

Page 2

1 actual and assessed values as finally determined
 2 shall also apply to each of the preceding five years.
 3 In all other cases where trees are”.

4 3. Page 2, line 16, by inserting after the word
 5 “property” the following: “showing the current
 6 assessed value of such property and the assessed
 7 value for each of the preceding five years as deter-
 8 mined in accordance with this Act”.

9 4. Page 2, by striking lines 17 through 23 and
 10 inserting in lieu thereof the following:

11 “If the owner of a forest or fruit-tree reservation
 12 assessed in accordance with section four hundred
 13 forty-one point twenty-two (441.22) of the Code sells
 14 the property, the seller shall provide written notice
 15 to the purchaser that the property has changed in
 16 use, or if the buyer changes the use of the property
 17 from a forest or fruit-tree reservation the property
 18 will be revalued and that additional taxes will be
 19 due for the five preceding years.”

20 5. Page 2, line 25, by inserting after the word
 21 “years” the following: “and enter the tax due on
 22 the tax books”.

23 6. Page 2, by striking lines 28 through 31 and
 24 inserting in lieu thereof the word “property.”.

25 7. Page 2, line 35, by inserting after the word

Page 3

1 “property” the following: “and such property shall
 2 be subject to tax sale in accordance with section
 3 four hundred forty-six point seven (446.7) of the
 4 Code”.

CLIFFORD E. BURROUGHS
 ROGER J. SHAFF

S—2139

1 Amend Senate Concurrent Resolution 101, page 1,
 2 line 16 by inserting after the word “Senate,” the
 3 words “shall be set at the rate of eighteen
 4 thousand, one hundred five dollars annually.”.

WILLIAM D. PALMER

S—2142

1 Amend House File 664, as amended and passed by the House, page
 2 1, by striking line 8 and inserting in lieu thereof the following:
 3 “struction, after the effective date of this Act, that exceed four
 4 stories in height, or sixty-five”.

RALPH W. POTTER

On motion of Senator Lamborn, the Senate adjourned until
 9:00 a.m., Thursday, February 7, 1974.

JOURNAL OF THE SENATE

TWENTY-FIFTH DAY

SENATE CHAMBER
DES MOINES, IOWA, THURSDAY, FEBRUARY 7, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend W. Dawson, Chaplain of St. Ambrose College, Davenport, Iowa.

The Journal of Wednesday, February 6, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. E. E. Lister, Dallas Center, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Robinson for the day on request of Senator Kennedy.

INTRODUCTION OF BILLS

Senate File 1116, by committee on appropriations, a bill for an act making an appropriation to the department of general services for use of the educational radio and television facility board for the purpose of making capital improvements relative to transmitters.

Read first time and placed on calendar.

Senate File 1117, by Senators Curtis, Rabedaux, Riley, Priebe and Gluba (Bittle, Bortell, Wells and Doyle), a bill for an act relating to the organization, powers and duties of credit unions.

Read first time and passed on file.

Senate File 1118, by Senator Andersen, a bill for an act relating to the hiring of an attorney for a city civil service commission.

Read first time and passed on file.

REREFERRED TO COMMITTEE

Senator Lamborn asked and received unanimous consent that **House File 190** be rereferred to the committee on **commerce**.

ADOPTION OF CONCURRENT RESOLUTION

Senator Lamborn asked and received unanimous consent to take up for consideration **Senate Concurrent Resolution 108**, found on page 314 of the Senate Journal and moved its adoption.

The motion prevailed and the resolution was adopted.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 1062.

Senate File 1062

On motion of Senator Schwieger, Senate File 1062, a bill for an act relating to the functional classification and jurisdiction of highways, was taken up for consideration.

Senator Curtis offered amendment S—2132 filed by Senators Curtis, Lamborn and Schaben and moved its adoption:

S—2132

1 Amend Senate File 1062 as follows:

2 1. Page 2, by striking lines 16 through 18, inclu-
3 sive, and inserting in lieu thereof the following:

4 j. The municipal residential alley system.

5 k. The state park, state institution and other state
6 land road system.

7 1. The county conservation parkway system.

8 2. Page 10, by inserting after line 19 the following:

9 Sec. Section three hundred thirteen point two
10 (313.2), Code 1973, is amended by striking unnumbered
11 paragraphs one (1) and two (2) and inserting in lieu
12 thereof the following:

13 The roads and streets of the state are, for the
14 purpose of this chapter, assigned to the functional
15 classification systems established under chapter three
16 hundred six (306) of the Code.

17 Sec. Sections three hundred six point two
18 (306.2) and three hundred six point nine (306.9), Code
19 1973, are repealed.

20 3. By renumbering the sections to conform to this
21 amendment.

Amendment S—2132 was adopted.

Senator Lamborn offered amendment S—2133 filed by Senators Lamborn and Schaben and moved its adoption:

S—2133

- 1 Amend Senate File 1062 as follows:
- 2 1. Page 4, lines 18 to 21, inclusive, by striking
- 3 the words "and shall include municipal extensions of the
- 4 trunk and trunk collector systems in municipalities with
- 5 less than five thousand population".
- 6 2. Page 4, by striking lines 30 to 34, inclusive,
- 7 and inserting in lieu thereof the following:
- 8 "7. 'Municipal street system' means those streets
- 9 within municipalities classified".
- 10 3. Page 5, line 32, by inserting a period after the
- 11 word "municipalities" and by striking the remainder of
- 12 line 32 and lines 33 through 35, inclusive.
- 13 4. Page 10, line 20, by striking the period after the
- 14 number "1975", and inserting in lieu thereof the follow-
- 15 ing:
- 16 "; except that no transfer of jurisdiction and control
- 17 of any road or street as required by this Act shall be
- 18 effective until the enactment of legislation which
- 19 allocates the road use tax fund in a manner different
- 20 from the law existing on January 1, 1974, and in a
- 21 manner which compensates state, county and municipal
- 22 jurisdictions for additional highway, road or street
- 23 needs acquired by such transfer as determined by the
- 24 state highway commission.
- 25 Notwithstanding the foregoing provision of this

Page 2

- 1 section, transfers in jurisdiction and control of roads
- 2 and streets may take place if agreements are entered
- 3 into by the jurisdictional divisions of government
- 4 involved in the transfer of such roads and streets."

Amendment S—2133 was adopted.

Senator Schwieger moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1062) the vote was:

Ayes, 45:

Andersen	Hansen	Miller of	Ramsey
Bergman	Heying	Marshall	Riley
Blouin	Hultman	Milligan	Schaben
Briles	Junkins	Murray	Schwengels
Burroughs	Kelly	Nolin	Schwieger
Coleman	Kennedy	Nystrom	Scott
Curtis	Kinley	Orr	Shaff
DeKoster	Lamborn	Palmer	Shaw
Doderer	McCartney	Plymat	Taylor
Glenn	Miller of	Potter	Tieden
Gluba	Des Moines	Priebe	Willits
Griffin		Rabedeaux	Winkelman

Nays, 3:

Gallagher Rodgers Van Gilst

Voting present, 1:

Hill

Absent or not voting, 1:

Robinson

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

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate File 1013.

DALE L. TIEDEN
Chairman, Senate Committee
CHARLES STROTHMAN
Chairman, House Committee

Report adopted.

BILL SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bill: Senate File 1013.

BILL SENT TO THE GOVERNOR

Senator Tieden, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 7th day of February, 1974, sent to the Governor for his approval: Senate File 1013.

DALE L. TIEDEN, Chairman

Passed on file.

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on February 7, 1974, the Governor approved and transmitted to the Secretary of State the following bill:

S. F. 1013—To reduce the maximum speed limits imposed on motor vehicles operating on the highways of the state and repealing the mandatory revocation for speed violations.

HOUSE AMENDMENTS CONSIDERED

Senate File 1047

Senator Riley called up for consideration Senate File 1047, a bill for an act relating to gambling, games of skill and games of chance, which makes participation in certain athletic contests, sports events and exhibitions lawful, amended by the House, and moved that the Senate concur in the following amendments:

- 1 Amend Senate File 1047 as passed by the Senate and
- 2 reprinted as follows:
- 3 1. Page 2A, line 6, by striking the word "enumerated".
- 4 2. Page 2A, line 9, by inserting after the word
- 5 "including" the words ", but not limited to,".
- 6 3. Page 2A, line 10, by inserting after the words
- 7 "skeet shoots," the words "fly casting, tractor pulling,
- 8 rifle, pistol, musket, muzzle-loader, archery".
- 9 4. Page 2A, by striking line 12 and inserting in lieu
- 10 thereof the following:
- 11 "b. Horse races, harness racing, ski, airplane, snow-
- 12 mobile, raft, boat, bicycle and motor vehicle races, whether
- 13 or not an entry".
- 14 5. Page 2A, line 29, by inserting after the word
- 15 "including" the words ", but not limited to,".
- 16 6. Page 2A, line 30, by inserting after the words "skeet
- 17 shoots," the words "fly casting, tractor pulling, rifle,
- 18 pistol, musket, muzzle-loader, archery".
- 19 7. Page 2A, by striking line 31 and inserting in lieu
- 20 thereof the following:
- 21 2. Horse races, harness racing, ski, airplane, snow-
- 22 mobile, raft, boat, bicycle and motor vehicle races".

The motion prevailed and the Senate concurred in the House amendments.

Senator Riley moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1047) the vote was:

Ayes, 41:

Andersen	Gluba	Miller of	Rodgers
Bergman	Griffin	Marshall	Schaben
Blouin	Hansen	Milligan	Schwengels
Briles	Heying	Murray	Scott
Burroughs	Hultman	Nystrom	Shaff
Coleman	Junkins	Palmer	Shaw
Curtis	Kelly	Potter	Taylor
DeKoster	Kennedy	Priebe	Tieden
Doderer	Kinley	Rabedeaux	Willits
Gallagher	Lamborn	Riley	Winkelman
Glenn	McCartney		

Nays, 3:

Hill Ramsey Van Gilst

Absent or not voting, 6:

Miller of Nolin Plymat Schwieger
Des Moines Orr Robinson

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

On motion of Senator Lamborn, the Senate recessed until the fall of the gavel.

AFTERNOON SESSION

The Senate reconvened, Senator Murray presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File 550, a bill for an act to provide standards for the care of animals in animal shelters, pounds, and pet shops.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1067, a bill for an act relating to the sale of county-owned property.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1103, a bill for an act providing that motorcycles must be operated with both wheels in contact with the highway.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1118, a bill for an act relating to requirements for storm sewer grates.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate File 1119, by Senator McCartney, a bill for an act relating to interest on judgments for personal injuries.

Read first time and passed on file.

Senate File 1120, by Senator McCartney, a bill for an act relating to the filing and publishing of county agricultural extension education fund reports.

Read first time and passed on file.

Senate File 1121, by committee on appropriations, a bill for an act to make an appropriation to the office of the secretary of state to print copies of the election laws.

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

Senate File 1122, by Senators Gluba, Riley, Kinley, Rodgers and Blouin (Cusack and Carr), a bill for an act relating to the seizure and destruction of dogs.

Read first time and **passed on file**.

Senate File 1123, by Senators Plymat, Gluba, Briles, Orr, Blouin, Curtis, Heying, Winkelman, Gallagher, and Scott, a bill for an act relating to a moratorium on the construction of nuclear power plants.

Read first time and **passed on file**.

Senate File 1124, by committee on human resources (committee on human resources), a bill for an act relating to curb ramps for the physically handicapped.

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

Senate File 1125, by committee on human resources, a bill for an act relating to the construction of private and public buildings and facilities which are intended for use by the general public.

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

HOUSE MESSAGES CONSIDERED

House File 550, a bill for an act to provide standards for the care of animals in animal shelters, pounds, and pet shops, and to regulate dealers, animal wardens, boarding kennels, commercial kennels, hobby kennels, public auctions, and commercial breeders, and provide penalties for violations.

Read first time and **passed on file**.

House File 1067, a bill for an act relating to the sale of county-owned property.

Read first time and **passed on file**.

House File 1103, a bill for an act providing that motorcycles must be operated with both wheels in contact with the highway.

Read first time and **passed on file**.

House File 1118, a bill for an act relating to requirements for storm sewer grates.

Read first time and passed on file.

REPORT OF INVESTIGATING COMMITTEE

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Charles William Larson of Newton, Jasper County, Iowa, for appointment as Commissioner of Public Safety for the State of Iowa pursuant to Section 80.2, 1973 Code of Iowa, to serve at the pleasure of the Governor, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

RICHARD R. RAMSEY, Chairman
EUGENE M. HILL
WILLIAM N. PLYMAT

COMMUNICATION FROM THE CITIZENS' AIDE

The annual report of Citizens' Aide Thomas R. Mayer for the period from January 1, 1973, to December 31, 1973, pursuant to Section 601G.18, Code 1973, has been received and placed on file in the office of the Lieutenant Governor.

REPORTS OF COMMITTEES

Senator McCartney submitted the following reports:

MR. PRESIDENT: Your committee on commerce to which was referred **House File 98**, a bill for an act to allow school boards, area school boards, and the state board of public instruction to provide group contracts, and the board for the educational radio and television facility to provide group or individual contracts, for tax-sheltered annuities to employees, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

S—2144

- 1 Amend House File 98 as amended, passed, and reprinted
- 2 by the House as follows:
- 3 1. By adding the following new section on page 4B,
- 4 after line 44.
- 5 Sec. Chapter two hundred sixty-two (262),
- 6 Code 1973, is amended by adding the following new
- 7 section:
- 8 **NEW SECTION. ANNUITY CONTRACTS.** At the request
- 9 of an employee through contractual agreement the
- 10 board may arrange for the purchase of group or
- 11 individual annuity contracts for any of its respective
- 12 employees from any company the employee may choose
- 13 that is authorized to do business in this state, for
- 14 retirement or other purposes, and may make payroll
- 15 deductions in accordance with such arrangements for
- 16 the purpose of paying the entire premium due and to

17 become due under such contract. The deductions shall
 18 be made in the manner which will qualify the annuity
 19 premiums for the benefits afforded under section
 20 four hundred three b (403b) of the Internal Revenue
 21 Code of 1954 and amendments thereto. The employee's
 22 rights under such annuity contract shall be non-
 23 forfeitable except for the failure to pay premiums."

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on commerce to which was referred **House File 335**, a bill for an act relating to annual reports of cooperative associations, begs leave to report it has had the same under consideration and recommends the same **do pass**.

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

Senator Riley submitted the following reports:

MR. PRESIDENT: Your committee on judiciary to which was referred **Senate File 173**, a bill for an act to forbid the use of the highways of this state to habitual offenders of the traffic laws, and to provide punishment for those who violate the provisions of this Act, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

S—2148

1 Amend Senate File 173 as follows:

2 1. Page 2, line 5, by striking the word "ten-year" and in-
 3 serting in lieu thereof the word "six-year".

4 2. Page 2, line 31, by inserting after the word "Code" the
 5 words ", except equipment violations, violations of parking
 6 regulations of cities, violations of registration laws, operat-
 7 ing a vehicle with an expired license or permit, failure to
 8 appear, and weights and measures violations".

9 3. Page 2, line 31, by inserting after the period the words
 10 "Conviction of a nonflagrant speeding violation shall not be
 11 included as a violation under this subsection. For the pur-
 12 poses of this subsection, a 'nonflagrant speeding violation'
 13 means a speeding violation where a person is convicted of
 14 speeding less than six miles per hour under the posted speed
 15 limit."

16 4. Page 4, line 18, by striking the word "ten" and insert-
 17 ing in lieu thereof the word "six".

18 5. Page 4, by striking lines 30 through 35, and inserting
 19 in lieu thereof the following:

20 Sec. 8. **NEW SECTION.** When a license is suspended or revoked
 21 for a period of not less than three years under the provisions
 22 of this Act, the person to whom the privilege of operating a
 23 motor vehicle is denied may petition the court for reinstate-
 24 ment of the license. The court may, based upon the person's
 25 prior record, order a provisional reinstatement of the license

Page 2

- 1 upon the fulfillment of all other requirements for an operator's
- 2 license under chapter three hundred twenty-one (321) of the Code.
- 3 The provisional reinstatement shall be subject to the conditions
- 4 of section three hundred twenty-one point one hundred eighty-
- 5 one (321.181) of the Code.
- 6 6. Page 5, by striking lines 1 through 11.

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary to which was referred **Senate File 389**, a bill for an act relating to the appointment of jury commissioners, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary to which was referred **Senate File 1075**, a bill for an act relating to the regulation of vehicular traffic at traffic-control signals, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

Senator Curtis submitted the following report:

MR. PRESIDENT: Your committee on state government to which was referred **House File 671**, a bill for an act relating to the overall length of combination of vehicles, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

S—2146

- 1 Amend House File 671 as amended, passed and
- 2 reprinted by the House as follows:
- 3 1. Page 2, line 23, by striking the
- 4 alphabetical letter "a."
- 5 2. Page 3 by striking lines 1 and 2.

WARREN E. CURTIS, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2147

- 1 Amend the House amendment to Senate File 126,
- 2 as amended, passed, and reprinted by the Senate,
- 3 page 3, line 8, by inserting after the period the
- 4 following:
- 5 "*Participation in interscholastic contests*

6 *shall not be considered a part of the school*
7 *curriculum."*

JOHN N. NYSTROM

S—2143

1 Amend Senate File 1079 as follows:

2 1. Page 2, line 8 by inserting after the word

3 "length" the words "and weight".

4 2. Page 2, line 12 by inserting after the word

5 "length" the words "and weight".

6 3. Page 2, line 14 by inserting after the word

7 "length" the words "and weight".

8 4. Page 2, lines 15 and 16 by striking the words

9 "The limit of travel for such motor vehicles or

10 combination of vehicles within this state is

11 confined" and inserting in lieu thereof the

12 following words "If a city council has authorized

13 such operation upon highways within the corporate

14 limits, then the limit of travel for such motor

15 vehicles or combination of vehicles within this

16 state is extended".

JAMES W. GRIFFIN, SR.

S—2145

1 Amend House File 98, as amended, passed and

2 reprinted by the House, page 1, line 2, by inserting

3 after the word "boards," the following: "the state

4 board of regents".

RALPH F. McCARTNEY

On motion of Senator Potter, the Senate adjourned until 9:00
a.m., Friday, February 8, 1974.

JOURNAL OF THE SENATE

TWENTY-SIXTH DAY

SENATE CHAMBER
DES MOINES, IOWA, FRIDAY, FEBRUARY 8, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Lloyd Latta, District Superintendent, United Methodist Church, Mason City, Iowa.

The Journal of Thursday, February 7, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. G. A. Kern, Des Moines, Iowa.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Robinson for the day on request of Senator Kennedy; Senator Coleman for the day on request of Senator Nolin.

DISTINGUISHED GUEST

President Neu presented the Honorable Dick Clark, United States Senator from Iowa, who appeared on the rostrum and extended greetings to the Senate.

PRESENTATION OF VISITORS

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

Thirty-five students from Moore Elementary School, Des Moines, Iowa, accompanied by Kathy Blankenship. Senator Plymat.

INTRODUCTION OF BILLS

Senate File 1126, by Senator Heying, a bill for an act to provide a closed season, daily catch limit, possession limit, and minimum length of fish on certain rivers and streams.

Read first time and passed on file.

Senate File 1127, by Senators Blouin and Gluba (Carr), a bill for an act relating to the reimbursement for property taxes paid

and rent constituting property taxes paid for persons sixty-five years of age or totally disabled.

Read first time and passed on file.

Senate File 1128, by Senators Blouin, Junkins, Rabedeaux, Heying, Hansen, Andersen, Van Gilst, Lamborn, Doderer, Palmer, Orr, Priebe, Glenn, Gluba, Kennedy and Schaben (Monroe, Readinger, Krause, Rapp, McCormick, Norland, Doyle, Brunow, Fitzgerald, Horn, Dunton, Howell, Middleswart, O'Halloran, Small, Mennenga, Wells, Cusack, Patchett, Wyckoff, Freeman, Miller of Buchanan, Jordan, Rinas, Junker, Fullerton, Welden, Jesse, Cochran, Mendenhall, Clark of Lee, Edelen, Tofte, Hansen, Miller of Calhoun, Lippold, Newhard, Carr, Connors, Byerly, Griffee, Norpel, West, Poncy, Avenson, Harper, Hargrave, Clark of Dubuque, Ewing, Schroeder, Grassley, Wulff, Hutchins, Hennessey, Ferguson, Brinck, Higgins, Woods, Miller of Cerro Gordo, Butler, Bortell, Crawford, Peterson, Husak, Crabb, Danker, Drake, De Jong and Dunlap), a bill for an act relating to authority of the department of social services to provide state supplementary cash payments to certain persons, revising the state medical assistance act, and providing a penalty.

Read first time and passed on file.

COMMUNICATION

The following communication from the Governor was presented:

The Honorable Arthur A. Neu
Lieutenant Governor of Iowa
State Capitol Building
Local

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name of James F. Mulqueen, Council Bluffs, Pottawattamie County, Iowa, for appointment as a member to the Iowa Beer and Liquor Control Council pursuant to Sections 123.5 and 123.6 of the 1973 Code of Iowa, for the term ending December 31, 1978.

Sincerely,
ROBERT D. RAY
Governor

ANNOUNCEMENT OF INVESTIGATING COMMITTEE ON GOVERNOR'S APPOINTMENT

President Neu, in accordance with Section 2.32, Code 1973, announced the appointment of the following Senators to an **investigating committee**:

James F. Mulqueen, Council Bluffs, Pottawattamie County, Iowa, as a member of the Iowa Beer and Liquor Control Council.

Senator Griffin, Chairman
 Senator Gallagher
 Senator Hultman

ADOPTION OF SUPPLEMENTAL REPORT OF COMMITTEE ON
 MEMORIAL RESOLUTIONS

Senator Potter called up the following report and moved its adoption:

SUPPLEMENTAL REPORT OF COMMITTEE
 ON MEMORIAL RESOLUTIONS

MR. PRESIDENT: Your committee on memorial resolutions begs leave to report that committees should be appointed to prepare suitable memorial resolutions for the following deceased members of the Senate:

Oliver P. Bennett, Sr., Mapleton
 T. J. Frey, Neola
 Stanley J. Hart, Keokuk
 Vernon H. Kyhl, Parkersburg
 Karl M. LeCompte, Centerville

RALPH W. POTTER, Chairman
 IRVIN L. BERGMAN
 JOAN ORR

The motion prevailed and the report was adopted.

ANNOUNCEMENT BY THE PRESIDENT OF THE SENATE

President Neu announced the appointment of the following memorial resolution committees:

On Oliver P. Bennett, Sr., Mapleton:

Senator Andersen, Chairman
 Senator Winkelman
 Senator Nolin

On T. J. Frey, Neola:

Senator Schaben, Chairman
 Senator Griffin
 Senator Hultman

On Stanley J. Hart, Keokuk:

Senator Junkins, Chairman
 Senator Schwengels
 Senator Rabedeaux

On Vernon H. Kyhl, Parkersburg:

Senator Lamborn, Chairman
 Senator Burroughs
 Senator Gallagher

On Karl M. LeCompte, Centerville:

Senator Ramsey, Chairman
 Senator Briles
 Senator Van Gilst

HOUSE AMENDMENT CONSIDERED

Senate File 126

Senator Hansen called up for consideration Senate File 126, a bill for an act relating to the educational program of schools, amended by the House amendment found on pages 228-231, inclusive, of the Senate Journal.

Senator Hansen offered amendment S—2134, filed by the committee on schools to the House amendment, and moved its adoption:

S—2134

- 1 Amend the House amendment to Senate File 126,
- 2 as amended, passed, and reprinted by the Senate, as
- 3 follows:
- 4 1. Page 1, by striking lines 10 and 11.
- 5 2. Page 1, by striking lines 12 and 13, and
- 6 inserting in lieu thereof the following:
- 7 "4. Page 3A, by striking lines 14 and 15, and
- 8 inserting in lieu thereof the following: 'of the
- 9 United States and Iowa *with attention to the contribu-*
- 10 *tions to history by all citizens irrespective of race,*
- 11 *sex, religion, or ethnic background, cultures of other*
- 12 *peoples.'*"
- 13 3. Page 1, by striking lines 17 through 19, and
- 14 inserting in lieu thereof the following:
- 15 "6. Page 3A, by striking lines 26 and 27, and
- 16 inserting in lieu thereof the following: 'social
- 17 studies, *including history and contributions of all*
- 18 *citizens irrespective of race, sex, religion, or*
- 19 *ethnic background.'*"
- 20 4. Page 1, by striking lines 24 and 25 and
- 21 page 2, by striking line 1, and inserting in lieu
- 22 thereof the following:
- 23 "9. Page 4A, by striking lines 18 and 19, and
- 24 inserting in lieu thereof the following: '*shall*
- 25 *include the history and contributions of all citizens*

Page 2

- 1 *irrespective of race, sex, religion, or ethnic*
- 2 *background and one-half unit of the governments of.'*"
- 3 5. Page 2, line 8, by inserting after the word
- 4 "request" the following: "*and at a site chosen by*
- 5 *him*".

Amendment S—2134 to the House amendment was adopted.

Senator Hansen offered amendment S—2135 filed by him to the House amendment and called for a division of the amendment as follows:

S—2135

Division S—2135A

- 1 Amend the House amendment to Senate File 126,
- 2 as amended, passed, and reprinted by the Senate,
- 3 as follows:

4 1. Page 2, line 22, by striking the word
5 "fit" and inserting in lieu thereof the word "able".

Division S—2135B

6 2. Page 2, by striking line 25, and page,
7 by striking lines 1 through 5, and inserting in lieu
8 thereof the following: "*semester shall be required.*
9 *Physical education activities shall*".

On motion of Senator Hansen, division S—2135A of the amendment to the House amendment was adopted.

Senator Hansen moved the adoption of division S—2135B of the amendment to the House amendment.

Division was called for.

Division S—2135B of the amendment to the House amendment lost.

Senator Doderer moved to reconsider the vote by which amendment S—2134 to the House amendment was adopted by the Senate.

Roll call was requested.

On the question "Shall the motion to reconsider amendment S—2134 to the House amendment be adopted?" (S.F. 126) the vote was:

Ayes, 27:

Bergman	Heying	Milligan	Riley
Blouin	Junkins	Murray	Rodgers
Curtis	Kennedy	Orr	Schaben
Doderer	Kinley	Palmer	Schwengels
Gallagher	Lamborn	Potter	Scott
Glenn	Miller of	Priebe	Willits
Gluba	Marshall	Ramsey	Winkelman

Nays, 18:

Andersen	Hill	Nystrom	Shaw
Briles	Hultman	Plymat	Taylor
Burroughs	McCartney	Rabedeaux	Tieden
Griffin	Miller of	Schwieger	Van Gilst
Hansen	Des Moines	Shaff	

Absent or not voting, 5:

Coleman	Kelly	Nolin	Robinson
DeKoster			

The motion prevailed and amendment S—2134 to the House amendment was taken up for reconsideration.

Senator Doderer called for a division of amendment S—2134 to the House amendment, section 1 to be considered as division S—2134A, and the remainder of the amendment to be considered as division S—2134B.

Senator Doderer moved the adoption of division S—2134A of the amendment to the House amendment.

Division S—2134A of the amendment to the House amendment lost.

Senator Willits called for a further division of amendment S—2134, sections 2, 3 and 4 to be considered as division S—2134B; section 5 to be considered as division S—2134C.

Senator Hansen moved the adoption of division S—2134B of the amendment to the House amendment.

Roll call was requested.

On the question "Shall division S—2134B of the amendment to the House amendment be adopted?" (S.F. 126) the vote was:

Ayes, 36:

Andersen	Hill	Milligan	Rodgers
Bergman	Hultman	Murray	Schaben
Briles	Junkins	Nolin	Schwengels
Burroughs	Kinley	Nystrom	Shaw
Curtis	Lamborn	Orr	Taylor
DeKoster	McCartney	Plymat	Tieden
Gallagher	Miller of	Potter	Van Gilst
Glenn	Des Moines	Rabedeaux	Willits
Griffin	Miller of	Ramsey	Winkelman
Hansen	Marshall		

Nays, 8:

Blouin	Gluba	Palmer	Riley
Doderer	Heying	Priebe	Scott

Absent or not voting, 6:

Coleman	Kennedy	Schwieger	Shaff
Kelly	Robinson		

Division S—2134B of the amendment to the House amendment was adopted.

On motion of Senator Hansen, division S—2134C of the amendment to the House amendment was adopted.

Senator Nystrom withdrew amendment S—2147 filed by him on February 7, 1974, and found on pages 326 and 327 of the Senate Journal.

Senator Plymat offered amendment S—2131 filed by him to the House amendment and moved its adoption:

S—2131

- 1 Amend the House amendment to Senate File 126, page 3,
- 2 by inserting after line 11, the following amendment:
- 3 Page 5A, by inserting after line 12 the
- 4 following new subsection:
- 5 *NEW SUBSECTION.* A pupil shall not be required to
- 6 enroll in either physical education or health courses
- 7 if his parent or guardian files a written statement
- 8 with the school principal that the course conflicts
- 9 with his religious belief.

Amendment S—2131 to the House amendment was adopted.

Senator Hansen moved that the Senate concur in the House amendment as amended.

The motion prevailed and the Senate concurred in the House amendment as amended.

Senator Hansen moved that the bill as amended by the House, further amended and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 126) the vote was:

Ayes, 46:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schaben
Blouin	Hultman	Nolin	Schwengels
Briles	Junkins	Nystrom	Schwieger
Burroughs	Kennedy	Orr	Scott
Curtis	Kinley	Palmer	Shaff
DeKoster	Lamborn	Plymat	Shaw
Doderer	McCartney	Potter	Taylor
Gallagher	Miller of	Priebe	Tieden
Glenn	Des Moines	Rabedeaux	Van Gilst
Gluba	Miller of	Ramsey	Willits
Griffin	Marshall	Riley	
Hansen			

Nays, 1:

Winkelman

Absent or not voting, 3:

Coleman Kelly Robinson

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

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 1079.

Senate File 1079

On motion of Senator Griffin, Senate File 1079, a bill for an act relating to the operation of vehicles or combinations of vehicles permitted in the border cities, was taken up for consideration.

Senator Griffin offered amendment S—2143 filed by him and called for a division of the amendment as follows:

S—2143

Division S—2143A

- 1 Amend Senate File 1079 as follows:
- 2 1. Page 2, line 8 by inserting after the word
- 3 "length" the words "and weight".
- 4 2. Page 2, line 12 by inserting after the word

- 5 "length" the words "and weight".
 6 3. Page 2, line 14 by inserting after the word
 7 "length" the words "and weight".

Division S—2143B

- 8 4. Page 2, lines 15 and 16 by striking the words
 9 "The limit of travel for such motor vehicles or
 10 combination of vehicles within this state is
 11 confined" and inserting in lieu thereof the
 12 following words "If a city council has authorized
 13 such operation upon highways within the corporate
 14 limits, then the limit of travel for such motor
 15 vehicles or combination of vehicles within this
 16 state is extended".

Senator Griffin withdrew division S—2143A of the amendment.

Senator Glenn took the chair at 10:58 a.m.

Senator Gluba moved that further action on Senate File 1079 be deferred and that the bill retain its place on the calendar.

Roll call was requested.

On the question "Shall the motion to defer be adopted?" (S.F. 1079) the vote was:

Ayes, 23:

Bergman	Glenn	Lamborn	Riley
Blouin	Gluba	Nolin	Shaw
Briles	Heying	Orr	Taylor
Burroughs	Hill	Palmer	Van Gilst
Curtis	Hultman	Priebe	Willits
Doderer	Kinley	Rabedeaux	

Nays, 23:

Andersen	Miller of	Nystrom	Schwengels
DeKoster	Des Moines	Plymat	Schwieger
Gallagher	Miller of	Potter	Scott
Griffin	Marshall	Ramsey	Shaff
Hansen	Milligan	Rodgers	Tieden
Junkins	Murray	Schaben	Winkelman
McCartney			

Absent or not voting, 4:

Coleman	Kelly	Kennedy	Robinson
---------	-------	---------	----------

The motion lost.

DEFERRED

Senator Griffin asked and received unanimous consent that further action on Senate File 1079 be deferred and that the bill be placed on the calendar under unfinished business.

CONSIDERATION OF BILLS**Senate File 1059**

On motion of Senator Griffin, Senate File 1059, a bill for an

act relating to the taxation of forest and fruit-tree reservations, was taken up for consideration.

Senator Shaff offered amendment S—2140 filed by Senators Burroughs and Shaff:

S—2140

1 Amend Senate File 1059 as follows:

2 1. Page 1, by striking lines 14 through 19 and insert-
3 ing in lieu thereof the following:
4 "the assessor shall determine the actual and assessed
5 value of such property in accordance with section
6 four hundred forty-one point twenty-one (441.21) of
7 the Code. The assessor shall also apply the same
8 actual and assessed value to each of the preceding
9 five years less the assessed value certified to the
10 county auditor for each such preceding year. In the
11 event of an appeal in the current year, the actual
12 and assessed values as finally determined shall also
13 apply to each of the preceding five years.

14 2. Page 1, by striking lines 24 and 25 and page 2
15 by striking lines 1 through 6 and inserting in lieu
16 thereof the following:

17 "property which constitutes a fruit-tree reservation
18 the assessor shall determine the actual and assessed
19 value of such property in accordance with section
20 four hundred forty-one point twenty-one (441.21) of
21 the Code. The assessor shall also apply the same
22 actual and assessed value to each of the preceding
23 five years less the assessed value certified to
24 the county auditor for each such preceding year. In
25 the event of an appeal in the current year, the

Page 2

1 actual and assessed values as finally determined
2 shall also apply to each of the preceding five years.
3 In all other cases where trees are".

4 3. Page 2, line 16, by inserting after the word
5 "property" the following: "showing the current
6 assessed value of such property and the assessed
7 value for each of the preceding five years as deter-
8 mined in accordance with this Act".

9 4. Page 2, by striking lines 17 through 23 and
10 inserting in lieu thereof the following:

11 "If the owner of a forest or fruit-tree reservation
12 assessed in accordance with section four hundred
13 forty-one point twenty-two (441.22) of the Code sells
14 the property, the seller shall provide written notice
15 to the purchaser that the property has changed in
16 use, or if the buyer changes the use of the property
17 from a forest or fruit-tree reservation the property
18 will be revalued and that additional taxes will be
19 due for the five preceding years."

20 5. Page 2, line 25, by inserting after the word
21 "years" the following: "and enter the tax due on

22 the tax books”.

23 6. Page 2, by striking lines 28 through 31 and
24 inserting in lieu thereof the word “property.”.

25 7. Page 2, line 35, by inserting after the word

Page 3

1 “property” the following: “and such property shall
2 be subject to tax sale in accordance with section
3 four hundred forty-six point seven (446.7) of the
4 Code”.

Senator Blouin took the chair at 11:35 a.m.

Senator Glenn took the chair at 11:40 a.m.

(Senate File 1059 and amendment S—2140 pending on adjournment.)

INTRODUCTION OF BILLS

Senate File 1129, by Senator Andersen (Stromer), a bill for an act relating to increasing the amount of income, under which, a state income tax will not be imposed.

Read first time and **passed on file**.

Senate File 1130, by Senator Andersen, a bill for an act relating to the civil service probation period for firemen.

Read first time and **passed on file**.

Senate File 1131, by Senator Andersen, a bill for an act relating to the appointment of a clerk for the civil service commission.

Read first time and **passed on file**.

Senate File 1132, by Senator Griffin (De Jong), a bill for an act relating to the duties of the department and commissioner of public safety, creating a motor vehicle study, and making an appropriation.

Read first time and **passed on file**.

Senate File 1133, by Senator Andersen, a bill for an act relating to standards for licensing of health care facilities.

Read first time and **passed on file**.

Senate File 1134, by Senator Griffin (De Jong), a bill for an act creating a motor vehicle safety study and making an appropriation.

Read first time and **passed on file**.

Senate File 1135, by Senators Taylor and Potter, a bill for an act relating to the use of water by cities and towns.

Read first time and passed on file.

Senate File 1136, by Senators Nystrom, Schaben, Briles, Miller of Des Moines, Heying, Tieden, Bergman, Gluba, Murray, Hansen, Van Gilst, Blouin, Kennedy, Priebe, Rodgers, Willits, Orr, Kinley, Scott and Riley (De Jong, Hansen, Edelen, Doyle, Mendenhall, McCormick, Bortell, Anderson, Clark of Lee, Junker, Jesse, Peterson, Connors, Fisher of Greene, Crabb, Carr, Drake, West, Rapp, Lippold, Newhard, Husak, Norpel and Freeman), a bill for an act providing for salary increases to persons who are members of the merit employment system and providing a supplemental appropriation.

Read first time and passed on file.

Senate File 1137, by Senator Potter (Cusack), a bill for an act to require notification of termination of utility services.

Read first time and passed on file.

SENATE CONCURRENT RESOLUTION 109

By Ramsey

1 *Whereas*, there appears to be an increase in farming by
2 corporations; and

3 *Whereas*, corporate farming may have an effect on the farm-
4 ing population and economy in Iowa as well as the tax structure
5 and marketing of agricultural products; and

6 *Whereas*, there is a need for public examination of the
7 acquisition of farmlands and agricultural products by corporate
8 entities; and

9 *Whereas*, there is a need for examination of the purposes
10 of such acquisition; *Now Therefore*,

11 *Be It Resolved by the Senate, the House Concurring*, That
12 the Legislative Council is authorized to create a study com-
13 mittee as provided by law, which committee shall include mem-
14 bers of the appropriate standing committees of the Senate and
15 the House of Representatives representing both political
16 parties, to conduct a comprehensive study of corporate farm-
17 ing in Iowa, including but not limited to the extent of such
18 farming, its impact on the economy of Iowa, its effect on
19 family farms, the tax structure in relation to such farms,
20 and such other things deemed essential to a proper under-
21 standing of the total impact of such farming on the state
22 of Iowa; and

23 *Be It Further Resolved*, That the study committee make a report
24 of its findings and recommendations, accompanied by bill drafts
25 designed to carry out such recommendations, to the Legislative
26 Council and the 1975 Session of the General Assembly.

SENATE CONCURRENT RESOLUTION 110

By Potter

1 *Whereas*, the state department of health, the division of
 2 fire protection in the department of public safety, and the
 3 state building code commissioner have overlapping and some-
 4 what duplicating duties and powers with regard to the inspec-
 5 tion of buildings; and

6 *Whereas*, the state building code commissioner is also the
 7 director of the division of municipal affairs in the office
 8 of planning and programming; *Now Therefore*,

9 *Be It Resolved by the Senate, the House Concurring*, That
 10 the legislative council create a study committee to study
 11 the redundancy in jurisdictions of state and local agencies
 12 charged with the inspection of buildings and to study the
 13 possibility of separating the office of the state building
 14 code commissioner from the office of planning and programming
 15 so that it may take major responsibility for such inspection.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

S. F. 1105 Judiciary
 S. F. 1106 Judiciary
 S. F. 1109 Commerce
 S. F. 1110 State government
 S. F. 1111 Judiciary
 S. F. 1112 Appropriations
 S. F. 1113 Commerce
 S. F. 1114 Appropriations
 S. F. 1115 Energy
 S. F. 1117 Commerce
 S. F. 1118 Cities and towns
 S. F. 1119 Judiciary
 S. F. 1120 Agriculture
 S. F. 1122 Judiciary
 S. F. 1123 Commerce
 S.C.R. 107 State government
 H. F. 550 Agriculture
 H. F. 1067 County government
 H. F. 1103 Judiciary
 H. F. 1111 Judiciary
 H. F. 1118 Cities and towns

COMMUNICATION FROM STATE BOARD
OF PUBLIC INSTRUCTION

The annual report of the State Board of Public Instruction, pursuant to Section 257.10 (9), Code 1973, has been received and placed on file in the office of the Lieutenant Governor.

SUBCOMMITTEE ASSIGNMENTS

Senate Joint Resolution 1002 Judiciary— DeKoster, Chairman Potter Coleman	Senate File 1046 Rules and Administration— Andersen, Chairman Briles Schaben	Senate File 1065 State Government— Schwieger, Chairman Hill Murray
Senate File 60 Commerce— Taylor, Chairman Priebe Hultman	Senate File 1048 Cities and Towns— Schwengels, Chairman Hansen Junkins	Senate File 1066 Judiciary— Potter, Chairman McCartney Willits
Senate File 195 Commerce— Curtis, Chairman Palmer Taylor	Senate File 1049 Human Resources— Doderer, Chairman Miller of Des Moines Andersen	Senate File 1067 County Government— Gallagher, Chairman Miller of Marshall Miller of Des Moines
Senate File 214 Commerce— Rodgers, Chairman Curtis Hultman	Senate File 1051 Judiciary— Willits, Chairman Kennedy Ramsay	Senate File 1068 County Government— Ramsay, Chairman Orr Miller of Marshall
Senate File 230 Commerce— Briles, Chairman Rodgers Taylor	Senate File 1052 Judiciary— Kinley, Chairman Glenn McCartney	Senate File 1070 Ways and Means— Hill, Chairman Griffin Lamborn
Senate File 238 Commerce— Hultman, Chairman Kinley Rabedeaux	Senate File 1053 Higher Education— Nystrom, Chairman Schwengels Doderer	Senate File 1071 Ways and Means— Van Gilst, Chairman Burrroughs Curtis
Senate File 617 Appropriations— Natural Resources	Senate File 1057 Judiciary— Kelly, Chairman Ramsay Kinley	Senate File 1072 County Government— Kelly, Chairman Gallagher Tieden
Senate File 1025 Commerce— Hultman, Chairman Rabedeaux Rodgers	Senate File 1060 Cities and Towns— Schwengels, Chairman Hansen Junkins	Senate File 1074 Judiciary— Ramsay, Chairman DeKoster Kennedy
Senate File 1045 Judiciary— Coleman, Chairman Shaw Riley	Senate File 1064 Judiciary— McCartney, Chairman Kelly Glenn	Senate File 1075 Judiciary— Coleman, Chairman Shaw Riley

- Senate File 1076**
Ways and Means—
Hill, Chairman
Curtis
Plymat
- Senate File 1077**
Agriculture—
Miller of Marshall,
Chairman
Rabedeaux
Van Gilst
- Senate File 1080**
Agriculture—
Van Gilst, Chairman
Priebe
Rabedeaux
- Senate File 1082**
Ways and Means—
Schwengels, Chairman
Palmer
Burroughs
- Senate File 1085**
Natural Resources—
Tieden, Chairman
Miller of Des Moines
Winkelman
- Senate File 1088**
State Government—
Junkins, Chairman
Schwengels
Schwieger
- Senate File 1089**
Ways and Means—
Rodgers, Chairman
Griffin
Hill
- Senate File 1090**
Human Resources—
Murray, Chairman
Andersen
Coleman
- Senate File 1093**
Human Resources—
Schwieger, Chairman
Coleman
Plymat
- Senate File 1102**
Cities and Towns—
Plymat, Chairman
Scott
Miller of Marshall
- Senate File 1104**
Appropriations—
Natural Resources
- House File 177**
Ways and Means—
Curtis, Chairman
Orr
Van Gilst
- House File 289**
Commerce—
Rabedeaux, Chairman
Briles
Glenn
- House File 335**
Commerce—
Kinley, Chairman
Taylor
Hultman
- House File 407**
County Government—
Miller of Des Moines,
Chairman
Ramsey
Taylor
- House File 453**
Judiciary—
Coleman, Chairman
Shaw
Riley
- House File 462**
Judiciary—
Glenn, Chairman
Kennedy
Shaw
- House File 553**
Human Resources—
Murray, Chairman
Doderer
Gluba
- House File 555**
Human Resources—
Burroughs, Chairman
Andersen
Miller of Des Moines
- House File 664**
Cities and Towns—
Plymat, Chairman
Scott
Miller of Marshall
- House File 713**
Natural Resources—
Tieden, Chairman
Miller of Des Moines
Winkelman
- House File 1039**
Judiciary—
Kennedy, Chairman
Willits
Kelly
- House File 1046**
Commerce—
McCartney, Chairman
Curtis
Palmer
- House File 1052**
Commerce—
McCartney, Chairman
Curtis
Palmer
- House File 1091**
Commerce—
McCartney, Chairman
Curtis
Palmer
- House File 1104**
Human Resources—
Gluba, Chairman
Burroughs
Andersen
- House File 1105**
Agriculture—
Schaben, Chairman
Taylor
Miller of Marshall
- House File 1107**
State Government—
Schwengels, Chairman
Glenn
Murray
- House File 1108**
Natural Resources—
Heying, Chairman
Milligan
Scott

REPORTS OF COMMITTEES

Senator Milligan submitted the following report:

MR. PRESIDENT: Your committee on energy to which was referred **Senate File 1092**, a bill for an act relating to the allocation of fuel supplies, begs

leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

S—2150

- 1 Amend Senate File 1092, page 1, by adding after
- 2 line 8 the following new section:
- 3 Sec. This Act, being deemed of immediate
- 4 importance, shall take effect and be in force from
- 5 and after its publication in the Citizen Herald, a
- 6 newspaper published in Jesup, Iowa, and in The Red
- 7 Oak Express, a newspaper published in Red Oak, Iowa.

GEORGE F. MILLIGAN, Chairman

Ordered passed on file.

Senator Nystrom submitted the following report:

MR. PRESIDENT: Your committee on higher education to which was referred **Senate File 315**, a bill for an act relating to a superintendent of a merged area school, begs leave to report it has had the same under consideration and recommends the same **be amended in accordance with the Potter amendment S—491, filed May 2, 1973, and found on page 1076 of the Senate Journal.**

JOHN N. NYSTROM, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2151

- 1 Amend Senate File 173, page 2, line 5, by striking
- 2 the numeral "1973" and inserting in lieu thereof
- 3 "1974".

TOM RILEY

S—2152

- 1 Amend Senate File 1079, page 1, lines 1 and 2, by
- 2 striking the words "operation of vehicles or combina-
- 3 tions of vehicles permitted in the border cities" and
- 4 inserting in lieu thereof the words "overall length of
- 5 combinations of vehicles permitted in the border cities".

COMMITTEE ON CITIES AND TOWNS
JAMES W. GRIFFIN, Chairman

S—2149

- 1 Amend Senate File 1079, page 2, line 9, by inserting
- 2 after the word "operated" the words "by a non-
- 3 resident owner".

MINNETTE DODERER

S—2153

- 1 Amend Senate File 1107, page 2, by striking
- 2 lines 9 through 11, and inserting in lieu thereof
- 3 the following: "in The Record, a newspaper pub-
- 4 lished in Cedar Falls, Iowa, and in the Hampton
- 5 Times, a newspaper published in Hampton, Iowa."

WILLARD R. HANSEN

On motion of Senator Lamborn, the Senate adjourned until 9:30 a.m., Monday, February 11, 1974.

JOURNAL OF THE SENATE

TWENTY-NINTH DAY

SENATE CHAMBER
DES MOINES, IOWA, MONDAY, FEBRUARY 11, 1974

The Senate met in regular session, Senator McCartney presiding.

Prayer was offered by the Reverend Albert J. Calaway, pastor of the First Assembly of God Church, Indianola, Iowa.

The Journal of Friday, February 8, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. L. R. Martin, Cedar Rapids, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Milligan for the day on request of Senator DeKoster.

PETITION

The following petition was presented and placed on file:

By Senator Schwengels, from three hundred one residents of Van Buren County, urging that Red Rock Dam be operated more effectively and to its full potential as a flood control dam.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, Senator McCartney presiding.

UNFINISHED BUSINESS

Senate File 1059

The Senate resumed consideration of Senate File 1059, a bill for an act relating to the taxation of forest and fruit-tree reservations, and amendment S—2140 by Senators Burroughs and Shaff, offered and pending on February 8, 1974.

Senator Shaff offered amendment S—2154 to amendment S—2140:

S—2154

- 1 Amend the Burroughs-Shaff amendment S—2140 filed
- 2 February 6, 1974, to Senate File 1059, page 2, by
- 3 striking the following in lines 13 through 16:
- 4 "sells the property, the seller shall provide written
- 5 notice to the purchaser that the property has changed
- 6 in use, or if the buyer".

Senator Miller of Des Moines moved that further action on Senate File 1059 be deferred and that the bill retain its place on the calendar.

Division was called for.

The motion lost.

On motion of Senator Shaff, amendment S—2154 to amendment S—2140 was adopted.

On motion of Senator Shaff, amendment S—2140 as amended was adopted.

Senator Shaff moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1059) the vote was:

Rule 24 was invoked.

Ayes, 34:

Andersen	Griffin	Miller of	Riley
Bergman	Hansen	Marshall	Robinson
Blouin	Hultman	Murray	Schaben
Briles	Junkins	Nystrom	Shaff
Burroughs	Kelly	Orr	Taylor
Curtis	Kinley	Palmer	Tieden
DeKoster	Lamborn	Plymat	Van Gilst
Doderer	McCartney	Rabedeaux	Willits
Gallagher		Ramsey	Winkelman

Nays, 10:

Glenn	Miller of	Potter	Schwengels
Gluba	Des Moines	Priebe	Scott
Kennedy	Nolin	Rodgers	

Voting present, 2:

Heying (under Rule 24)	Hill (under Rule 24)
------------------------	----------------------

Absent or not voting, 4:

Coleman	Milligan	Schwieger	Shaw
---------	----------	-----------	------

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

REPORT OF INVESTIGATING COMMITTEE

Senator Ramsey called up the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Charles William Larson of Newton, Jasper County, Iowa, for appointment as Commissioner of Public Safety for the State of Iowa pursuant to Section 80.2, 1973 Code of Iowa, to serve at the pleasure of the Governor, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

RICHARD R. RAMSEY, Chairman
EUGENE M. HILL
WILLIAM N. PLYMAT

The motion prevailed and the report was adopted.

Senator Ramsey moved the appointment of Charles William Larson as Commissioner of Public Safety be confirmed by the Senate.

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

Ayes, 46:

Andersen	Hansen	Miller of	Riley
Bergman	Heying	Marshall	Robinson
Blouin	Hill	Murray	Rodgers
Briles	Hultman	Nolin	Schaben
Burroughs	Junkins	Nystrom	Schwengels
Curtis	Kelly	Orr	Scott
DeKoster	Kennedy	Palmer	Shaff
Doderer	Kinley	Plymat	Taylor
Gallagher	Lamborn	Potter	Tieden
Glenn	McCartney	Priebe	Van Gilst
Gluba	Miller of	Rabedaux	Willits
Griffin	Des Moines	Ramsey	Winkelman

Nays, none.

Absent or not voting, 4:

Coleman	Milligan	Schwieger	Shaw
---------	----------	-----------	------

The Chair declared the appointment of Charles William Larson as Commissioner of Public Safety confirmed.

CONSIDERATION OF BILLS

Senate File 1121

On motion of Senator Andersen, Senate File 1121, a bill for an act to make an appropriation to the office of the secretary of state to print copies of the election laws, was taken up for consideration.

Senator Andersen moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1121) the vote was:

Ayes, 47:

Andersen	Heying	Murray	Rodgers
Bergman	Hill	Nolin	Schaben
Blouin	Hultman	Nystrom	Schwengels
Briles	Junkins	Orr	Scott
Burroughs	Kelly	Palmer	Shaff
Curtis	Kennedy	Plymat	Shaw
DeKoster	Kinley	Potter	Taylor
Doderer	Lamborn	Priebe	Tieden
Gallagher	McCartney	Rabedeaux	Van Gilst
Glenn	Miller of	Ramsey	Willits
Gluba	Des Moines	Riley	Winkelman
Griffin	Miller of	Robinson	
Hansen	Marshall		

Nays, none.

Absent or not voting, 3:

Coleman	Milligan	Schwieger
---------	----------	-----------

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

Senator Lamborn asked and received unanimous consent to take up out of order House Joint Resolution 13.

House Joint Resolution 13

On motion of Senator Shaw, House Joint Resolution 13, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the appropriation of fines as provided by law, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Shaw moved that the resolution be read the last time now, which motion prevailed, and the resolution was read the last time.

House Joint Resolution 13, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the appropriation of fines as provided by law.

Be It Resolved by the General Assembly of the State of Iowa:

Section 1. The following amendment to the Constitution of the State of Iowa is hereby proposed:

1. Section four (4), subdivision two (2) entitled "School

Funds and School Lands", of Article nine (IX) of the Constitution of the State of Iowa is hereby repealed.

2. Section four (4) of Article twelve (XII) of the Constitution of the State of Iowa is hereby repealed.

Sec. 2. The foregoing proposed amendment, having been adopted and agreed to by the Sixty-fourth General Assembly, thereafter duly published, and now adopted and agreed to by the Sixty-fifth General Assembly, in this Joint Resolution, shall be submitted to the people of the State of Iowa at the general election in November of the year nineteen hundred seventy-four (1974) in the manner required by the Constitution of the State of Iowa and the laws of the State of Iowa.

On the question "Shall the resolution be adopted?" (H.J.R. 13) the vote was:

Yeas, 47:

Andersen	Heying	Murray	Rodgers
Bergman	Hill	Nolin	Schaben
Blouin	Hultman	Nystrom	Schwengels
Briles	Junkins	Orr	Scott
Burroughs	Kelly	Palmer	Shaff
Curtis	Kennedy	Plymat	Shaw
DeKoster	Kinley	Potter	Taylor
Doderer	Lamborn	Priebe	Tieden
Gallagher	McCartney	Rabedeaux	Van Gilst
Glenn	Miller of	Ramsey	Willits
Gluba	Des Moines	Riley	Winkelman
Griffin	Miller of	Robinson	
Hansen	Marshall		

Nays, none.

Absent or not voting, 3:

Coleman	Milligan	Schwieger
---------	----------	-----------

The resolution having received a constitutional majority was declared to have been adopted and agreed to by the Senate and the title was agreed to.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 185.

Senate File 185

On motion of Senator Hill, Senate File 185, a bill for an act relating to deduction of debts for inheritance tax purposes, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator DeKoster offered amendment S—2137 by the committee on judiciary and moved its adoption:

S—2137

- 1 Amend Senate File 185, page 1, line 10, by
- 2 striking "*costs of*" and inserting in lieu thereof
- 3 "*actual costs incurred in*".

Amendment S—2137 was adopted.

Senator Hill moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 185) the vote was:

Ayes, 46:

Andersen	Heying	Murray	Rodgers
Bergman	Hill	Nolin	Schaben
Blouin	Junkins	Nystrom	Schwengels
Briles	Kelly	Orr	Scott
Burroughs	Kennedy	Palmer	Shaff
Curtis	Kinley	Plymat	Shaw
DeKoster	Lamborn	Potter	Taylor
Doderer	McCartney	Priebe	Tieden
Gallagher	Miller of	Rabedeaux	Van Gilst
Glenn	Des Moines	Ramsey	Willits
Gluba	Miller of	Riley	Winkelman
Griffin	Marshall	Robinson	
Hansen			

Nays, none.

Absent or not voting, 4:

Coleman	Hultman	Milligan	Schwieger
---------	---------	----------	-----------

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

Senator Lamborn asked and received unanimous consent to take up out of order House File 33.

Senate File 1101

On motion of Senator Griffin, Senate File 1101, a bill for an act relating to the effective dates of the provisions of chapter one thousand eighty-eight (1088) of the Acts of the Sixty-fourth General Assembly, 1972 Session, was taken up for consideration.

Senator Griffin moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1101) the vote was:

Ayes, 46:

Andersen	Blouin	Burroughs	DeKoster
Bergman	Briles	Curtis	Doderer

Gallagher	Kinley	Orr	Schaben
Glenn	Lamborn	Palmer	Schwengels
Gluba	McCartney	Plymat	Scott
Griffin	Miller of	Potter	Shaff
Hansen	Des Moines	Priebe	Shaw
Heying	Miller of	Rabedeaux	Taylor
Hill	Marshall	Ramsey	Tieden
Junkins	Murray	Riley	Van Gilst
Kelly	Nolin	Robinson	Willits
Kennedy	Nystrom	Rodgers	Winkelman

Nays, none.

Absent or not voting, 4:

Coleman	Hultman	Milligan	Schwieger
---------	---------	----------	-----------

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

WITHDRAWN

Senator Shaff asked and received unanimous consent that **Senate File 340** be withdrawn from further consideration of the Senate.

Senator Lamborn asked and received unanimous consent to take up out of order House File 33.

House File 33

On motion of Senator DeKoster, House File 33, a bill for an act relating to temporary service by retired supreme court judges, quorum, and divisions of the supreme court, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Shaff moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 33) the vote was:

Ayes, 45:

Andersen	Hansen	Miller of	Robinson
Bergman	Heying	Marshall	Rodgers
Blouin	Hill	Murray	Schaben
Briles	Hultman	Nystrom	Schwengels
Burroughs	Junkins	Orr	Scott
Curtis	Kelly	Palmer	Shaff
DeKoster	Kennedy	Plymat	Shaw
Doderer	Kinley	Potter	Taylor
Gallagher	McCartney	Priebe	Tieden
Glenn	Miller of	Rabedeaux	Van Gilst
Gluba	Des Moines	Ramsey	Willits
Griffin		Riley	Winkelman

Nays, none.

Absent or not voting, 5:

Coleman
Lamborn

Milligan

Nolin

Schwieger

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

WITHDRAWN

Senator Shaff asked and received unanimous consent that **Senate File 35** be **withdrawn** from further consideration of the Senate.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 173.

Senate File 173

On motion of Senator DeKoster, Senate File 173, a bill for an act to forbid the use of the highways of this state to habitual offenders of the traffic laws, and to provide punishment for those who violate the provisions of this act, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Riley offered amendment S—2148 by the committee on judiciary:

S—2148

- 1 Amend Senate File 173 as follows:
- 2 1. Page 2, line 5, by striking the word "ten-year" and in-
- 3 serting in lieu thereof the word "six-year".
- 4 2. Page 2, line 31, by inserting after the word "Code" the
- 5 words " , except equipment violations, violations of parking
- 6 regulations of cities, violations of registration laws, operat-
- 7 ing a vehicle with an expired license or permit, failure to
- 8 appear, and weights and measures violations".
- 9 3. Page 2, line 31, by inserting after the period the words
- 10 "Conviction of a nonflagrant speeding violation shall not be
- 11 included as a violation under this subsection. For the pur-
- 12 poses of this subsection, a 'nonflagrant speeding violation'
- 13 means a speeding violation where a person is convicted of
- 14 speeding less than six miles per hour under the posted speed
- 15 limit."
- 16 4. Page 4, line 18, by striking the word "ten" and insert-
- 17 ing in lieu thereof the word "six".
- 18 5. Page 4, by striking lines 30 through 35, and inserting
- 19 in lieu thereof the following:
- 20 Sec. 8. *NEW SECTION.* When a license is suspended or revoked
- 21 for a period of not less than three years under the provisions
- 22 of this Act, the person to whom the privilege of operating a
- 23 motor vehicle is denied may petition the court for reinstate-
- 24 ment of the license. The court may, based upon the person's
- 25 prior record, order a provisional reinstatement of the license

Page 2

- 1 upon the fulfillment of all other requirements for an operator's
- 2 license under chapter three hundred twenty-one (321) of the Code.
- 3 The provisional reinstatement shall be subject to the conditions
- 4 of section three hundred twenty-one point one hundred eighty-
- 5 one (321.181) of the Code.
- 6 6. Page 5, by striking lines 1 through 11.

(Senate File 173 and amendment S—2148 pending on adjournment.)

On motion of Senator Lamborn, the Senate recessed until the fall of the gavel.

AFTERNOON SESSION

The Senate reconvened, Senator Kelly presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1060, a bill for an act relating to establishment and operation of community mental health centers.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1077, a bill for an act relating to the granting of furloughs to inmates.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1079, a bill for an act relating to the amortization period of sanitary district bonds.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1119, a bill for an act to define public scales.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1139, a bill for an act relating to commercial fishing licenses.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1140, a bill for an act relating to the requirement of having an attorney in the department of public safety.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1141, a bill for an act relating to required inspections of live bait used in artificial lakes.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate File 1138, by Senators Gluba, Murray, Lamborn, Rabe-deaux, Schaben, Hansen, Potter, Kennedy, Tieden, Priebe, Briles, Kinley, Milligan, Doderer, Coleman, Andersen, Miller of Des Moines, Plymat, Blouin, Van Gilst, Winkelman, Riley, Willits, Curtis, Gallagher, Schwieger, Schwengels, Orr, Griffin, Nystrom and Rodgers (Cusack, Harvey, Oakley, Clark of Lee, Readinger, Crawford, Egenes, Ferguson, Stromer, Clark of Dubuque, Higgins, Small, Patchett, Brunow, Miller of Calhoun, Hargrave, Cochran, O'Halloran and Newhard), a bill for an act establishing the Iowa housing development authority, describing its powers and duties and making an appropriation.

Read first time and **passed on file**.

Senate File 1139, by committee on ways and means, a bill for an act raising the mileage rate paid to members of the general assembly and employees of the state or its political subdivisions.

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

Senate File 1140, by Senator Blouin, a bill for an act to permit state liquor stores to accept personal checks upon showing of proper identification in payment of purchases.

Read first time and **passed on file**.

Senate File 1141, by committee on state government, a bill for an act to create a state department of transportation by transferring certain duties of the state highway commission, Iowa aeronautics commission, Iowa reciprocity board, Iowa state commerce commission, and the department of public safety to a state department of transportation, and making coordinating amendments to the Code, including penalty provisions.

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

HOUSE MESSAGES CONSIDERED

House File 1060, a bill for an act relating to establishment and operation of community mental health centers and to formulation of standards for evaluation of community mental health centers.

Read first time and **passed on file**.

House File 1077, a bill for an act relating to the granting of furloughs to inmates.

Read first time and passed on file.

House File 1079, a bill for an act relating to the amortization period of sanitary district bonds.

Read first time and passed on file.

House File 1119, a bill for an act to define public scales.

Read first time and passed on file.

House File 1139, a bill for an act relating to commercial fishing licenses.

Read first time and passed on file.

House File 1140, a bill for an act relating to the requirement of having an attorney in the department of public safety.

Read first time and passed on file.

House File 1141, a bill for an act relating to required inspections of live bait used in artificial lakes.

Read first time and passed on file.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 73, 341, 551 and 1047.

DALE L. TIEDEN
Chairman, Senate Committee
CHARLES STROTHMAN
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The Chair announced that the President of the Senate had signed in the presence of the Senate the following bills: Senate Files 73, 341, 551 and 1047.

BILLS SENT TO THE GOVERNOR

Senator Tieden, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports

that it has, on this 11th day of February, 1974, sent to the Governor for his approval: Senate Files 73, 341, 551 and 1047.

DALE L. TIEDEN, Chairman

Passed on file.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S.C.R. 109 State government
- S.C.R. 110 State government
- S. F. 1126 Natural resources
- S. F. 1127 Ways and means
- S. F. 1128 Human resources
- S. F. 1129 Ways and means
- S. F. 1130 Cities and towns
- S. F. 1131 Cities and towns
- S. F. 1132 State government
- S. F. 1133 Human resources
- S. F. 1134 State government
- S. F. 1135 Cities and towns
- S. F. 1136 State government
- S. F. 1137 Commerce

REPORT OF INVESTIGATING COMMITTEE

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Lester E. Calvert of Des Moines, Polk County, Iowa, for reappointment as a member of the Iowa Real Estate Commission under the provisions of Section 117.8, Code 1973, for the regular four-year term beginning July 1, 1973 and ending June 30, 1977, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

JAMES E. BRILES, Chairman
 NORMAN G. RODGERS
 LUCAS J. DeKOSTER

COMMUNICATION

The following communication has been received and placed on file in the office of the Secretary of the Senate from:

OFFICE FOR PLANNING AND PROGRAMMING

The annual report of the Director of the Office for Planning and Programming, pursuant to Section 7A.3(17), Code 1973.

AMENDMENTS FILED

S—2157

- 1 Amend S—2148 to page 2 of Senate File 173, by
- 2 committee on judiciary, filed February 7, 1974 as
- 3 follows:
- 4 "Line 14, by striking the word "under" and insert-
- 5 ing in lieu thereof the word "over".

EARL M. WILLITS

S—2155

- 1 Amend Senate File 1116 as follows:
- 2 1. Page 2, line 17, by striking the words "January
- 3 1, 1975" and inserting in lieu thereof the words "July
- 4 1, 1974".
- 5 2. Page 3, after line 9 insert the following:
- 6 Sec. This Act, being deemed of immediate
- 7 importance, shall take effect and be in force from
- 8 and after its publication in the Council Bluffs
- 9 Nonpareil, a newspaper published in Council Bluffs,
- 10 Iowa, and in The Oelwein Daily Register, a newspaper
- 11 published in Oelwein, Iowa.

TOM RILEY

S—2156

- 1 Amend Senate File 1116 as follows:
- 2 1. Page 2, after line 20, insert the following
- 3 section:
- 4 Sec. There is appropriated from the general
- 5 fund of the state to the department of general services
- 6 for the use of the educational radio and television
- 7 facility board, the sum of five hundred thousand
- 8 (500,000) dollars, or so much thereof as is necessary,
- 9 for the installation of translators to aid in providing
- 10 educational television coverage throughout the state.
- 11 The educational radio and television facility board
- 12 shall determine the manner that the funds appropriated
- 13 by this section shall be expended. Unencumbered funds
- 14 by this section shall revert to the general fund of the
- 15 state on August 31, 1976.
- 16 2. Page 1, line 4, before the period insert the
- 17 words "and translators".
- 18 3. Renumber the remaining sections.

TOM RILEY
RALPH F. McCARTNEY
BERL E. PRIEBE

On motion of Senator Lamborn, the Senate adjourned until 9:00 a.m., Tuesday, February 12, 1974.

JOURNAL OF THE SENATE

THIRTIETH DAY

SENATE CHAMBER
DES MOINES, IOWA, TUESDAY, FEBRUARY 12, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Gale Hawhee, pastor of the United Methodist Church, Garner, Iowa.

The Journal of Monday, February 11, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. William Bennett, Cedar Rapids, Iowa.

PRESENTATION OF VISITORS

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

Nine students from Prairie Community School, Cedar Rapids, Iowa, accompanied by Mrs. Cobb and Mrs. McDonald. Senator Riley.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 108, providing for a joint convention on February 12, 1974, at 1:15 p.m. to observe Abraham Lincoln's birthday.

WILLIAM H. HARBOR, Chief Clerk

CONSIDERATION OF BILLS

Senate File 1116

On motion of Senator Riley, Senate File 1116, a bill for an act making an appropriation to the department of general services

for use of the educational radio and television facility board for the purpose of making capital improvements relative to transmitters, was taken up for consideration.

Senator Riley offered amendment S—2156 filed by Senators Riley, McCartney and Priebe and moved its adoption:

S—2156

- 1 Amend Senate File 1116 as follows:
- 2 Page 2, after line 20, insert the following
- 3 section:
- 4 Sec. There is appropriated from the general
- 5 fund of the state to the department of general services
- 6 for the use of the educational radio and television
- 7 facility board, the sum of five hundred thousand
- 8 (500,000) dollars, or so much thereof as is necessary,
- 9 for the installation of translators to aid in providing
- 10 educational television coverage throughout the state.
- 11 The educational radio and television facility board
- 12 shall determine the manner that the funds appropriated
- 13 by this section shall be expended. Unencumbered funds
- 14 by this section shall revert to the general fund of the
- 15 state on August 31, 1976.
- 16 2. Page 1, line 4, before the period insert the
- 17 words "and translators".
- 18 3. Renumber the remaining sections.

Amendment S—2156 was adopted.

Senator Riley offered amendment S—2155 filed by him and moved its adoption:

S—2155

- 1 Amend Senate File 1116 as follows:
- 2 1. Page 2, line 17, by striking the words "January
- 3 1, 1975" and inserting in lieu thereof the words "July
- 4 1, 1974".
- 5 2. Page 3, after line 9 insert the following:
- 6 Sec. This Act, being deemed of immediate
- 7 importance, shall take effect and be in force from
- 8 and after its publication in the Council Bluffs
- 9 Nonpareil, a newspaper published in Council Bluffs,
- 10 Iowa, and in The Oelwein Daily Register, a newspaper
- 11 published in Oelwein, Iowa.

Amendment S—2155 was adopted.

Senator Taylor took the chair at 10:23 a.m.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1116) the vote was:

Ayes, 48:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schaben
Blouin	Hultman	Nolin	Schwengels
Briles	Junkins	Orr	Schwieger
Burroughs	Kelly	Palmer	Scott
Coleman	Kennedy	Plymat	Shaff
Curtis	Kinley	Potter	Shaw
DeKoster	Lamborn	Priebe	Taylor
Doderer	McCartney	Rabedeaux	Tieden
Gallagher	Miller of	Ramsey	Van Gilst
Glenn	Des Moines	Riley	Willits
Gluba	Miller of	Robinson	Winkelman
Hansen	Marshall		

Nays, none.

Absent or not voting, 2:

Griffin Nystrom

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

DEFERRED

Senator Lamborn asked and received unanimous consent that action on **Senate File 236** be **deferred** and that the bill **retain its place on the calendar**.

Senator Lamborn asked and received unanimous consent that action on **House File 290** be **deferred** and that the bill **retain its place on the calendar**.

Senator Lamborn asked and received unanimous consent that action on **House File 308** be **deferred** and that the bill **retain its place on the calendar**.

CONSIDERATION OF BILLS

House File 674

On motion of Senator Milligan, House File 674, a bill for an act relating to the cost of uniforms for county conservation officers and employees, with reports of committee recommending passage, was taken up, considered, and the reports of the committee adopted.

Senator Milligan moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

President Neu took the chair at 10:40 a.m.

On the question "Shall the bill pass?" (H.F. 674) the vote was:

Ayes, 46:

Andersen	Heying	Milligan	Rodgers
Bergman	Hultman	Murray	Schaben
Blouin	Junkins	Nolin	Schwengels
Briles	Kelly	Orr	Schwieger
Coleman	Kennedy	Palmer	Scott
Curtis	Kinley	Plymat	Shaff
DeKoster	Lamborn	Potter	Shaw
Doderer	McCartney	Priebe	Taylor
Glenn	Miller of	Rabedeaux	Tieden
Gluba	Des Moines	Ramsey	Van Gilst
Griffin	Miller of	Riley	Willits
Hansen	Marshall	Robinson	Winkelman

Nays, 1:

Gallagher

Absent or not voting, 3:

Burroughs	Hill	Nystrom
-----------	------	---------

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

DEFERRED

Senator Lamborn asked and received unanimous consent that action on **Senate Concurrent Resolution 101** be deferred and that the resolution retain its place on the calendar.

Senator Lamborn asked and received unanimous consent that action on **House File 453** be deferred and that the bill retain its place on the calendar.

CONSIDERATION OF BILLS

Senate File 1103

On motion of Senator Priebe, Senate File 1103, a bill for an act relating to authorizing students of veterinary medicine to perform the duties of a veterinarian under the direction of an instructor of veterinary medicine and under the direct supervision of a licensed veterinarian, was taken up for consideration.

Senator Priebe moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1103) the vote was:

Ayes, 46:

Andersen	Burroughs	Doderer	Hansen
Bergman	Coleman	Gallagher	Heying
Blouin	Curtis	Glenn	Hultman
Briles	DeKoster	Griffin	Junkins

Kelly	Milligan	Rabedeaux	Shaff
Kennedy	Murray	Ramsey	Shaw
Lamborn	Nolin	Riley	Taylor
Kinley	Orr	Robinson	Tieden
McCartney	Palmer	Rodgers	Van Gilst
Miller of Des Moines	Plymat	Schaben	Willits
Miller of Marshall	Potter	Schwengels	Winkelman
	Priebe	Scott	

Nays, none.

Absent or not voting, 4:

Gluba	Hill	Nystrom	Schwieger
-------	------	---------	-----------

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

Senate File 1107

On motion of Senator Hansen, Senate File 1107, a bill for an act relating to vocational rehabilitation, was taken up for consideration.

Senator Hansen offered amendment S—2153 filed by him and moved its adoption:

S—2153

- 1 Amend Senate File 1107, page 2, by striking
- 2 lines 9 through 11, and inserting in lieu thereof
- 3 the following: "in The Record, a newspaper pub-
- 4 lished in Cedar Falls, Iowa, and in the Hampton
- 5 Times, a newspaper published in Hampton, Iowa."

Amendment S—2153 was adopted.

Senator Hansen moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1107) the vote was:

Ayes, 48:

Andersen	Hansen	Milligan	Rodgers
Bergman	Heying	Murray	Schaben
Blouin	Hultman	Nolin	Schwengels
Briles	Junkins	Orr	Schwieger
Burroughs	Kelly	Palmer	Scott
Coleman	Kennedy	Plymat	Shaff
Curtis	Kinley	Potter	Shaw
DeKoster	Lamborn	Priebe	Taylor
Doderer	McCartney	Rabedeaux	Tieden
Gallagher	Miller of	Ramsey	Van Gilst
Glenn	Des Moines	Riley	Willits
Gluba	Miller of	Robinson	Winkelman
Griffin	Marshall		

Nays, none.

Absent or not voting, 2:

Hill Nystrom

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

DEFERRED

Senator Lamborn asked and received unanimous consent that action on **Senate File 1108** be deferred and that the bill retain its place on the calendar.

CONSIDERATION OF BILLS

Senate File 389

On motion of Senator McCartney, Senate File 389, a bill for an act relating to the appointment of jury commissioners, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator McCartney moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 389) the vote was:

Ayes, 49:

Andersen	Hansen	Miller of	Robinson
Bergman	Heying	Marshall	Rodgers
Blouin	Hill	Milligan	Schaben
Briles	Hultman	Murray	Schwengels
Burroughs	Junkins	Nolin	Schwieger
Coleman	Kelly	Orr	Scott
Curtis	Kennedy	Palmer	Shaff
DeKoster	Kinley	Plymat	Shaw
Doderer	Lamborn	Potter	Taylor
Gallagher	McCartney	Priebe	Tieden
Glenn	Miller of	Rabedeaux	Van Gilst
Gluba	Des Moines	Ramsey	Willits
Griffin		Riley	Winkelman

Nays, none.

Absent or not voting, 1:

Nystrom

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

Senate File 1075

On motion of Senator Kinley, Senate File 1075, a bill for an

act relating to the regulation of vehicular traffic at traffic-control signals, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Kinley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1075) the vote was:

Ayes, 48:

Andersen	Hansen	Milligan	Rodgers
Bergman	Heying	Murray	Schaben
Blouin	Hill	Nolin	Schwengels
Briles	Hultman	Orr	Schwieger
Burroughs	Junkins	Palmer	Scott
Coleman	Kelly	Plymat	Shaff
Curtis	Kinley	Potter	Shaw
DeKoster	Lamborn	Priebe	Taylor
Doderer	McCartney	Rabedeaux	Tieden
Gallagher	Miller of	Ramsey	Van Gilst
Glenn	Des Moines	Riley	Willits
Gluba	Miller of	Robinson	Winkelman
Griffin	Marshall		

Nays, 1:

Kennedy

Absent or not voting, 1:

Nystrom

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

DEFERRED

Senator Lamborn asked and received unanimous consent that action on **House File 98** be deferred and that the bill retain its place on the calendar.

CONSIDERATION OF BILLS

House File 335

On motion of Senator Riley, House File 335, a bill for an act relating to annual reports of cooperative associations, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 335) the vote was:

Ayes, 48:

Andersen	Hansen	Miller of	Rodgers
Bergman	Heying	Marshall	Schaben
Blouin	Hill	Milligan	Schwengels
Briles	Hultman	Murray	Schwieger
Burroughs	Junkins	Orr	Scott
Coleman	Kelly	Palmer	Shaff
Curtis	Kennedy	Plymat	Shaw
DeKoster	Kinley	Potter	Taylor
Doderer	Lamborn	Priebe	Tieden
Gallagher	McCartney	Rabedeaux	Van Gilst
Glenn	Miller of	Ramsey	Willits
Gluba	Des Moines	Riley	Winkelman
Griffin		Robinson	

Nays, none.

Absent or not voting, 2:

Nolin Nystrom

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

DEFERRED

Senator Lamborn asked and received unanimous consent that action on **House File 671** be **deferred** and that the bill **retain its place on the calendar**.

Senator Lamborn asked and received unanimous consent that action on **Senate File 315** be **deferred** and that the bill **retain its place on the calendar**.

CONSIDERATION OF BILLS

Senate File 1092

On motion of Senator Hultman, Senate File 1092, a bill for an act relating to the allocation of fuel supplies, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Hultman offered amendment S—2150 by the committee on energy and moved its adoption:

S—2150

- 1 Amend Senate File 1092, page 1, by adding after
- 2 line 8 the following new section:
- 3 Sec. This Act, being deemed of immediate
- 4 importance, shall take effect and be in force from
- 5 and after its publication in the Citizen Herald, a
- 6 newspaper published in Jesup, Iowa, and in The Red
- 7 Oak Express, a newspaper published in Red Oak, Iowa.

Amendment S—2150 was adopted.

Senator Coleman moved that further action on Senate File 1092 be deferred and that the bill be placed on the calendar under unfinished business.

(Senate File 1092 and motion to defer pending.)

On motion of Senator Lamborn, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and announced that the House was ready to receive the Senate in joint convention.

In accordance with Senate Concurrent Resolution 108, duly adopted, the Senate proceeded to the House under the direction of the Secretary of the Senate and the Sergeant-at-Arms.

JOINT CONVENTION

In accordance with Senate Concurrent Resolution 108, duly adopted, the joint convention was called to order, President Neu presiding.

Senator Lamborn moved that the roll call be dispensed with and that the President of the joint convention be authorized to declare a quorum present, which motion prevailed.

President Neu announced a quorum present and the joint convention duly organized.

Senator Lamborn moved that a committee of six, three members from the Senate and three members from the House of Representatives, be appointed to escort the Honorable Ralph F. McCartney to the Speaker's station to deliver an address in observance of Lincoln's birthday.

The motion prevailed and the President appointed as such committee Senators Miller of Marshall, Bergman and Scott, on the part of the Senate, and Representatives Crabb, Crawford and Higgins, on the part of the House.

The committee waited upon Senator McCartney and escorted him to the Speaker's station. President Neu then presented

Senator McCartney who addressed the joint convention as follows:

Mr. President, Mr. Speaker, Distinguished Members of the General Assembly, Ladies and Gentlemen:

I am again deeply honored, as I was last year, to be asked to speak to this joint assembly on the occasion of the one hundred sixty-fifth anniversary of the birth of Abraham Lincoln, the sixteenth President of our Country.

I don't lightly undertake this task because lip service simply won't do—we are commemorating the birth of a giant of intellect and integrity and courage.

Carl Sandburg was a towering poet, a giant in American letters and a scholar of the first order. Sandburg said of Lincoln:

“Not often in the story of mankind does a man arrive on earth who is both steel and velvet, who is as hard as rock and soft as drifting fog, who holds in his heart and mind the paradox of terrible storm and peace unspeakable and perfect.”

Mark Van Doren, the playwright, said much the same thing:

“To me (said Van Doren) Lincoln seems, in some ways, the most interesting man who ever lived. He was gentle but this gentleness was combined with terrific toughness, an iron strength.”

What was there about Lincoln that has laid such hold on men's hearts and minds down through the years.

Common people the world over have seen in Lincoln the same struggler that they themselves were and are—nothing ever came easy for Lincoln. He struggled through ignorance and brutal frontier life, through lack of education and of family, he struggled to make his living, he struggled with his deep depressions that were sometimes so massive as to be almost manic; he struggled with the death of his beloved sons and he finally was left to face, alone, the greatest struggle the greatest country in the world ever endured. And throughout, this gentle man never lost his deep-seated compassion, his humor, his innate decency and modesty.

He told a person assigned to write his campaign biography—“You can tell it all with one line from Gray's Elegy—‘The short and simple annals of the poor’.” He distributed political handbills that read “I am humble Abraham Lincoln”.

As Sandburg says—“In the mixed shame and blame of the immense wrongs of two crashing civilizations, often with nothing to say he said nothing, slept not at all, and on occasions he was seen to weep in a way that made weeping appropriate, decent, majestic.”

At Gettysburg he spoke of “the brave men, living and dead, who struggled here, have consecrated it far beyond our poor power to add or detract.” He did not refer to northern dead or southern dead, but to the brave men, living or dead.

But as I said a year ago, most of what Lincoln was and thought and believed is reflected in his own words—and his words transcend time and space and appear as fresh today as they did more than 100 years ago and with as much immediacy now as then. And they still lay hold of the hearts

and minds of us who live in what he called "the last best hope on earth". And it is in his thoughts that people have come to know and revere him.

John Buchan, later Lord Tweedsmuir, told the American people—"In the merchantry of words we sold you Shakespeare and you have repaid us with Lincoln."

In his first inaugural address he said to the north and south—"We are not enemies but friends—We must not be enemies—Though passion may have strained, it must not break the bonds of our affection."

He said to a crowd: "I have not willingly planted a thorn in any man's bosom".

He wrote: "I shall do nothing through malice; what I deal with is too vast for malice."

His military communications to his generals made them despair. To Joe Hooker he wrote "I would not take any risk of being entangled upon the river, like an ox jumped half over a fence and liable to be torn by dogs front and rear without a fair chance to gore one way or kick the other." Again to Hooker (Hooker gave him considerable trouble) he wrote: "If the head of Lee's army is at Martinsburg and the tail of it on the plank road between Fredericksburg and Chancellorsville, the animal must be slim somewhere. Could you not break him?"

He apologized to Grant—He wrote him "When you crossed at Grand Gulf and Bayou I thought you should turn south and join Banks but you went north along the Big Black; you were right and I was wrong." He did however offer advice to Grant: "Hold on with a bull-dog grip and chew and choke as much as possible."

He was sometimes perplexed by his successful generals; to Grant he wrote: "General Sheridan says 'If the thing be pressed I think Lee will surrender.' Well, let the thing be pressed."

Sandburg compares Lincoln to an ancient psalmist when he warned Congress: "We cannot escape history. We will be remembered in spite of ourselves. No personal significance or insignificance can spare one or another of us. The fiery trial through which we pass will light us down in honor or dishonor to the latest generation."

And again he met with Congress: "The dogmas of the quiet past are inadequate for the stormy present. We must think anew, we must act anew, we must disenthral ourselves."

Lincoln gave a speech in Illinois that is occasionally referred to as the "lost speech"—and it is called that because newsmen covering the speech became so caught up in his words that as he progressed they laid down their pencils in order to better follow, and in so doing did not record it all.

I believe that a portion of a speech given in Illinois cuts to the heart of things. He said, of the signers of the Declaration of Independence—"These representatives said to the whole world of men: 'We hold these truths to be self-evident: that all men are created equal; that they are endowed by their creator with certain inalienable rights; that among these are life, liberty and the pursuit of happiness.'" Lincoln went on—"this was their wise and noble understanding of the justice of the Creator to his creatures, to all his creatures, to the whole great family of man. In their enlightened belief, nothing stamped with the divine image and likeness was sent into this world to be trodden on, and degraded and imbruted by its fellows. They

grasped not only the whole race of men then living but they reached forward and seized upon the farthest posterity. They erected a beacon to guide their children and their children's children." Lincoln developed this theme further for then he said—"Wise statesmen as they were they knew the tendency of prosperity to breed tyrants and so they established these great self-evident truths, that when in the distant future some man, some faction, some interest should set up the doctrine that none but rich men or none but white men, were entitled to life, liberty or the pursuit of happiness, their posterity might look up to the Declaration of Independence and take courage to renew the battle which their fathers began."

Lord Charnwood of England said this of our Lincoln:

"This man had stood alone in the dark—He had done justice, he had loved mercy, and he had walked humbly with his God."

Again thank you for the honor and courtesy you have shown me by allowing me to share these thoughts with you.

On motion of Representative Holden, the joint convention was dissolved.

The Senate returned to the Senate chamber and resumed regular session, President Neu presiding.

On motion of Senator DeKoster, the Senate recessed until the fall of the gavel.

The Senate reconvened, Senator Murray presiding.

INTRODUCTION OF BILLS

Senate Joint Resolution 1004, by Senator Doderer, a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the use of motor vehicle fees and fuel taxes.

Read first time and **passed on file**.

Senate File 1142, by Senator Gluba, a bill for an act relating to leave of absence for persons who have filed for or have been nominated or elected to public office.

Read first time and **passed on file**.

Senate File 1143, by Senators Kelly, Doderer, Glenn, Milligan, and Schwengels (Lipsky, Doyle, Knoke, McCormick and Oakley), a bill for an act relating to the rules and regulations of the board of parole.

Read first time and **passed on file**.

Senate File 1144, by Senators Bergman, Curtis and Coleman (Hansen, Menke and Cochran), a bill for an act relating to the establishment of a state division of alcoholism and providing

for a comprehensive program of education, treatment and rehabilitation.

Read first time and passed on file.

Senate File 1145, by Senator Scott (Crabb), a bill for an act relating to the sale of state-owned motor vehicles at public auction.

Read first time and passed on file.

Senate File 1146, by Senators Lamborn and Priebe (Freeman, Cochran, Clark of Lee, Fisher of Greene and Small), a bill for an act relating to the location of bank offices outside of municipal corporations.

Read first time and passed on file.

Senate File 1147, by Senator Curtis (Freeman), a bill for an act relating to the accreditation of reinsurance companies.

Read first time and passed on file.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on February 12, 1974, the Governor approved and transmitted to the Secretary of State the following bills:

- S. F. 73—Relating to the citizens' aide.
- S. F. 341—Relating to general fees.
- S. F. 551—Relating to investments and administration of state chartered savings and loan associations.
- S. F. 1047—Relating to gambling, games of skill and games of chance, which makes participation in certain athletic contests, sports events and exhibitions lawful.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S. F. 1138 State government
- S. F. 1140 State government
- H. F. 1060 Human resources
- H. F. 1077 Human resources
- H. F. 1079 County government
- H. F. 1119 State government

H. F. 1139 Natural resources

H. F. 1140 State government

H. F. 1141 Natural resources

EXPLANATIONS OF VOTES

MR. PRESIDENT: Because of a death in the family, I was absent from the Senate chamber on Monday, February 11, 1974. Had I been present, I would have voted "Yea" on House Joint Resolution 13; "Aye" on Senate Files 185, 1101, 1121, and House File 33; and "Nay" on Senate Files 126 and 1059.

C. JOSEPH COLEMAN

MR. PRESIDENT: I was out of the Senate chamber on Monday, February 11, 1974, attending a funeral in Ottumwa. Had I been present I would have voted "Aye" on the following bills: Senate Files 1059, 1121, 185 and 1101, and House File 33; and "Yea" on House Joint Resolution 13. I would have also voted in favor of the appointment of Charles William Larson as Commissioner of Public Safety.

GEORGE F. MILLIGAN

REPORT OF INVESTIGATING COMMITTEE

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Charles G. Rehling of Bettendorf, Scott County, Iowa for appointment as a member of the Campaign Finance Disclosure Commission under the provisions of Chapter 133, Section 10, Acts of the Sixty-fifth General Assembly, 1973 Regular Session, for the regular term ending June 30, 1979, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

ELIZABETH SHAW, Chairman
CLIFF E. BURROUGHS
KARL NOLIN

REPORT OF COMMITTEE

Senator Shaff submitted the following report:

MR. PRESIDENT: Your committee on ways and means to which was referred **House File 117**, a bill for an act relating to the judicial review of the state board of tax review, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ROGER J. SHAFF, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2160

- 1 Amend Senate File 1092 by striking all after the
- 2 period in line 5 and all of lines 6, 7 and 8.

H. L. HEYING

S—2159

- 1 Amend Senate File 1092, line 7, by striking the
- 2 words "and rationing".

MICHAEL T. BLOUIN

S—2162

- 1 Amend Senate File 1092, page 1, line 8, by inserting
- 2 after the word "products." the following: "The
- 3 governor shall report each month to the general
- 4 assembly, or the legislative council when the general
- 5 assembly is not in session, the monthly amount pur-
- 6 chased, the name of the supplier, the price paid, and
- 7 the disposition of the supply and its priorities."

C. JOSEPH COLEMAN
JAMES F. SCHABEN
GENE V. KENNEDY
LOWELL JUNKINS

S—2161

- 1 Amend Senate File 1139, line 12, by striking the
- 2 word "*fifteen*" and inserting in lieu thereof
- 3 the word "*twelve*".

ROGER J. SHAFF
LUCAS J. DeKOSTER

S—2158

- 1 Amend Senate File 1139 by adding the following
- 2 new section:
- 3 Sec. 2. This Act, being deemed of immediate
- 4 importance, shall take effect and be in force from
- 5 and after its publication in the Council Bluffs
- 6 Nonpareil, a newspaper published in Council Bluffs,
- 7 Iowa, and in the Times-Democrat, a newspaper pub-
- 8 lished in Davenport, Iowa.

JAMES W. GRIFFIN, SR.

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Wednesday, February 13, 1974.

JOURNAL OF THE SENATE

THIRTY-FIRST DAY

SENATE CHAMBER
DES MOINES, IOWA, WEDNESDAY, FEBRUARY 13, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Eldon Jandebauer, pastor of the First Christian Church, Winterset, Iowa.

The Journal of Tuesday, February 12, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. D. C. Weideman, Vinton, Iowa.

PRESENTATION OF VISITORS

President Neu welcomed the Honorable John P. Kibbie, former member of the Senate and the House of Representatives from Palo Alto County, who was present in the Senate chamber.

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

Twenty students from the Hedrick High School, Hedrick, Iowa, accompanied by Michael Haines. Senator Van Gilst.

Fifteen students from the Roland-Story Community High School Honor Society, Story City, Iowa. Senator Nystrom.

Sixty students from the New Providence Junior-Senior High School, New Providence, Iowa, accompanied by their instructor, Joseph Staebell. Senator Miller of Marshall.

PETITION

The following petition was presented and placed on file:

By Senator Orr, from one hundred eighty-two residents of Tama County favoring legislation to preserve the family type farm.

INTRODUCTION OF BILL

Senate File 1148, by Senator DeKoster, a bill for an act relating to the selection of official newspapers.

Read first time and passed on file.

UNFINISHED BUSINESS

Senate File 1092

The Senate resumed consideration of Senate File 1092, a bill for an act relating to the allocation of fuel supplies, and the motion to defer made by Senator Coleman and pending on February 12, 1974.

Senator Kennedy asked and received unanimous consent to withdraw the Coleman motion.

Senator Blouin offered amendment S—2159 filed by him and moved its adoption:

S—2159

- 1 Amend Senate File 1092, line 7, by striking the
- 2 words "and rationing".

Roll call was requested.

On the question "Shall amendment S—2159 be adopted?" (S.F. 1092) the vote was:

Ayes, 20:

Blouin	Hill	Nolin	Schaben
Coleman	Junkins	Orr	Scott
Doderer	Kennedy	Priebe	Van Gilst
Gallagher	Kinley	Robinson	Willits
Gluba	Miller of	Rodgers	
Heying	Des Moines		

Nays, 27:

Andersen	Hansen	Murray	Schwengels
Bergman	Hultman	Nystrom	Schwieger
Briles	Lamborn	Plymat	Shaff
Burroughs	McCartney	Potter	Shaw
Curtis	Miller of	Rabedeaux	Taylor
DeKoster	Marshall	Ramsey	Tieden
Griffin	Milligan	Riley	Winkelman

Absent or not voting, 3:

Glenn	Kelly	Palmer
-------	-------	--------

Amendment S—2159 lost.

Senator DeKoster offered amendment S—2165 and moved its adoption:

S—2165

- 1 Amend Senate File 1092, line 6, by striking the
- 2 word "mandatory" and inserting in lieu thereof
- 3 the words "federally mandated".

Amendment S—2165 was adopted.

Senator Heying offered amendment S—2160, moved its adoption and requested a roll call:

S—2160

- 1 Amend Senate File 1092 by striking all after the
- 2 period in line 5 and all of lines 6, 7 and 8.

On the question "Shall amendment S—2160 be adopted?" (S.F. 1092) the vote was:

Ayes, 6:

Coleman	Priebe	Schaben	Scott
Heying	Rodgers		

Nays, 40:

Andersen	Hill	Milligan	Robinson
Bergman	Hultman	Murray	Schwengels
Blouin	Junkins	Nolin	Schwieger
Briles	Kelly	Nystrom	Shaff
Burroughs	Kinley	Orr	Shaw
Curtis	Lamborn	Plymat	Taylor
DeKoster	McCartney	Potter	Tieden
Doderer	Miller of	Rabedeaux	Van Gilst
Gluba	Des Moines	Ramsey	Willits
Griffin	Miller of	Riley	Winkelman
Hansen	Marshall		

Absent or not voting, 4:

Gallagher	Glenn	Kennedy	Palmer
-----------	-------	---------	--------

Amendment S—2160 lost.

Senator Coleman offered amendment S—2162 filed by Senators Coleman, Schaben, et al., moved its adoption, and requested a roll call:

S—2162

- 1 Amend Senate File 1092, page 1, line 8, by inserting
- 2 after the word "products." the following: "The
- 3 governor shall report each month to the general
- 4 assembly, or the legislative council when the general
- 5 assembly is not in session, the monthly amount pur-
- 6 chased, the name of the supplier, the price paid, and
- 7 the disposition of the supply and its priorities."

On the question "Shall amendment S—2162 be adopted?" (S.F. 1092) the vote was:

Ayes, 19:

Blouin	Junkins	Nolin	Schaben
Coleman	Kennedy	Palmer	Scott
Doderer	Kinley	Priebe	Van Gilst
Gluba	Miller of	Robinson	Willits
Heying	Des Moines	Rodgers	
Hill			

Nays, 29:

Andersen	Hansen	Murray	Schwengels
Bergman	Hultman	Nystrom	Schwieger
Briles	Kelly	Plymat	Shaff
Burroughs	Lamborn	Potter	Shaw
Curtis	McCartney	Rabedeaux	Taylor
DeKoster	Miller of	Ramsey	Tieden
Gallagher	Marshall	Riley	Winkelman
Griffin	Milligan		

Absent or not voting, 2:

Glenn	Orr
-------	-----

Amendment S—2162 lost.

Senator Gallagher moved to reconsider the vote by which amendment S—2162 failed to be adopted by the Senate.

Roll call was requested.

On the question "Shall the motion to reconsider amendment S—2162 be adopted?" (S.F. 1092) the vote was:

Ayes, 21:

Blouin	Hill	Nolin	Rodgers
Coleman	Junkins	Orr	Schaben
Doderer	Kennedy	Palmer	Scott
Gallagher	Kinley	Priebe	Van Gilst
Gluba	Miller of	Robinson	Willits
Heying	Des Moines		

Nays, 27:

Andersen	Hultman	Murray	Schwengels
Bergman	Kelly	Nystrom	Schwieger
Briles	Lamborn	Plymat	Shaff
Burroughs	McCartney	Potter	Shaw
Curtis	Miller of	Rabedeaux	Taylor
DeKoster	Marshall	Ramsey	Tieden
Griffin	Milligan	Riley	Winkelman

Absent or not voting, 2:

Glenn	Hansen
-------	--------

The motion lost.

Senator Hultman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1092) the vote was:

Ayes, 45:

Andersen	Doderer	Junkins	Miller of
Bergman	Gallagher	Kelly	Marshall
Blouin	Gluba	Kennedy	Milligan
Briles	Griffin	Kinley	Murray
Burroughs	Hansen	Lamborn	Nystrom
Curtis	Hill	McCartney	Orr
DeKoster	Hultman		

Palmer	Ramsey	Schwengels	Taylor
Plymat	Riley	Schwieger	Tieden
Potter	Robinson	Scott	Van Gilst
Priebe	Rodgers	Shaff	Willits
Rabedeaux	Schaben	Shaw	Winkelman

Nays, 4:

Coleman	Heying	Miller of Des Moines	Nolin
---------	--------	-------------------------	-------

Absent or not voting, 1:

Glenn

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

Senator Lamborn asked and received unanimous consent that **Senate File 1092** be **immediately messaged** to the House, which request was complied with.

Senate File 1079

On motion of Senator Griffin, Senate File 1079, a bill for an act relating to the operation of vehicles or combinations of vehicles permitted in the border cities, was taken up for further consideration.

The Senate resumed consideration of division S—2143B of the Griffin amendment offered, considered and pending on February 8, 1974.

Senator Griffin withdrew division S—2143B of the amendment.

Senator Griffin offered amendment S—2152 filed by the committee on cities and towns and moved its adoption:

S—2152

- 1 Amend Senate File 1079, page 1, lines 1 and 2, by
- 2 striking the words "operation of vehicles or combina-
- 3 tions of vehicles permitted in the border cities" and
- 4 inserting in lieu thereof the words "overall length of
- 5 combinations of vehicles permitted in the border cities".

Amendment S—2152 was adopted.

Senator Doderer offered amendment S—2149 filed by her and moved its adoption:

S—2149

- 1 Amend Senate File 1079, page 2, line 9, by inserting
- 2 after the word "operated" the words "by a non-
- 3 resident owner".

Senator Murray took the chair at 11:15 a.m.

President Neu took the chair at 11:40 a.m.

Roll call was requested.

On the question "Shall amendment S—2149 be adopted?" (S.F. 1079) the vote was:

Ayes, 6:

Bergman	Gluba	McCartney	Palmer
Doderer	Hill		

Nays, 40:

Andersen	Junkins	Nolin	Schwengels
Blouin	Kelly	Plymat	Schwieger
Briles	Kennedy	Potter	Scott
Burroughs	Kinley	Priebe	Shaff
Coleman	Lamborn	Rabedeaux	Shaw
Curtis	Miller of	Ramsey	Taylor
DeKoster	Des Moines	Riley	Tieden
Griffin	Miller of	Robinson	Van Gilst
Hansen	Marshall	Rodgers	Willits
Heying	Milligan	Schaben	Winkelman
Hultman	Murray		

Voting present, 1:

Orr

Absent or not voting, 3:

Gallagher	Glenn	Nystrom
-----------	-------	---------

Amendment S—2149 lost.

Senator Priebe offered amendment S—2167:

S—2167

- 1 Amend Senate File 1079 as follows:
- 2 1. Page 2, by striking lines 9 through 22,
- 3 inclusive and inserting in lieu thereof the follow-
- 4 ing: "if the length of the motor vehicle or
- 5 combination of vehicles is in conformity with the
- 6 laws relating to length in the state in which the
- 7 motor vehicle or combination of vehicles is
- 8 licensed on the effective date of this Act."
- 9 2. Page 1, line 2, by striking the words "permitted
- 10 in the border cities" and inserting in lieu thereof
- 11 the following: "on the highways of the state of
- 12 Iowa".

Senator Bergman raised the point of order that amendment S—2167 was not germane to the bill.

The Chair ruled the point well taken and the amendment out of order.

Senator Ramsey moved that further action on Senate File 1079 be deferred and that the bill retain its place on the calendar under unfinished business.

Senator Ramsey withdrew his motion to defer.

Senator Griffin moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F.1079) the vote was:

Ayes, 41:

Andersen	Heying	Milligan	Schwengels
Bergman	Hultman	Murray	Schwieger
Blouin	Junkins	Nolin	Scott
Briles	Kelly	Nystrom	Shaff
Burroughs	Kinley	Palmer	Shaw
Coleman	Lamborn	Plymat	Taylor
Curtis	McCartney	Potter	Tieden
DeKoster	Miller of	Rabedeaux	Van Gilst
Gallagher	Des Moines	Riley	Willits
Griffin	Miller of	Robinson	Winkelman
Hansen	Marshall	Schaben	

Nays, 8:

Doderer	Hill	Orr	Ramsey
Gluba	Kennedy	Priebe	Rodgers

Absent or not voting, 1:

Glenn

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

POINT OF PERSONAL PRIVILEGE

Senator Andersen rose on a point of personal privilege to inform the Senate of the passing today of the Honorable Charles S. Van Eaton, former member of the Senate from Woodbury County. Senator Van Eaton served in the Senate during the Fifty-first, Fifty-second, Fifty-third, Fifty-fourth, Fifty-fifth, Fifty-sixth, Fifty-ninth, Sixtieth and Sixty-second General Assemblies.

On motion of Senator Lamborn, the Senate recessed until the fall of the gavel.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

INTRODUCTION OF BILLS

Senate File 1149, by Senator Murray (Monroe), a bill for an act relating to the admissibility of evidence in a trial for rape, sodomy, and incest.

Read first time and **passed on file.**

Senate File 1150, by committee on judiciary, a bill for an act relating to a complete revision of the substantive criminal laws, criminal procedure laws, and sentencing and post-conviction procedure laws of this state; providing rules of criminal procedure; providing classifications of public offenses and their consequent penalties; and providing penalties for violations of laws of the state to accord with the revised classifications.

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

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S.J.R. 1004 Judiciary
- S. F. 1142 Judiciary
- S. F. 1143 Human resources
- S. F. 1144 State government
- S. F. 1145 State government
- S. F. 1146 Commerce
- S. F. 1147 Commerce

REPORTS OF INVESTIGATING COMMITTEES

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mr. Robert Welp of Fort Dodge, Iowa, for appointment as a member of the State Soil Conservation Committee under the provisions of Section 467A.4, Code 1973, as amended by Chapter 139, Section 30.1 of the Acts of the Sixty-fifth General Assembly for the regular six-year term ending June 30, 1979, begs leave to report that it has made investigation and recommends the appointment be confirmed.

C. JOSEPH COLEMAN, Chairman
 IRVIN L. BERGMAN
 TOM RILEY

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of N. E. Brear of Garner, Iowa, for appointment as a member of the Iowa Real Estate Commission under the provisions of Section 117.8, Code 1973, for the regular four-year term beginning July 1, 1973, and ending June 30, 1977, begs leave to report that it has made investigation and recommends the appointment be confirmed.

RAY TAYLOR, Chairman
 CLOYD E. ROBINSON
 RALPH F. McCARTNEY

REPORTS OF COMMITTEES

Senator Tieden submitted the following report:

MR. PRESIDENT: Your committee on agriculture to which was referred **House File 550**, a bill for an act to provide standards for the care of animals in animal shelters, pounds, and pet shops, and to regulate dealers, animal wardens, boarding kennels, and commercial breeders, and provide penalties for violations, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

S—2171

- 1 Amend House File 550 as amended, passed and reprinted
- 2 by the House as follows:
- 3 1. Page 4, line 6, by inserting a comma after the
- 4 word "sells".
- 5 2. Page 4, by striking lines 7, 8 and 9 and inserting
- 6 in lieu thereof the following: "trades, or transfers
- 7 more than fifteen offspring during any calendar year,
- 8 he shall be".
- 9 3. Page 10, line 23, by striking the words "No
- 10 fee shall be charged for the license." and inserting
- 11 in lieu thereof the following: "The license fee
- 12 shall be two dollars per year."

DALE L. TIEDEN, Chairman

Ordered passed on file.

Senator Briles submitted the following reports:

MR. PRESIDENT: Your committee on county government to which was referred **Senate File 1067**, a bill for an act relating to the increase of per diem pay for township trustees, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JAMES E. BRILES, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on county government to which was referred **House File 1079**, a bill for an act relating to the amortization period of sanitary district bonds, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JAMES E. BRILES, Chairman

Ordered passed on file.

AMENDMENTS FILED

- 1 The Senate Rules Governing Lobbyists, Rule 6, as
- 2 amended by the Senate on January 16, 1974, is
- 3 amended to read as follows:
- 4 6. Each month of the year, by the twentieth
- 5 day of that month, lobbyists shall file with the
- 6 secretary of the senate a report concerning their

7 lobbying activities during the preceding calendar
8 month. The monthly report shall list the totals
9 of all expenditures made or incurred by the
10 lobbyist and his or her employer (if the
11 amounts attributable to the employer are known
12 or readily available) upon [each individual senator]
13 *all senators* in the performance of lobbying
14 service during the period covered.

15 The report shall list the amounts expended
16 directly upon [each individual senator] *all senators*,
17 and shall include subtotals recorded for the
18 following categories:

- 19 a. food and refreshments,
- 20 b. entertainment (including the cost of
21 providing a hospitality room),
- 22 c. the provision of travel to senators,
- 23 d. telephone calls to senators,
- 24 e. postage and mailings to senators,
- 25 f. contributions to senators, senate candidates,

Page 2

1 and committees and organizations established to
2 support the campaign of a senator (whether for
3 re-election or other office) or senate candidate, and
4 g. other miscellaneous expenditures.

5 The report also shall list the amounts for
6 other direct expenses incurred in the performance
7 of lobbying service, and shall include subtotals
8 recorded for the following categories:

- 9 a. food and refreshments (such as for the
10 lobbyist, the lobbyist's client or employer,
11 association members, etc.),
- 12 b. entertainment (including the cost of
13 maintaining a hospitality room),
- 14 c. travel expenses (such as travel to and
15 from Des Moines),
- 16 d. lodging expenses away from home,
- 17 e. telephone,
- 18 f. postage (mailings to association members,
19 etc.),
- 20 g. printing and copying,
- 21 h. advertising, and
- 22 i. other miscellaneous expenses.

23 The monthly report also shall list, if
24 applicable, the senators and senate candidates,
25 or their immediate families, upon whom expenditures

Page 3

1 *in excess of twenty-five dollars* were made during
2 the preceding month, and shall list the recipient
3 and amount of any contributions to senators, senate
4 candidates, and committees and organizations
5 established to support the campaign of a senator
6 (whether for re-election or other office) or senate

7 candidate.

WILLIAM N. PLYMAT
 BART SCHWIEGER
 RALPH F. McCARTNEY
 LUCAS J. DeKOSTER
 RALPH W. POTTER
 WARREN E. CURTIS
 JOHN S. MURRAY
 FORREST V. SCHWENGELS
 WILLARD R. HANSEN
 JOHN N. NYSTROM
 CLIFTON C. LAMBORN
 ELIZABETH SHAW
 JAMES E. BRILES
 W. R. RABEDEAUX
 ROGER J. SHAFF
 LEONARD C. ANDERSEN
 RAY TAYLOR
 E. KEVIN KELLY
 LOWELL JUNKINS
 JAMES W. GRIFFIN, SR.
 IRVIN L. BERGMAN
 C. JOSEPH COLEMAN
 JAMES V. GALLAGHER
 CHARLES P. MILLER
 ELIZABETH R. MILLER
 CLIFF BURROUGHS
 CLOYD E. ROBINSON
 BERL E. PRIEBE
 CALVIN O. HULTMAN
 H. L. HEYING
 WILLIAM P. WINKELMAN
 DALE L. TIEDEN

S-2169

- 1 Amend Senate File 173 as follows:
- 2 Page 2, line 16, by striking all of line 16 and re-
- 3 lettering remaining paragraphs.

GENE V. KENNEDY

S-2166

- 1 Amend Senate File 173, page 5, by inserting after line
- 2 17, the following new section:
- 3 Sec. *NEW SECTION*. Following a third conviction
- 4 for weight violations under section three hundred twenty-
- 5 one point four hundred sixty-three (321.463) of the Code
- 6 within one year, the owner of any vehicle shall, upon
- 7 conviction for any subsequent violation of the weight
- 8 laws, be subject to a fine of one thousand dollars for
- 9 each violation in addition to any other penalties pro-
- 10 vided by law.

WILLIAM E. GLUBA
 MINNETTE F. DODERER

S—2164

1 Amend the committee on judiciary amendment S—2148,
 2 to Senate File 173, found on page 350 of the February 11,
 3 1974 Senate Journal, as follows:
 4 1. Page 1, by striking lines 2 and 3 and inserting
 5 in lieu thereof the following:
 6 1. Page 2, line 5, by striking the words “and within
 7 a ten-year period”.
 8 2. Page 1, by inserting after line 3 the following:
 9 2. Page 2, line 6, by inserting after the word
 10 “convictions” the words “within a six-year period”.
 11 3. Page 2, line 27, by striking the word “Eight”
 12 and inserting in lieu thereof the word “Six”.
 13 4. Page 2, line 28, by inserting after the word
 14 “offenses” the words “within a two-year period”.
 15 3. Page 1, by striking lines 16 and 17 and inserting
 16 in lieu thereof the following:
 17 Page 4, by striking lines 16, 17, and 18 and in-
 18 serting in lieu thereof the following new section:
 19 Sec. 6. *NEW SECTION.* A license to operate a motor
 20 vehicle in this state shall not be issued to any person
 21 declared to be an habitual offender under section one
 22 (1), subsection one (1) of this Act for a period of six
 23 years from the date of judgment. A license to operate
 24 a motor vehicle in this state shall not be issued to any
 25 person declared to be an habitual offender under section

Page 2

1 one (1), subsection two (2) of this Act for a period of
 2 one year from the date of judgment.

GEORGE R. KINLEY
 RALPH F. McCARTNEY
 W. R. RABEDAUX
 NORMAN G. RODGERS

S—2163

1 Amend the committee on judiciary amendment S—2148,
 2 to Senate File 173, page 1, by striking lines 13 through
 3 15 and inserting in lieu thereof the words “means a
 4 speeding violation where a person is convicted of exceed-
 5 ing, by less than six miles per hour, the speed limits
 6 as enumerated under sections three hundred twenty-one
 7 point two hundred eighty-five (321.285), three hundred
 8 twenty-one point two hundred eighty-six (321.286), and
 9 three hundred twenty-one point two hundred eighty-seven
 10 (321.287) of the Code and any conviction for violation
 11 of speed limits imposed under Senate File one thousand
 12 thirteen (1013), Acts of the Sixty-fifth General
 13 Assembly, 1974 Session, shall not be considered a con-
 14 viction for purposes of this Act.

MICHAEL T. BLOUIN
 GENE V. KENNEDY

S—2170

1 Amend Senate File 1136 as follows:
 2 1. Page 2, by inserting after line 8 the following

3 section:

4 Sec. Effective on and retroactive to January 1,
5 1974, the salaries of all permanent full-time employees
6 of the legislative and judicial branches of state
7 government who commenced employment on or after
8 January 1, 1974 shall be adjusted upwards by three and
9 one-half percent based upon the salary of the employee
10 on January 1, 1974.

11 2. Page 2, line 20, by inserting after the word
12 "position" the words "and to the legislative and
13 judicial branches of state government".

14 3. Page 2, line 23, by inserting after the word
15 "commission," the words "and to the permanent full-time
16 employees of the legislative and judicial branches of
17 state government".

18 4. Amend the title, page 1, line 2, by inserting
19 after the word "system" the words "and to permanent
20 full-time employees of the legislative and judicial
21 branches of state government,".

JOHN N. NYSTROM

S—2168

1 Amend Senate File 1139 as follows:

2 By striking everything after the enacting clause
3 and inserting in lieu thereof the following:

4 Section 1. Section twenty-one point four (21.4),
5 unnumbered paragraph one (1), Code 1973, is amended
6 to read as follows:

7 No state officer or employee shall use any state-
8 owned motor vehicle for his own personal private use,
9 nor shall he be compensated for driving his own motor
10 vehicle except if such is done on state business with
11 the approval of the state vehicle dispatcher, and
12 in such case he shall [not] receive [more than ten] *fifteen*
13 cents per mile. *A statutory provision stipulating*
14 *necessary, mileage, travel, or actual expenses*
15 *reimbursement to a state officer shall be construed*
16 *to fall under this fifteen cents limitation unless*
17 *specifically provided otherwise.* However, the state
18 vehicle dispatcher may delegate authority to officials
19 of the state, and department heads, for the use of
20 private vehicles on state business up to six thousand
21 miles per year. When a state motor vehicle has been
22 assigned to a state officer or employee he shall not
23 collect mileage for the use of his personal vehicle
24 unless the state vehicle assigned to him is not usable.

25 Sec. 2. Section forty-nine point twenty (49.20),

Page 2

1 Code 1973, as amended by Acts of the Sixty-fifth
2 General Assembly, 1973 Session, chapter one hundred
3 thirty-six (136), section one hundred twenty-two
4 (122), is amended to read as follows:

5 49.20 COMPENSATION OF MEMBERS. The members of
6 election boards shall receive two dollars per hour
7 while engaged in the discharge of their duties and

8 [ten cents per mile] *shall be reimbursed* for actual
 9 and necessary travel *expense*. Compensation shall
 10 be paid to members of election boards only after the
 11 vote has been canvassed and it has been determined
 12 in the course of such canvass that the election record
 13 certificate has been properly executed by the election
 14 board.

15 Sec. 3. Section fifty point forty-seven (50.47),
 16 Code 1973, is amended to read as follows:

17 50.47 MESSENGERS FOR ELECTION TALLY LISTS.

18 Messengers sent for the tally lists of elections shall
 19 be paid from the state or county treasury[, as the
 20 case may be, ten cents a mile going and returning]
 21 *for necessary travel expense*.

22 Sec. 4. Section sixty-eight point fourteen (68.14),
 23 Code 1973, is amended to read as follows:

24 68.14 COMPENSATION—FEES—PAYMENT. The presiding
 25 officer and members of the senate, while sitting as

Page 3

1 a court of impeachment, and the managers elected by
 2 the house of representatives, shall receive the sum
 3 of six dollars each per day, and [mileage at the rate
 4 of five cents per mile] *shall be reimbursed for mileage*
 5 *expense* in going from and returning to their places
 6 of residence by the ordinary traveled routes; the
 7 secretary, sergeant at arms, and all subordinate
 8 officers, clerks, and reporters, shall receive such
 9 amount as shall be determined upon by a majority vote
 10 of the members of such court. The same fees shall
 11 be allowed to witnesses, to officers, and to other
 12 persons serving process or orders, as are allowed
 13 for like services in criminal cases, but no fees can
 14 be demanded in advance. The state treasurer shall,
 15 upon the presentation of certificates signed by the
 16 presiding officer and secretary of the senate, pay
 17 all of the foregoing compensations and the expenses
 18 of the senate incurred under the provisions of this
 19 chapter.

20 Sec. 5. Section seventy-nine point two (79.2),
 21 Code 1973, is amended to read as follows:

22 79.2 APPRAISERS OF PROPERTY. The compensation
 23 of appraisers appointed by authority of law to appraise
 24 property for any purpose shall be fifty cents per
 25 hour for each appraiser for the time necessarily spent

Page 4

1 in effecting the appraisalment and [five cents a mile]
 2 *the mileage expense* for the distance traveled in going
 3 to and returning from the place of appraisalment, which
 4 shall, unless otherwise provided, be paid out of the
 5 property appraised or by the owner thereof.

6 Sec. 6. Section seventy-nine point nine (79.9),
 7 Code 1973, is amended to read as follows:

8 79.9 CHARGE FOR USE OF AUTOMOBILE. When a public
 9 officer or employee, other than a state officer or

10 employee, is entitled to be paid for expenses in
11 performing a public duty, [no] a charge shall be made,
12 allowed, [or] and paid for the use of an automobile
13 [in excess] of [ten] fifteen cents per mile [of] for actual
14 and necessary travel [except as otherwise provided].
15 *A statutory provision stipulating necessary, mileage,*
16 *travel, or actual reimbursement to a public officer*
17 *or employee shall be construed to fall within this*
18 *fifteen cents limitation unless specifically provided*
19 *otherwise.*

20 Sec. 7. Section one hundred point thirty-four
21 (100.34), Code 1973, is amended to read as follows:
22 100.34 FEE FOR FIRES REPORTED. Every official
23 reporting a fire to the state fire marshal as required
24 by section 100.3 shall be paid the sum of one dollar
25 for each fire so reported to the satisfaction of the

Page 5

1 state fire marshal and mileage [at the rate of ten
2 cents per mile] *expenses* for each mile traveled to
3 and from the place of fire when the vehicle used is
4 not owned by a governmental unit. Said allowances
5 shall be paid by the state fire marshal out of any
6 funds appropriated for the use of the office of said
7 state fire marshal, provided that such fees shall
8 not be paid to any full-time salaried public official
9 who is paid for full time at such duties.

10 Sec. 8. Section one hundred fifty-nine point
11 twenty-five (159.25), unnumbered paragraph three (3),
12 Code 1973, is amended to read as follows:

13 Appointive members of the board shall receive
14 actual necessary expenses and mileage [at the rate
15 of seven cents per mile] *expenses* incurred while engaged
16 in the business of the agriculture marketing board.

17 Sec. 9. Section one hundred seventy-nine point
18 two (179.2), unnumbered paragraph three (3), Code
19 1973, is amended to read as follows:

20 The board of directors of the Iowa state dairy
21 association shall on or before the fifteenth day of
22 May of each odd-numbered year nominate for the office
23 of commissioners three persons from each congressional
24 district within the state, as constituted January
25 1, 1941, all of whom shall be actual milk or cream

Page 6

1 producers, which list shall on or before the first
2 day of June following, be certified to the secretary
3 of agriculture of the state by the president and
4 secretary of the Iowa state dairy association and
5 the said secretary of agriculture shall, on or before
6 the second Tuesday in June of each odd-numbered
7 calendar year, appoint one of said nominees so
8 certified from each of said districts as a member
9 of Iowa dairy industry commission who shall serve
10 for a period of two years from July 1 following his
11 appointment and until his successor is duly appointed

12 and qualified. Any vacancy occurring in said Iowa
 13 dairy industry commission shall be filled by the said
 14 secretary of agriculture from nominations made by
 15 the board of directors of the Iowa state dairy asso-
 16 ciation in the manner heretofore provided. The
 17 appointive members of the commission shall receive
 18 the sum of five dollars per day for each day spent
 19 in actual attendance on meetings of the commission
 20 not exceeding one hundred dollars per annum, together
 21 with actual *and* necessary expenses [and mileage at
 22 the rate of five cents per mile].

23 Sec. 10. Section two hundred seventeen point four
 24 (217.4), Code 1973, is amended to read as follows:

25 217.4 MEETINGS OF COUNCIL. The council shall

Page 7

1 meet at least four times a year. Special meetings
 2 shall be called by the chairman or upon written request
 3 of any three members thereof. The chairman shall
 4 preside at all meetings or in his absence the vice-
 5 chairman shall preside. The members of the council
 6 shall be paid a per diem or forty dollars per day
 7 while in session, [ten cents a mile for travel,] and
 8 their reasonable and necessary expenses while attending
 9 such meetings. The amount of per diem any one member
 10 may receive in any fiscal year beginning with the
 11 date of employment shall not exceed eight hundred
 12 dollars.

13 Sec. 11. Acts of the Sixty-fifth General Assembly,
 14 1973 Session, chapter one hundred eighty-two (182),
 15 section one (1), amending section two hundred twenty-
 16 eight point nine (228.9), subsection two (2), Code
 17 1973, is amended to read as follows:

18 2. To the examining physician, compensation as
 19 fixed by a majority of the judges of the district
 20 court in the judicial district in which the hearing
 21 is held and in addition mileage [of ten cents per mile
 22 each way] *expenses*.

23 Sec. 12. Section two hundred forty-nine point
 24 twelve (249.12), Code 1973, is amended to read as
 25 follows:

Page 8

1 249.12 WITNESSES. For the purpose of any such
 2 investigation, the state director and the county board
 3 shall have the power to compel, by subpoena, the
 4 attendance and testimony of witnesses and the
 5 production of books and papers. All witnesses shall
 6 be examined on oath, and the state director or his
 7 authorized employee or any member of the county board
 8 may administer said oath. The costs incurred in
 9 connection with any such hearing or examination shall
 10 be paid by the state director or county board,
 11 whichever issues the subpoenas; and the witnesses
 12 shall be entitled to claim a two-dollar fee and mileage
 13 expense [at a rate of five cents per mile], except that

14 responsible relatives as defined in sections 252.2,
15 252.5 and 600.6 shall not be entitled to claim wit-
16 ness fees and mileage expense.

17 Sec. 13. Section three hundred twenty-one point
18 one hundred forty-one (321.141), Code 1973, is amended
19 to read as follows:

20 321.141 FEES AND MILEAGE. The sheriff shall be
21 entitled to receive as costs the sum of two dollars
22 for serving the writ or warrant of seizure and [five
23 cents] *mileage expense* for each mile actually traveled
24 by him in collecting the fee and penalties, which
25 shall be collected from the owner of such delinquent

Page 9

1 motor vehicle, and shall be retained by him in full
2 for his services. He shall also collect from said
3 owner the sum of fifty cents per day for care of the
4 motor vehicle while in his possession which sum shall
5 be accounted for by the sheriff as fees are accounted
6 for, as provided in chapter 342.

7 Sec. 14. Section three hundred thirty-one point
8 twenty-two (331.22), unnumbered paragraph three (3),
9 Code 1973, as amended by Acts of the Sixty-fifth
10 General Assembly, 1973 Session, chapter two hundred
11 twenty-four (224), section two (2), is amended to
12 read as follows:

13 In counties of forty thousand population or less,
14 the board of supervisors may on their own motion elect
15 to receive their compensation on a per diem basis.
16 If they so elect, the members of the board of
17 supervisors shall each receive forty dollars per day
18 for each day actually in session or employed on
19 committee service or as a ditch or drainage board
20 considering drainage matters. No such member shall
21 receive per diem pay in excess of five thousand five
22 hundred dollars in any one calendar year. In addition,
23 he shall receive [ten cents] *mileage expense* for every
24 mile traveled in going to and from sessions and in
25 going to and from the place of performing committee

Page 10

1 service, however, such mileage payment shall not
2 exceed the aggregate of one thousand dollars per
3 supervisor per year.

4 Sec. 15. Section three hundred thirty-seven point
5 eleven (337.11), subsection ten (10), Code 1973, is
6 amended to read as follows:

7 10. Mileage in all cases required by law, going
8 and returning[, ten cents per mile], provided that this
9 subsection shall not apply where provision is made
10 for expenses, and in no case shall the law be construed
11 to allow both mileage and expenses for the same
12 services and for the same trip. In case the sheriff
13 transports by auto, one or more persons to any state
14 institution or any other destination required by law,

15 or in case one or more legal papers are served on
16 the same trip, he shall be entitled to but one mileage
17 at the rate prescribed herein, the mileage cost thereof
18 to be prorated to the respective persons transported
19 and also in the case of separate papers served.
20 Provided, however, that in the serving of original
21 notices in civil cases the sheriff shall be allowed
22 mileage [at the rate of ten cents per mile] *expenses*
23 in each action wherein such original notices are
24 served, and, he may refuse to serve original notices
25 in civil cases until the statutory fees and mileage

Page 11

1 for service have been paid.
2 Sec. 16. Section six hundred seven point five
3 (607.5), Code 1973, is amended to read as follows:
4 607.5 FEES OF JURORS. Petit jurors shall receive
5 the following fees: For each day's service or
6 attendance in courts of record, including jurors
7 summoned on special venire, five dollars, and *mileage*
8 *expenses* for each mile traveled from his residence
9 to the place of trial for each day's service and
10 attendance[, ten cents].
11 Grand jurors shall receive for each day's service
12 or attendance, seven dollars, and *mileage expenses*
13 for each mile traveled each day from his residence
14 to the place of attendance and in the performance
15 of their duties, [seven cents,] provided, however, that
16 grand jurors shall be entitled to mileage for travel
17 from the place of their residence to the county seat
18 for the purpose of being impaneled. No grand juror
19 shall receive mileage for travel in the performance of
20 his duties when he travels in a vehicle for which
21 another juror is receiving mileage.
22 Sec. 17. Section six hundred twenty-two point
23 sixty-nine (622.69), Code 1973, is amended to read
24 as follows:
25 622.69 WITNESS FEES. Witnesses shall receive

Page 12

1 three dollars for each day's attendance and [ten cents
2 per mile] *mileage expenses* for each mile actually
3 traveled.

ROGER J. SHAFF

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Thursday, February 14, 1974.

JOURNAL OF THE SENATE

THIRTY-SECOND DAY

SENATE CHAMBER
DES MOINES, IOWA, THURSDAY, FEBRUARY 14, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Lloyd T. McDonald, pastor of the Friends Church, New Providence, Iowa.

The Journal of Wednesday, February 13, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. L. L. Leibel, Council Bluffs, Iowa.

SPECIAL ORDER

Senator Lamborn asked and received unanimous consent that **Senate File 1150** be made a **special order** of business for Monday, February 25, 1974, at 9:30 a.m.

UNFINISHED BUSINESS

Senate File 327

On motion of Senator Briles, Senate File 327, a bill for an act to permit the state superintendent of banking to establish a retirement system for employees of the department of banking, was taken up for further consideration.

The Senate resumed consideration of the committee on commerce amendment S—710, considered and pending on January 18, 1974:

S—710

- 1 Amend Senate File 327 as follows:
- 2 1. Page 1, lines 9 and 10, by striking the words "superinten-
- 3 dent of banking" and inserting in lieu thereof the words "state
- 4 banking board".
- 5 2. Page 1, line 17, by striking the word "superintendent"
- 6 and inserting in lieu thereof the words "department of banking".
- 7 3. Page 1, line 22, by striking the word "superintendent"
- 8 and inserting in lieu thereof the words "department of banking".
- 9 4. Page 1, line 1, by striking the words "superintendent of
- 10 banking" and inserting in lieu thereof the words "banking board".

Senator Potter took the chair at 9:15 a.m.

Senator Doderer offered amendment S—2172 to amendment S—710:

S—2172

Division S—2172A

- 1 Amend the committee on commerce amendment
- 2 S—710, to Senate File 327, as follows:
- 3 1. By inserting the following after line 4:
- 4 Page 1, line 10 by striking the word
- 5 "establish" and inserting in lieu thereof the
- 6 word "recommend".

Division S—2172B

- 7 2. By inserting the following after line 6:
- 8 Page 1, line 17 by inserting the
- 9 following sentence after the word "Act.":
- 10 "The retirement plan recommended by the state
- 11 banking board shall be submitted to the general
- 12 assembly for approval prior to implementation."

Division S—2172C

- 13 3. By renumbering divisions of the amendment
- 14 to conform with this amendment.

Senator Priebe called for a division of the amendment to amendment S—710, section 1 to be considered as division S—2172A, section 2 to be considered as division S—2172B, and section 3, as division S—2172C.

Senator Doderer moved the adoption of division S—2172A of the amendment to amendment S—710.

The Chair called for a division.

Division S—2172A of the amendment to amendment S—710 was adopted.

Senator Doderer moved the adoption of division S—2172B of the amendment to amendment S—710.

Roll call was requested.

On the question "Shall division S—2172B of the amendment to amendment S—710 be adopted?" (S.F. 327) the vote was:

Rule 24 was invoked.

Ayes, 20:

Andersen	Doderer	Junkins	Ramsey
Bergman	Gallagher	Kinley	Schwengels
Blouin	Glenn	Orr	Shaff
Coleman	Gluba	Palmer	Van Gilst
Curtis	Hill	Plymat	Willits

Nays, 26:

Briles	Lamborn	Nolin	Rodgers
Burroughs	McCartney	Nystrom	Schaben
DeKoster	Miller of	Potter	Scott
Griffin	Des Moines	Priebe	Shaw
Hansen	Miller of	Rabedeaux	Taylor
Hultman	Marshall	Riley	Tieden
Kelly	Murray	Robinson	Winkelman

Absent or not voting, 4:

Heying	Kennedy	Milligan	Schwieger
--------	---------	----------	-----------

Division S—2172B of the amendment to amendment S—710 lost.

On motion of Senator Doderer, division S—2172C of the amendment to amendment S—710 was adopted.

President Neu took the chair at 10:38 a.m.

On motion of Senator McCartney, amendment S—710 as amended was adopted.

Senator Palmer offered amendment S—2023 filed by him and moved its adoption:

S—2023

- 1 Amend Senate File 327, page 1, by inserting
- 2 the following sentence after the period in line 17:
- 3 "Benefits under a retirement system established
- 4 pursuant to this section shall not discriminate due
- 5 to sex or age."

Amendment S—2023 was adopted.

Senator Willits offered amendment S—2034 filed by him and moved its adoption:

S—2034

- 1 Amend Senate File 327, page 1, line 17, by inserting
- 2 after the word "Act." the following:
- 3 "Notwithstanding the provisions of section five
- 4 hundred twenty-four point two hundred seven (524.207) of
- 5 the Code, no funds for the retirement system authorized
- 6 by this section shall derive from fees paid to the
- 7 department of banking by banks subject to its examina-
- 8 tion."

Roll call was requested.

On the question "Shall amendment S—2034 be adopted?" (S.F. 327) the vote was:

Ayes, 11:

Andersen	Doderer	Hill	Plymat
Blouin	Gluba	Orr	Willits
Curtis	Heying	Palmer	

Nays, 36:

Bergman	Kelly	Nolin	Schwengels
Briles	Kennedy	Nystrom	Schwieger
Burroughs	Kinley	Potter	Scott
DeKoster	Lamborn	Priebe	Shaff
Gallagher	McCartney	Ramsey	Shaw
Glenn	Miller of	Riley	Taylor
Griffin	Des Moines	Robinson	Tieden
Hansen	Miller of	Rodgers	Van Gilst
Hultman	Marshall	Schaben	Winkelman
Junkins	Murray		

Absent or not voting, 3:

Coleman	Milligan	Rabedeaux
---------	----------	-----------

Amendment S—2034 lost.

Senator Briles moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 327) the vote was:

Rule 24 was invoked.

Ayes, 35:

Bergman	Kelly	Murray	Rodgers
Briles	Kennedy	Nolin	Schaben
Burroughs	Kinley	Nystrom	Schwieger
Coleman	Lamborn	Potter	Scott
Gallagher	McCartney	Priebe	Shaw
Glenn	Miller of	Rabedeaux	Taylor
Griffin	Des Moines	Ramsey	Tieden
Hansen	Miller of	Riley	Willits
Heying	Marshall	Robinson	Winkelman
Hultman			

Nays, 14:

Andersen	Doderer	Orr	Schwengels
Blouin	Gluba	Palmer	Shaff
Curtis	Hill	Plymat	Van Gilst
DeKoster	Junkins		

Absent or not voting, 1:

Milligan

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

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 327 passed the Senate on February 14, 1974.

EARL M. WILLITS

REFERRED BACK TO COMMITTEE

Senator Briles asked and received unanimous consent that

Senate File 1108 be referred back to the committee on county government.

UNFINISHED BUSINESS

Senate File 173

The Senate resumed consideration of Senate File 173, a bill for an act to forbid the use of the highways of this state to habitual offenders of the traffic laws, and to provide punishment for those who violate the provisions of this act, and amendment S—2148 by the committee on judiciary, considered and pending on February 11, 1974.

Senator Doderer called for a division of amendment S—2148, sections 1 through 4 to be considered as division S—2148A; sections 5 and 6 to be considered as S—2148B.

Senator Kinley offered amendment S—2164 filed by Senators Kinley, McCartney, et al., to division S—2148A of the committee amendment, moved its adoption and requested a roll call:

S—2164

- 1 Amend the committee on judiciary amendment S—2148,
- 2 to Senate File 173, found on page 350 of the February 11,
- 3 1974 Senate Journal, as follows:
- 4 1. Page 1, by striking lines 2 and 3 and inserting
- 5 in lieu thereof the following:
- 6 1. Page 2, line 5, by striking the words "and within
- 7 a ten-year period".
- 8 2. Page 1, by inserting after line 3 the following:
- 9 2. Page 2, line 6, by inserting after the word
- 10 "convictions" the words "within a six-year period".
- 11 3. Page 2, line 27, by striking the word "Eight"
- 12 and inserting in lieu thereof the word "Six".
- 13 4. Page 2, line 28, by inserting after the word
- 14 "offenses" the words "within a two-year period".
- 15 3. Page 1, by striking lines 16 and 17 and inserting
- 16 in lieu thereof the following:
- 17 Page 4, by striking lines 16, 17, and 18 and in-
- 18 serting in lieu thereof the following new section:
- 19 Sec. 6. *NEW SECTION.* A license to operate a motor
- 20 vehicle in this state shall not be issued to any person
- 21 declared to be an habitual offender under section one
- 22 (1), subsection one (1) of this Act for a period of six
- 23 years from the date of judgment. A license to operate
- 24 a motor vehicle in this state shall not be issued to any
- 25 person declared to be an habitual offender under section

Page 2

- 1 one (1), subsection two (2) of this Act for a period of
- 2 one year from the date of judgment.

On the question "Shall amendment S—2164 to division S—2148A of the amendment be adopted?" (S.F. 173) the vote was:

Ayes, 38:

Bergman	Heying	Miller of	Robinson
Blouin	Hultman	Marshall	Rodgers
Briles	Junkins	Milligan	Schaben
Burroughs	Kelly	Murray	Schwengels
Coleman	Kennedy	Nystrom	Scott
Curtis	Kinley	Orr	Tieden
Doderer	Lamborn	Palmer	Van Gilst
Gallagher	McCartney	Potter	Willits
Glenn	Miller of	Priebe	Winkelman
Gluba	Des Moines	Rabedaux	
Hansen			

Nays, 9:

Andersen	Plymat	Riley	Shaw
DeKoster	Ramsey	Shaff	Taylor
Hill			

Absent or not voting, 3:

Griffin	Nolin	Schwieger
---------	-------	-----------

Amendment S—2164 to division S—2148A of the amendment was adopted.

(Senate File 173 pending on adjournment.)

On motion of Senator Lamborn, the Senate recessed until the fall of the gavel.

AFTERNOON SESSION

The Senate reconvened, President pro tempore Shaff presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 86, a bill for an act relating to licenses for professional boxing and wrestling matches.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1121, a bill for an act to make an appropriation to the office of the secretary of state to print copies of the election laws.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1072, a bill for an act relating to the use of game and fish licenses.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1106, a bill for an act relating to special stops, and the use of flashing signal lights and stop arms on school buses.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1121, a bill for an act amending the state school foundation program.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1174, a bill for an act to make an appropriation from the general fund to the department of general services for capital improvements to the capitol building.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 86

1 Amend Senate File 86 as passed by the Senate as follows:

2 1. By striking lines 12 through 16 and inserting

3 in lieu thereof the following:

4 *"immediately preceding the date of application,*
5 *and no group, club or association shall be issued a*
6 *license unless it has at least ten members and all*
7 *members shall have been residents of this state for*
8 *at least one year immediately preceding the date of*
9 *application, and no corporation shall be issued a*
10 *license unless it has at least ten members or stock-*
11 *holders and all such members or stockholders shall have*
12 *been residents of the state for at least one year"*.

13 2. Page 1, line 17, by inserting after the period

14 the following:
15 *"However, a license may be issued to residents of*
16 *another state without complying with the residence re-*
17 *quirements of this section if the other state extends*
18 *the same privilege to residents of this state."*

19 3. By inserting after line 21 the following:

20 Sec. The provisions of this Act shall become
21 effective January 1, 1975."

HOUSE AMENDMENT TO SENATE FILE 1121

1 Amend Senate File 1121, as passed by the Senate, page 2,
2 line 7, by inserting after the period the words "Any
3 amendments to the election laws enacted by the Sixty-fifth
4 General Assembly, 1974 Session, shall be included in the
5 publication authorized by this Act."

INTRODUCTION OF BILLS

Senate File 1151, by Senator Hansen, a bill for an act relating to the reimbursement rate at which mileage expense is paid to state employees.

Read first time and passed on file.

Senate File 1152, by Senators Blouin, Kennedy, Schaben, Tieden, Kinley, Gluba, Kelly, Heying, Rabedeaux and Potter (Clark of Dubuque), a bill for an act providing a rebate on the barrel tax for each barrel of beer produced in Iowa by an Iowa based brewery producing less than fifty thousand barrels annually, and providing an appropriation therefor.

Read first time and **passed on file**.

Senate File 1153, by Senators Griffin, Gluba, Blouin, Miller of Des Moines and Tieden (Norpel), a bill for an act to standardize and make uniform the hours and days of the sale of beer and alcoholic liquor.

Read first time and **passed on file**.

Senate File 1154, by Senators Palmer and Schwieger, a bill for an act to appropriate funds to encourage establishment of, and assist in supporting, inner city outpatient health clinics.

Read first time and **passed on file**.

Senate File 1155, by committee on ways and means, a bill for an act relating to the creation of a county finance committee, specifying the duties of the committee, providing for the consolidation of county funds and the limitation of certain budget expenditures for counties.

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

Senate File 1156, by Senators Hultman, Briles, Hansen, Rabedeaux, Shaff, Taylor and Tieden, a bill for an act relating to property tax relief and other relief for railroads.

Read first time and **passed on file**.

Senate File 1157, by Senator Rodgers, a bill for an act to prohibit the operation of a place of business on Sunday, with certain exceptions, and to provide injunctive relief and criminal penalties for violation.

Read first time and **passed on file**.

Senate File 1158, by Senator Rodgers, a bill for an act relating to inheritance tax exemptions.

Read first time and **passed on file**.

HOUSE MESSAGES CONSIDERED

House File 1072, a bill for an act relating to the use of game and fish licenses; and providing penalties.

Read first time and passed on file.

House File 1106, a bill for an act relating to special stops, and use of flashing signal lights and stop arms on school buses.

Read first time and passed on file.

House File 1121, a bill for an act amending the state school foundation program by continuing the two hundred dollar per pupil minimum beyond the school year beginning in 1974, adjusting the method of determining enrollment in special education programs, defining authorized expenditures, permitting districts to spend anticipated receipts from an income surtax before actual receipt, establishing, for the school years beginning in 1974 and 1975, that the state percent of growth will be eight percent, that no school district will receive less than the dollar equivalent of the state percent of growth, and that no school's enrollment will be dropped to less than ninety-eight percent of the prior year's enrollment, repealing the maximum millage reduction and a temporary provision, and making technical amendments.

Read first time and passed on file.

House File 1174, a bill for an act to make an appropriation from the general fund of the state to the department of general services for capital improvements to the capitol building.

Read first time and passed on file.

REPORTS OF INVESTIGATING COMMITTEES

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Norman Pawlewski of Polk County, Iowa for appointment as Commissioner of Public Health under the provisions of Sections 135.2 and 135.4, Code 1973, for the unexpired portion of the four-year term ending June 30, 1977, begs leave to report that it has made investigation and recommends the appointment be confirmed.

LEONARD C. ANDERSEN, Chairman
BART SCHWIEGER
GEORGE R. KINLEY

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mr. James N. Gillman of Des Moines, Polk County, Iowa, for appointment as a member of the Civil Rights Commission for the State of Iowa under the provisions of Section 601A.3, Code 1973, for the regular four-year term beginning July 1, 1973 and ending June 30, 1977, begs leave to report that it has made investigation and recommends the appointment be confirmed.

WILLARD R. HANSEN, Chairman
GENE W. GLENN
WILLIAM P. WINKELMAN

EXPLANATION OF VOTE

MR. PRESIDENT: I was absent from the Senate chamber during debate and passage of Senate File 327 because I was attending a meeting of the Confidential Records Council of which I am a member, representing the legislature. Had I been in attendance I would have voted "present" under the provisions of Rule 24.

GEORGE F. MILLIGAN

AMENDMENTS FILED

S--2174

- 1 Amend Senate File 569 as follows:
- 2 1. Page 6, line 29, by inserting after the word
- 3 "except" the words "in the case of suspected child
- 4 abuse or neglect, or".

RICHARD R. RAMSEY

S--2175

- 1 Amend the Willits, et al., amendment S--2089 filed
- 2 January 28, 1974, to Senate File 569, line seven, by
- 3 striking the word "REGISTRATION" and inserting in lieu
- 4 thereof the word "LISTING".

RICHARD R. RAMSEY

S--2177

- 1 Amend the Shaff amendment, S--2168, to Senate
- 2 File 1139, page 4, after line 19, by adding the
- 3 following new paragraph:
- 4 *However, the state comptroller is empowered*
- 5 *and otherwise authorized to adjust this maximum*
- 6 *fifteen cent reimbursement rate so as to reflect*
- 7 *any actual changes in the general cost of operating*
- 8 *motor vehicles. To this effect, the state comptrol-*
- 9 *ler shall promulgate rules, pursuant to chapter*
- 10 *seventeen A (17A) of the Code, specifying a formula*
- 11 *by which such adjustments shall be made. Such ad-*
- 12 *justments may supersede the provisions of this*
- 13 *section, but shall be in accordance with the rules*
- 14 *promulgated under this section.*

WILLARD R. HANSEN

S--2173

- 1 Amend the Shaff amendment S--2168 filed February 13,
- 2 1974 to Senate File 1139, page 12, by adding after
- 3 line 3 the following new section:
- 4 Sec. This Act shall take effect and be in
- 5 force on April 1, 1974, after its publication in
- 6 the Clinton Herald, a newspaper published in Clinton,
- 7 Iowa, and in the Muscatine Journal, a newspaper
- 8 published in Muscatine, Iowa.

ROGER J. SHAFF

S--2178

- 1 Amend Senate File 1142 by striking from lines 19 and
- 2 20 the words and figures "nineteen A point eight
- 3 (19A.8), unnumbered paragraph eight (8)," and inserting

4 in lieu thereof the words and figures "nineteen A
5 point eighteen (19A.18)".

WILLIAM E. GLUBA

S—2180

1 Amend House File 671 as amended, passed and
2 reprinted by the House as follows:
3 1. Page 2, line 9, by inserting after the
4 period, the following:
5 *No single semitrailer or trailer, including any*
6 *hitching device and any load thereon, shall have an*
7 *overall length, inclusive of rear bumper, in excess*
8 *of forty-five feet. Combinations of such vehicles*
9 *owned and operated by Iowa residents consisting of a*
10 *semitrailer or trailer purchased before July 1, 1974,*
11 *may be operated on Iowa roads with a length in excess*
12 *of forty-five feet until retirement from service.*
13 *All such semitrailers and trailers which exceed*
14 *forty-five feet in length and are purchased after*
15 *said date shall not be allowed to operate on Iowa*
16 *roads.*

MINNETTE DODERER
TOM RILEY

S—2176

1 Amend House File 1111 by adding the following
2 new section:
3 "Sec. Section three hundred twenty-one
4 point three hundred four (321.304), Code 1973,
5 is amended by striking subsection two (2) and
6 inserting in lieu thereof the following:
7 2. When traversing or approaching within one
8 hundred feet of any signposted or marked railroad
9 grade crossing, intersection, bridge, viaduct, or
10 tunnel."

ELIZABETH SHAW

S—2179

1 Amend House File 1121 as amended, passed and re-
2 printed by the House as follows:
3 1. Page 2C, line 88, by inserting after the word
4 "taxable" the word "real".

JAMES W. GRIFFIN, SR.
WILLARD R. HANSEN

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Friday, February 15, 1974.

JOURNAL OF THE SENATE

THIRTY-THIRD DAY

SENATE CHAMBER
DES MOINES, IOWA, FRIDAY, FEBRUARY 15, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend H. I. Thomas, pastor of the Union Baptist Church, Des Moines, Iowa.

The Journal of Thursday, February 14, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. J. E. Dolan, West Des Moines, Iowa.

INTRODUCTION OF BILLS

Senate File 1159, by Senator Ramsey (Cusack), a bill for an act relating to the participation of persons in abortions.

Read first time and passed on file.

Senate File 1160, by committee on judiciary, a bill for an act to legalize and validate the proceedings of the Board of Directors of the Janesville Community School District, in the Counties of Bremer and Black Hawk, State of Iowa, in connection with an election authorizing the issuance of certain bonds and the levy of a tax to pay said bonds and declaring the validity of said election and the validity of bonds issued and taxes levied pursuant thereto.

Read first time and placed on calendar.

Senate File 1161, by Senator Briles (Daggett), a bill for an act relating to municipal cable television.

Read first time and passed on file.

Senate File 1162, by Senator Riley, a bill for an act relating to the guest statute.

Read first time and passed on file.

Senate File 1163, by committee on schools, a bill for an act relating to area education agencies, including provisions to replace the county school systems, joint county systems, and merged areas with area education agencies, to require the area education agencies to provide for certain programs and services for the school districts, to transfer certain functions of the county school systems and joint county systems to the department of public instruction and to the area education agencies, to change the size and method of selection of the area education agency board, to provide a method for identification of children requiring special education, to provide a method for financing programs and services and to provide coordinating amendments.

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

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

REREFERRED TO COMMITTEE

Senator Griffin asked and received unanimous consent that **Senate File 315** be rereferred to the committee on higher education.

UNFINISHED BUSINESS

Senate File 173

The Senate resumed consideration of **Senate File 173**, a bill for an act to forbid the use of the highways of this state to habitual offenders of the traffic laws, and to provide punishment for those who violate the provisions of this Act, and amendment S—2148 by the committee on judiciary, further considered, divided, amended, and pending on February 14, 1974.

The Senate resumed consideration of division S—2148A of the amendment.

Senator Blouin offered amendment S—2163 to division S—2148A of the amendment filed by Senators Blouin and Kennedy, and moved its adoption:

S—2163

- 1 Amend the committee on judiciary amendment S—2148,
- 2 to Senate File 173, page 1, by striking lines 13 through
- 3 15 and inserting in lieu thereof the words "means a
- 4 speeding violation where a person is convicted of exceed-
- 5 ing, by less than six miles per hour, the speed limits
- 6 as enumerated under sections three hundred twenty-one

7 point two hundred eighty-five (321.285), three hundred
 8 twenty-one point two hundred eighty-six (321.286), and
 9 three hundred twenty-one point two hundred eighty-seven
 10 (321.287) of the Code and any conviction for violation
 11 of speed limits imposed under Senate File one thousand
 12 thirteen (1013), Acts of the Sixty-fifth General
 13 Assembly, 1974 Session, shall not be considered a con-
 14 viction for purposes of this Act.

Amendment S—2163 to division S—2148A of the amendment was adopted.

The Chair ruled amendment S—2157 filed by Senator Willits to division S—2148A of the amendment out of order with the adoption of amendment S—2163.

On motion of Senator Riley, division S—2148A of the committee amendment as amended was adopted.

President pro tempore Shaff took the chair at 9:55 a.m.

Senator Kennedy moved the adoption of division S—2148B of the committee amendment and requested a roll call.

On the question "Shall division S—2148B of the committee amendment be adopted?" (S.F. 173) the vote was:

Ayes, 40:

Bergman	Hansen	Murray	Robinson
Blouin	Heying	Nolin	Rodgers
Briles	Junkins	Nystrom	Schaben
Burroughs	Kennedy	Orr	Schwengels
Coleman	Kinley	Palmer	Schwieger
DeKoster	Lamborn	Potter	Scott
Doderer	McCartney	Priebe	Shaw
Gallagher	Miller of	Rabedeaux	Tieden
Glenn	Des Moines	Ramsey	Willits
Gluba	Milligan	Riley	Winkelman
Griffin			

Nays, 8:

Andersen	Miller of	Plymat	Taylor
Curtis	Marshall	Shaff	Van Gilst
Hill			

Absent or not voting, 2:

Hultman	Kelly
---------	-------

Division S—2148B of the committee amendment was adopted.

Senator Riley offered amendment S—2151 filed by him and moved its adoption:

S—2151

- 1 Amend Senate File 173, page 2, line 5, by striking
- 2 the numeral "1973" and inserting in lieu thereof
- 3 "1974".

Amendment S—2151 was adopted.

Senator Kennedy withdrew amendment S—2169 filed by him on February 13, 1974, and found on page 381 of the Senate Journal.

Senator Gluba offered amendment S—2166 filed by Senators Gluba and Doderer:

S—2166

- 1 Amend Senate File 173, page 5, by inserting after line
- 2 17, the following new section:
- 3 Sec. *NEW SECTION.* Following a third conviction
- 4 for weight violations under section three hundred twenty-
- 5 one point four hundred sixty-three (321.463) of the Code
- 6 within one year, the owner of any vehicle shall, upon
- 7 conviction for any subsequent violation of the weight
- 8 laws, be subject to a fine of one thousand dollars for
- 9 each violation in addition to any other penalties pro-
- 10 vided by law.

Senator Rabedeaux raised the point of order that amendment S—2166 was not germane to the bill.

The Chair ruled the point well taken and amendment S—2166 out of order.

Senator Rabedeaux took the chair at 10:35 a.m.

Senator DeKoster moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 173) the vote was:

Ayes, 45:

Andersen	Heying	Milligan	Schaben
Bergman	Hill	Murray	Schwengels
Blouin	Hultman	Nystrom	Schwieger
Burroughs	Junkins	Orr	Scott
Curtis	Kennedy	Palmer	Shaff
DeKoster	Kinley	Plymat	Shaw
Doderer	Lamborn	Priebe	Taylor
Gallagher	McCartney	Rabedeaux	Tieden
Glenn	Miller of	Ramsey	Van Gilst
Gluba	Des Moines	Riley	Willits
Griffin	Miller of	Robinson	Winkelman
Hansen	Marshall	Rodgers	

Nays, 4:

Briles	Coleman	Nolin	Potter
--------	---------	-------	--------

Absent or not voting, 1:

Kelly

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

CONSIDERATION OF BILLS

House File 117

On motion of Senator Shaff, House File 117, a bill for an act relating to the judicial review of the state board of tax review, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

DEFERRED

Senator Shaw moved that further action on House File 117 be deferred and that the bill retain its place on the calendar.

Roll call was requested.

On the question "Shall the motion to defer further action on the bill be adopted?" (H.F. 117) the vote was:

Ayes, 31:

Blouin	Kennedy	Nolin	Schaben
Coleman	Kinley	Orr	Schwieger
DeKoster	McCartney	Palmer	Scott
Gallagher	Miller of	Potter	Shaff
Glenn	Des Moines	Priebe	Shaw
Gluba	Miller of	Rabedeaux	Tieden
Hill	Marshall	Ramsey	Van Gilst
Hultman	Milligan	Rodgers	Willits
Junkins			

Nays, 15:

Andersen	Curtis	Murray	Robinson
Bergman	Griffin	Nystrom	Schwengels
Briles	Heying	Plymat	Winkelman
Burroughs	Lamborn	Riley	

Absent or not voting, 4:

Doderer	Hansen	Kelly	Taylor
---------	--------	-------	--------

The motion prevailed, and further action on **House File 117** was deferred and the bill retained its place on the calendar.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 112 paying tribute to Susan B. Anthony, nineteenth century labor reformer and suffragist, on the 153rd anniversary of her birthday.

WILLIAM H. HARBOR, Chief Clerk

ADOPTION OF CONCURRENT RESOLUTION

House Concurrent Resolution 112

Senator Doderer asked and received unanimous consent to take up for immediate consideration the following resolution and moved its adoption:

HOUSE CONCURRENT RESOLUTION 112

By O'Halloran

- 1 *Whereas*, Susan B. Anthony was a nineteenth century organizer,
 2 orator, editor, labor reformer and suffragist; and
 3 *Whereas*, Susan B. Anthony gave the early women's movement force
 4 and direction for more than half a century; and
 5 *Whereas*, the nineteenth amendment has often been called the
 6 Susan B. Anthony Federal Women Suffrage amendment; and
 7 *Whereas*, Iowa was the third state in the nation to ratify the equal
 8 rights amendment, and is a nationally recognized leader in the
 9 women's rights movement; and
 10 *Whereas*, the women and people of Iowa have benefited from her
 11 efforts, accomplishments and example; and
 12 *Whereas*, February 15th marks the 153rd anniversary of Susan
 13 B. Anthony's birthday, *Now Therefore*,
 14 *Be It Resolved by the House, the Senate Concurring*; That
 15 tribute be paid to the memory of the foremother of women's rights,
 16 Susan B. Anthony.

The motion prevailed and the resolution was adopted.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has taken the following action on the Senate amendments to the House amendment to Senate File 126, a bill for an act relating to the educational program of schools:

1. The House has refused to concur in Senate amendments 1, 2 and 3.
2. The House has concurred in Senate amendments 4, 5 and 6.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate File 1164, by Senator Gallagher, a bill for an act to prohibit unsolicited loan offers and providing a penalty.

Read first time and passed on file.

Senate File 1165, by committee on appropriations, a bill for an act appropriating from the general fund of the state to the bureau of labor for amusement park inspection.

Read first time and placed on calendar.

Senate File 1166, by committee on appropriations, a bill for an act increasing the appropriation to the commission on uniform state laws for the 1974-75 fiscal year.

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

Senate File 1167, by Senator Potter, a bill for an act making an owner of a motor vehicle subject to penalty for the alteration of his motor vehicle.

Read first time and **passed on file**.

Senate File 1168, by Senator Potter, a bill for an act relating to retirement benefits paid to members of the peace officers' retirement, accident and disability system.

Read first time and **passed on file**.

Senate File 1169, by committee on appropriations, a bill for an act appropriating funds from the general fund of the state to Iowa commission for the blind for remodeling and repairs of the Iowa commission for the blind building.

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

COMMUNICATIONS FROM THE GOVERNOR

The following communications from the Governor were presented:

The Honorable Arthur A. Neu
Lieutenant Governor of Iowa
State Capitol
Local

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name of Miss Virginia Harper of Fort Madison, Lee County, Iowa for reappointment as a member of the State Board of Public Instruction pursuant to Sections 257.1, 257.2 and 257.3, 1973 Code of Iowa, for the regular six-year term ending January 2, 1980.

Sincerely,
ROBERT D. RAY
Governor

Also:

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name of Mrs. Jolly Ann Davidson of Clarinda, Page County, Iowa for reappointment as a member of the State Board of Public Instruction pursuant to Sections 257.1, 257.2 and 257.3, 1973 Code of Iowa for the regular six-year term ending January 2, 1980.

Sincerely,
ROBERT D. RAY
Governor

**ANNOUNCEMENT OF INVESTIGATING COMMITTEES
ON GOVERNOR'S APPOINTMENTS**

President Neu, in accordance with Section 2.32, Code 1973, announced the appointment of the following Senators to investigating committees:

Miss Virginia Harper of Fort Madison, Lee County, Iowa, for reappointment as a member of the State Board of Public Instruction.

Senator Junkins, Chairman
Senator Hansen
Senator E. Miller

Mrs. Jolly Ann Davidson of Clarinda, Page County, Iowa, for reappointment as a member of the State Board of Public Instruction.

Senator Hultman, Chairman
Senator Tieden
Senator Junkins

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

S. F. 1148 Judiciary
S. F. 1149 Judiciary
S. F. 1151 State government
S. F. 1152 Ways and means
S. F. 1153 Commerce
S. F. 1154 Appropriations
S. F. 1156 Ways and means
S. F. 1157 Commerce
S. F. 1158 Ways and means
H. F. 1072 Natural resources
H. F. 1106 Schools
H. F. 1121 Schools
H. F. 1174 Appropriations

**SUPPLEMENTAL REPORT OF COMMITTEE
ON MEMORIAL RESOLUTIONS**

MR. PRESIDENT: Your committee on memorial resolutions begs leave to report that a committee should be appointed to prepare a suitable memorial resolution for the following deceased member of the Senate: Charles S. Van Eaton, Sioux City.

RALPH W. POTTER, Chairman
IRVIN L. BERGMAN
JOAN ORR

PROOF OF PUBLICATION

Published copy of Senate File 1160 and verified proof of publication of said bill in The Bremer County Independent for one week, commencing February 11, 1974, and in the Waterloo Daily Courier for one week, commencing February 11, 1974, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

RALPH R. BROWN, Secretary of the Senate

SUBCOMMITTEE ASSIGNMENTS

Senate File 1031 Human and Industrial Relations— De Koster, Chairman Bergman Nystrom	Senate File 1095 Judiciary— DeKoster, Chairman Potter Coleman	Senate File 1118 Cities and Towns— Miller of Marshall, Chairman Scott Potter
Senate File 1039 Human Resources— Murray, Chairman Andersen Miller of Des Moines	Senate File 1096 State Government— Schwengels, Chairman Hill Nystrom	Senate File 1120 Agriculture— Rabedeaux, Chairmar Nolin Miller of Marshall
Senate File 1078 State Government— Shaw, Chairman Nystrom Robinson	Senate File 1097 State Government— Schwengels, Chairman Hill Nystrom	Senate File 1126 Natural Resources— Hultman, Chairman Blouin Kelly
Senate File 1081 Judiciary— Shaw, Chairman Glenn Coleman	Senate File 1098 State Government— Schwengels, Chairman Hill Nystrom	Senate File 1128 Human Resources— Murray, Chairman Burroughs Miller of Des Moines
Senate File 1084 Judiciary— Glenn, Chairman Kennedy Shaw	Senate File 1099 Ways and Means— Schwengels, Chairman Plymat Kinley	Senate File 1133 Human Resources— Murray, Chairman Andersen Miller of Des Moines
Senate File 1086 Judiciary— Kennedy, Chairman Willits Kelly	Senate File 1100 Judiciary— McCartney, Chairman Kelly Glenn	Senate File 1143 Human Resources— Burroughs, Chairman Andersen Coleman
Senate File 1087 Judiciary— Willits, Chairman Kennedy Ramsey	Senate File 1110 State Government— Shaw, Chairman Glenn Hansen	Senate Concurrent Reso- lution 9 Human Resources— Murray, Chairman Milligan Miller of Des Moines
Senate File 1091 Judiciary— Kinley, Chairman Glenn McCartney	Senate File 1112 Appropriations— Natural Resources	Senate Concurrent Reso- lution 107 State Government— Nolin, Chairman Murray Schwengels
Senate File 1094 Judiciary— Coleman, Chairman Shaw Riley	Senate File 1114 Appropriations— Education	Senate Resolution 10 Human Resources— Murray, Chairman Milligan Miller of Des Moines
	Senate File 1115 Energy— Bergman, Chairman Shaff Junkins	

Senate Resolution 11	House File 1060	House File 1139
Human Resources—	Human Resources—	Natural Resources—
Murray, Chairman	Doderer, Chairman	Heying, Chairman
Milligan	Burroughs	Gallagher
Miller of Des Moines	Plymat	Miller of Marshall
House File 550	House File 1077	House File 1141
Agriculture—	Human Resources—	Natural Resources—
Briles, Chairman	Andersen, Chairman	Milligan, Chairman
Schaben	Coleman	Gallagher
Miller of Marshall	Miller of Des Moines	Miller of Marshall
House File 1028	House File 1118	
Ways and Means—	Cities and Towns—	
Potter, Chairman	Schwengels, Chairman	
Curtis	Hansen	
Schwengels	Junkins	

REPORT OF COMMITTEE

Senator Shaff submitted the following report:

MR. PRESIDENT: Your committee on ways and means to which was referred **Senate File 1071**, a bill for an act relating to the homestead tax credit, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ROGER J. SHAFF, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2181

- 1 Amend the Shaff amendment S—2168 to Senate File
- 2 1139 as follows:
- 3 1. Page 1, line 12, by striking the word "fifteen"
- 4 and inserting in lieu thereof "thirteen".
- 5 2. Page 1, line 16, by striking the word "fifteen"
- 6 and inserting in lieu thereof "thirteen".
- 7 3. Page 4, line 18, by striking the word "fifteen"
- 8 and inserting in lieu thereof "thirteen".

LUCAS J. DeKOSTER
ROGER J. SHAFF

S—2182

- 1 Amend Senate File 1141 as follows:
- 2 1. By striking everything after the enacting
- 3 clause and inserting in lieu thereof the following:
- 4 Section 1. PUBLIC POLICY AND INTENT—TRANSFER
- 5 OF FUNCTIONS. It is the public policy of this state
- 6 that the general welfare, economic growth, job
- 7 mobility, convenience, stability, and well-being of
- 8 the citizens of the state can best be served by a
- 9 coordinated transportation policy to assure adequate,
- 10 safe and efficient transportation facilities and
- 11 services.
- 12 In order to accomplish this goal, the general
- 13 assembly finds that it is necessary to establish a
- 14 new facility in the executive branch of government to

15 provide continuing comprehensive transportation
 16 coordination and planning and to recommend the
 17 combination and transfer of duties and functions of
 18 existing state agencies.

19 Sec. 2. *NEW SECTION. DEFINITIONS.* When used in
 20 this Act, unless the context otherwise requires:

21 1. "Director" means the director of transporta-
 22 tion or his designee.

23 2. "Department" means the state department of
 24 transportation.

25 3. "Commission" means the state transportation

Page 2

1 commission.

2 Sec. 3. *NEW SECTION. DEPARTMENT OF TRANSPORTA-*
 3 *TION.* There is created a state department of trans-
 4 portation which shall be responsible for developing
 5 a comprehensive state transportation policy and plan
 6 for the development, regulation, and improvement of
 7 transportation in the state.

8 Sec. 4. *NEW SECTION. TRANSPORTATION COMMISSION.*

9 There is created a state transportation commission
 10 which shall consist of nine members, not more than
 11 five of whom shall be from the same political party.
 12 The governor shall appoint the members of the state
 13 transportation commission for a term of four years,
 14 subject to the confirmation of the senate. However,
 15 of the members first appointed, three members shall
 16 be appointed for a term of one year commencing July 1,
 17 1974 and ending June 30, 1975, two members shall be
 18 appointed for a term of two years commencing July 1,
 19 1974 and ending June 30, 1976, two members shall be
 20 appointed for a term of three years commencing July 1,
 21 1974 and ending June 30, 1977 and two members shall
 22 be appointed for a term of four years commencing
 23 July 1, 1974 and ending June 30, 1978.

24 Of the members first appointed as of July 1, 1974,
 25 the governor shall appoint one member of the state

Page 3

1 highway commission, one member of the state commerce
 2 commission, one member of the Iowa aeronautics commis-
 3 sion. Of the remaining members first appointed, and
 4 thereafter, appointments shall include one member
 5 knowledgeable in railroad management, one member
 6 knowledgeable in matters concerning state development,
 7 one member knowledgeable in matters of environmental
 8 quality and conservation, one member knowledgeable in
 9 matters of county transportation systems, one member
 10 knowledgeable in matters of city transportation
 11 systems, and one member knowledgeable in matters of
 12 public safety.

13 Such members of the transportation commission
 14 appointed from other state commissions or agencies or
 15 political subdivisions of the state shall serve
 16 simultaneously on the state transportation commission.

17 The commission shall meet in July of each year for
18 the purpose of electing one of its members as chair-
19 man.

20 Sec. 5. *NEW SECTION. VACANCIES.* Any vacancy on
21 the commission which may occur when the general
22 assembly is not in session shall be filled by
23 appointment by the governor, which appointment shall
24 expire at the end of thirty days following the con-
25 vening of the next session of the general assembly.

Page 4

1 Prior to the expiration of the thirty-day period, the
2 governor shall transmit to the senate for its approval
3 the name of the appointee for the unexpired portion
4 of the regular term. Any vacancy occurring when the
5 general assembly is in session shall be filled in the
6 same manner as regular appointments are made, and
7 before the end of such session, and for the unexpired
8 portion of the regular term.

9 Sec. 6. *NEW SECTION. COMPENSATION.* Each member
10 of the commission shall receive a salary as fixed by
11 the general assembly.

12 However, for the fiscal year commencing July 1,
13 1974 and ending June 30, 1975, members of the state
14 transportation commission shall receive a per diem of
15 forty dollars and all expenses actually incurred in
16 the performance of their official duties. Members of
17 the state transportation commission serving simultan-
18 eously as members of other state commissions or
19 agencies or political subdivisions of the state shall
20 continue to receive the salary or per diem provided
21 by law for such persons when performing their
22 official duties as members of the other state commis-
23 sions or agencies for the fiscal year commencing
24 July 1, 1974 and ending June 30, 1975.

25 Sec. 7. *NEW SECTION. COMMISSION MEETINGS.* The

Page 5

1 commission shall meet at the call of the chairman or
2 when any four members of the commission file a written
3 request with the chairman for a meeting. Written
4 notice of the time and place of each meeting shall
5 be given to each member of the commission. A
6 majority of the commission members shall constitute
7 a quorum.

8 Sec. 8. *NEW SECTION. EXPENSES.* Members of the
9 commission, the director, and other employees of the
10 department shall be allowed their actual and neces-
11 sary expenses incurred in the performance of their
12 duties. All expenses and salaries shall be paid
13 from appropriations for such purposes and the depart-
14 ment shall be subject to the budget requirements of
15 chapter eight (8) of the Code.

16 Sec. 9. *NEW SECTION. REMOVAL FROM OFFICE.* Any
17 member of the commission may be removed for any of the
18 causes and in the manner provided in chapter sixty-

19 six (66) of the Code and such removal shall not be in
20 lieu of any other punishment that may be prescribed
21 by the laws of this state.

22 Sec. 10. *NEW SECTION. DUTIES.* The commission
23 shall:

24 1. Develop a comprehensive transportation policy
25 for the state not later than January 1, 1975 to be

Page 6

1 submitted to the governor and the general assembly
2 for approval; and, develop a comprehensive state
3 transportation plan by January 1, 1976 to be submitted
4 to the governor and the general assembly for approval.

5 2. Prepare recommendations considered feasible,
6 necessary and consistent with the state transportation
7 policy and plan, for reorganization of and or combina-
8 tion of appropriate current or new functions of exist-
9 ing state commissions, departments, divisions or
10 agencies with transportation related duties or
11 responsibilities; including a proposed table of
12 organization with an estimated three year operational
13 budget, and; submit by January 1, 1976 the recommended
14 reorganization plan and budget estimates to the
15 governor and the general assembly for their approval.

16 3. Update the transportation policy and plan
17 annually.

18 4. Promote the coordinated and efficient use of
19 all available modes of transportation for the benefit
20 of the state and its citizens.

21 5. Identify the needs for city, county, regional
22 and state transportation facilities and services in
23 the state and develop programs appropriate to meet
24 these needs.

25 6. Identify methods of improving transportation

Page 7

1 safety in the state and develop programs appropriate
2 to meet these needs.

3 7. Consider the energy and environmental issues
4 in transportation development.

5 8. Adopt rules and regulations in accordance with
6 the provisions of chapter seventeen A (17A) of the
7 Code as it may deem necessary to transact its business
8 and for the administration and exercise of its powers
9 and duties.

10 9. Approve the budget of the department as pre-
11 pared by the director, prior to submission of the
12 budget to the governor and the general assembly.

13 Sec. 11. *NEW SECTION. DIRECTOR OF TRANSPORTATION*
14 *—QUALIFICATIONS—SALARY.* The commission shall
15 appoint a director of transportation who shall serve
16 at the pleasure of the commission and who shall in no
17 event be a member of the commission. The director
18 shall not hold any other office under the laws of the
19 United States or of this or any other state or hold
20 any other position for profit. The director shall

21 not engage in any occupation, business, or profession
 22 interfering with or inconsistent with his duties,
 23 serve on or under any committee of any political
 24 party, or contribute to the campaign fund of any person
 25 or political party. The director shall be appointed

Page 8

1 on the basis of his executive and administrative
 2 abilities and he shall devote his entire time to the
 3 duties of his position.
 4 The director shall receive a salary as fixed by
 5 the general assembly.
 6 **Sec. 12. NEW SECTION. DUTIES OF THE DIRECTOR.**
 7 The director shall:
 8 1. Manage the internal operations of the depart-
 9 ment and establish guidelines and procedures to pro-
 10 mote the orderly and efficient administration of the
 11 department.
 12 2. Employ such personnel as are necessary to carry
 13 out the duties and responsibilities of the department
 14 consistent with the provisions of chapter nineteen A
 15 (19A) of the Code and subject to the policies of the
 16 commission.
 17 3. Assist the commission in developing a state
 18 transportation policy and a state transportation plan
 19 and execute the policies adopted by the commission.
 20 4. Establish temporary advisory boards of such
 21 size as he deems appropriate to advise the depart-
 22 ment, subject to the approval of the commission.
 23 5. Prepare a budget for the department, subject
 24 to the approval of the commission, and prepare re-
 25 ports required by law or required by the commission.

Page 9

1 6. Review and submit legislative proposals neces-
 2 sary to keep state transportation laws current.
 3 7. Appoint hearing officers or designate depart-
 4 ment personnel to conduct hearings required by law
 5 or administrative rule.
 6 8. The director shall appoint persons qualified
 7 and experienced in the fields of management, finance,
 8 and planning to assist in carrying out the duties
 9 and responsibilities of the department, subject to
 10 the approval of the commission.
 11 9. Nothing in this section shall prohibit the
 12 director from drawing upon expertise and personnel
 13 of other state commissions or any other public agency.
 14 **Sec. 13. NEW SECTION. INFORMATION AND ASSISTANCE.**
 15 The transportation commission may call upon the state
 16 highway commission, state reciprocity board, state
 17 department of public safety, state commerce commis-
 18 sion, state aeronautics commission, state universities,
 19 or any other state agency or political subdivision of
 20 the state for such information and assistance as may
 21 be needed in the performance of its duties and these
 22 agencies shall furnish such assistance, information

- 23 and cooperation insofar as the same shall be within
 24 the resources and authority of the agencies.
 25 The commission may retain such private consultants

Page 10

- 1 as may be needed to supplement available governmental
 2 information and assistance and may compensate for
 3 such services from funds appropriated to the commis-
 4 sion.
 5 2. Amend the title, page 1, line 1, by striking
 6 everything after the word "transportation" and insert-
 7 ing in lieu thereof a period.

LOWELL L. JUNKINS
 FORREST V. SCHWENGELS
 JAMES SCHABEN
RAY TAYLOR
 JAMES E. BRILES
 NORMAN G. RODGERS
 WILLIAM P. WINKELMAN
 IRVIN L. BERGMAN
 CHARLES P. MILLER
 GENE V. KENNEDY
 DALE L. TIEDEN
 KENNETH D. SCOTT
 BASS VAN GILST
 WILLIAM D. PALMER
 BERL E. PRIEBE

S—2183

- 1 Amend Senate File 1149, page 1, line 8,
 2 by striking the word "nesses" and inserting in
 3 lieu thereof the word "ness".

JOHN S. MURRAY

S—2184

- 1 Amend House File 659 as follows:
 2 1. Page 3, by striking lines 12 to 16,
 3 inclusive, and inserting in lieu thereof:
 4 "date of his admission. Any resident of
 5 the county care facility, with approval of a
 6 physician and the administrator, may perform
 7 reasonable and moderate labor suited to the
 8 resident's age and bodily strength. Any income
 9 realized through the labor of a resident which re-
 10 flects a resident's contribution to the cost and
 11 expense of residing at the county care facility,
 12 together with the receipts from opera-".
 13 2. Page 5, line 31, by inserting after the
 14 word "standard" the following:
 15 "relating to the physical facility or
 16 portion thereof constructed or modified and".

JOHN S. MURRAY
 MINNETTE DODERER
 JOAN ORR

On motion of Senator Lamborn, the Senate adjourned until
 9:30 a.m., Monday, February 18, 1974.

JOURNAL OF THE SENATE

THIRTY-SIXTH DAY

SENATE CHAMBER
DES MOINES, IOWA, MONDAY, FEBRUARY 18, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by Father Edgar Kurt, pastor of St. Cecilia's Catholic Church, Ames, Iowa, representing Archbishop James J. Byrne of the Dubuque Archdiocese.

The Journal of Friday, February 15, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. W. H. Longworth, Ames, Iowa.

PRESENTATION OF VISITORS

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

Two students from Loras College, Dubuque, Iowa. Senator Kennedy.

Seventeen students from Alburnett Community School, Alburnett, Iowa, accompanied by Donald Williams. Senator Riley.

INTRODUCTION OF BILL

Senate File 1170, by Senators Rodgers, Ramsey, Taylor, Priebe, Scott, Winkelman, Gallagher and Heying, a bill for an act relating to travel by state employees or general assembly members.

Read first time and **passed on file.**

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully

reports that it has examined and finds correctly enrolled: House Files 325, 637 and 639.

DALE L. TIEDEN
Chairman, Senate Committee
CHARLES STROTHMAN
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: House Files 325, 637 and 639.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up for consideration Senate File 1160.

Senate File 1160

On motion of Senator Burroughs, Senate File 1160, a bill for an act to legalize and validate the proceedings of the Board of Directors of the Janesville Community School District, in the Counties of Bremer and Black Hawk, State of Iowa, in connection with an election authorizing the issuance of certain bonds and the levy of a tax to pay said bonds and declaring the validity of said election and the validity of bonds issued and taxes levied pursuant thereto, was taken up for consideration.

Senator Burroughs offered amendment S—2185 and moved its adoption:

S—2185

- 1 Amend Senate File 1160, by striking lines 7
- 2 through 11 on page 3 and inserting in lieu thereof
- 3 the following:
- 4 Sec. 2. This Act, being deemed of immediate
- 5 importance shall take effect and be in force from
- 6 and after its publication in *The Waverly Democrat*,
- 7 a newspaper published in Waverly, Iowa, and in the
- 8 Bremer County Independent, a newspaper published
- 9 in Waverly, Iowa.

Amendment S—2185 was adopted.

Senator Burroughs moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1160) the vote was:

Ayes, 45:

Andersen	Heying	Miller of	Ramsey
Bergman	Hill	Marshall	Riley
Blouin	Hultman	Milligan	Robinson
Briles	Junkins	Murray	Schwengels
Burroughs	Kelly	Nolin	Scott
Curtis	Kennedy	Nystrom	Shaff
DeKoster	Kinley	Orr	Shaw
Doderer	Lamborn	Palmer	Taylor
Gallagher	McCartney	Plymat	Tieden
Glenn	Miller of	Potter	Van Gilst
Gluba	Des Moines	Priebe	Willits
Griffin		Rabedeaux	Winkelman

Nays, none.

Absent or not voting, 5:

Coleman	Rodgers	Schaben	Schwieger
Hansen			

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

Senator Burroughs asked and received unanimous consent that **Senate File 1160** be **immediately messaged** to the House, which request was complied with.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 1124.

Senate File 1124

On motion of Senator Andersen, Senate File 1124, a bill for an act relating to curb ramps for the physically handicapped, was taken up for consideration.

Senator Potter took the chair at 10:15 a.m.

Senator Andersen moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1124) the vote was:

Ayes, 45:

Andersen	Griffin	Milligan	Robinson
Bergman	Heying	Murray	Schaben
Blouin	Hultman	Nolin	Schwengels
Briles	Junkins	Nystrom	Scott
Burroughs	Kelly	Orr	Shaff
Coleman	Kinley	Palmer	Shaw
Curtis	Lamborn	Plymat	Taylor
DeKoster	McCartney	Potter	Tieden
Doderer	Miller of	Priebe	Van Gilst
Gallagher	Des Moines	Rabedeaux	Willits
Glenn	Miller of	Ramsey	Winkelman
Gluba	Marshall	Riley	

Nays, none.

Absent or not voting, 5:

Hansen	Kennedy	Rodgers	Schwieger
Hill			

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

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 1125.

Senate File 1125

On motion of Senator Gluba, Senate File 1125, a bill for an act relating to the construction of private and public buildings and facilities which are intended for use by the general public, was taken up for consideration.

Senator Gluba moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1125) the vote was:

Ayes, 47:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schaben
Blouin	Hultman	Nystrom	Schwengels
Briles	Junkins	Orr	Scott
Burroughs	Kelly	Palmer	Shaff
Coleman	Kennedy	Plymat	Shaw
Curtis	Kinley	Potter	Taylor
DeKoster	Lamborn	Priebe	Tieden
Doderer	McCartney	Rabedeaux	Van Gilst
Gallagher	Miller of	Ramsey	Willits
Glenn	Des Moines	Riley	Winkelman
Gluba	Miller of	Robinson	
Griffin	Marshall		

Nays, none.

Absent or not voting, 3:

Hansen	Nolin	Schwieger
--------	-------	-----------

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

WITHDRAWN

Senator Blouin asked and received unanimous consent that **Senate File 409** be withdrawn from further consideration of the Senate.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, Senator Potter presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 105, extending an invitation to the Iowa congressional delegation to speak to a joint session of the Iowa General Assembly.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1163, a bill for an act relating to the sale of game by a game breeder for food purposes.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1176, a bill for an act to permit licensure of health care facilities under chapter one hundred thirty-five C of the Code.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1177, a bill for an act to provide for reciprocal enforcement of court orders against insurers.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate File 1171, by Senator Willits (Wells), a bill for an act providing for an automatic cost-of-living salary adjustment to the merit employment system pay schedule, and making an appropriation therefor.

Read first time and **passed on file**.

Senate File 1172, by Senators Griffin and Willits (Freeman and Byerly), a bill for an act relating to benefits paid to survivors of certain policemen and firemen.

Read first time and **passed on file**.

Senate File 1173, by Senator Lamborn, a bill for an act requiring that goods and services that qualify certain establishments to sell alcoholic liquor or beer on Sunday must be sold on Sunday in addition to alcoholic liquor and beer.

Read first time and **passed on file**.

HOUSE MESSAGES CONSIDERED

House File 1163, a bill for an act relating to the sale of game by a game breeder for food purposes.

Read first time and **passed on file**.

House File 1176, a bill for an act to permit licensure of health care facilities under chapter one hundred thirty-five C of the Code on the basis of a conditional certificate of compliance with fire hazard and fire safety rules, regulations and standards, in certain circumstances.

Read first time and passed on file.

House File 1177, a bill for an act to provide for reciprocal enforcement of court orders against insurers.

Read first time and passed on file.

On motion of Senator Lamborn, the Senate recessed until the fall of the gavel.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1160, a bill for an act to legalize and validate proceedings of the Board of Directors of the Janesville Community School District.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate File 1174, by Senators Gluba and Robinson, a bill for an act relating to migratory labor camps and providing penalties.

Read first time and passed on file.

Senate File 1175, by Senators Gluba, Riley and Robinson, a bill for an act relating to migrant workers.

Read first time and passed on file.

Senate File 1176, by Senators Kelly, Doderer, Glenn, Milligan and Schwengels (Lipsky, Doyle, Knoke, McCormick and Oakley), a bill for an act to provide a one hundred dollar allowance to inmates upon release from a penal institution.

Read first time and passed on file.

Senate File 1177, by Senator Lamborn, a bill for an act relating

to the licensing of insurance agents and consultants and providing penalties.

Read first time and **passed on file.**

Senate File 1178, by Senators Shaw and Gluba, a bill for an act relating to fair trade practices.

Read first time and **passed on file.**

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S. F. 1159 Human resources
- S. F. 1161 Cities and towns
- S. F. 1162 Judiciary
- S. F. 1164 Commerce
- S. F. 1167 Judiciary
- S. F. 1168 State government
- S. F. 1170 State government
- S. F. 1171 State government
- S. F. 1172 State government
- S. F. 1173 Judiciary
- H. F. 1163 Natural resources
- H. F. 1176 Human resources
- H. F. 1177 Commerce

EXPLANATION OF VOTE

MR. PRESIDENT: I was not present in the Senate on Monday morning, February 18, 1974, when the votes were taken on Senate Files 1124 and 1125. Had I been present, I would have voted "aye" on both bills.

WILLARD R. HANSEN

AMENDMENTS FILED

S—2187

- 1 Amend Senate File 1141 as follows:
- 2 1. Page 1, by inserting after line 7 the
- 3 following:
- 4 "Whereas, it is the public policy of this

5 state that the general welfare, economic growth,
6 job mobility, convenience, stability, and well-
7 being of the citizens of the state can best be
8 served by a coordinated transportation policy
9 to assure adequate, safe, and efficient trans-
10 portation facilities and services, and

11 *Whereas*, in order to accomplish this goal,
12 the general assembly finds that it is necessary
13 to reorganize the executive branch of government
14 and to combine and transfer the duties and
15 functions of certain existing state agencies into
16 a state department of transportation created by
17 this Act, and

18 *Whereas*, the duties and responsibilities of
19 the state highway commission should be trans-
20 ferred to the state department of transportation.
21 The duties and responsibilities of the Iowa
22 aeronautics commission should be transferred to
23 the state department of transportation. The
24 duties and responsibilities of the Iowa reci-
25 procity board should be transferred to the state

Page 2

1 department of transportation. The duties and
2 responsibilities of the department of public
3 safety relating to motor vehicle registration,
4 motor vehicle dealer licensing, motor vehicle
5 inspection, and operators and chauffeurs licensing
6 should be transferred to the state department of
7 transportation. The duties and responsibilities
8 of the Iowa state commerce commission relating to
9 the regulation of railroads and motor transporta-
10 tion should be transferred to the state depart-
11 ment of transportation, now therefore.”

12 2. Page 2, by striking lines 1 through 25.

13 3. By renumbering the remaining sections.

MINNETTE DODERER

S—2192

1 Amend Senate File 1141 as follows:

2 1. Page 7, by striking lines 27 through 30 and
3 inserting in lieu thereof the following new subsec-
4 tions:

5 6. Public transportation division.

6 7. Transportation regulation and safety division.

7 2. Page 7, lines 34 and 35, by striking the words
8 “, seven (7), eight (8), and nine (9)” and inserting
9 in lieu thereof the words “, and seven (7)”.

10 3. Page 12, by inserting after the period in line
11 7 the words “There shall be a subdivision for urban
12 systems, a subdivision for secondary roads, and such
13 other subdivisions as may be necessary within the
14 highway division.”

15 4. Page 12, by striking lines 8 through 35 and
16 page 13, by striking lines 1 through 14 and

17 inserting in lieu thereof the following new section:
 18 Sec. *NEW SECTION. PUBLIC TRANSPORTATION*
 19 *DIVISION.* The administrator of the public transporta-
 20 tion division shall have the following duties and
 21 responsibilities:
 22 1. Advise and assist the director in the develop-
 23 ment of airport facilities in the state.
 24 2. Advise and assist the director in the develop-
 25 ment of river transportation and port facilities in
 26 the state.

Page 2

1 3. Advise and assist the director in the study of
 2 local and regional transportation problems and consult
 3 and cooperate with officials and representatives of
 4 the state and its political subdivisions, other states,
 5 the federal government, and interstate agencies to
 6 resolve these transportation problems.
 7 4. Administer the provisions of chapters three
 8 hundred twenty-two A (322A), three hundred twenty-
 9 five (325), three hundred twenty-seven (327), three
 10 hundred twenty-seven A (327A), three hundred twenty-
 11 seven B (327B), three hundred twenty-eight (328),
 12 three hundred twenty-nine (329), three hundred thirty
 13 (330), four hundred seventy-four (474), four hundred
 14 seventy-six (476), four hundred seventy-seven (477),
 15 four hundred seventy-eight (478), four hundred
 16 seventy-nine (479), four hundred eighty (480), four
 17 hundred eighty-one (481), four hundred eighty-two
 18 (482), four hundred eighty-three (483), four hundred
 19 eighty-four (484), four hundred eighty-five (485),
 20 and four hundred eighty-six (486) of the Code.
 21 5. Renumber sections and correct internal
 22 references as may be necessary in accordance with
 23 this amendment.

CLIFTON C. LAMBORN
 W. R. RABEDAUX
 RALPH W. POTTER
 ELIZABETH R. MILLER
 JAMES E. BRILES
 LEONARD C. ANDERSEN
 JAMES W. GRIFFIN, SR.
 JOHN N. NYSTROM
 WARREN E. CURTIS
 WILLIAM N. PLYMAT
 CLIFF BURROUGHS
 ELIZABETH SHAW
 KARL NOLIN
 WILLIAM E. GLUBA

S—2190

1 Amend Senate File 1141, page 14, by striking lines 5
 2 through 15 and inserting in lieu thereof the following:
 3 The cost of operating the highway division and the
 4 costs of construction, maintenance, and supervision of
 5 the public highways within the state or for the payment

6 of bonds issued for the construction of public highways
7 and the payment of interest on such bonds shall be paid
8 from the road use tax fund. All other funds necessary
9 to fund the operations of the department shall be
10 appropriated from the general fund of the state.

DALE L. TIEDEN

S—2191

1 Amend the Junkins, et al., amendment, S—2182, to Senate
2 File 1141, page 10, by inserting after line 4 the follow-
3 ing new section:
4 Sec. **NEW SECTION. FUNDING.** The department
5 shall not expend any road use tax funds to cover the
6 costs of its operations and moneys appropriated for this
7 purpose shall be from the general fund of the state.

DALE L. TIEDEN

S—2186

1 Amend Senate File 1155 as follows:
2 1. Page 2, line 18, by adding after the second
3 word "budget" the words "including amendments".
4 2. Page 6, line 20, by adding after the word
5 "taxable" the word "real".
6 3. Page 6, line 22, by adding after the word "budget"
7 the words "including amendments".
8 4. Page 7, line 29, by striking the word "Each"
9 and inserting in lieu thereof the following:
10 "Notwithstanding section three hundred thirty-one
11 point twenty-two (331.22), Code 1973, as amended
12 by the Acts of the Sixty-fifth General Assembly,
13 1973 Session, each".

COMMITTEE ON WAYS AND MEANS
ROGER J. SHAFF, Chairman

S—2189

1 Amend House File 98, as amended, passed and reprinted
2 by the House, as follows:
3 1. Page 2, by inserting the following after line
4 19: "*Whenever an existing tax sheltered annuity*
5 *contract is to be replaced by a new contract the*
6 *agent or representative of the company shall submit*
7 *a letter of intent to the company being replaced,*
8 *to the insurance commissioner of the state of Iowa,*
9 *and to his own company at least thirty days prior*
10 *to any action by registered mail. This letter of*
11 *intent shall contain the policy number and description*
12 *of the contract being replaced and a description of*
13 *the replacement contract."*
14 2. Page 3, by inserting the following after line
15 7: "*Whenever an existing tax sheltered annuity*
16 *contract is to be replaced by a new contract the*
17 *agent or representative of the company shall submit*
18 *a letter of intent to the company being replaced,*
19 *to the insurance commissioner of the state of Iowa,*
20 *and to his own company at least thirty days prior*
21 *to any action by registered mail. This letter of*
22 *intent shall contain the policy number and description*

23 of the contract being replaced and a description of
24 the replacement contract."

25 3. Page 4A, by inserting the following after line

Page 2

1 6: "Whenever an existing tax sheltered annuity
2 contract is to be replaced by a new contract the
3 agent or representative of the company shall submit
4 a letter of intent to the company being replaced,
5 to the insurance commissioner of the state of Iowa,
6 and to his own company at least thirty days prior
7 to any action by registered mail. This letter of
8 intent shall contain the policy number and description
9 of the contract being replaced and a description of
10 the replacement contract."

11 4. Page 4A, by inserting the following after line 25:

12 "Whenever an existing tax sheltered annuity contract
13 is to be replaced by a new contract the agent or
14 representative of the company shall submit a letter
15 of intent to the company being replaced, to the
16 insurance commissioner of the state of Iowa, and to
17 his own company at least thirty days prior to any
18 action by registered mail. This letter of intent
19 shall contain the policy number and description of
20 the contract being replaced and a description of the
21 replacement contract."

22 5. Page 4B, by inserting the following after line

23 44: "Whenever an existing tax sheltered annuity
24 contract is to be replaced by a new contract the
25 agent or representative of the company shall submit

Page 3

1 a letter of intent to the company being replaced,
2 to the insurance commissioner of the state of Iowa,
3 and to his own company at least thirty days prior
4 to any action by registered mail. This letter of
5 intent shall contain the policy number and description
6 of the contract being replaced and a description of
7 the replacement contract."

RALPH W. POTTER

S—2188

1 Amend the committee on commerce amendment S—2144 to
2 House File 98 by inserting the following after line 23:

3 "Whenever an existing tax sheltered annuity
4 contract is to be replaced by a new contract the
5 agent or representative of the company shall submit
6 a letter of intent to the company being replaced,
7 to the insurance commissioner of the state of Iowa,
8 and to his own company at least thirty days prior
9 to any action by registered mail. This letter of
10 intent shall contain the policy number and description
11 of the contract being replaced and a description of
12 the replacement contract."

RALPH W. POTTER

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Tuesday, February 19, 1974.

JOURNAL OF THE SENATE

THIRTY-SEVENTH DAY

SENATE CHAMBER

DES MOINES, IOWA, TUESDAY, FEBRUARY 19, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Roger W. Peterson, pastor of the St. Paul Evangelical Lutheran Church, Holstein, Iowa.

The Journal of Monday, February 18, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. J. R. Anderson, Boone, Iowa.

PRESENTATION OF VISITOR

The Chair welcomed to the Senate the Honorable Wilson L. Davis, former member of the Senate from Lee County.

PETITION

The following petition was presented and placed on file:

By Senator Rodgers, from one hundred eighty residents of Polk County favoring Senate File 1157 which would require certain retail establishments to close on Sunday.

INTRODUCTION OF BILLS

Senate File 1179, by Senators Curtis, Potter, Priebe, Murray, Hansen and Junkins (Dunlap, West, Fisher of Greene, Harper, Kreamer and Bittle), a bill for an act to establish a board of landscape architectural examiners.

Read first time and **passed on file**.

Senate File 1180, by Senators Doderer and Murray, a bill for an act to amend the Uniform Controlled Substances Act with respect to possession and distribution of marijuana.

Read first time and **passed on file**.

ADOPTION OF SUPPLEMENTAL REPORT OF
COMMITTEE ON MEMORIAL RESOLUTIONS

Senator Potter called up the following report and moved its adoption:

MR. PRESIDENT: Your committee on memorial resolutions begs leave to report that a committee should be appointed to prepare a suitable memorial resolution for the following deceased member of the Senate: Charles S. Van Eaton, Sioux City.

RALPH W. POTTER, Chairman
IRVIN L. BERGMAN
JOAN ORR

The motion prevailed and the report was adopted.

ANNOUNCEMENT BY PRESIDENT OF THE SENATE

President Neu announced the appointment of the following committee to prepare a suitable memorial resolution on former Senator Charles S. Van Eaton of Sioux City:

Senator Kelly, Chairman
Senator Andersen
Senator Schaben

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 1141.

Senate File 1141

On motion of Senator Schwieger, Senate File 1141, a bill for an act to create a state department of transportation by transferring certain duties of the state highway commission, Iowa aeronautics commission, Iowa reciprocity board, Iowa state commerce commission, and the department of public safety to a state department of transportation, and making coordinating amendments to the Code, including penalty provisions, was taken up for consideration.

Senator Junkins offered amendment S—2182 filed by Senators Junkins, Schwengels, et al., on February 15, 1974, and found on pages 409-414, inclusive, of the Senate Journal.

Senator Tieden offered amendment S—2191 to amendment S—2182 and moved its adoption:

S—2191

- 1 Amend the Junkins, et al., amendment, S—2182, to Senate
- 2 File 1141, page 10, by inserting after line 4 the follow-
- 3 ing new section:

- 4 Sec. *NEW SECTION. FUNDING.* The department
 5 shall not expend any road use tax funds to cover the
 6 costs of its operations and moneys appropriated for this
 7 purpose shall be from the general fund of the state.

Roll call was requested.

On the question "Shall amendment S—2191 to amendment S—2182 be adopted?" (S.F. 1141) the vote was:

Ayes, 17:

Bergman	Hultman	Priebe	Scott
Blouin	Kelly	Ramsey	Taylor
Coleman	Kennedy	Rodgers	Tieden
Hansen	Palmer	Schaben	Winkelman
Heying			

Nays, 31:

Andersen	Hill	Milligan	Riley
Burroughs	Junkins	Murray	Robinson
Curtis	Kinley	Nolin	Schwengels
DeKoster	Lamborn	Nystrom	Schwieger
Doderer	Miller of	Orr	Shaff
Gallagher	Des Moines	Plymat	Shaw
Glenn	Miller of	Potter	Van Gilst
Gluba	Marshall	Rabedeaux	Willits
Griffin			

Absent or not voting, 2:

Briles McCartney

Amendment S—2191 to amendment S—2182 lost.

Senator Blouin offered amendment S—2193 to amendment S—2182, moved its adoption and requested a roll call:

S—2193

- 1 Amend the Junkins, et al., amendment S—2182 to Senate
 2 File 1141, page 7, by striking lines 14 through 17
 3 and inserting in lieu thereof the following:
 4 "—QUALIFICATIONS—SALARY. The governor, with
 5 the approval of the Senate, shall appoint a director
 6 of transportation who shall serve for a six-year
 7 term and shall in no event be a member of the
 8 commission. The director".

On the question "Shall amendment S—2193 to amendment S—2182 be adopted?" (S.F. 1141) the vote was:

Rule 24 was invoked.

Ayes, 23:

Andersen	Gluba	Milligan	Robinson
Blouin	Kennedy	Murray	Rodgers
Coleman	Kinley	Nolin	Schaben
DeKoster	Lamborn	Orr	Scott
Doderer	Miller of	Palmer	Shaw
Gallagher	Des Moines	Priebe	Willits

Nays, 26:

Bergman	Heying	Nystrom	Schwieger
Briles	Hill	Plymat	Shaff
Burroughs	Junkins	Potter	Taylor
Curtis	Kelly	Rabedeaux	Tieden
Glenn	McCartney	Ramsey	Van Gilst
Griffin	Miller of	Riley	Winkelman
Hansen	Marshall	Schwengels	

Absent or not voting, 1:

Hultman

Amendment S—2193 to amendment S—2182 lost.

Senator McCartney took the chair at 11:05 a.m.

President Neu took the chair at 11:20 a.m.

Senator Junkins moved the adoption of amendment S—2182 and requested a roll call.

Rule 24 was invoked on request of Senator Junkins.

On the question "Shall amendment S—2182 be adopted?" (S.F. 1141) the vote was:

Ayes, 24:

Bergman	Heying	Miller of	Schwengels
Briles	Junkins	Des Moines	Scott
Coleman	Kelly	Palmer	Taylor
Gallagher	Kennedy	Priebe	Tieden
Glenn	Kinley	Rodgers	Van Gilst
Gluba	McCartney	Schaben	Winkelman
Griffin			

Nays, 26:

Andersen	Hill	Nolin	Riley
Blouin	Hultman	Nystrom	Robinson
Burroughs	Lamborn	Orr	Schwieger
Curtis	Miller of	Plymat	Shaff
DeKoster	Marshall	Potter	Shaw
Doderer	Milligan	Rabedeaux	Willits
Hansen	Murray	Ramsey	

Amendment S—2182 lost.

(Senate File 1141 pending on recess.)

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate File 1160.

DALE L. TIEDEN
Chairman, Senate Committee

CHARLES F. STROTHMAN
Chairman, House Committee

Report adopted.

BILL SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bill: Senate File 1160.

BILL SENT TO THE GOVERNOR

Senator Tieden, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 19th day of February, 1974, sent to the Governor for his approval: Senate File 1160.

DALE L. TIEDEN, Chairman

Passed on file.

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on February 19, 1974, the Governor approved and transmitted to the Secretary of State the following bill:

S. F. 1160—To legalize and validate the proceedings of the board of directors of the Janesville Community School District, in the counties of Bremer and Black Hawk, state of Iowa.

On motion of Senator Lamborn, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, Senator Potter presiding.

CONSIDERATION OF BILLS

Senate File 1141

The Senate resumed consideration of Senate File 1141.

Senator Doderer offered amendment S—2187 filed by her and moved its adoption:

S—2187

- 1 Amend Senate File 1141 as follows:
- 2 1. Page 1, by inserting after line 7 the
- 3 following:
- 4 "Whereas, it is the public policy of this
- 5 state that the general welfare, economic growth,

6 job mobility, convenience, stability, and well-
 7 being of the citizens of the state can best be
 8 served by a coordinated transportation policy
 9 to assure adequate, safe, and efficient trans-
 10 portation facilities and services, and
 11 *Whereas*, in order to accomplish this goal,
 12 the general assembly finds that it is necessary
 13 to reorganize the executive branch of government
 14 and to combine and transfer the duties and
 15 functions of certain existing state agencies into
 16 a state department of transportation created by
 17 this Act, and
 18 *Whereas*, the duties and responsibilities of
 19 the state highway commission should be trans-
 20 ferred to the state department of transportation.
 21 The duties and responsibilities of the Iowa
 22 aeronautics commission should be transferred to
 23 the state department of transportation. The
 24 duties and responsibilities of the Iowa reci-
 25 procity board should be transferred to the state

Page 2

1 department of transportation. The duties and
 2 responsibilities of the department of public
 3 safety relating to motor vehicle registration,
 4 motor vehicle dealer licensing, motor vehicle
 5 inspection, and operators and chauffeurs licensing
 6 should be transferred to the state department of
 7 transportation. The duties and responsibilities
 8 of the Iowa state commerce commission relating to
 9 the regulation of railroads and motor transporta-
 10 tion should be transferred to the state depart-
 11 ment of transportation, now therefore.”

12 2. Page 2, by striking lines 1 through 25.

13 3. By renumbering the remaining sections.

Amendment S—2187 was adopted.

QUORUM CALL

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

Present, 43:

Andersen	Hill	Murray	Robinson
Bergman	Hultman	Nolin	Rodgers
Blouin	Junkins	Nystrom	Schwengels
Briles	Kelly	Orr	Schwieger
Burroughs	Kinley	Palmer	Scott
Coleman	Lamborn	Plymat	Shaff
Curtis	McCartney	Potter	Shaw
DeKoster	Miller of	Priebe	Tieden
Doderer	Des Moines	Rabedaux	Van Gilst
Glenn	Miller of	Ramsey	Willits
Gluba	Marshall	Riley	Winkelman
Griffin			

Absent, 7:

Gallagher
Hansen

Heying
Kennedy

Milligan
Schaben

Taylor

Roll call revealed a quorum present.

Senator Gallagher offered amendment S—2197, moved its adoption and requested a roll call:

S—2197

- 1 Amend Senate File 1141, page 3, by striking lines 6
- 2 through 31 and inserting in lieu thereof the following:
- 3 Sec. *NEW SECTION. TRANSPORTATION COMMISSION.*
- 4 There is created a state transportation commission which
- 5 shall consist of nine members, not more than five of
- 6 whom shall be from the same political party. The gov-
- 7 ernor shall appoint the members of the state transporta-
- 8 tion commission for a term of four years subject to the
- 9 confirmation of the senate. However, of the members
- 10 first appointed, five members shall be appointed for a
- 11 term of two years commencing July 1, 1974 and ending
- 12 June 30, 1976, two members shall be appointed for a
- 13 term of three years commencing July 1, 1974 and ending
- 14 June 30, 1977 and two members shall be appointed for a
- 15 term of four years commencing July 1, 1974 and ending
- 16 June 30, 1978.
- 17 Of the members first appointed as of July 1, 1974,
- 18 the governor shall appoint one member of the state
- 19 highway commission, one member of the state commerce
- 20 commission, and one member of the Iowa aeronautics
- 21 commission. Of the remaining members first appointed,
- 22 and thereafter, appointments shall include one member
- 23 knowledgeable in railroad management, one member
- 24 knowledgeable in matters concerning state development,
- 25 one member knowledgeable in matters of environmental
- 26 quality and conservation, one member knowledgeable in

Page 2

- 1 matters of county transportation systems, one member
- 2 knowledgeable in matters of city transportation systems,
- 3 and one member knowledgeable in matters of public safety.
- 4 Such members of the transportation commission
- 5 appointed from other state commissions or agencies or
- 6 political subdivisions of the state shall serve
- 7 simultaneously on the state transportation commission.
- 8 The commission shall meet in July of each year for the
- 9 purpose of electing one of its members as chairman.

On the question "Shall amendment S—2197 be adopted?"
(S.F. 1141) the vote was:

Ayes, 21:

Blouin
Coleman
Doderer
Gallagher
Glenn
Gluba

Heying
Junkins
Kennedy
Kinley
Miller of
Des Moines

Orr
Palmer
Priebe
Rodgers
Schaben

Schwengels
Scott
Tieden
Van Gilst
Willits

Nays, 29:

Andersen	Hill	Murray	Riley
Bergman	Hultman	Nolin	Robinson
Briles	Kelly	Nystrom	Schwieger
Burroughs	Lamborn	Plymat	Shaff
Curtis	McCartney	Potter	Shaw
DeKoster	Miller of	Rabedeaux	Taylor
Griffin	Marshall	Ramsey	Winkelman
Hansen	Milligan		

Amendment S—2197 lost.

Senator Blouin offered amendment S—2196, moved its adoption and requested a roll call:

S—2196

- 1 Amend Senate File 1141, page 6, by striking
- 2 lines 8 through 11, and inserting in lieu thereof
- 3 the following:
- 4 "IFICATIONS—SALARY. The governor, with the
- 5 approval of the senate, shall appoint a director
- 6 of transportation who shall serve for a four-year
- 7 term and shall in no event be a member of the com-
- 8 mission. The director shall not hold any other
- 9 office under".

President Neu took the chair at 2:01 p.m.

On the question "Shall amendment S—2196 be adopted?" (S.F. 1141) the vote was:

Ayes, 18:

Andersen	Gallagher	Miller of	Potter
Blouin	Gluba	Des Moines	Rodgers
Coleman	Heying	Murray	Shaw
DeKoster	Hultman	Orr	Willits
Doderer	Kennedy	Palmer	

Nays, 30:

Bergman	Kelly	Nystrom	Schwieger
Burroughs	Kinley	Plymat	Scott
Curtis	Lamborn	Rabedeaux	Shaff
Glenn	McCartney	Ramsey	Taylor
Griffin	Miller of	Riley	Tieden
Hansen	Marshall	Robinson	Van Gilst
Hill	Milligan	Schaben	Winkelman
Junkins	Nolin	Schwengels	

Absent or not voting, 2:

Briles Priebe

Amendment S—2196 lost.

Senator Willits offered amendment S—2195 by Senators Willits and Curtis and moved its adoption:

S—2195

- 1 Amend Senate File 1141 as follows:

2 1. Page 7, line 6, by inserting after the
3 word "transportation" the words ", general counsel".

4 2. Page 11, by striking lines 7 through 9,
5 and inserting in lieu thereof the following: "gen-
6 eral counsel of the general counsel division shall
7 have the following duties".

8 3. Page 11, by striking lines 29 through 35
9 and inserting in lieu thereof the following: "The
10 general counsel and the attorney general's office
11 shall cooperate and the general counsel shall give
12 the attorney general a reasonable opportunity to
13 review and comment on all legal opinions issued by
14 the general counsel."

15 4. Page 18, by inserting the following after
16 line 35:

17 Sec. Section thirteen point seven (13.7),
18 Code 1973, is amended to read as follows:

19 13.7 SPECIAL COUNSEL. No compensation shall
20 be allowed to any person for services as an attorney
21 or counselor to any department of the state govern-
22 ment, or the head thereof, or to any state board
23 or commission, but the executive council may employ
24 legal assistance, at a reasonable compensation,
25 in any pending action or proceeding to protect the

Page 2

1 interests of the state, but only upon a sufficient
2 showing, in writing, made by the attorney general,
3 that his department cannot for reasons stated by
4 him perform said service, which reasons and action
5 of the council shall be entered upon its records.
6 This section shall not affect the office of the
7 commerce counsel, *the office of general counsel*
8 *of the state department of transportation, or the*
9 *[nor] legal counsel of the Iowa employment security*
10 *commission.*

11 5. By renumbering the remaining sections
12 of the bill to conform to this amendment.

Amendment S—2195 was adopted.

Senator Lamborn offered amendment S—2192 filed by Sena-
tors Lamborn, Rabedeaux, et al.:

S—2192

1 Amend Senate File 1141 as follows:

2 1. Page 7, by striking lines 27 through 30 and
3 inserting in lieu thereof the following new subsec-
4 tions:

5 6. Public transportation division.

6 7. Transportation and safety division.

7 2. Page 7, lines 34 and 35, by striking the words
8 " , seven (7), eight (8), and nine (9)" and inserting
9 in lieu thereof the words " , and seven (7)".

10 3. Page 12, by inserting after the period in line
11 7 the words "There shall be a subdivision for urban

12 systems, a subdivision for secondary roads, and such
13 other subdivisions as may be necessary within the
14 highway division.”

15 4. Page 12, by striking lines 8 through 35 and
16 page 13, by striking lines 1 through 14 and
17 inserting in lieu thereof the following new section:

18 Sec. *NEW SECTION. PUBLIC TRANSPORTATION*
19 *DIVISION.* The administrator of the public transporta-
20 tion division shall have the following duties and
21 responsibilities:

22 1. Advise and assist the director in the develop-
23 ment of airport facilities in the state.

24 2. Advise and assist the director in the develop-
25 ment of river transportation and port facilities in
26 the state.

Page 2

1 3. Advise and assist the director in the study of
2 local and regional transportation problems and consult
3 and cooperate with officials and representatives of
4 the state and its political subdivisions, other states,
5 the federal government, and interstate agencies to
6 resolve these transportation problems.

7 4. Administer the provisions of chapter three
8 hundred twenty-two A (322A), three hundred twenty-
9 five (325), three hundred twenty-seven (327), three
10 hundred twenty-seven A (327A), three hundred twenty-
11 seven B (327B), three hundred twenty-eight (328),
12 three hundred twenty-nine (329), three hundred thirty
13 (330), four hundred seventy-four (474), four hundred
14 seventy-six (476), four hundred seventy-seven (477),
15 four hundred seventy-eight (478), four hundred
16 seventy-nine (479), four hundred eighty (480), four
17 hundred eighty-one (481), four hundred eighty-two
18 (482), four hundred eighty-three (483), four hundred
19 eighty-four (484), four hundred eighty-five (485),
20 and four hundred eighty-six (486) of the Code.

21 5. Renumber sections and correct internal
22 references as may be necessary in accordance with
23 this amendment.

Senator Schaben offered amendment S—2199 to amendment
S—2192:

S—2199

1 Amend the Lamborn, et al., amendment S—2192 to
2 Senate File 1141, page 1, by inserting after line
3 26 the following new subsections:

4 “3. The administrator shall employ not less than
5 two railroad track inspectors, each of whom shall
6 meet the following minimum qualifications:

7 a. Six years or more of experience in the field
8 of construction and maintenance of railroad trackage.

9 b. Comprehensive knowledge of track inspection,
10 track equipment, and track maintenance methods.

11 c. Comprehensive knowledge of railroad main-

12 tenance standards and the ability to inspect
13 trackage to determine compliance with these
14 standards.

15 d. Capability to conduct investigations of
16 railroad accidents.

17 4. Any inspectors employed under subsection
18 three (3) of this section shall receive an annual
19 salary equivalent to salaries paid to persons with
20 similar responsibilities employed in private
21 industry.

22 5. The administrator shall employ at least one
23 railroad signal inspector who shall inspect all
24 railroad crossings to determine whether proper
25 signal devices are installed and operating properly.

Page 2

1 A railroad signal inspector shall receive an annual
2 salary equivalent to salaries paid to persons with
3 similar responsibilities employed in private industry.

4 6. The administrator shall employ at least one
5 railroad bridge inspector who shall inspect all rail-
6 road bridges to determine whether railroad bridges
7 are properly maintained by the railroad in order to
8 avoid railroad accidents. A railroad bridge
9 inspector shall receive an annual salary equivalent
10 to salaries paid to persons with similar responsibi-
11 lities employed in private industry.

12 7. The administrator shall employ at least one
13 mechanical inspector who shall annually inspect the
14 rolling stock of the railroad to insure the safe
15 operation of railroad equipment to assure the
16 provisions of maximum service to the citizens of this
17 state. The annual salary of the mechanical inspector
18 shall be equivalent to salaries paid to persons with
19 similar responsibilities employed in private
20 industry.

21 8. Persons employed under the provisions of
22 this section shall meet the minimum qualifications
23 set forth by the Federal Railway Administration as
24 defined in the Railroad Safety Act of 1970."

Senator Curtis took the chair at 3:01 p.m.

Senator Schaben moved the adoption of amendment S—2199 to amendment S—2192 and requested a roll call.

Rule 24 was invoked on request of Senator Willits.

On the question "Shall amendment S—2199 to amendment S—2192 be adopted?" (S.F. 1141) the vote was:

Ayes, 24:

Andersen
Blouin
Coleman

Doderer
Gallagher
Glenn

Gluba
Griffin
Heying

Junkins
Kennedy
Kinley

Miller of
Des Moines
Nolin
Orr

Palmer
Priebe
Robinson

Rodgers
Schaben
Scott

Tieden
Van Gilst
Willits

Nays, 26:

Bergman
Briles
Burroughs
Curtis
DeKoster
Hansen
Hill

Hultman
Kelly
Lamborn
McCartney
Miller of
Marshall
Milligan

Murray
Nystrom
Plymat
Potter
Rabedeaux
Ramsey
Riley

Schwengels
Schwieger
Shaff
Shaw
Taylor
Winkelman

Amendment S—2199 to amendment S—2192 lost.

On motion of Senator Lamborn, amendment S—2192 was adopted.

Senator Tieden offered amendment S—2190 filed by him:

S—2190

- 1 Amend Senate File 1141, page 14, by striking lines 5
- 2 through 15 and inserting in lieu thereof the following:
- 3 The cost of operating the highway division and the
- 4 costs of construction, maintenance, and supervision of
- 5 public highways within the state or for the payment
- 6 of bonds issued for the construction of public highways
- 7 and the payment of interest on such bonds shall be paid
- 8 from the road use tax fund. All other funds necessary
- 9 to fund the operations of the department shall be
- 10 appropriated from the general fund of the state.

President Neu took the chair at 4:12 p.m.

Senator Tieden moved the adoption of amendment S—2190 and requested a roll call.

On the question "Shall amendment S—2190 be adopted?" (S.F. 1141) the vote was:

Ayes, 22:

Bergman
Briles
Coleman
Gallagher
Hansen
Heying

Hultman
Junkins
Kelly
Kennedy
McCartney
Priebe

Ramsey
Rodgers
Schaben
Schwengels
Schwieger

Scott
Taylor
Tieden
Van Gilst
Winkelman

Nays, 28:

Andersen
Blouin
Burroughs
Curtis
DeKoster
Doderer
Glenn
Gluba

Griffin
Hill
Kinley
Lamborn
Miller of
Des Moines
Miller of
Marshall

Milligan
Murray
Nolin
Nystrom
Orr
Palmer
Plymat

Potter
Rabedeaux
Riley
Robinson
Shaff
Shaw
Willits

Absent or not voting, none.

Amendment S—2190 lost.

Senator Kennedy moved to reconsider the vote by which the Willits-Curtis amendment S—2195 was adopted by the Senate, and requested a roll call.

On the question "Shall the motion to reconsider amendment S—2195 be adopted?" (S.F. 1141) the vote was:

Ayes, 36:

Andersen	Hultman	Murray	Schaben
Bergman	Junkins	Nystrom	Schwengels
Blouin	Kelly	Plymat	Schwieger
Briles	Kennedy	Priebe	Scott
Burroughs	McCartney	Rabedaux	Shaff
Coleman	Miller of	Ramsey	Shaw
DeKoster	Des Moines	Riley	Taylor
Gluba	Miller of	Robinson	Tieden
Griffin	Marshall	Rodgers	Winkelman
Hansen	Milligan		

Nays, 14:

Curtis	Heying	Nolin	Potter
Doderer	Hill	Orr	Van Gilst
Gallagher	Kinley	Palmer	Willits
Glenn	Lamborn		

The motion prevailed and amendment S—2195 was taken up for reconsideration.

Senators Willits and Curtis asked and received unanimous consent to withdraw amendment S—2195.

Senator McCartney offered amendment S—2203 by Senators McCartney and Willits:

S—2203

Division S—2203A

- 1 Amend Senate File 1141 as follows:
- 2 1. Page 9, by inserting after line 17 the
- 3 following:
- 4 4. Appoint such counsel as it deems necessary.
- 5 5. Investigate the legality of all rates,
- 6 charges, tariffs, rules, regulations, and practices
- 7 of all common carriers and persons under the juris-
- 8 diction of the board, and institute civil proceed-
- 9 ings before the board or any proper court to correct
- 10 any illegality on the part of any common carrier
- 11 and prosecute the same to final determination.
- 12 6. Investigate the reasonableness of rates,
- 13 tariffs, charges, rules, regulations, and practices
- 14 of all such common carriers in interstate transporta-

15 tion when directed by the board, or when in his judg-
 16 ment they are unlawful, prejudicial, and discrim-
 17 inate against any city, town, community, business,
 18 industry, or citizen of the state, and institute
 19 before the interstate commerce commission or any
 20 other tribunal having jurisdiction and prosecute
 21 to final determination any proceeding growing out
 22 of such matters.

23 2. Page 11, line 11, strike the words "the
 24 board,".

25 3. Page 11, line 13 by inserting after the

Page 2

1 word "department" the words "except for those pro-
 2 vided to the board by its counsel".

3 4. Page 11, by striking lines 14 through 28.

Division S—2203B

4 5. Page 11, line 30, by striking the word
 5 "he" and inserting in lieu thereof the words "the
 6 commission".

Senator Kelly called for a division of amendment S—2203, sections 1 through 4 to be considered as division S—2203A; section 5 to be considered as division S—2203B.

Senator McCartney moved the adoption of division S—2203A of the amendment.

Roll call was requested.

On the question "Shall division S—2203A of the amendment be adopted?" (S.F. 1141) the vote was:

Ayes, 36:

Andersen	Hansen	Murray	Schwengels
Bergman	Heying	Nolin	Scott
Blouin	Hill	Orr	Shaff
Burroughs	Hultman	Palmer	Taylor
Curtis	Junkins	Plymat	Tieden
DeKoster	Kinley	Potter	Van Gilst
Doderer	Lamborn	Priebe	Willits
Gallagher	McCartney	Robinson	Winkelman
Glenn	Miller of	Rodgers	
Gluba	Marshall		

Nays, 14:

Briles	Kennedy	Nystrom	Schaben
Coleman	Miller of	Rabedeaux	Schwieger
Griffin	Des Moines	Ramsey	Shaw
Kelly	Milligan	Riley	

Division S—2203A of the amendment was adopted.

Senator McCartney moved the adoption of division S—2203B of the amendment.

Division S—2203B of the amendment was adopted.

Senator Willits offered amendment S—2204 by Senators McCartney and Willits and moved its adoption:

S—2204

- 1 Amend Senate File 1141, page 18, by inserting the
- 2 following section after line 35:
- 3 Sec. Section thirteen point seven (13.7),
- 4 Code 1973, is amended to read as follows:
- 5 13.7 SPECIAL COUNSEL. No compensation shall be
- 6 allowed to any person for services as an attorney or
- 7 counselor to any department of the state government, or
- 8 the head thereof, or to any state board or commission,
- 9 but the executive council may employ legal assistance,
- 10 at a reasonable compensation, in any pending action or
- 11 proceeding to protect the interests of the state, but
- 12 only upon a sufficient showing, in writing, made by the
- 13 attorney general, that his department cannot for
- 14 reasons stated by him perform said service, which
- 15 reasons and action of the council shall be entered upon
- 16 its records. This section shall not affect the office
- 17 of the commerce counsel, *the transportation regulation*
- 18 *board counsel, or the* [nor] legal counsel of the Iowa
- 19 employment security commission.

Amendment S—2204 was adopted.

Senator Murray took the chair at 5:55 p.m.

Senator Schwieger moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1141) the vote was:

Ayes, 36:

Andersen	Hansen	Murray	Riley
Bergman	Hill	Nolin	Robinson
Burroughs	Junkins	Nystrom	Schwengels
Curtis	Kelly	Orr	Schwieger
DeKoster	Kinley	Plymat	Scott
Doderer	Lamborn	Potter	Shaff
Gallagher	McCartney	Priebe	Shaw
Glenn	Miller of	Rabedeaux	Willits
Gluba	Marshall	Ramsey	
Griffin	Milligan		

Nays, 14:

Blouin	Hultman	Palmer	Tieden
Briles	Kennedy	Rodgers	Van Gilst
Coleman	Miller of	Schaben	Winkelman
Heying	Des Moines	Taylor	

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

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 1141 passed the Senate.

LOWELL JUNKINS

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. SPEAKER: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1116, a bill for an act making an appropriation to the department of general services for use of the educational radio and television facility board.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1055, a bill for an act exempting food and prescription drugs from the sales and use tax.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1075, a bill for an act relating to the regulation of vehicular traffic at traffic control signals.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 306, a bill for an act relating to the recording of liens.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 610, a bill for an act relating to cities by correcting certain errors, eliminating conflicting provisions, providing equal levies for a symphony orchestra or band.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 1055

- 1 Amend Senate File 1055, as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 1, line 2, by adding after the word "prosthetic"
- 4 the words "and orthopedic".
- 5 2. Page 1, line 2, by adding after the comma the
- 6 words "diabetic treatment and testing materials, tangible
- 7 personal property to and services rendered, performed, or
- 8 furnished for a voluntary nonprofit hospital, utility
- 9 services,".
- 10 3. Page 1, by striking lines 11 through 24 and
- 11 inserting in lieu thereof the following:
- 12 *NEW SUBSECTION.* Gross receipts from the sale of all
- 13 foods for human consumption, including seeds and plants
- 14 for use in gardens to produce food for human consumption,
- 15 which are eligible for purchase with food coupons issued
- 16 by the United States department of agriculture pursuant to

- 17 regulations in effect on the effective date of this Act.
 18 4. Page 2, by striking lines 1 through 6.
 19 5. Page 2, line 10, by inserting after the word "human"
 20 the words "use or".
 21 6. Page 2, by inserting the following new subsection
 22 after line 19:
 23 *NEW SUBSECTION.* Gross receipts from the sale of insulin,
 24 hypodermic syringes, and diabetic testing materials for
 25 human use or consumption.

Page 2.

- 1 7. Page 2, line 21, by inserting after the word
 2 "prosthetic" the words "and orthopedic".
 3 8. Page 2, by inserting after line 21 the following
 4 new subsection:
 5 *NEW SUBSECTION.* Gross receipts from the sales,
 6 furnishing, or service of natural gas, electricity, and
 7 heating fuel to consumers living in single-family or
 8 multi-family dwelling units used for residential heating
 9 purposes.
 10 9. Page 2, after line 21, by inserting the following:
 11 *NEW SUBSECTION.* The gross receipts from sale of
 12 tangible personal property to and the services rendered,
 13 performed, or furnished for a voluntary nonprofit hospital.

HOUSE AMENDMENT TO SENATE FILE 1075

- 1 Amend Senate File 1075 by inserting after line 18 the
 2 following new paragraphs:
 3 "*Local authorities may by ordinance and state*
 4 *authorities may by rule or regulation prohibit any such*
 5 *right turn against a steady red signal at any intersection*
 6 *under their respective jurisdiction. Such ordinance or*
 7 *rule or regulation shall be effective when a sign is*
 8 *erected at such intersection giving notice of the ordinance*
 9 *or rule or regulation prohibiting the right turn.*
 10 *Vehicular traffic on a one-way highway facing a steady*
 11 *red signal may, after making a stop pursuant to this sub-*
 12 *section, cautiously enter the intersection and make a left*
 13 *turn onto an intersecting one-way highway on which traffic*
 14 *travels to the left. Any left turn made pursuant to this*
 15 *subsection shall be made in such a manner that it does not*
 16 *interfere with other vehicular or pedestrian traffic lawfully*
 17 *using the intersection. Local authorities may by ordinance*
 18 *and state authorities may by rule or regulation prohibit any*
 19 *such left turn against a steady red signal at any intersection*
 20 *within their respective jurisdiction. Such ordinance or rule*
 21 *or regulation shall be effective when a sign is erected at*
 22 *such intersection giving notice of the ordinance or rule or*
 23 *regulation prohibiting the left turn."*

HOUSE AMENDMENT TO SENATE FILE 1116

- 1 Amend Senate File 1116, as passed by the Senate and
 2 reprinted, as follows:

3 Page 2A, line 29, by inserting after the word "expended"
4 the words "; however, a translator shall not be purchased"
5 or installed until a transmitter is in complete operation
6 and there is a definite need for a translator to supplement
7 that transmitter".

INTRODUCTION OF BILLS

Senate Joint Resolution 1005, by Senator Gluba (Small and Cusack), a joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the use of motor vehicle registration fees and licenses and excise taxes on motor vehicle fuel.

Read first time and **passed on file**.

Senate File 1181, by Senator Riley, a bill for an act relating to the taxing of costs, including attorneys fees, in proceedings for modification of orders or decrees in dissolution of marriage, annulment or separate maintenance actions.

Read first time and **passed on file**.

Senate File 1182, by Senator Riley, a bill for an act regulating registration of motor vehicles by requiring proof of financial responsibility at time of registration.

Read first time and **passed on file**.

Senate File 1183, by Senators Gluba, Blouin, Priebe and Shaw (Doyle and Miller of Buchanan), a bill for an act relating to the registration of travel trailers.

Read first time and **passed on file**.

Senate File 1184, by Senator Hill, a bill for an act making transactions in obscene matter and obscene sex shows unlawful and providing a penalty.

Read first time and **passed on file**.

Senate File 1185, by Senator Andersen, a bill for an act relating to the covered wages of members of the Iowa public employees' retirement system.

Read first time and **passed on file**.

Senate File 1186, by Senator Ramsey, a bill for an act relating to replacement parts for farm machinery and providing a civil remedy.

Read first time and **passed on file**.

HOUSE MESSAGES CONSIDERED

House File 306, a bill for an act relating to the recording of liens.

Read first time and passed on file.

House File 610, a bill for an act relating to cities by correcting certain errors, eliminating conflicting provisions, providing equal levies for a symphony orchestra or band, and clarifying certain requirements in the city code of Iowa.

Read first time and passed on file.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 1125 passed the Senate.

C. JOSEPH COLEMAN

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S. F. 1174 Human resources
- S. F. 1175 Human resources
- S. F. 1176 Human resources
- S. F. 1177 State government
- S. F. 1178 Commerce

AMENDMENTS FILED

S—2201

- 1 Amend Senate File 1004 as follows:
- 2 1. Page 2, by striking lines 5 through 12
- 3 and inserting in lieu thereof the following:
- 4 Sec. *NEW SECTION*. A deposit of money shall
- 5 be held by the landlord for the tenant who is party
- 6 to the agreement. Every deposit shall remain the
- 7 property of the depositor until paid or applied to
- 8 payments due under the agreement, and the deposit
- 9 shall be held in trust for the depositor by the
- 10 owner. The owner shall place the deposit in a sep-
- 11 arate account identified as a trust account in a
- 12 bank or savings and loan association in this state
- 13 which is insured by an agency of the federal govern-
- 14 ment, and shall notify the depositor in writing of
- 15 the name and address of the bank or savings and loan
- 16 association which holds the deposit, and the amount

17 thereof.

18 2. Page 2, by striking from line 13 the words
19 "two weeks" and inserting in lieu thereof the words
20 "thirty days".

21 3. Page 2, by striking from line 30 the words
22 "two weeks" and inserting in lieu thereof the words
23 "thirty days".

24 4. Page 3, by striking from line 26 the words
25 "two weeks" and inserting in lieu thereof the words

Page 2

1 "thirty days".

MINNETTE DODERER

S—2200

1 Amend Senate File 1144 as follows:

2 1. Page 5, line 34, by striking the word "state"
3 and inserting in lieu thereof the words "county mental
4 health and".

5 2. Page 6, line 5, by striking the word "state" and
6 inserting in lieu thereof the words "county mental
7 health and".

8 3. Page 10, line 35, by striking the word "on" and
9 inserting in lieu thereof the words "[on] of".

10 4. Page 11, line 20, by striking the word "on" and
11 inserting in lieu thereof the words "[on] of".

IRVIN L. BERGMAN

S—2198

1 Amend Senate File 1166, line 16, by striking
2 the figure "8,500" and inserting in lieu thereof
3 "8,000".

ELIZABETH SHAW

S—2202

1 Amend House File 671, as amended, passed, and re-
2 printed by the House as follows:

3 1. Page 2, by inserting in line 14 after the word
4 "load," the words "*which has a point of departure in*
5 *this state or has a destination in this state*".

6 2. Page 2, line 21, by inserting after the word
7 "feet" the words "*which has a point of departure in this*
8 *state or has a destination point in this state*".

RICHARD R. RAMSEY

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Wednesday, February 20, 1974.

JOURNAL OF THE SENATE

THIRTY-EIGHTH DAY

SENATE CHAMBER

DES MOINES, IOWA, WEDNESDAY, FEBRUARY 20, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Stephen J. Hogberg, associate pastor of the Bethlehem Lutheran Church, Red Oak, Iowa.

The Journal of Tuesday, February 19, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. G. H. Sutton, Boone, Iowa.

PRESENTATION OF VISITORS

President Neu welcomed to the Senate the Honorable Jay C. Colburn, former member of the Senate and House of Representatives from Shelby County.

The Chair welcomed to the Senate the Honorable Tom Dougherty, former member of the House of Representatives from Monroe County.

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

Eighty-five students from Nevada Senior High School, Nevada, Iowa, accompanied by Mr. Miller. Senator Murray.

Twelve students from Fort Dodge Community College, Fort Dodge, Iowa. Senator Priebe.

Sixty students from Washington County Junior High School, Washington, Iowa, accompanied by Judy Gammon. Senator Schwengels.

Eighteen Boy Scouts from Marengo, Iowa, accompanied by their scoutmaster, Jerry Gould. Senators Riley and Orr.

Twenty-four students from Washington Elementary School, Des Moines, Iowa, accompanied by Bob Rosburg. Senator Kinley.

Twenty-two students from Garrison Elementary School, Vinton, Iowa, accompanied by Ann Jorgensen. Senator Riley.

Sixty students from Woodward-Granger Community School, Granger, Iowa, accompanied by Helen Jordan and Larry Loche. Senator Rodgers.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 671.

House File 671

On motion of Senator Nystrom, House File 671, a bill for an act relating to the overall length of combinations of vehicles, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Glenn offered amendment S—2146 by the committee on state government:

S—2146

- 1 Amend House File 671 as amended, passed and
- 2 reprinted by the House as follows:
- 3 1. Page 2, line 23, by striking the
- 4 alphabetical letter "a."
- 5 2. Page 3 by striking lines 1 and 2.

Senator Orr took the chair at 10:20 a.m.

Senator Glenn moved the adoption of amendment S—2146 and requested a roll call.

On the question "Shall amendment S—2146 be adopted?" (H.F. 671) the vote was:

Ayes, 21:

Bergman	Hansen	Orr	Shaff
Curtis	Hill	Palmer	Shaw
DeKoster	Kinley	Plymat	Van Gilst
Doderer	Milligan	Ramsey	Willits
Gallagher	Murray	Riley	Winkelman
Glenn			

Nays, 29:

Andersen	Hultman	Miller of	Rodgers
Blouin	Junkins	Marshall	Schaben
Briles	Kelly	Nolin	Schwengels
Burroughs	Kennedy	Nystrom	Schwieger
Coleman	Lamborn	Potter	Scott
Gluba	McCartney	Priebe	Taylor
Griffin	Miller of	Rabedeaux	Tieden
Heying	Des Moines	Robinson	

Amendment S—2146 lost.

Senator Doderer offered amendment S—2180 filed by Senators Doderer and Riley, moved its adoption and requested a roll call:

S—2180

- 1 Amend House File 671 as amended, passed and
- 2 reprinted by the House as follows:
- 3 1. Page 2, line 9, by inserting after the
- 4 period, the following:
- 5 *No single semitrailer or trailer, including any*
- 6 *hitching device and any load thereon, shall have an*
- 7 *overall length, inclusive of rear bumper, in excess*
- 8 *of forty-five feet. Combinations of such vehicles*
- 9 *owned and operated by Iowa residents consisting of a*
- 10 *semitrailer or trailer purchased before July 1, 1974,*
- 11 *may be operated on Iowa roads with a length in excess*
- 12 *of forty-five feet until retirement from service.*
- 13 *All such semitrailers and trailers which exceed*
- 14 *forty-five feet in length and are purchased after*
- 15 *said date shall not be allowed to operate on Iowa*
- 16 *roads.*

On the question "Shall amendment S—2180 be adopted?" (H.F. 671) the vote was:

Rule 24 was invoked.

Ayes, 19:

Bergman	Gluba	Murray	Riley
Curtis	Hansen	Orr	Shaw
DeKoster	Hill	Plymat	Willits
Doderer	Kinley	Priebe	Winkelman
Gallagher	McCartney	Ramsey	

Nays, 30:

Andersen	Kelly	Nolin	Schwengels
Blouin	Kennedy	Nystrom	Schwieger
Burroughs	Lamborn	Palmer	Scott
Coleman	Miller of	Potter	Shaff
Glenn	Des Moines	Rabedeaux	Taylor
Griffin	Miller of	Robinson	Tieden
Heying	Marshall	Rodgers	Van Gilst
Hultman	Milligan	Schaben	
Junkins			

Absent or not voting, 1:

Briles

Amendment S—2180 lost.

Senator Ramsey offered amendment S—2202 filed by him and moved its adoption:

S—2202

- 1 Amend House File 671, as amended, passed, and re-
- 2 printed by the House as follows:

- 3 1. Page 2, by inserting in line 14 after the word
 4 "load," the words "*which has a point of departure in*
 5 *this state or has a destination in this state*".
 6 2. Page 2, line 21, by inserting after the word
 7 "feet" the words "*which has a point of departure in this*
 8 *state or has a destination point in this state*".

Roll call was requested.

On the question "Shall amendment S—2202 be adopted?"
 (H.F. 671) the vote was:

Ayes, 14:

Coleman	Gluba	Murray	Ramsey
Curtis	Hansen	Orr	Riley
Doderer	Hill	Priebe	Van Gilst
Gallagher	McCartney		

Nays, 33:

Andersen	Junkins	Milligan	Schaben
Bergman	Kelly	Nolin	Schwengels
Blouin	Kennedy	Nystrom	Scott
Briles	Kinley	Palmer	Shaff
Burroughs	Lamborn	Plymat	Shaw
DeKoster	Miller of	Potter	Tieden
Glenn	Des Moines	Rabedeaux	Willits
Heying	Miller of	Robinson	Winkelman
Hultman	Marshall	Rodgers	

Absent or not voting, 3:

Griffin	Schwieger	Taylor
---------	-----------	--------

Amendment S—2202 lost.

On motion of Senator Lamborn, the Senate recessed until
 1:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

QUORUM CALL

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

Roll call revealed a quorum present.

Senator Miller of Des Moines took the chair at 1:10 p.m.

CONSIDERATION OF BILLS

House File 671

The Senate resumed consideration of House File 671.

Senator Riley offered amendment S—2207, moved its adoption and requested a roll call:

S—2207

- 1 Amend House File 671, as amended, passed, and reprinted
- 2 by the House, page 2, by striking lines 24 and 25 and
- 3 inserting in lieu thereof the following:
- 4 "lane highways when moving from a four-lane highway to
- 5 a point within five miles, on the most direct route,
- 6 of such four-lane highway or when moving to a four-lane
- 7 highway from a point within five miles, on the most
- 8 direct route, of such four-lane highway."

On the question "Shall amendment S—2207 be adopted?" (H.F. 671) the vote was:

Rule 24 was invoked.

Ayes, 20:

Bergman	Glenn	Murray	Riley
Coleman	Hansen	Orr	Shaw
Curtis	Hill	Palmer	Van Gilst
DeKoster	Kinley	Priebe	Willits
Gallagher	Milligan	Ramsey	Winkelman

Nays, 28:

Andersen	Kelly	Nolin	Schaben
Briles	Kennedy	Nystrom	Schwengels
Doderer	Lamborn	Plymat	Schwieger
Gluba	McCartney	Potter	Scott
Griffin	Miller of	Rabedeaux	Shaff
Heying	Des Moines	Robinson	Taylor
Hultman	Miller of	Rodgers	Tieden
Junkins	Marshall		

Absent or not voting, 2:

Blouin	Burroughs
--------	-----------

Amendment S—2207 lost.

Senator Glenn offered amendment S—2208, moved its adoption and requested a roll call:

S—2208

- 1 Amend House File 671, as amended, passed, and
- 2 reprinted by the House as follows:
- 3 Page 3, line 1, by inserting following the
- 4 word "highways" the words "of at least twenty-
- 5 four feet in width as".

On the question "Shall amendment S—2208 be adopted?" (H.F. 671) the vote was:

Ayes, 22:

Coleman	Doderer	Gluba	Kinley
Curtis	Gallagher	Hansen	McCartney
DeKoster	Glenn	Hill	Milligan

Orr	Priebe	Shaw	Willits
Palmer	Ramsey	Van Gilst	Winkelman
Plymat	Riley		

Nays, 27:

Andersen	Kelly	Murray	Schaben
Bergman	Kennedy	Nolin	Schwengels
Briles	Lamborn	Nystrom	Schwieger
Burroughs	Miller of	Potter	Scott
Griffin	Des Moines	Rabedeaux	Shaff
Heying	Miller of	Robinson	Taylor
Hultman	Marshall	Rodgers	Tieden
Junkins			

Absent or not voting, 1:

Blouin

Amendment S—2208 lost.

Senator Shaw offered amendment S—2209 by Senators Shaw and Curtis and moved its adoption:

S—2209

- 1 Amend House File 671, page 3, by adding the
- 2 following new section:
- 3 "Sec. Section three hundred twenty-one point
- 4 one (321.1), subsection one (1), Code 1973, is
- 5 amended to read as follows:
- 6 1. "Vehicle" means every device in, upon, or
- 7 by which any person or property is or may be trans-
- 8 ported or drawn upon a highway[, excepting devices
- 9 moved by human power or used exclusively upon
- 10 stationary rails or tracks]. "Vehicle" does not
- 11 include:
- 12 a. Any device moved by human power.
- 13 b. Any device used exclusively upon
- 14 stationary rails or tracks.
- 15 c. Any steering axle, dolly, or other integral
- 16 part of another vehicle, except an auxiliary axle
- 17 as defined in subsection sixty-nine (69) of this
- 18 section, which in and of itself is incapable of
- 19 commercially transporting any person or property but
- 20 is used primarily to support another vehicle.
- 21 d. Any integral part of a truck tractor or
- 22 road tractor which is mounted on the frame of the
- 23 truck tractor or road tractor immediately behind
- 24 the cab and which may be used to transport persons
- 25 and property but which cannot be drawn upon the

Page 2

- 1 highway by the truck tractor or another motor
- 2 vehicle.

Roll call was requested.

On the question "Shall amendment S—2209 be adopted?" (H.F. 671) the vote was:

Ayes, 19:

Bergman	Gallagher	McCartney	Ramsey
Coleman	Gluba	Milligan	Riley
Curtis	Hansen	Murray	Shaw
DeKoster	Hill	Orr	Van Gilst
Doderer	Kinley	Priebe	

Nays, 30:

Andersen	Kelly	Nystrom	Schwengels
Briles	Kennedy	Palmer	Schwieger
Burroughs	Lamborn	Plymat	Scott
Glenn	Miller of	Potter	Shaff
Griffin	Des Moines	Rabedeaux	Taylor
Heying	Miller of	Robinson	Tieden
Hultman	Marshall	Rodgers	Willits
Junkins	Nolin	Schaben	Winkelman

Absent or not voting, 1:

Blouin

Amendment S—2209 lost.

Senator Nystrom moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

President Neu took the chair at 3:45 p.m.

Rule 24 was invoked on request of Senator Willits.

On the question "Shall the bill pass?" (H.F. 671) the vote was:

Ayes, 26:

Andersen	Junkins	Miller of	Robinson
Bergman	Kelly	Marshall	Rodgers
Briles	Kennedy	Nolin	Schaben
Burroughs	Kinley	Nystrom	Schwengels
Griffin	Lamborn	Palmer	Schwieger
Heying	Miller of	Potter	Taylor
Hultman	Des Moines	Rabedeaux	Willits

Nays, 23:

Coleman	Gluba	Orr	Shaff
Curtis	Hansen	Plymat	Shaw
DeKoster	Hill	Priebe	Tieden
Doderer	McCartney	Ramsey	Van Gilst
Gallagher	Milligan	Riley	Winkelman
Glenn	Murray	Scott	

Absent or not voting, 1:

Blouin

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

Senator Rabedeaux moved that the vote by which House File 671 passed the Senate be reconsidered and the motion to reconsider be laid on the table.

On the question "Shall the motion to reconsider be laid on the table?" (H.F. 671) the vote was:

Ayes, 28:

Andersen	Junkins	Nolin	Schaben
Briles	Kelly	Nystrom	Schwengels
Burroughs	Kennedy	Potter	Schwieger
Coleman	Lamborn	Priebe	Scott
Gluba	Miller of	Rabebeaux	Shaff
Griffin	Des Moines	Robinson	Taylor
Heying	Miller of	Rodgers	Tieden
Hultman	Marshall		

Nays, 21:

Bergman	Hansen	Murray	Riley
Curtis	Hill	Orr	Shaw
DeKoster	Kinley	Palmer	Van Gilst
Doderer	McCartney	Plymat	Willits
Gallagher	Milligan	Ramsey	Winkelman
Glenn			

Absent or not voting, 1:

Blouin

The motion prevailed.

HOUSE AMENDMENT CONSIDERED

Senate File 1116

Senator Riley called up for consideration Senate File 1116, a bill for an act making an appropriation to the department of general services for use of the educational radio and television facility board for the purpose of making capital improvements relative to transmitters and translators, amended by the House, and moved that the Senate concur in the following amendment:

- 1 Amend Senate File 1116, as passed by the Senate and
- 2 reprinted, as follows:
- 3 Page 2A, line 29, by inserting after the word "expended"
- 4 the words "; however, a translator shall not be purchased
- 5 or installed until a transmitter is in complete operation
- 6 and there is a definite need for a translator to supplement
- 7 that transmitter".

The motion prevailed and the Senate concurred in the House amendment.

Senator Riley moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1116) the vote was:

Ayes, 46:

Andersen	Hansen	Milligan	Schaben
Bergman	Heying	Murray	Schwengels
Briles	Hill	Nolin	Schwieger
Burroughs	Hultman	Orr	Scott
Coleman	Junkins	Palmer	Shaff
Curtis	Kelly	Plymat	Shaw
DeKoster	Kennedy	Potter	Taylor
Doderer	Kinley	Priebe	Tieden
Gallagher	Lamborn	Rabedeaux	Van Gilst
Glenn	McCartney	Ramsey	Willits
Gluba	Miller of	Riley	Winkelman
Griffin	Marshall	Rodgers	

Nays, none.

Absent or not voting, 4:

Blouin	Miller of Des Moines	Nystrom	Robinson
--------	-------------------------	---------	----------

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

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1062, a bill for an act relating to the functional classification and jurisdiction of highways.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1016, a bill for an act relating to the appropriation for the construction of a state office building.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1029, a bill for an act appropriating funds for the construction of a state agricultural building.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1178, a bill for an act relating to administration of the department of soil conservation, soil conservation districts and conservancy districts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1188, a bill for an act relating to the requirements, form, and content of motor vehicle dealer license applications.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1189, a bill for an act relating to the bonding and licensing of operators of slaughterhouses.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1204, a bill for an act amending an appropriation for the construction of a nursing care facility at the Iowa soldiers home.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate File 1187, by Senator Schaben, a bill for an act to authorize the Iowa state commerce commission to acquire railroad right-of-way.

Read first time and **passed on file**.

Senate File 1188, by Senator Hill, a bill for an act requiring licensees who operate games of skill, games of chance, raffles and bingo to maintain an accounting of all moneys received from the operation of licensed games and to separately report gross receipts taxes from those games.

Read first time and **passed on file**.

Senate File 1189, by Senator Blouin, a bill for an act to require the Iowa State commerce commission to acquire railroad right-of-way and trackage, repair and maintain the rights-of-way and trackage, and to lease this property to railroad companies on a fee basis and making an appropriation.

Read first time and **passed on file**.

HOUSE MESSAGES CONSIDERED

House File 1016, a bill for an act relating to the appropriation for the construction of a state office building.

Read first time and **passed on file**.

House File 1029, a bill for an act appropriating funds for the construction of a state agricultural building.

Read first time and **passed on file**.

House File 1178, a bill for an act relating to administration of the department of soil conservation, soil conservation districts and conservancy districts.

Read first time and **passed on file**.

House File 1188, a bill for an act relating to the requirements, form, and content of motor vehicle dealer license applications

and renewal applications and the approval of such applications.

Read first time and **passed on file.**

House File 1189, a bill for an act relating to the bonding and licensing of operators of slaughterhouses.

Read first time and **passed on file.**

House File 1204, a bill for an act amending an appropriation for the construction of a nursing care facility at the Iowa soldiers home.

Read first time and **passed on file.**

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on February 20, 1974, the Governor approved and transmitted to the Secretary of State the following bills:

- H. F. 325—To clarify the authority of podiatrists to continue to prescribe and dispense prescription drugs including controlled substances.
- H. F. 637—Amending the Iowa Banking Act relating to permissible investments by banks, livestock loans by banks, and investments of fiduciary accounts by banks.
- H. F. 639—Relating to the annual certificate of authority of insurance companies.

REPORTS OF INVESTIGATING COMMITTEES

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mrs. Gretchen Walsh of Dubuque, Iowa, for appointment as a member of the Civil Rights Commission under the provisions of Section 601A.3, Code 1973, for the regular four-year term ending June 30, 1977, begs leave to report that it has made investigation and recommends the appointment be confirmed.

TOM RILEY, Chairman
GENE V. KENNEDY
JAMES W. GRIFFIN, SR.

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mr. Russell M. Ross of Iowa City, Iowa, for appointment as a member of the Campaign Finance Disclosure Commission under the provisions of Chapter 138, Section 10, Acts of the Sixty-fifth General Assembly, 1973 Regular Session, for the term ending June 30, 1977, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

TOM RILEY, Chairman
JAMES W. GRIFFIN, SR.
CHARLES P. MILLER

AMENDMENTS FILED

S—2205

- 1 Amend the Griffin amendment S—2141 filed February 6
2 to Senate File 23 as follows:
- 3 1. Line 3, by striking the word "*fifteen*" and
4 inserting in lieu thereof the word "*twenty*".
 - 5 2. Line 5, by striking the word "*thirty*" and
6 inserting in lieu thereof the word "*forty*".
 - 7 3. Line 7, by striking the word "*fifteen*" and
8 inserting in lieu thereof the word "*twenty*".
 - 9 4. Line 9, by striking the word "*thirty*" and
10 inserting in lieu thereof the word "*forty*".
 - 11 5. Line 11, by striking the word "*fifteen*" and
12 inserting in lieu thereof the word "*twenty*".
 - 13 6. Line 13, by striking the word "*fifteen*" and
14 inserting in lieu thereof the word "*twenty*".
 - 15 7. Line 15, by striking the word "*thirty*" and
16 inserting in lieu thereof the word "*forty*".
 - 17 8. Line 17, by striking the word "*fifteen*" and
18 inserting in lieu thereof the word "*twenty*".
 - 19 9. Line 19, by striking the word "*thirty*" and
20 inserting in lieu thereof the word "*forty*".

TOM RILEY

S—2211

- 1 Amend House File 98, as amended, passed, and
2 reprinted by the House, as follows:
- 3 1. Page 2, by inserting the following after line 19:
4 "Whenever an existing tax sheltered annuity contract
5 is to be replaced by a new contract, the agent or
6 representative of the company shall submit a complete
7 comparison of the two contracts as of the date of the
8 proposed exchange to the annuitant. The comparison
9 shall be made on a form approved by the insurance
10 commissioner of Iowa and shall be signed by an
11 officer representing the company issuing the new
12 contract. Three copies of the comparison shall be
13 signed by the annuitant with one copy sent at least
14 thirty days prior to the actual replacement to the
15 company holding the contract being replaced. One
16 copy shall be left with the purchaser and one copy
17 held on file at least five years by the agent or
18 company making the replacement sale."
 - 19 2. Page 3, by inserting the following after line 7:
20 "Whenever an existing tax sheltered annuity contract
21 is to be replaced by a new contract, the agent or
22 representative of the company shall submit a complete
23 comparison of the two contracts as of the date of the
24 proposed exchange to the annuitant. The comparison
25 shall be made on a form approved by the insurance

Page 2

- 1 commissioner of Iowa and shall be signed by an officer
- 2 representing the company issuing the new contract. Three
- 3 copies of the comparison shall be signed by the annuitant

4 with one copy sent at least thirty days prior to the
5 actual replacement to the company holding the contract
6 being replaced. One copy shall be left with the pur-
7 chaser and one copy held on file at least five years by
8 the agent or company making the replacement sale.”

9 2. Page 3, by inserting the following after line 7:
10 “Whenever an existing tax sheltered annuity contract is
11 to be replaced by a new contract, the agent or represen-
12 tative of the company shall submit a complete comparison
13 of the two contracts as of the date of the proposed ex-
14 change to the annuitant. The comparison shall be on a
15 form approved by the insurance commissioner of Iowa and
16 shall be signed by an officer representing the company
17 issuing the new contract. Three copies of the comparison
18 shall be signed by the annuitant with one copy sent at
19 least thirty days prior to the actual replacement to the
20 company holding the contract being replaced. One copy
21 shall be left with the purchaser and one copy held on
22 file at least five years by the agent or company making
23 the replacement sale.”

24 3. Page 4A, by inserting the following after line 6:
25 “Whenever an existing tax sheltered annuity contract is

Page 3

1 to be replaced by a new contract, the agent or represen-
2 tative of the company shall submit a complete comparison
3 of the two contracts as of the date of the proposed ex-
4 change to the annuitant. The comparison shall be on a
5 form approved by the insurance commissioner of Iowa and
6 shall be signed by an officer representing the company
7 issuing the new contract. Three copies of the comparison
8 shall be signed by the annuitant with one copy sent at
9 least thirty days prior to the actual replacement to the
10 company holding the contract being replaced. One copy
11 shall be left with the purchaser and one copy held on
12 file at least five years by the agent or company making
13 the replacement sale.”

14 5. Page 4B, by inserting the following after line 44:
15 “Whenever an existing tax sheltered annuity contract is
16 to be replaced by a new contract, the agent or represen-
17 tative of the company shall submit a complete comparison
18 of the two contracts as of the date of the proposed ex-
19 change to the annuitant. The comparison shall be on a
20 form approved by the insurance commissioner of Iowa and
21 shall be signed by an officer representing the company
22 issuing the new contract. Three copies of the comparison
23 shall be signed by the annuitant with one copy sent at
24 least thirty days prior to the actual replacement to the
25 company holding the contract being replaced. One copy

Page 4

1 shall be left with the purchaser and one copy held on
2 file at least five years by the agent or company
3 making the replacement sale.”

LEONARD C. ANDERSEN

S—2210

1 Amend the committee on commerce amendment, S—2144, to
2 House File 98, by inserting the following after line
3 23:
4 “Whenever an existing tax sheltered annuity contract
5 is to be replaced by a new contract, the agent or repre-
6 sentative of the company shall submit a complete compari-
7 son of the two contracts as of the date of the proposed
8 exchange to the annuitant. The comparison shall be made
9 on a form approved by the insurance commissioner of Iowa
10 and shall be signed by an officer representing the
11 company issuing the new contract. Three copies of the
12 comparison shall be signed by the annuitant with one
13 copy sent at least thirty days prior to the actual
14 replacement to the company holding the contract being
15 replaced. One copy shall be left with the purchaser
16 and one copy held on file at least five years by the
17 agent or company making the replacement sale.”

LEONARD C. ANDERSEN

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Thursday, February 21, 1974.

JOURNAL OF THE SENATE

THIRTY-NINTH DAY

SENATE CHAMBER
DES MOINES, IOWA, THURSDAY, FEBRUARY 21, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by Father Cletus J. Hawes, pastor of the Church of the Visitation, Stacyville, Iowa.

The Journal of Wednesday, February 20, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. W. E. Rouse, Boone, Iowa.

PRESENTATION OF VISITORS

President pro tempore Shaff welcomed to the Senate the Honorable Francis L. Messerly, former member of the Senate and House of Representatives from Black Hawk County.

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

Thirty-four students from Radcliffe High School, Radcliffe, Iowa, accompanied by Terry Ray. Senator Miller of Marshall.

INTRODUCTION OF BILL

Senate File 1190, by Senator Potter (Edelen, Crabb and Harvey), a bill for an act relating to workmen's compensation for loss of hearing.

Read first time and passed on file.

HOUSE AMENDMENT CONSIDERED

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 1055.

Senate File 1055

Senator Lamborn called up for consideration Senate File 1055, a bill for an act exempting the gross receipts from the sale of

food, prosthetic devices, and prescription drugs from the sales and use tax, amended by the House as follows:

- 1 Amend Senate File 1055, as amended, passed, and
- 2 reprinted by the Senate, as follows:
- 3 1. Page 1, line 2, by adding after the word "prosthetic"
- 4 the words "and orthopedic".
- 5 2. Page 1, line 2, by adding after the comma the
- 6 words "diabetic treatment and testing materials, tangible
- 7 personal property to and services rendered, performed, or
- 8 furnished for a voluntary nonprofit hospital, utility
- 9 services,".
- 10 3. Page 1, by striking lines 11 through 24 and
- 11 inserting in lieu thereof the following:
- 12 *NEW SUBSECTION.* Gross receipts from the sale of all
- 13 foods for human consumption, including seeds and plants
- 14 for use in gardens to produce food for human consumption,
- 15 which are eligible for purchase with food coupons issued
- 16 by the United States department of agriculture pursuant to
- 17 regulations in effect on the effective date of this Act.
- 18 4. Page 2, by striking lines 1 through 6.
- 19 5. Page 2, line 10, by inserting after the word "human"
- 20 the words "use or".
- 21 6. Page 2, by inserting the following new subsection
- 22 after line 19:
- 23 *NEW SUBSECTION.* Gross receipts from the sale of insulin,
- 24 hypodermic syringes, and diabetic testing materials for
- 25 human use or consumption.

Page 2

- 1 7. Page 2, line 21, by inserting after the word
- 2 "prosthetic" the words "and orthopedic".
- 3 8. Page 2, by inserting after line 21 the following
- 4 new subsection:
- 5 *NEW SUBSECTION.* Gross receipts from the sales,
- 6 furnishing, or service of natural gas, electricity, and
- 7 heating fuel to consumers living in single-family or
- 8 multi-family dwelling units used for residential heating
- 9 purposes.
- 10 9. Page 2, after line 21, by inserting the following:
- 11 *NEW SUBSECTION.* The gross receipts from sale of
- 12 tangible personal property to and the services rendered,
- 13 performed, or furnished for a voluntary nonprofit hospital.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

Senate File 1055

The Senate resumed consideration of the House amendment to Senate File 1055.

Senator Schaben offered amendment S—2215 to the House amendment by Senators Schaben, Gluba, et al.:

S—2215

- 1 Amend the House amendment to Senate File 1055, page
- 2 2, line 8 by striking the word "heating".

On motion of Senator Lamborn, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President pro tempore Shaff presiding.

QUORUM CALL

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

Present, 38:

Andersen	Griffin	Milligan	Rodgers
Bergman	Hill	Murray	Schwengels
Blouin	Hultman	Nolin	Scott
Burroughs	Junkins	Orr	Shaff
Coleman	Kennedy	Plymat	Shaw
Curtis	Lamborn	Potter	Tieden
DeKoster	Miller of	Priebe	Van Gilst
Doderer	Des Moines	Ramsey	Willits
Gallagher	Miller of	Riley	Winkelman
Glenn	Marshall	Robinson	
Gluba			

Absent, 12:

Briles	Kelly	Nystrom	Schaben
Hansen	Kinley	Palmer	Schwieger
Heying	McCartney	Rabedaux	Taylor

Roll call revealed a quorum present.

Senate File 1055

The Senate resumed consideration of Senate File 1055 and amendment S—2215 to the House amendment.

Senator Gluba moved adoption of amendment S—2215 to the House amendment and requested a roll call.

On the question "Shall amendment S—2215 to the House amendment be adopted?" (S.F. 1055) the vote was:

Rule 24 was invoked.

Ayes, 17:

Blouin	Hill	Miller of	Schaben
Coleman	Junkins	Des Moines	Scott
Gallagher	Kennedy	Nolin	Van Gilst
Glenn	Kinley	Orr	Willits
Gluba		Priebe	

Nays, 27:

Andersen	Hultman	Murray	Rodgers
Bergman	Kelly	Nystrom	Schwengels
Burroughs	Lamborn	Plymat	Schwieger
Curtis	McCartney	Potter	Shaff
DeKoster	Miller of	Rabedeaux	Shaw
Doderer	Marshall	Ramsey	Tieden
Griffin	Milligan	Riley	Winkelman

Absent or not voting, 6:

Briles	Heying	Robinson	Taylor
Hansen	Palmer		

Amendment S—2215 to the House amendment lost.

Senator Gluba offered amendment S—2218 to the House amendment:

S—2218

1 Amend the House amendment to Senate File 1055 as
 2 follows:
 3 Page 2, line 9, after the period insert the follow-
 4 ing:
 5 "For the purpose of this subsection, two-thirds of
 6 gross receipts from the sales, furnishing, or service
 7 of natural gas, electricity, and heating fuel to con-
 8 sumers living in dwellings specified in this subsec-
 9 tion shall be presumed to be gross receipts received
 10 for residential heating purposes."

Senator Potter took the chair at 1:58 p.m.

President pro tempore Shaff took the chair at 2:10 p.m.

Senator Gluba moved the adoption of amendment S—2218 to the House amendment and requested a roll call.

On the question "Shall amendment S—2218 to the House amendment be adopted?" (S.F. 1055) the vote was:

Rule 24 was invoked.

Ayes, 19:

Blouin	Gluba	Miller of	Robinson
Coleman	Heying	Des Moines	Schaben
Doderer	Junkins	Nolin	Scott
Gallagher	Kennedy	Palmer	Van Gilst
Glenn	Kinley	Priebe	Willits

Nays, 28:

Andersen	Kelly	Orr	Schwengels
Bergman	Lamborn	Plymat	Schwieger
Burroughs	McCartney	Potter	Shaff
Curtis	Miller of	Rabedeaux	Shaw
DeKoster	Marshall	Ramsey	Taylor
Griffin	Murray	Riley	Tieden
Hill	Nystrom	Rodgers	Winkelman
Hultman			

Absent or not voting, 3:

Briles Hansen Milligan

Amendment S—2218 to the House amendment lost.

SENATE REFUSED TO CONCUR

Senator Lamborn moved that the Senate refuse to concur in the House amendment.

Roll call was requested.

On the question "Shall the Senate refuse to concur in the House amendment?" (S.F. 1055) the vote was:

Ayes, 29:

Andersen	Hultman	Murray	Rodgers
Bergman	Junkins	Nystrom	Schwengels
Burroughs	Kelly	Plymat	Shaff
Curtis	Kinley	Potter	Shaw
DeKoster	Lamborn	Rabedaux	Taylor
Griffin	McCartney	Ramsey	Tieden
Heying	Miller of	Riley	Winkelman
Hill	Marshall		

Nays, 17:

Blouin	Gluba	Orr	Schaben
Coleman	Kennedy	Palmer	Scott
Doderer	Miller of	Priebe	Van Gilst
Gallagher	Des Moines	Robinson	Willits
Glenn	Nolin		

Absent or not voting: 4

Briles Hansen Milligan Schwieger

The motion prevailed and the Senate refused to concur in the House amendment to Senate File 1055.

REPORTS OF INVESTIGATING COMMITTEES

Senator Kelly called up the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Miss Jolene Stevens of Sioux City, Iowa, for appointment as a member of the Campaign Finance Disclosure Commission under the provisions of Chapter 138, Section 10, Acts of the Sixty-fifth General Assembly, 1973 Regular Session for the term ending June 30, 1975, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

E. KEVIN KELLY, Chairman
WILLIAM D. PALMER
W. R. RABEDEAUX

The motion prevailed and the report was adopted.

Senator Kelly moved the appointment of Jolene Stevens as a member of the Campaign Finance Disclosure Committee be confirmed by the Senate.

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

Ayes, 46:

Andersen	Hill	Murray	Rodgers
Bergman	Hultman	Nolin	Schaben
Blouin	Junkins	Nystrom	Schwengels
Burroughs	Kelly	Orr	Schwieger
Coleman	Kennedy	Palmer	Scott
Curtis	Kinley	Plymat	Shaff
DeKoster	Lamborn	Potter	Shaw
Doderer	McCartney	Priebe	Taylor
Gallagher	Miller of	Rabedeaux	Tieden
Glenn	Des Moines	Ramsey	Van Gilst
Gluba	Miller of	Riley	Willits
Heying	Marshall	Robinson	Winkelman

Nays, none.

Absent or not voting, 4:

Briles	Griffin	Hansen	Milligan
--------	---------	--------	----------

President pro tempore Shaff declared the appointment of Jolene Stevens as a member of the Campaign Finance Disclosure Committee confirmed for the term ending June 30, 1975.

Senator Hultman called up the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mrs. Jolly Davidson of Clarinda, Page County, Iowa, for appointment as a member of the State Board of Public Instruction under the provisions of Sections 257.1, 257.2 and 257.3, 1973 Code of Iowa, for the unexpired portion of the term ending January 2, 1974, begs leave to report that it has made investigation and recommends the appointment be confirmed.

CALVIN O. HULTMAN, Chairman
LOWELL L. JUNKINS
DALE L. TIEDEN

The motion prevailed and the report was adopted.

Senator Hultman moved the appointment of Mrs. Jolly Davidson as a member of the State Board of Public Instruction be confirmed by the Senate.

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

Ayes, 47:

Andersen	Blouin	Burroughs	Curtis
Bergman	Briles	Coleman	DeKoster

Doderer	Lamborn	Palmer	Schwengels
Gallagher	McCartney	Plymat	Schwieger
Glenn	Miller of	Potter	Scott
Gluba	Des Moines	Priebe	Shaff
Heying	Miller of	Rabedeaux	Shaw
Hil	Marshall	Ramsey	Taylor
Hultman	Murray	Riley	Tieden
Junkins	Nolin	Robinson	Van Gilst
Kelly	Nystrom	Rodgers	Willits
Kennedy	Orr	Schaben	Winkelman
Kinley			

Nays, none.

Absent or not voting, 3:

Griffin	Hansen	Milligan
---------	--------	----------

President pro tempore Shaff declared the appointment of Mrs. Jolly Davidson as a member of the State Board of Public Instruction confirmed for the unexpired portion of the term ending January 2, 1974.

Senator Murray called up the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Charles W. Wiggins of Ames, Story County, Iowa, for appointment as a member of the Campaign Finance Disclosure Commission, under the provisions of Chapter 138, Section 10, Acts of the Sixty-fifth General Assembly, 1973 Regular Session, for the term ending June 30, 1977, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

JOHN S. MURRAY, Chairman
IRVIN L. BERGMAN
JOAN ORR

The motion prevailed and the report was adopted.

Senator Murray moved the appointment of Charles W. Wiggins as a member of the Campaign Finance Disclosure Commission be confirmed by the Senate.

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

Ayes, 46:

Andersen	Heying	Murray	Rodgers
Bergman	Hultman	Nolin	Schaben
Blouin	Junkins	Nystrom	Schwengels
Briles	Kelly	Orr	Schwieger
Burroughs	Kennedy	Palmer	Scott
Coleman	Kinley	Plymat	Shaff
Curtis	Lamborn	Potter	Shaw
DeKoster	McCartney	Priebe	Taylor
Doderer	Miller of	Rabedeaux	Tieden
Gallagher	Des Moines	Ramsey	Van Gilst
Glenn	Miller of	Riley	Willits
Gluba	Marshall	Robinson	Winkelman

Nays, none.

Absent or not voting, 4:

Griffin	Hansen	Hill	Milligan
---------	--------	------	----------

President pro tempore Shaff declared the appointment of Charles W. Wiggins as a member of the Campaign Finance Disclosure Commission confirmed for the term ending June 30, 1977.

Senator Shaw called up the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Charles G. Rehling of Bettendorf, Scott County, Iowa, for appointment as a member of the Campaign Finance Disclosure Commission under the provisions of Chapter 138, Section 10, Acts of the Sixty-fifth General Assembly, 1973 Regular Session, for the regular term ending June 30, 1979, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

ELIZABETH SHAW, Chairman
CLIFF BURROUGHS
KARL NOLIN

The motion prevailed and the report was adopted.

Senator Shaw moved the appointment of Charles G. Rehling as a member of the Campaign Finance Disclosure Commission be confirmed by the Senate.

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

Ayes, 44:

Andersen	Heying	Murray	Rodgers
Bergman	Hultman	Nolin	Schaben
Blouin	Junkins	Nystrom	Schwengels
Briles	Kelly	Orr	Schwieger
Burroughs	Kennedy	Palmer	Scott
Coleman	Kinley	Plymat	Shaff
Curtis	Lamborn	Potter	Shaw
DeKoster	McCartney	Priebe	Taylor
Doderer	Miller of	Rabedeaux	Van Gilst
Gallagher	Des Moines	Ramsey	Willits
Glenn	Miller of	Riley	Winkelman
Gluba	Marshall		

Nays, none.

Absent or not voting, 6:

Griffin	Hill	Robinson	Tieden
Hansen	Milligan		

President pro tempore Shaff declared the appointment of Charles G. Rehling as a member of the Campaign Finance Disclosure Commission confirmed for the regular term ending June 30, 1979.

Senator Riley called up the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mr. Russell M. Ross of Iowa City, Iowa, for appointment as a member of the Campaign Finance Disclosure Commission under the provisions of Chapter 138, Section 10, Acts of the Sixty-fifth General Assembly, 1973 Regular Session, for the term ending June 30, 1977, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

TOM RILEY, Chairman
JAMES W. GRIFFIN, SR.
CHARLES P. MILLER

The motion prevailed and the report was adopted.

Senator Riley moved the appointment of Russell M. Ross as a member of the Campaign Finance Disclosure Commission be confirmed by the Senate.

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

Ayes, 45:

Andersen	Heying	Murray	Rodgers
Bergman	Hultman	Nolin	Schaben
Blouin	Junkins	Nystrom	Schwengels
Briles	Kelly	Orr	Schwieger
Burroughs	Kennedy	Palmer	Scott
Coleman	Kinley	Plymat	Shaff
Curtis	Lamborn	Potter	Shaw
DeKoster	McCartney	Priebe	Taylor
Doderer	Miller of	Rabedeaux	Van Gilst
Gallagher	Des Moines	Ramsey	Willits
Glenn	Miller of	Riley	Winkelman
Gluba	Marshall	Robinson	

Nays, none.

Absent or not voting, 5:

Griffin	Hill	Milligan	Tieden
Hansen			

President pro tempore Shaff declared the appointment of Russell M. Ross as a member of the Campaign Finance Disclosure Commission confirmed for the regular term ending June 30, 1977.

INTRODUCTION OF BILLS

Senate File 1191, by Senator Riley, a bill for an act relating to publishing and posting the names of taxpayers who are delinquent in paying personal property taxes.

Read first time and **passed on file.**

Senate File 1192, by committee on agriculture (committee on agriculture), a bill for an act relating to the dairy industry commission.

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

Senate File 1193, by Senators Coleman, Ramsey, Potter, Nyström and Kennedy (Fischer of Grundy, Bittle, Doyle, Woods and Edelen), a bill for an act relating to the retirement qualifications of policemen and firemen.

Read first time and **passed on file**.

Senate File 1194, by Senator Blouin, a bill for an act relating to city and county zoning regulations.

Read first time and **passed on file**.

Senate File 1195, by Senators Riley, Robinson and Potter, a bill for an act relating to the establishment of zoos or zoological gardens and authorizing the levy of taxes and the issuance of bonds therefor.

Read first time and **passed on file**.

Senate File 1196, by committee on ways and means, a bill for an act relating to references to the Internal Revenue Code in the computation of individual and corporate income tax and the franchise tax.

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

Senate File 1197, by committee on ways and means, a bill for an act revising penalties imposed on additional taxes due, failure to file reports, and filing of fraudulent reports under the income, sales and use, chain store, and motor vehicle fuel tax laws.

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

Senate File 1198, by Senators Priebe, Potter and Willits, a bill for an act relating to the annual registration of passenger motor vehicles and pickup trucks.

Read first time and **passed on file**.

Senate File 1199, by Senator Kelly, a bill for an act relating to the private sale, control, distribution and taxation of wine containing not more than seventeen percent alcohol by weight, declaring certain acts relating to wine to be unlawful and prescribing penalties therefor.

Read first time and passed on file.

SENATE CONCURRENT RESOLUTION 111

By Doderer

1 *Whereas*, outmoded rate structures and the accounting system
2 used by railroads in this country brought a return to net in-
3 vestment of only 2.95 percent in 1972, a year when the rail-
4 roads handled a record ton miles of freight; and

5 *Whereas*, the railroad industry faces an impossible task
6 in generating adequate funds for renewal of its plant, includ-
7 ing modernization of terminals, signaling systems and classi-
8 fication yards necessary for railroads to operate according
9 to their capabilities; and

10 *Whereas*, the railroad, as the most efficient user of fuel
11 in freight and passenger transportation, provides the best
12 foreseeable means to keep the economy moving without con-
13 suming too much energy; and

14 *Whereas*, rail transportation would, in the case of a
15 severe shortage of fuels in this country, earn a high gov-
16 ernment-imposed priority in any fuel allocation program; and

17 *Whereas*, the deterioration of railroad tracks, rights-
18 of-way and signal systems has stymied both private and govern-
19 mental efforts to improve rail passenger and freight service
20 in this country; *Now Therefore*,

21 *Be It Resolved by the Senate, the House Concurring*,
22 That the Iowa General Assembly meeting in the
23 year 1974 urges the United States Congress to take immediate
24 action for the acquisition, operation, and ownership of the
25 railroads by the federal government and that any action in
26 the nationalization of railroads include participation by
27 the states in establishing a coordinated and efficient
28 national rail system; and

29 *Be It Further Resolved*, That copies of this resolution be
30 forwarded to the Speaker of the United States House of Repre-

Page 2

1 sentatives, the President of the United States Senate, and
2 to each member of the Iowa congressional delegation.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S.J.R. 1005 Judiciary
- S. F. 1179 State government
- S. F. 1180 Judiciary
- S. F. 1181 Judiciary
- S. F. 1182 Judiciary

- S. F. 1183 Judiciary
- S. F. 1184 Judiciary
- S. F. 1185 State government
- S. F. 1186 Agriculture
- S. F. 1187 Commerce
- S. F. 1188 Judiciary
- S. R. 1189 Commerce
- H. F. 306 County government
- H. F. 610 Cities and towns
- H. F. 1016 Appropriations
- H. F. 1029 Appropriations
- H. F. 1178 Agriculture
- H. F. 1188 Commerce
- H. F. 1189 Agriculture
- H. F. 1204 Appropriations

COMMUNICATION

The following communication has been received and placed on file in the office of the Secretary of the Senate from: The State of Rhode Island and Providence Plantations.

A copy of Senate Resolution 74-S 2004, Substitute A, adopted by the Senate of the State of Rhode Island and Providence Plantations on February 5, 1974, requesting the managers of all places in which sporting and social events are held to play the national anthem immediately prior to the commencement of any public sporting event or exhibition that is conducted or engaged in primarily for the entertainment of spectators, and further urging that all other states pass similar resolutions.

EXPLANATION OF VOTE

MR. PRESIDENT: Due to a previous commitment to give the keynote address at the official opening of the Dubuque-Delaware-Jackson Counties Area Residential Care's Sheltered Workshop in Dubuque at 2:00 p.m., Wednesday, February 20, 1974, it was necessary for me to leave the floor of the Senate at noon in order to meet a plane waiting at the Des Moines Airport. Had I been present, I would have continued my opposition to the concept of bigger trucks on Iowa highways and would have voted NO on

final passage. Realizing that an absent vote on final passage has the same effect as a NO vote, in that neither would add toward passage of the proposal, I felt it acceptable to leave for this commitment.

MICHAEL T. BLOUIN

AMENDMENTS FILED

S—2216

- 1 Amend the House amendment to Senate File 86 as follows:
- 2 Page 1, by adding the following division to the
- 3 amendment after line 18:
- 4 Page 1, by adding the following section
- 5 after line 21:
- 6 Sec. Chapter seven hundred twenty-seven A
- 7 (727A), Code 1973, is amended by adding the following
- 8 new section:
- 9 *NEW SECTION.* There is established an athletic
- 10 commissioner's advisory commission to consist of seven
- 11 members appointed by the governor, and who shall
- 12 serve at the pleasure of the governor. The advisory
- 13 commission shall be nonpartisan and the members shall
- 14 be appointed without reference to political affiliation.
- 15 The athletic commissioner shall serve as chairman of
- 16 the advisory commission.
- 17 No member of the athletic commissioner's advisory
- 18 commission shall hold or be issued a license under the
- 19 provisions of this chapter.
- 20 2. By renumbering the divisions of the amendment to
- 21 conform with this amendment.

RALPH W. POTTER

S—2220

- 1 Amend the House amendment to Senate File 1075, as
- 2 follows:
- 3 1. By striking lines 3 through 9.
- 4 2. Line 14, by inserting before the period the
- 5 words "*, unless a sign is in place prohibiting such a*
- 6 *turn*".
- 7 3. Line 17, by striking everything after the period
- 8 and by striking lines 18 through 23.

GEORGE R. KINLEY
WILLIAM E. GLUBA

S—2214

- 1 Amend Senate File 1100, page 2, by striking lines
- 2 23 through 29.

LEONARD C. ANDERSEN

S—2223

- 1 Amend Senate File 1137 as follows:
- 2 1. Line 7 by inserting after the word "utility"
- 3 the following: "if such termination of utility
- 4 service is for nonpayment of charges by such public
- 5 utility for utility service".
- 6 2. Striking lines 14 and 15, and renumbering the
- 7 remaining subsection.

RALPH W. POTTER

S—2213

- 1 Amend Senate File 1155 as follows:
- 2 1. Page 3, line 6, by inserting after the period
- 3 the following: "However, for the year beginning
- 4 July 1, 1976 and ending June 30, 1977, and each
- 5 year thereafter no budget may increase which will
- 6 result in a millage levy which is in excess of
- 7 the millage levy for the base year unless such
- 8 millage increase has been approved by the
- 9 committee."
- 10 2. Page 6, by adding after line 31 the following:
- 11 "c. The treasurer of state or his designee."
- 12 3. Page 7, by striking lines 5 through 7,
- 13 inclusive.
- 14 4. By relettering the paragraphs to conform with
- 15 this amendment.

ROGER J. SHAFF

S—2217

- 1 Amend Senate File 1155 as follows:
- 2 1. Page 7, lines 5 and 6, by striking the words
- 3 "experienced in county accounting,".
- 4 2. Page 53, line 24, by inserting after the word
- 5 "property" the following:
- 6 " , other than incorporated cities and towns,".
- 7 3. Page 53, line 28, by striking the words "except
- 8 on property within incorporated cities,".

JAMES W. GRIFFIN, SR.

S—2224

- 1 Amend House File 453 as follows:
- 2 1. Page 2, line 5, by striking the words "five thou-
- 3 sand" and inserting in lieu thereof the words "ten
- 4 thousand".
- 5 2. Page 2, line 18, by striking the words "five
- 6 thousand" and inserting in lieu thereof the words
- 7 "ten thousand".
- 8 3. Page 3, line 27, by striking the words "five
- 9 thousand" and inserting in lieu thereof the words
- 10 "ten thousand".
- 11 4. Page 4, lines 21 and 22, by striking the words
- 12 "five thousand" and inserting in lieu thereof the
- 13 words "ten thousand".

WILLIAM E. GLUBA
MINNETTE DODERER

S—2222

- 1 Amend House File 550 as amended, passed and
- 2 reprinted by the House as follows:
- 3 Page 14, by striking lines 10 through 12
- 4 and inserting in lieu thereof the following: "of
- 5 the profession of veterinary medicine, and".

EARL M. WILLITS

S—2221

- 1 Amend House File 1029, page 2, by inserting after
- 2 line 25 the following new section:

- 3 Sec. 5. The state agriculture building shall be known
4 officially as the Henry A. Wallace Building.

BERL E. PRIEBE
WILLIAM E. GLUBA

S—2219

- 1 Amend House File 1140, page 2, line 8, by
2 inserting after the period the following:
3 *“Such attorney shall be an assistant attorney*
4 *general appointed by the attorney general who shall*
5 *fix his salary. The department shall reimburse*
6 *the attorney general for the salary and expense*
7 *of such assistant attorney general and furnish him*
8 *a suitable office if requested by the attorney*
9 *general.”*

BART SCHWIEGER

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Friday, February 22, 1974.

JOURNAL OF THE SENATE

FORTIETH DAY

SENATE CHAMBER
DES MOINES, IOWA, FRIDAY, FEBRUARY 22, 1974

The Senate met in regular session, President pro tempore Shaff presiding.

Prayer was offered by the Most Reverend Maurice J. Dingman, Bishop of the Des Moines Catholic Diocese, Des Moines, Iowa.

The Journal of Thursday, February 21, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. L. H. Boeke, West Union, Iowa.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Blouin for the day on request of Senator Coleman; Senator Milligan for the day on request of Senator Lamborn; Senator Plymat for the day on request of Senator Curtis.

HOUSE AMENDMENT CONSIDERED

Senate File 86

Senator Briles called up for consideration Senate File 86, a bill for an act relating to licenses for professional boxing and wrestling matches, amended by the House, and moved that the Senate concur in the following amendment:

- 1 Amend Senate File 86 as passed by the Senate as follows:
- 2 1. By striking lines 12 through 16 and inserting
- 3 in lieu thereof the following:
- 4 *“immediately preceding the date of application,*
- 5 *and no group, club or association shall be issued a*
- 6 *license unless it has at least ten members and all*
- 7 *members shall have been residents of this state for*
- 8 *at least one year immediately preceding the date of*
- 9 *application, and no corporation shall be issued a*
- 10 *license unless it has at least ten members or stock-*
- 11 *holders and all such members or stockholders shall have*
- 12 *been residents of the state for at least one year”.*
- 13 2. Page 1, line 17, by inserting after the period

14 the following:

15 *"However, a license may be issued to residents of*
 16 *another state without complying with the residence re-*
 17 *quirements of this section if the other state extends*
 18 *the same privilege to residents of this state."*

19 3. By inserting after line 21 the following:

20 Sec. The provisions of this Act shall become
 21 effective January 1, 1975."

Senator Potter offered amendment S—2216 to the House amendment and moved its adoption:

S—2216

1 Amend the House amendment to Senate File 86 as follows:

2 Page 1, by adding the following division to the
 3 amendment after line 18:

4 Page 1, by adding the following section
 5 after line 21:

6 Sec. Chapter seven hundred twenty-seven A
 7 (727A), Code 1973, is amended by adding the following
 8 new section:

9 **NEW SECTION.** There is established an athletic
 10 commissioner's advisory commission to consist of seven
 11 members appointed by the governor, and who shall
 12 serve at the pleasure of the governor. The advisory
 13 commission shall be nonpartisan and the members shall
 14 be appointed without reference to political affiliation.
 15 The athletic commissioner shall serve as chairman of
 16 the advisory commission.

17 No member of the athletic commissioner's advisory
 18 commission shall hold or be issued a license under the
 19 provisions of this chapter.

20 2. By renumbering the divisions of the amendment to
 21 conform with this amendment.

Senator Glenn moved that further action on Senate File 86 be postponed indefinitely.

Senator Potter asked and received unanimous consent that action on amendment S—2216 to the House amendment be temporarily deferred.

Senator Coleman raised the point of order that the motion to postpone indefinitely was out of order under Joint Rule 11, Part III.

The Chair ruled the point not well taken.

"On the question "Shall the motion to postpone indefinitely be adopted?" (S.F. 86) the vote was:

Ayes, 9:

DeKoster
 Doderer
 Glenn

Kennedy
 Kinley

Murray
 Potter

Schwieger
 Willits

Nays, 36:

Andersen	Hill	Nolin	Schaben
Bergman	Hultman	Nystrom	Schwengels
Briles	Junkins	Orr	Scott
Burroughs	Kelly	Palmer	Shaff
Coleman	Lamborn	Priebe	Shaw
Curtis	McCartney	Rabedeaux	Taylor
Gallagher	Miller of	Ramsey	Tieden
Gluba	Des Moines	Riley	Van Gilst
Hansen	Miller of	Rodgers	Winkelman
Heying	Marshall		

Absent or not voting, 5:

Blouin	Milligan	Plymat	Robinson
Griffin			

The motion lost.

Senator Doderer asked unanimous consent that further action on Senate File 86 be deferred and that the bill retain its place on the calendar.

Objection was raised.

Senator Doderer moved that further action on Senate File 86 be deferred and that the bill retain its place on the calendar.

Senator McCartney took the chair at 10:37 a.m.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President pro tempore Shaff presiding.

DEFERRED

Senator Lamborn asked and received unanimous consent that further action on Senate File 86 be deferred and that the bill retain its place on the calendar.

CONSIDERATION OF BILLS

Senate File 1169

On motion of Senator Riley, Senate File 1169, a bill for an act appropriating funds from the general fund of the state to Iowa commission for the blind for remodeling and repairs of the Iowa commission for the blind building, was taken up for consideration.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1169) the vote was:

Ayes, 41:

Andersen	Hill	Murray	Schaben
Bergman	Hultman	Nolin	Schwengels
Briles	Kelly	Nystrom	Schwieger
Burroughs	Kennedy	Orr	Scott
DeKoster	Kinley	Palmer	Shaff
Doderer	Lamborn	Potter	Shaw
Gallagher	McCartney	Priebe	Tieden
Glenn	Miller of	Rabedeaux	Van Gilst
Gluba	Des Moines	Riley	Willits
Hansen	Miller of	Robinson	Winkelman
Heying	Marshall	Rodgers	

Nays, none.

Absent or not voting, 9:

Blouin	Griffin	Milligan	Ramsey
Coleman	Junkins	Plymat	Taylor
Curtis			

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

Senate File 1165

On motion of Senator Shaw, Senate File 1165, a bill for an act appropriating from the general fund of the state to the bureau of labor for amusement park inspection, was taken up for consideration.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1165) the vote was:

Ayes, 41:

Andersen	Hill	Miller of	Rodgers
Bergman	Hultman	Marshall	Schaben
Briles	Junkins	Murray	Schwengels
Burroughs	Kelly	Nystrom	Schwieger
DeKoster	Kennedy	Orr	Scott
Doderer	Kinley	Palmer	Shaff
Gallagher	Lamborn	Potter	Shaw
Glenn	McCartney	Priebe	Tieden
Gluba	Miller of	Rabedeaux	Van Gilst
Hansen	Des Moines	Riley	Willits
Heying		Robinson	Winkelman

Nays, 1:

Nolin

Absent or not voting, 8:

Blouin	Curtis	Milligan	Ramsey
Coleman	Griffin	Plymat	Taylor

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

Senate File 1166

On motion of Senator Shaw, Senate File 1166, a bill for an act increasing the appropriation to the commission on uniform state laws for the 1974-75 fiscal year, was taken up for consideration.

Senator Shaw offered amendment S—2198 filed by her and moved its adoption:

S—2198

- 1 Amend Senate File 1166, line 16, by striking
- 2 the figure "8,500" and inserting in lieu thereof
- 3 "8,000".

Amendment S—2198 was adopted.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1166) the vote was:

Ayes, 45:

Andersen	Hill	Murray	Schaben
Bergman	Hultman	Nolin	Schwengels
Briles	Junkins	Nystrom	Schwieger
Burroughs	Kelly	Orr	Scott
Curtis	Kennedy	Palmer	Shaff
DeKoster	Kinley	Potter	Shaw
Doderer	Lamborn	Priebe	Taylor
Gallagher	McCartney	Rabedaux	Tieden
Glenn	Miller of	Ramsey	Van Gilst
Gluba	Des Moines	Riley	Willits
Hansen	Miller of	Robinson	Winkelman
Heying	Marshall	Rodgers	

Nays, none.

Absent or not voting, 5:

Blouin	Griffin	Milligan	Plymat
Coleman			

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

INTRODUCTION OF BILLS

Senate File 1200, by Senators Hansen, Murray, Plymat, Willits and Blouin, a bill for an act relating to the campaign disclosure-income tax check-off law.

Read first time and **passed on file.**

Senate File 1201, by Senator Ramsey (Brunow), a bill for an act relating to the treatment of human ailments through prayer.

Read first time and **passed on file**.

Senate File 1202, by Senator Van Gilst, a bill for an act imposing a tax on coal sold in Iowa and establishing a fund for strip-mine rehabilitation.

Read first time and **passed on file**.

Senate File 1203, by Senator Schwengels, a bill for an act granting an additional income tax exemption to persons who are eighty percent or more disabled at the close of the tax year.

Read first time and **passed on file**.

COMMUNICATION FROM THE SECRETARY OF STATE

February 21, 1974

Mr. Ralph R. Brown
Secretary of the Senate
State Capitol Building
Des Moines, Iowa 50319

I hereby certify that Senate File 1013 was published in the West Des Moines Express, West Des Moines, Iowa, February 14, 1974, and the Sioux City Journal, Sioux City, Iowa, February 12, 1974.

Respectfully submitted,
MELVIN D. SYNHORST
Secretary of State

EXPLANATIONS OF VOTES

MR. PRESIDENT: I was absent from the chamber when votes were taken on Senate Files 1165 and 1169. Had I been present I would have voted "aye" on both bills.

WARREN E. CURTIS

MR. PRESIDENT: Because of illness, I was absent from the Senate on February 20 when the votes were taken on the following appointees of the Governor: Miss Jolene Stevens, Mrs. Jolly Davidson, Mr. Charles W. Wiggins, Mr. Charles G. Rehling, and Mr. Russell M. Ross. Had I been present, I would have voted "aye" on their confirmations. In addition, I was unable to vote on amendments S—2215 and S—2218 and the Lamborn motion to refuse to concur in the House amendment to Senate File 1055. Had I been present, I would have voted "nay" on both amendments and "aye" on the Lamborn motion.

WILLARD R. HANSEN

SUBCOMMITTEE ASSIGNMENTS

- Senate File 305**
Commerce—
Riley, Chairman
Kinley
Curtis
- Senate File 1113**
Commerce—
Rodgers, Chairman
Hultman
Briles
- Senate File 1117**
Commerce—
Hultman, Chairman
Taylor
Palmer
- Senate File 1127**
Ways and Means—
Orr, Chairman
Van Gilst
Schwengels
- Senate File 1129**
Ways and Means—
Lamborn, Chairman
Griffin
Palmer
- Senate File 1130**
Cities and Towns—
Plymat, Chairman
Hansen
Scott
- Senate File 1131**
Cities and Towns—
Plymat, Chairman
Hansen
Scott
- Senate File 1132**
State Government—
Nystrom, Chairman
Junkins
Robinson
- Senate File 1134**
State Government—
Nystrom, Chairman
Junkins
Robinson
- Senate File 1135**
Cities and Towns—
Plymat, Chairman
Hansen
Scott
- Senate File 1136**
State Government—
Schwengels, Chairman
Hill
Schwieger
- Senate File 1137**
Commerce—
Taylor, Chairman
Priebe
Rabedeaux
- Senate File 1140**
State Government—
Junkins, Chairman
Schwengels
Schwieger
- Senate File 1144**
State Government—
Murray, Chairman
Hansen
Nolin
- Senate File 1145**
State Government—
Hill, Chairman
Nystrom
Nolin
- Senate File 1147**
Commerce—
Glenn, Chairman
Rabedeaux
Briles
- Senate File 1151**
State Government—
Hill, Chairman
Nystrom
Winkelman
- Senate File 1152**
Ways and Means—
Kinley, Chairman
Hill
Lamborn
- Senate File 1154**
Appropriations—
Human Resources
- Senate File 1156**
Ways and Means—
Potter, Chairman
Kinley
Schwengels
- Senate File 1158**
Ways and Means—
Van Gilst, Chairman
Curtis
Plymat
- Senate File 1159**
Human Resources—
Burroughs, Chairman
Murray
Miller of Des Moines
- Senate File 1168**
State Government—
Junkins, Chairman
Nystrom
Schwengels
- Senate File 1171**
State Government—
Nystrom, Chairman
Nolin
Schwengels
- Senate File 1172**
State Government—
Junkins, Chairman
Nystrom
Schwengels
- Senate File 1174**
Human Resources—
Murray, Chairman
Andersen
Coleman
- Senate File 1175**
Human Resources—
Murray, Chairman
Andersen
Coleman
- Senate File 1176**
Human Resources—
Murray, Chairman
Andersen
Coleman
- Senate Concurrent Resolution 109**
State Government—
Winkelman, Chairman
Nolin
Nystrom
- Senate Concurrent Resolution 110**
State Government—
Nystrom, Chairman
Glenn
Junkins
- House File 489**
Human Resources—
Murray, Chairman
Doderer
Plymat
- House File 1016**
Appropriations—
State Departments
- House File 1029**
Appropriations—
State Departments

House File 1072

Natural Resources—
Scott, Chairman
Milligan
Blouin

House File 1119

State Government—
Schwieger, Chairman
Nolin
Schwengels

House File 1140

State Government—
Shaw, Chairman
Hill
Murray

House File 1163

Natural Resources—
Scott, Chairman
Milligan
Blouin

House File 1174

Appropriations—
State Department

House File 1176

Human Resources—
Gluba, Chairman
Andersen
Burroughs

House File 1204

Appropriations—
Human Resources

REPORTS OF COMMITTEES

Senator Milligan submitted the following reports:

MR. PRESIDENT: Your committee on natural resources to which was referred **Senate File 430**, a bill for an act defining simple and aggravated littering and providing a penalty, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE F. MILLIGAN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on natural resources to which was referred **House File 160**, a bill for an act relating to liability for the unlawful destruction, taking, or possession of wildlife owned by the state and imposing civil damages, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

S—2230

- 1 Amend House File 160, as amended and passed by
- 2 the House, page 1, by striking lines 5 through 19,
- 3 inclusive, and inserting in lieu thereof the following:
- 4 "Section 1. Chapter one hundred nine (109), Code
- 5 1973, is amended by adding sections two (2) and
- 6 three (3) of this Act.
- 7 Sec. 2. *NEW SECTION*. In addition to the penalties
- 8 for violations of this chapter, any person convicted
- 9 of unlawfully taking, catching, killing, injuring,
- 10 destroying, or having in possession any game, shall
- 11 reimburse the state for the value of such game as
- 12 follows:
- 13 1. For each deer, three hundred dollars.
- 14 2. For each wild turkey, one hundred dollars.
- 15 3. For each game bird or game animal or the raw
- 16 pelt or plumage of such game for which damages are
- 17 not otherwise prescribed, twenty-five dollars.
- 18 Sec. 3. *NEW SECTION*. In each case of conviction
- 19 of unlawfully taking, catching, killing, injuring,
- 20 destroying, or having in possession any game, the
- 21 court shall enter a judgment in favor of the state
- 22 of Iowa for liquidated damages in an amount as pro-

23 vided in section two (2) of this Act, and it shall
24 be the duty of the state conservation commission,
25 with the assistance of the prosecuting attorney, to

Page 2

1 collect the liquidated damages by execution or other-
2 wise. If two or more persons who have acted together
3 are convicted of the unlawful taking, catching, kill-
4 ing, injuring, destroying, or having possession of any
5 game, the judgment shall be entered against them
6 jointly. Any liquidated damages received under this
7 Act shall be remitted to the treasurer of state who
8 shall credit such damages to the state fish and game
9 protection fund.

10 The return of any uninjured game which has been
11 unlawfully taken, caught, or possessed, to the place
12 where taken or caught or to any other place approved by
13 the state conservation commission, shall constitute the
14 discharge of any liquidated damages provided under
15 section two (2) of this Act."

GEORGE F. MILLIGAN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on natural resources to which was referred **House File 310**, a bill for an act relating to trout stamps, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE F. MILLIGAN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on natural resources to which was referred **House File 543**, a bill for an act relating to the accounting of license sale date for county recorders, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE F. MILLIGAN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on natural resources to which was referred **House File 713**, a bill for an act relating to the sale of game and providing penalties, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE F. MILLIGAN, Chairman

Ordered passed on file.

Senator Shaff submitted the following report:

MR. PRESIDENT: Your committee on ways and means to which was referred **House File 787**, a bill for an act making a correction to House File

one hundred eighty-six (186) of the 1973 Session of the Sixty-fifth General Assembly, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ROGER J. SHAFF, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2226

- 1 Amend Senate File 1150 as follows:
- 2 1. Page 2, by striking lines 15, 16 and 17.
- 3 2. Page 2, by striking lines 22 through 29 and
- 4 inserting in lieu thereof the following:
- 5 "Sec. 105. *NEW SECTION. INSANITY.* No person
- 6 shall be convicted of any crime if at the time
- 7 such crime is committed he suffers from such a
- 8 diseased or deranged condition of the mind so as to
- 9 render him incapable of knowing the nature and
- 10 quality of the act he is committing or incapable of
- 11 distinguishing between right and wrong in relation
- 12 to that act. Insanity need not exist for any
- 13 specific length of time before or after the com-
- 14 mission of the alleged criminal act."
- 15 3. Page 2, line 33, by striking the word "his"
- 16 and by striking all of lines 34 and 35 and line 1
- 17 on page 3 and inserting in lieu thereof the follow-
- 18 ing: "whether the person could form a specific
- 19 intent where specific intent is an essential
- 20 element of the crime charged."
- 21 4. Page 3, line 2, by inserting before the word
- 22 "Evidence", the following: "All persons are pre-
- 23 sumed to know the law."
- 24 5. By renumbering the sections.

RALPH F. McCARTNEY

S—2228

- 1 Amend Senate File 1150 as follows:
- 2 1. Page 50, line 8 by striking the words "any
- 3 vehicle other than".

E. KEVIN KELLY

S—2229

- 1 Amend Senate File 1150 as follows:
- 2 1. Page 56, by striking lines 13 through 30
- 3 and inserting in lieu thereof the
- 4 following:
- 5 Sec. *NEW SECTION. DEFINITIONS RELATING TO*
- 6 *OBSCENITY.*
- 6 1. Material is "obscene" if, taken as a whole, the
- 7 material is patently offensive to the average citizen
- 8 applying contemporary community values, does not contain
- 9 serious literary, scientific, political, or artistic
- 10 value, appeals to the prurient interest of the average
- 11 citizen applying contemporary community values in:
- 12 a. Patently offensive representations or descrip-

13 tions of ultimate sex acts, normal or perverted, actual
14 or simulated;

15 b. Patently offensive representations or descrip-
16 tions of masturbation, excretory functions, and lewd
17 exhibitions of the genitals.

18 2. "Material" means any recording, book, magazine,
19 newspaper or other written material or any picture,
20 drawing, photograph, motion picture, or other pictorial
21 representation or any statue or other figure.

22 3. "Minor" means any person under the age of
23 eighteen.

24 4. "Knowingly" means being aware of the character
25 of the material.

Page 2

1 5. "Distribute" means to transfer possession with
2 or without consideration.

3 Sec. *NEW SECTION. DISTRIBUTING OR EXHIBITING
OBSCENE*

4 *MATERIAL TO A MINOR.* Any person who knowingly dis-
5 tributes or exhibits obscene material to a minor shall
6 be guilty of a serious misdemeanor. Nothing in this
7 section prohibits the use of appropriate material for
8 educational purposes in any accredited school, or any
9 public library, or in any educational program in which
10 the minor is participating. Nothing in this section
11 prohibits the attendance of minors at an exhibition or
12 display of art works or the use of any materials in
13 any public library.

14 Sec. *NEW SECTION. ADMITTING A MINOR TO
PREMISES.* Any

15 person who knowingly exhibits to a minor obscene
16 material, sells to a minor a ticket or pass to a
17 premises where there is exhibited obscene material,
18 or admits a minor to premises where there is exhibited
19 obscene material, is guilty of a serious misdemeanor.
20 Nothing in this section prohibits the use of appro-
21 priate material for educational purposes in any
22 accredited school, or any public library, or in any
23 educational program in which the minor is participating.
24 Nothing in this section prohibits the attendance of
25 minors at an exhibition or display of art works or

Page 3

1 the use of any materials in any public library.

2 2. Page 57, line 5, by inserting before the first
3 word "or" the words "or the breast of a female without
4 a fully opaque covering of any portion of the nipple".

5 3. Page 57, by inserting after line 11, the
6 following:

7 4. Any obscene material.

E. KEVIN KELLY

S—2225

1 Amend Senate File 1150 as follows:

2 1. Page 56, by striking lines 13 through 35 and
3 page 57, by striking lines 1 through 11 and inserting

4 in lieu thereof the following:

5 Sec. 2505. *NEW SECTION.* DEFINITIONS RELATING TO
OBSCENITY.

6 1. Matter is "obscene" if the average person,
7 applying contemporary community standards, would find
8 that the matter, taken as a whole, lacks serious liter-
9 ary, artistic, political, or scientific value, appeals
10 to prurient interest; and the matter constitutes either:

11 a. Patently offensive representations or descrip-
12 tions of ultimate sexual acts, perverted, actual or
13 simulated; or

14 b. Patently offensive representations or descrip-
15 tions of masturbation, excretory functions, and lewd
16 exhibition of the genitals.

17 2. "Matter" means any book, magazine, or newspaper,
18 or other printed or written material, or any picture,
19 drawing, photograph, motion picture, or other pictorial
20 representation or any statue or other figure, or any
21 recording, transcription, or mechanical, chemical or
22 electrical reproduction or any other articles, equipment,
23 machines or materials.

24 3. "Distribute" means to transfer possession, with or
25 without consideration.

Page 2

1 4. "Knowingly" means being aware of the character
2 of the matter.

3 Sec. 2506. *NEW SECTION.* UNLAWFUL TRANSACTIONS
IN OBSCENITY. Any

4 person who knowingly distributes, exhibits, manufactures,
5 produces, reproduces, imports, or possesses with the
6 intent to distribute or exhibits, or advertises for
7 distribution any obscene matter, is guilty of a serious
8 misdemeanor.

RAY TAYLOR

S—2227

1 Amend Senate File 1150, page 213, by striking
2 lines 17 and 18 and inserting in lieu thereof the
3 following:

4 2. "Sec. 202. *NEW SECTION.* RECORD REVIEW. At any
5 time after a person has served fifteen years of a
6 life sentence,".

RALPH F. McCARTNEY

On motion of Senator Lamborn, the Senate adjourned until
9:30 a.m., Monday, February 25, 1974.

JOURNAL OF THE SENATE

FORTY-THIRD DAY

SENATE CHAMBER
DES MOINES, IOWA, MONDAY, FEBRUARY 25, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Marvin Beninga, pastor of the St. John's Lutheran Church, Preston, Iowa.

The Journal of Friday, February 22, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. L. E. Masters, Des Moines, Iowa.
Dr. Martha Capizzi, Des Moines, Iowa.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Junkins for the day on request of Senator Van Gilst; Senator Schwengels for the day on request of Senator Bergman.

PRESENTATION OF VISITORS

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

Twenty-one Boy Scouts and five Girl Scouts from the Benton Community School District, accompanied by Fred Cook. Senator Riley.

PETITION

The following petition was presented and placed on file:

By Senator Schwengels, from three hundred seventy-four residents of Jefferson County, opposing a mandatory helmet law for motorcyclists.

CONGRATULATIONS EXTENDED

Senator Lamborn rose on a point of personal privilege and on behalf of the Senate extended congratulations to Senator and Mrs. Bergman on their forty-first wedding anniversary.

INTRODUCTION OF BILLS

Senate File 1204, by Senator Riley, a bill for an act requiring public officials to file copies of state income tax returns for public inspection and providing penalties for violations.

Read first time and **passed on file**.

Senate File 1205, by Senator Riley, a bill for an act relating to the sale and assignment of a decedent's property, exempt property of a decedent's estate, allocation of the proceeds from a wrongful death action, power of attorney and the filing of a final fiduciary return.

Read first time and **passed on file**.

Senate File 1206, by Senators Gluba, Griffin, McCartney, Shaw, Lamborn, Kinley, Hultman, Schaben and Robinson, a bill for an act relating to health benefits provided through insurance and health service plans.

Read first time and **passed on file**.

Senate File 1207, by Senator Taylor, a bill for an act prohibiting the importation, distribution, and sale of flammable interior furnishings and providing penalties.

Read first time and **passed on file**.

SPECIAL ORDER OF BUSINESS

Senate File 1150

The hour having arrived, the Chair announced the special order of business for the consideration of Senate File 1150.

On motion of Senator Kelly, Senate File 1150, a bill for an act relating to a complete revision of the substantive criminal laws, criminal procedure laws, and sentencing and post-conviction procedure laws of this state; providing rules of criminal procedure; providing classifications of public offenses and their consequent penalties; and providing penalties for violations of laws of the state to accord with the revised classifications, was taken up for consideration.

Senator Kelly asked and received unanimous consent that John J. Yeager, Professor of Law, Drake University, be permitted to remain in the Senate chamber as a consultant during consideration of the bill.

Senator Bergman took the chair at 11:15 a.m.

Senator McCartney offered amendment S—2226 filed by him and called for a division of the amendment, sections 1 and 3 to be considered as division S—2226A; section 2 to be considered as division S—2226B; section 4, as division S—2226C; and section 5, as division S—2226D:

S—2226

Division S—2226A

- 1 Amend Senate File 1150 as follows:
- 2 1. Page 2, by striking lines 15, 16 and 17.

Division S—2226B

- 3 2. Page 2, by striking lines 22 through 29 and
- 4 inserting in lieu thereof the following:
- 5 "Sec. 105. *NEW SECTION.* INSANITY. No person
- 6 shall be convicted of any crime if at the time
- 7 such crime is committed he suffers from such a
- 8 diseased or deranged condition of the mind so as to
- 9 render him incapable of knowing the nature and
- 10 quality of the act he is committing or incapable of
- 11 distinguishing between right and wrong in relation
- 12 to that act. Insanity need not exist for any
- 13 specific length of time before or after the com-
- 14 mission of the alleged criminal act."

Division S—2226E

- 15 3. Page 2, line 33, by striking the word "his"
- 16 and by striking all of lines 34 and 35 and line 1
- 17 on page 3 and inserting in lieu thereof the follow-
- 18 ing: "whether the person could form a specific
- 19 intent where specific intent is an essential
- 20 element of the crime charged."

Division S—2226C

- 21 4. Page 3, line 2, by inserting before the word
- 22 "Evidence", the following: "All persons are pre-
- 23 sumed to know the law."

Division S—2226D

- 24 5. By renumbering the sections.

Senator Glenn called for a further division of amendment S—2226, section 3 to be considered as division S—2226E.

Senator Coleman asked and received unanimous consent that Assistant Attorney General C. Joseph Coleman, Jr., be permitted to remain in the Senate chamber as his consultant during consideration of the bill.

(Senate File 1150 pending on adjournment.)

On motion of Senator Lamborn, the Senate recessed until the fall of the gavel.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

INTRODUCTION OF BILLS

Senate File 1208, by Senator Hansen, a bill for an act to provide auxiliary services, including transportation, for nonpublic school children.

Read first time and **passed on file**.

Senate File 1209, by Senators Schwieger, Hansen, Miller of Des Moines and Doderer (Byerly and Monroe), a bill for an act relating to the licensing and regulation of social workers, certified social workers, and master social workers, the deposit of license fees for purposes of administration, and providing penalties for violations.

Read first time and **passed on file**.

Senate File 1210, by Senators Murray, Tieden and Burroughs (Crawford), a bill for an act relating to mobile home tiedowns and providing a penalty.

Read first time and **passed on file**.

Senate File 1211, by committee on ways and means, a bill for an act relating to a state fuel tax credit.

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

ANNOUNCEMENT BY THE PRESIDENT OF THE SENATE

President Neu announced the **reassignment** of **Senate File 1192** from the calendar to the committee on ways and means, under Senate Rule 37.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S.C.R. 111 State government
- S. F. 1190 Human and industrial relations
- S. F. 1191 Ways and means
- S. F. 1193 State government
- S. F. 1194 Cities and towns

- S. F. 1195 Ways and means
- S. F. 1198 Judiciary
- S. F. 1199 Judiciary
- S. F. 1200 State government
- S. F. 1201 Human resources
- S. F. 1202 Ways and means
- S. F. 1203 Ways and means
- S. F. 1204 State government
- S. F. 1205 Judiciary
- S. F. 1206 Commerce
- S. F. 1207 Human and industrial relations
- S. F. 1208 Schools
- S. F. 1209 State government
- S. F. 1210 Commerce

EXPLANATION OF VOTES

MR. PRESIDENT: I was absent from the Senate on the afternoon of February 21 and February 22 because of my attendance at a meeting at the Federal Energy Offices in Washington, D. C., as Iowa's legislative representative on the Special Energy Committee of the National Legislative Conference. Had I been present I would have voted "nay" on amendment S—2218 to Senate File 1055. I would have voted to refuse to concur in the House amendment to Senate File 1055. I would have voted "aye" on the following appointees of the Governor: Miss Jolene Stevens, Mrs. Jolly Davidson, Mr. Charles W. Wiggins, Mr. Charles G. Rehling and Mr. Russell M. Ross. I would have voted "aye" on the motion to defer Senate File 86 and for passage of Senate Files 1169, 1165 and 1166.

GEORGE F. MILLIGAN

REPORTS OF COMMITTEE

Senator Briles submitted the following reports:

MR. PRESIDENT: Your committee on county government to which was referred **House File 306**, a bill for an act relating to the recording of liens, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JAMES E. BRILES, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on county government to which was

referred **House File 1067**, a bill for an act relating to the sale of county-owned property, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

S—2239

- 1 Amend House File 1067 by striking line 16 and
- 2 inserting in lieu thereof the following: "*than*
- 3 *fifteen days nor more than twenty-five days prior*
- 4 *to the date of*".

JAMES E. BRILES, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2242

- 1 Amend Senate File 1087, page 1, line 11 by striking
- 2 the word "years" and inserting in lieu thereof the
- 3 word "months".

TOM RILEY

S—2235

- 1 Amend Senate File 1150 as follows:
- 2 1. Page 21, line 24, by inserting after the word
- 3 "pubes" the words "or the breasts of a female without
- 4 a fully opaque covering of all portions of the nipple".
- 5 2. Page 21, by inserting after line 30 the follow-
- 6 ing:
- 7 Any person who permits a person to expose his
- 8 genitals or pubes or the breasts of a female without a
- 9 fully opaque covering of all portions of the nipple to an
- 10 audience of more than one person on any premises which
- 11 he owns, leases or controls commits a serious
- 12 misdemeanor.

RAY TAYLOR

S—2237

- 1 Amend Senate File 1150, page 21, by inserting after
- 2 line 30 the following new section:
- 3 Sec. **LIVE SEX SHOW PROHIBITED.** Any person who
- 4 exposes genitals or pubes or the breast of a female
- 5 without a fully opaque covering of any portion below
- 6 the top of the nipple, in a manner that an average
- 7 person, applying contemporary community standards,
- 8 would find that the matter, taken as a whole, appeals
- 9 to prurient interest in sex and does not contain serious,
- 10 literary, artistic, political, or scientific value, is
- 11 engaged in a live sex show and is guilty of a serious
- 12 misdemeanor.
- 13 Any person who permits a live sex show to be performed
- 14 on any premises which he owns, leases, or controls is
- 15 guilty of a serious misdemeanor.

RAY TAYLOR

S—2233

- 1 Amend Senate File 1150, page 56, by striking lines 13

2 through 35, and page 57, by striking lines 1 through
3 11 and inserting in lieu thereof the following:

4 Sec. *NEW SECTION. DEFINITIONS RELATING TO*
5 *OBSCENITY. As used in this Act:*

6 1. "Minor" means any unmarried person under the
7 age of seventeen years.

8 2. "Pornographic" means that quality of
9 materials which, judging the materials taken as a
10 whole:

11 a. has as its dominant theme, to the
12 average person, applying contemporary
13 state standards, an appeal to the
14 prurient interest in sexual conduct; and

15 b. depicts or describes, in a patently
16 offensive way, sexual conduct as spec-
17 ifically defined in this Act; and

18 c. lacks serious literary, artistic, pol-
19 itical, or scientific value.

20 3. "Sexual conduct" means:

21 a. patently offensive representations or
22 descriptions of ultimate sexual acts,
23 normal or perverted, actual or simulated;
24 or

25 b. patently offensive representations or

Page 2

1 descriptions of masturbation, excretory
2 functions, and lewd exhibition of the
3 genitals.

4 4. "Knowingly" means having general knowledge of,
5 or reason to know, or a belief or reasonable ground
6 for belief which warrants further inspection or
7 inquiry of both:

8 a. the character and content of any mater-
9 ial described herein, which is reason-
10 ably susceptible to examination by the
11 defendant; and

12 b. the age of a minor.

13 Sec. *NEW SECTION. DISTRIBUTING OR EXHIBITING*
PORNO-

14 *GRAPHIC MATERIAL TO A MINOR. It shall be unlawful*
15 *for any person knowingly to sell, deliver, distribute,*
16 *display for sale or provide to a minor, or knowingly*
17 *to possess with intent to sell, deliver, distribute,*
18 *display for sale or provide to a minor:*

19 1. Any picture, photograph, drawing, sculpture,
20 motion picture film, or similar visual representation
21 or image of a person or portion of the human body,
22 which depicts sexual conduct and which is pornographic;
23 or

24 2. Any book, pamphlet, magazine, printed matter
25 however reproduced, or sound recording which contains

Page 3

1 any matter enumerated in subsection (1) hereof, or

2 explicit and detailed verbal descriptions or narrative
 3 accounts of sexual conduct and which is pornographic.
 4 Sec. *NEW SECTION. ADMITTING A MINOR TO PREM-*
 ISES. It

5 shall be unlawful for any person knowingly to exhibit
 6 to a minor for monetary consideration, or knowingly to
 7 sell to a minor an admission ticket or pass or know-
 8 ingly to admit a minor for monetary consideration to
 9 premises whereon there is exhibited, a motion picture,
 10 show or other presentation which, in whole or in part,
 11 depicts sexual conduct and which is pornographic. It
 12 shall be unlawful for an owner, operator, or manager
 13 of a business or a person acting in a managerial capa-
 14 city, to knowingly permit a minor to enter or remain
 15 on the premises if in that part of the premises where
 16 the minor is so permitted to be, there is visibly
 17 displayed:

18 1. Any picture, photograph, drawing, sculpture
 19 or other visual representation or image of a person or
 20 portion of the human body that depicts sexual conduct
 21 and which is pornographic; or

22 2. Any book, magazine, paperback, pamphlet or
 23 other written or printed matter, however reproduced,
 24 that reveals a person or portion of the human body
 25 that depicts sexual conduct and which is pornographic.

Page 4

1 Sec. *NEW SECTION. OTHER EXHIBITIONS.* It shall be
 2 unlawful for a person knowingly to exhibit a motion
 3 picture, show or other presentation, which depicts
 4 sexual conduct and is pornographic, in such a manner
 5 that it may be viewed by minors from public property
 6 or private property not under the control of the per-
 7 son exhibiting such motion picture, show or other
 8 presentation.

9 Sec. *NEW SECTION. EXCEPTIONS.* No person shall be
 10 guilty of violating the provisions of this Act:

11 1. Where such person had reasonable cause to
 12 believe that the minor involved was seventeen years
 13 old or more, and such minor exhibited to such person
 14 a draft card, driver's license, birth certificate or
 15 other official or apparently official document purport-
 16 ing to establish that such minor was seventeen years
 17 old or more: or

18 2. If the minor was accompanied by his parent or
 19 guardian, or the parent or guardian has in writing
 20 waived the application of this Act either generally
 21 or with reference to the particular transaction; or

22 3. Where such person had reasonable cause to
 23 believe that a person was the parent or guardian of
 24 the minor; or

25 4. Where such person is a bona fide school,

Page 5

1 museum or public library, or is acting in his capacity
 2 as an employee of such organization, or as a retail

3 outlet affiliated with and serving the educational
 4 purposes of such organization. Nothing in this Act
 5 prohibits the use of appropriate material for educa-
 6 tional purposes in any accredited school, or any
 7 public library, or in any educational program in which
 8 the minor is participating. Nothing in this Act pro-
 9 hibits the attendance of minors at an exhibition or
 10 display of art works or the use of any materials in
 11 any public library.

12 Sec. *NEW SECTION. FALSE REPRESENTATION OF AGE.* It

13 shall be unlawful for any minor to falsely represent
 14 to any person mentioned in the above sections relating
 15 to pornography, or to his agent, that such minor is
 16 seventeen years of age or older.

17 It shall be unlawful for any person to knowingly
 18 make a false representation to any person mentioned
 19 in the above sections relating to pornography, or to
 20 his agent, that he is the parent or guardian of any
 21 minor, or that any minor is seventeen years of age or
 22 older.

23 Sec. *NEW SECTION. EVIDENCE ADMISSIBLE AT TRIAL.* At a

24 trial for violation of the provisions of this division
 25 relating to pornography, the court may consider the

Page 6

1 material, and receive into evidence in addition to
 2 other competent evidence, the offered testimony of
 3 experts pertaining to:

- 4 1. the artistic, literary, political or
- 5 scientific value, if any, of the challenged material.
- 6 2. The degree of public acceptance within the
- 7 state of the material or material of similar character.
- 8 3. The intent of the author, artist, producer,
- 9 published, or manufacturer in creating the material.
- 10 4. The reputation of the artist, producer,
- 11 publisher, author, or manufacturer.

12 Sec. *NEW SECTION. PENALTY.* A person convicted of
 13 violating the provisions of this division relating to
 14 pornography shall be guilty of a serious misdemeanor.

15 Sec. *NEW SECTION. UNIFORM APPLICATION.* In order to

16 provide for the uniform application of the provisions
 17 of this division relating to pornography within this
 18 state, it is intended that the sole and only regula-
 19 tion of pornography shall be under the provisions of
 20 this division, and no municipality, county or other
 21 governmental unit within this state shall make any
 22 law, ordinance or regulation relating to pornography.
 23 All such laws, ordinances or regulations, whether
 24 enacted before or after this Act, shall be or become
 25 void, unenforceable and of no effect upon the effective

Page 7

1 date of this Act.

S—2234

- 1 Amend Senate File 1150, page 83, as follows:
- 2 1. Line 5, by striking the colon (:).
- 3 2. Line 6, by striking the words "1. In" and
- 4 inserting in lieu thereof the word "in".
- 5 3. By striking all of lines 8 through 16.

GENE. W. GLENN

S—2241

- 1 Amendment Senate File 1150, page 143, line 32, by
- 2 striking the words, "With the consent of all parties,
- 3 the record of the trial proceedings may be made by re-
- 4 cording equipment."

GENE V. KENNEDY
TOM RILEY

S—2236

- 1 Amend Senate File 1150 as follows:
- 2 1. Page 151, by inserting after line 32 the
- 3 following:
- 4 8. PRESUMPTION OF INTENT TO DISTRIBUTE OBSCENE
- 5 MATTER. Possession of more than three copies of the
- 6 identical obscene matter or possession of more than
- 7 ten items of obscene matter is prima facie evidence of
- 8 intent to distribute obscene matter.

RAY TAYLOR

S—2232

- 1 Amend Senate File 1150 as follows:
- 2 1. Page 211, line 23, by striking the words
- 3 "department of social services," and inserting in
- 4 lieu thereof the following: "director of the bureau
- 5 of adult correction services of the Iowa department
- 6 of social services,".
- 7 2. Page 211, line 25, by striking the words "the
- 8 department" and inserting in lieu thereof the
- 9 words "such director".
- 10 3. Page 212, lines 27 and 28, by striking the words
- 11 "department of social services" and inserting in
- 12 lieu thereof the following: "director of the bureau
- 13 of adult correction services of the Iowa department
- 14 of social services".
- 15 4. Page 212, line 30, by striking the word
- 16 "department" and inserting in lieu thereof the word
- 17 "director".
- 18 5. Page 212, line 32 by striking the second word
- 19 "the".
- 20 6. Page 212, line 33, by striking the word
- 21 "department" and inserting in lieu thereof the
- 22 words "such director".
- 23 7. Page 213, lines 11 and 12, by striking the
- 24 words "department of social services" and inserting
- 25 in lieu thereof the following: "director of the

Page 2

- 1 bureau of adult correction services of the Iowa
- 2 department of social services".

3 8. Page 213, line 29, by striking the words "depart-
4 ment of social services" and inserting in lieu thereof
5 the following: "director of the bureau of adult
6 correction services of the Iowa department of social
7 services".

8 9. Page 214, line 13, by striking the words "depart-
9 ment of social services" and inserting in lieu there-
10 of the following: "director of the bureau of adult
11 corrections of the Iowa department of social services".

12 10. Page 214, line 14, by striking the word "its"
13 and inserting in lieu thereof "such director's".

14 11. Page 214, line 15, by striking the word "it"
15 and inserting in lieu thereof the words "the director".

16 12. Page 214, lines 19 and 20 by striking the words
17 "department of social services" and inserting in
18 lieu thereof the following: "director of the bureau
19 of adult correction services of the Iowa department
20 of social services".

21 13. Page 218, line 4, by striking the words "depart-
22 ment of social services" and inserting in lieu
23 thereof the following: "director of the bureau of
24 adult correction services of the department of
25 social services".

Page 3

1 14. Page 218, line 5, by striking the words "the
2 department" and inserting in lieu thereof the words
3 "such director".

4 15. Page 218, line 7, by striking the word "depart-
5 ment" and inserting in lieu thereof the word
6 "director".

7 16. Page 219, line 17, by striking the words
8 "commissioner of social services" and inserting in
9 lieu thereof the following: "director of the bureau
10 of adult correction services of the Iowa department
11 of social services".

12 17. Page 222, lines 5 and 6, by striking the words
13 "department of social services" and inserting in
14 lieu thereof the following: "director of the
15 bureau of adult correction services of the Iowa
16 department of social services".

17 18. Page 222, line 20, by striking the words
18 "department of social services" and inserting in
19 lieu thereof the following: "director of the bureau
20 of adult correction services of the Iowa department
21 of social services".

22 19. Page 222, line 33, by striking the words
23 "department of social services" and inserting in
24 lieu thereof the following: "probation and parole
25 service of the Iowa department of social services".

WARREN E. CURTIS

S-2231

1 Amend Senate File 1150, page 224, by striking
2 lines 7 and 8 and inserting in lieu thereof the

3 following: "he is to reside. No person shall be
4 released on parole until the board of parole shall
5 have satisfactory evidence that arrangements have
6 been made for his employment or maintenance. The
7 chief parole officer may render assistance to
8 prisoners about to be paroled in procuring employment
9 and the necessary expense incident thereto shall be
10 paid as other expenses of the chief parole officer
11 are paid."

WARREN E. CURTIS

S—2238

1 Amend the Curtis amendment S—2232 filed February 25
2 to Senate File 1150 as follows:

3 1. Page 1, lines 4 and 5, by striking the words
4 "bureau of adult correction services" and inserting
5 in lieu thereof the following: "division of
6 corrections".

7 2. Page 1, lines 12 and 13, by striking the words
8 "bureau of adult correction services" and inserting
9 in lieu thereof: "division of corrections".

10 3. Page 2, line 1, by striking the words "bureau
11 of adult correction services" and inserting in lieu
12 thereof: "division of corrections".

13 4. Page 2, lines 5 and 6, by striking "bureau of
14 adult correction services" and inserting in lieu
15 thereof: "division of corrections".

16 5. Page 2, lines 10 and 11, by striking "bureau of
17 adult corrections" and inserting in lieu thereof:
18 "division of corrections".

19 6. Page 2, lines 18 and 19, by striking "bureau of
20 adult correction services" and inserting in lieu
21 thereof: "division of corrections".

22 7. Page 2, lines 23 and 24, by striking "bureau of
23 adult correction services" and inserting in lieu
24 thereof: "division of corrections".

25 8. Page 3, lines 9 and 10, by striking "bureau of

Page 2

1 adult correction services" and inserting in lieu
2 thereof: "division of corrections".

3 9. Page 3, line 15, by striking "bureau of adult
4 correction services" and inserting in lieu thereof:
5 "division of corrections".

6 10. Page 3, lines 19 and 20, by striking "bureau of
7 adult correction services" and inserting in lieu
8 thereof: "division of corrections".

9 11. Page 3, line 25, by inserting after the word
10 "service" the following: "of the division of
11 corrections".

WARREN E. CURTIS

S—2240

1 Amend the Shaff amendment S—2213 filed February 21
2 to Senate File 1155, by inserting after line 13 the
3 following new divisions and renumbering the remain-

4 ing division:

5 "4. Page 7, line 15, by inserting after the
6 word 'comptroller' the following: ', the treasurer
7 of state'.

8 "5. Page 7, by striking lines 31 and 32 and
9 inserting in lieu thereof the following: 'The
10 member who is not a public officer or employee is
11 also entitled to'."

ROGER J. SHAFF

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Tuesday, February 26, 1974.

JOURNAL OF THE SENATE

FORTY-FOURTH DAY

SENATE CHAMBER
DES MOINES, IOWA, TUESDAY, FEBRUARY 26, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Walter Behrens, pastor of the Elk Creek Lutheran Church, Kensett, Iowa.

The Journal of Monday, February 25, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. C. V. Lindholm, Armstrong, Iowa.

PRESENTATION OF VISITORS

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

Twenty-four students from Clear Creek High School, Tiffin, Iowa, accompanied by Mrs. Allman. Senator Riley.

Twenty-three students from Ottumwa Junior-Senior High School, Ottumwa, Iowa. Senator Glenn.

Thirty-five students from Woodward-Granger Community School, Woodward, Iowa, accompanied by Mr. Magill and Mr. Garner. Senator Rodgers.

PETITION

The following petition was presented and placed on file:

By Senator Orr, from fourteen residents of Poweshiek and Tama Counties opposed to narrowing the sales tax.

INTRODUCTION OF BILL

Senate File 1212, by Senator Potter, a bill for an act relating to the retirement qualifications of members of the peace officers' retirement system.

Read first time and **passed on file**.

COMMUNICATION FROM THE GOVERNOR

The following communication from the Governor was presented:

February 22, 1974

The Honorable Arthur A. Neu
Lieutenant Governor of Iowa
State Capitol
Local

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name of Mr. Robert G. Koons of Clinton, Clinton County, Iowa for appointment as a member of the State Board of Public Instruction pursuant to Sections 257.1, 257.2 and 257.3, 1973 Code of Iowa for the regular six-year term ending January 2, 1980.

Sincerely,
ROBERT D. RAY
Governor

ADOPTION OF CONCURRENT RESOLUTION

Senate Concurrent Resolution 101

Senator Rabedeaux asked and received unanimous consent to take up for consideration the following resolution:

SENATE CONCURRENT RESOLUTION 101

By Rabedeaux, Curtis, Schwengels, and Doderer

- 1 *Whereas*, the compensation of the Chief Clerk of the House
- 2 and the Secretary of the Senate was authorized only until
- 3 January 6, 1974 by House Concurrent Resolution 13, passed
- 4 by the Sixty-fifth General Assembly, 1973 Session; and
- 5 *Whereas*, the Legislative Staff and Salaries Committee was
- 6 established by the General Assembly pursuant to House Con-
- 7 current Resolution 13 and was directed to review the salary
- 8 schedule and structure for officers and employees of the
- 9 General Assembly; and
- 10 *Whereas*, the Legislative Staff and Salaries Committee has
- 11 met during the interim and has made recommendations regarding
- 12 the compensation of the Secretary of the Senate and the Chief
- 13 Clerk of the House and other recommendations regarding employ-
- 14 ment by the General Assembly, *Now Therefore*,
- 15 *Be It Resolved by the Senate, the House Concurring*, That
- 16 the compensation of Ralph R. Brown, Secretary of the Senate,
- 17 and William H. Harbor, Chief Clerk of the House, shall be
- 18 set at the rate of twenty thousand dollars, annually for the
- 19 period commencing January 7, 1974 and ending January 13, 1975.
- 20 *Be It Further Resolved*, That full-time permanent employees
- 21 of the General Assembly shall receive vacation allowances
- 22 and sick leave as are provided for other full-time permanent
- 23 state employees. The computations shall be maintained by

24 the finance clerks in each house and coordinated with the
 25 State Comptroller and the accumulated vacation and sick leave
 26 of such employees shall be determined as of January 1, 1974.
 27 *Be It Further Resolved*, That the Secretary of the Senate
 28 and Chief Clerk of the House are directed to inform all leg-
 29 islative employees of the provisions of section ninety-seven
 30 B point forty-one (97B.41), subsection three (3), paragraph
 31 b, subparagraph two (2) of the Code, which allow them to be-

Page 2

- 1 come members of the Iowa Public Employees' Retirement System
- 2 upon filing a written request with the Employment Security
- 3 Commission.

On motion of Senator Rabedaux, the report of the committee on rules and administration recommending passage was adopted.

Senator Palmer offered amendment S—2139 filed by him and moved its adoption:

S—2139

- 1 Amend Senate Concurrent Resolution 101, page 1,
- 2 line 16 by inserting after the word "Senate," the
- 3 words "shall be set at the rate of eighteen
- 4 thousand, one hundred five dollars annually,".

Amendment S—2139 lost.

Senator Doderer offered amendment S—2001 filed by her and moved its adoption:

S—2001

- 1 Amend Senate Concurrent Resolution 101, page 1, line 18, by
- 2 striking the word "twenty" and inserting in lieu thereof
- 3 "nineteen".

Roll call was requested.

On the question "Shall amendment S—2001 be adopted?" (S.C.R. 101) the vote was:

Ayes, 32:

Andersen	Heying	Nystrom	Schaben
Blouin	Hill	Orr	Schwieger
Coleman	Junkins	Palmer	Scott
DeKoster	Kennedy	Priebe	Shaff
Doderer	Kinley	Ramsey	Shaw
Gallagher	Lamborn	Riley	Van Gilst
Glenn	Murray	Robinson	Willits
Gluba	Nolin	Rodgers	Winkelman

Nays, 16:

Bergman	Hansen	Miller of	Potter
Briles	Hultman	Marshall	Rabedaux
Burroughs	Kelly	Milligan	Schwengels
Curtis	McCartney	Plymat	Taylor
Griffin			

Absent or not voting, 2:

Miller of Tieden
Des Moines

Amendment S—2001 was adopted.

Senator Rabedaux moved the adoption of the resolution as amended.

On the question "Shall the resolution as amended be adopted?" (S.C.R. 101) the vote was:

Ayes, 48:

Andersen	Hansen	Milligan	Robinson
Bergman	Heying	Murray	Rodgers
Blouin	Hill	Nolin	Schaben
Briles	Hultman	Nystrom	Schwengels
Burroughs	Junkins	Orr	Schwieger
Coleman	Kelly	Palmer	Scott
Curtis	Kennedy	Plymat	Shaw
DeKoster	Kinley	Potter	Taylor
Doderer	Lamborn	Priebe	Tieden
Gallagher	McCartney	Rabedaux	Van Gilst
Glenn	Miller of	Ramsey	Willits
Gluba	Marshall	Riley	Winkelman
Griffin			

Nays, none.

Absent or not voting, 2:

Miller of Shaff
Des Moines

The motion prevailed and the resolution as amended was adopted.

MOTION TO RECONSIDER WITHDRAWN

Senator Junkins asked and received unanimous consent to withdraw the motion to reconsider the vote by which **Senate File 1141** passed the Senate filed by him on February 19, 1974.

UNFINISHED BUSINESS

SPECIAL ORDER CONTINUED

Senate File 1150

The Senate resumed consideration of Senate File 1150, a bill for an act relating to a complete revision of the substantive criminal laws, criminal procedure laws, and sentencing and post-conviction procedure laws of this state; providing rules of criminal procedure; providing classifications of public offenses and their consequent penalties; and providing penalties for violations

of laws of the state to accord with the revised classifications, and amendment S—2226, offered, divided and pending on February 25, 1974.

Senator McCartney moved the adoption of division S—2226B of the amendment and requested a roll call.

On the question "Shall division S—2226B of the amendment be adopted?" (S.F. 1150) the vote was:

Ayes, 35:

Andersen	Heying	Nolin	Schaben
Bergman	Hill	Nystrom	Schwieger
Burroughs	Hultman	Palmer	Scott
Coleman	Junkins	Plymat	Shaff
Curtis	Kennedy	Priebe	Shaw
DeKoster	Lamborn	Rabedeaux	Taylor
Gallagher	McCartney	Ramsey	Tieden
Griffin	Miller of	Robinson	Van Gilst
Hansen	Marshall	Rodgers	Winkelman

Nays, 12:

Blouin	Gluba	Milligan	Potter
Doderer	Kelly	Murray	Riley
Glenn	Kinley	Orr	Willits

Absent or not voting, 3:

Briles	Miller of Des Moines	Schwengels
--------	-------------------------	------------

Division S—2226B of the amendment was adopted.

On motion of Senator McCartney, division S—2226A of the amendment was adopted.

On motion of Senator McCartney, division S—2226C of the amendment was adopted.

On motion of Senator McCartney, division S—2226D of the amendment was adopted.

Consideration of division S—2226E of the amendment pending.

(Senate File 1150 pending on adjournment.)

On motion of Senator Lamborn, the Senate recessed until 1:00 p.m.

AFTERNOON SESSION

The Senate reconvened, Senator Miller of Marshall presiding.

MOTION TO RECONSIDER LOST

Senate File 569

Senator Ramsey called up the following motion to reconsider filed by him on January 30, 1974, and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which Senate File 569 passed the Senate on January 30, 1974.

On the question "Shall the motion to reconsider be adopted?" (S.F. 569) the vote was:

Ayes, 17:

Bergman	Junkins	Palmer	Shaff
Coleman	Kinley	Ramsey	Taylor
Curtis	Miller of	Rodgers	Tieden
Heying	Marshall	Scott	Winkelman
Hill	Orr		

Nays, 30:

Andersen	Griffin	Nolin	Robinson
Blouin	Hansen	Nystrom	Schaben
Burroughs	Hultman	Plymat	Schwengels
DeKoster	Kelly	Potter	Schwieger
Doderer	Kennedy	Priebe	Shaw
Gallagher	Lamborn	Rabedeaux	Van Gilst
Glenn	Milligan	Riley	Willits
Gluba	Murray		

Absent or not voting, 3:

Briles	McCartney	Miller of
		Des Moines

The motion to reconsider lost.

OUT OF ORDER

The Chair ruled amendment S—2174 and amendment S—2175 to amendment S—2089 filed by Senator Ramsey to Senate File 569 out of order with the defeat of his motion to reconsider.

The Chair ruled the motion to reconsider Senate File 569 filed by Senator Miller of Des Moines out of order with the defeat of the Ramsey motion to reconsider.

PRESENTATION OF MISS AMERICA

Senator Schaben appeared on the rostrum and presented Miss America for 1974, Becky Ann King of Colorado, who addressed the Senate briefly. Miss King, a native of Iowa, was accompanied by her parents, Mr. and Mrs. Wylie King of Hancock, Iowa.

HOUSE AMENDMENT CONSIDERED

Senate File 1075

Senator Kinley called up for consideration Senate File 1075, a bill for an act relating to the regulation of vehicular traffic at traffic-control signals, amended by the House, as follows:

- 1 Amend Senate File 1075 by inserting after line 18 the
- 2 following new paragraphs:
- 3 *“Local authorities may by ordinance and state*
- 4 *authorities may by rule or regulation prohibit any such*
- 5 *right turn against a steady red signal at any intersection*
- 6 *under their respective jurisdiction. Such ordinance or*
- 7 *rule or regulation shall be effective when a sign is*
- 8 *erected at such intersection giving notice of the ordinance*
- 9 *or rule or regulation prohibiting the right turn.*
- 10 *Vehicular traffic on a one-way highway facing a steady*
- 11 *red signal may, after making a stop pursuant to this sub-*
- 12 *section, cautiously enter the intersection and make a left*
- 13 *turn onto an intersecting one-way highway on which traffic*
- 14 *travels to the left. Any left turn made pursuant to this*
- 15 *subsection shall be made in such a manner that it does not*
- 16 *interfere with other vehicular or pedestrian traffic lawfully*
- 17 *using the intersection. Local authorities may by ordinance*
- 18 *and state authorities may by rule or regulation prohibit any*
- 19 *such left turn against a steady red signal at any intersection*
- 20 *within their respective jurisdiction. Such ordinance or rule*
- 21 *or regulation shall be effective when a sign is erected at*
- 22 *such intersection giving notice of the ordinance or rule or*
- 23 *regulation prohibiting the left turn.”*

Senator Kinley offered amendment S—2220 filed by Senators Kinley and Gluba to the House amendment and called for a division of the amendment as follows:

S—2220

Division S—2220A

- 1 Amend the House amendment to Senate File 1075, as
- 2 follows:
- 3 1. By striking lines 3 through 9.

Division S—2220B

- 4 2. Line 14, by inserting before the period the
- 5 words “, unless a sign is in place prohibiting such a
- 6 turn”.

Division S—2220A (Cont'd)

- 7 3. Line 17, by striking everything after the period
- 8 and by striking lines 18 through 23.

On motion of Senator Kinley, division S—2220A of the amendment to the House amendment was adopted.

On motion of Senator Kinley, division S—2220B of the amendment to the House amendment was adopted.

Senator Kinley moved that the Senate concur in the House amendment as amended.

Roll call was requested.

On the question "Shall the Senate concur in the House amendment as amended?" (S.F. 1075) the vote was:

Ayes, 35:

Andersen	Hansen	Nolin	Rodgers
Bergman	Heying	Nystrom	Schaben
Blouin	Hultman	Orr	Schwengels
Burroughs	Junkins	Plymat	Schwieger
Coleman	Kelly	Potter	Scott
DeKoster	Kinley	Priebe	Taylor
Gallagher	Lamborn	Rabedeaux	Van Gilst
Gluba	Milligan	Riley	Willits
Griffin	Murray	Robinson	

Nays, 11:

Curtis	McCartney	Ramsey	Tieden
Doderer	Miller of	Shaff	Winkelman
Glenn	Marshall	Shaw	
Kennedy			

Absent or not voting, 4:

Briles	Hill	Miller of	Palmer
		Des Moines	

The motion prevailed and the Senate concurred in the House amendment as amended.

Senator Kinley moved that the bill as amended by the House, further amended and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1075) the vote was:

Ayes, 40:

Andersen	Hultman	Nystrom	Schaben
Bergman	Junkins	Orr	Schwengels
Blouin	Kelly	Palmer	Schwieger
Burroughs	Kinley	Plymat	Scott
Coleman	Lamborn	Potter	Shaff
DeKoster	Miller of	Priebe	Taylor
Gallagher	Marshall	Rabedeaux	Tieden
Gluba	Milligan	Riley	Van Gilst
Griffin	Murray	Robinson	Willits
Hansen	Nolin	Rodgers	Winkelman
Heying			

Nays, 8:

Curtis	Glenn	Kennedy	Ramsey
Doderer	Hill	McCartney	Shaw

Absent or not voting, 2:

Briles Miller of
 Des Moines

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

CONSIDERATION OF BILLS

Senate File 1139

On motion of Senator Griffin, Senate File 1139, a bill for an act raising the mileage rate paid to members of the general assembly and employees of the state or its political subdivisions, was taken up for consideration.

Senator Shaff offered amendment S—2168 filed by him on February 13, 1974, and found on pages 383-388, inclusive, of the Senate Journal.

Senator DeKoster offered amendment S—2181 to amendment S—2168 filed by Senators DeKoster and Shaff and moved its adoption:

S—2181

- 1 Amend the Shaff amendment S—2168 to Senate File
- 2 1139 as follows:
- 3 1. Page 1, line 12, by striking the word "fifteen"
- 4 and inserting in lieu thereof "thirteen".
- 5 2. Page 1, line 16, by striking the word "fifteen"
- 6 and inserting in lieu thereof "thirteen".
- 7 3. Page 4, line 18, by striking the word "fifteen"
- 8 and inserting in lieu thereof "thirteen".

Roll call was requested.

On the question "Shall amendment S—2181 to amendment S—2168 be adopted?" (S.F. 1139) the vote was:

Ayes, 19:

Andersen	McCartney	Priebe	Shaff
DeKoster	Miller of	Ramsey	Taylor
Heying	Marshall	Rodgers	Tieden
Hill	Palmer	Schaben	Willits
Lamborn	Plymat	Scott	Winkelman

Nays, 28:

Bergman	Gluba	Kinley	Rabedeaux
Blouin	Griffin	Milligan	Riley
Briles	Hansen	Murray	Robinson
Coleman	Hultman	Nolin	Schwengels
Doderer	Junkins	Nystrom	Schwieger
Gallagher	Kelly	Orr	Shaw
Glenn	Kennedy	Potter	Van Gilst

Absent or not voting, 3:

Burroughs

Curtis

Miller of
Des Moines

Amendment S—2181 to amendment S—2168 lost.

Senator Shaff offered amendment S—2244 to amendment S—2168 and moved its adoption:

S—2244

1 Amend the Shaff amendment S—2168 to Senate File 1139

2 as follows:

3 1. Page 1, line 17, by inserting after the word "otherwise."

4 the words "*Any peace officer as defined in section seven*

5 *hundred forty-eight point three (748.3) of the code who is*

6 *required to use his private vehicle in the performance of*

7 *his official duties shall receive reimbursement for mileage*

8 *expense at the rate of three cents per mile more than other*

9 *officials included in the provisions of this act."*

10 2. Page 4, line 19, by inserting after the word "otherwise."

11 the words "*Any peace officer as defined in section seven*

12 *hundred forty-eight point three (748.3) of the Code who is*

13 *required to use his private vehicle in the performance of*

14 *his official duties shall receive reimbursement for mile-*

15 *age expense at the rate of three cents per mile more than*

16 *other officials included in the provisions of this act."*

Amendment S—2244 to amendment S—2168 lost.

(Senate File 1139 and amendment S—2168 pending on adjournment.)

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which concurrence of the Senate is asked:

House File 475, a bill for an act relating to inheritance tax exemptions and inheritance tax on property passing by right of survivorship to a surviving spouse.

INTRODUCTION OF BILLS

Senate File 1213, by committee on ways and means, a bill for an act relating to manufacturer's samples of cigarettes and little cigars.

Read first time and placed on calendar.

Senate File 1214, by Senators Willits and Palmer (Byerly), a bill for an act relating to the restraint of dogs.

Read first time and passed on file.

Senate File 1215, by Senators Schaben, Nystrom, Andersen, Briles, Bergman, Ramsey, Heying, Blouin, Coleman, Scott, Miller of Des Moines, Gluba, Griffin, Murray, Junkins, Van Gilst, Riley, Hansen, Tieden, Kennedy, Priebe, Rodgers, Willits, Orr, Kinley and Milligan (Hansen, Edelen, Doyle, Mendenhall, McCormick, Bortell, Anderson, Dunlap, Junker, Husak, Norpel, Freeman, Middleswart, Jesse, Connors, Welden, Crabb, Carr, West, Rapp, Stanley, Ferguson, Lippold, Logue, De Jong, Newhard, Lipsky, Strothman, Menke, Peterson and Fisher of Greene), a bill for an act providing for a disability income protection program for full-time state employees and providing an appropriation.

Read first time and **passed on file**.

Senate File 1216, by Senators Murray and Briles (Daggett), a bill for an act relating to the civil defense and emergency planning of this state.

Read first time and **passed on file**.

Senate File 1217, by Senator Riley, a bill for an act relating to the registration of vehicles used for activities for churches and religious orders and providing for retroactive application of this Act.

Read first time and **passed on file**.

Senate File 1218, by Senators Schaben and Priebe (Krause, Freeman, Brunow, Crabb, Hargrave, Rapp, Hennessey, Caffrey, Howell, Ewing, Edelen, Cochran, Monroe, Fitzgerald, Woods and Miller of Calhoun), a bill for an act relating to enforcement by the state of federal railroad safety standards.

Read first time and **passed on file**.

Senate File 1219, by Senator Hansen, a bill for an act relating to inspection of a food establishment, a food-service establishment, a temporary food-service establishment, and a hotel, and providing a penalty.

Read first time and **passed on file**.

Senate File 1220, by Senator Gluba, a bill for an act to create an Iowa railroad commission.

Read first time and **passed on file**.

HOUSE MESSAGE CONSIDERED

House File 475, a bill for an act relating to inheritance tax exemptions and inheritance tax on property passing by right of survivorship to a surviving spouse.

Read first time and **passed on file.**

SENATE CONCURRENT RESOLUTION 112

By Blouin

- 1 *Whereas*, the heating systems of industrial plants have,
 2 in recent years, been converted to utilize cleaner fuels
 3 which are now in short supply; and
 4 *Whereas*, inadequate insulation of commercial establish-
 5 ments and poor design techniques utilized in the construc-
 6 tion of commercial establishments have contributed to
 7 tremendous waste in the use of fuel in this country; and
 8 *Whereas*, methods are available to design industrial
 9 equipment and apply current techniques of waste heat manage-
 10 ment which, according to the Institute of Applied Technology,
 11 could realize an average fuel savings of twenty-five percent;
 12 and
 13 *Whereas*, the energy used to produce steel from scrap is
 14 about twenty-five percent of the energy required to produce
 15 it from raw materials; and
 16 *Whereas*, conservation in fuel consumption has proved to
 17 be a viable solution to the oil and gas shortage in this
 18 country; *Now Therefore*,
 19 *Be It Resolved by the Senate*, That the Iowa development
 20 commission is urged to collect and disseminate all pertinent
 21 information relating to methods which may be used by industry
 22 to conserve precious fuel resources and that it encourage
 23 the development of and attract to this state all industry
 24 engaged in the recycling of waste material to produce
 25 alternate sources of fuel.

ANNOUNCEMENT OF INVESTIGATING COMMITTEE
ON GOVERNOR'S APPOINTMENT

President Neu, in accordance with Section 2.32, Code 1973, announced the appointment of the following Senators to an investigating committee:

Mr. Robert G. Koons of Clinton, Clinton County, Iowa, as a member of the State Board of Public Instruction.

Senator Shaff, Chairman
 Senator Bergman
 Senator Orr

REPORTS OF COMMITTEE

Senator Riley submitted the following reports:

MR. PRESIDENT: Your committee on judiciary to which was referred

Senate File 1004, a bill for an act relating to rental deposits, imposing liability and providing penalties for violations, begs leave to report that it has had the same under consideration and recommends the same **be amended in accordance with the Doderer amendment S—2201 filed February 19, 1974, and found on pages 444 and 445 of the Senate Journal, and when so amended the bill do pass.**

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary to which was referred **House File 4**, a bill for an act relating to qualifications of civil service employees, begs leave to report that it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

S—2259

- 1 Amend House File 4, as amended and passed by the
- 2 House, by striking lines 5 through 10 and inserting
- 3 in lieu thereof the following: "subsection
- 4 seven (7)."

TOM RILEY, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2243

- 1 Amend Senate File 1067 as follows:
- 2 1. Page 1, by inserting after line 12 the following:
- 3 Sec. Section three hundred fifty-nine point
- 4 forty-seven (359.47), subsection one (1), Code 1973, is
- 5 amended to read as follows:
- 6 1. For each day of eight hours necessarily engaged
- 7 in official business, where no other compensation or
- 8 mode of payment is provided, to be paid from the county
- 9 treasury, [four] *eight* dollars.

WARREN E. CURTIS

S—2245

- 1 Amend the Shaff amendment S—2168 to Senate File 1139
- 2 as follows:
- 3 1. Page 10, line 2, by striking the words "one thousand"
- 4 and inserting in lieu thereof the words "[one thousand]
- 5 *fifteen hundred*".

ROGER J. SHAFF

S—2253

- 1 Amend the Shaff amendment S—2168 to Senate File
- 2 1139, page 12, by adding after line 3 the following
- 3 new section:
- 4 Sec. **NEW SECTION.** The state comptroller is
- 5 **empowered and otherwise authorized to adjust this**
- 6 **maximum fifteen cent reimbursement rate as provided**
- 7 **by this Act so as to reflect any actual changes**

8 in the general cost of operating motor vehicles.
9 To this effect, the state comptroller shall
10 promulgate rules, pursuant to chapter seventeen A
11 (17A) of the Code, specifying a formula by which
12 such adjustments shall be made. Such adjustments
13 may supersede the provisions of this Act, but
14 shall be in accordance with the rules promulgated
15 under this Act.

WILLARD R. HANSEN

S—2246

1 Amend Senate File 1150, page 2, by striking
2 lines 34 and 35 and inserting in lieu thereof
3 the following: "specific intent or recklessness
4 at the time of his alleged criminal act or in
5 proving any element of the public offense with
6 which".

E. KEVIN KELLY

S—2250

1 Amend Senate File 1150, page 132, as follows:
2 1. By striking lines 17 through 27 and inserting in lieu
3 thereof the following:
4 "(1) Upon motion of the defendant, and after
5 hearing, the court may order the attorney for the
6 government to permit the defendant to inspect and, where
7 appropriate, subject to scientific tests, items of evidence
8 seized by the government in connection with the alleged
9 crime, which are to be offered against the defendant at
10 the time of trial. Additionally, the court may allow the
11 defendant to inspect and/or copy any statements of pros-
12 pective witnesses against the defendant, or any photo-
13 graph or any other evidentiary matter to be offered against
14 the defendant at the trial; provided, however, the same are
15 exculpatory in nature.
16 The court may not order the government to reveal
17 to the defendant its work product, trial or evidentiary
18 briefs, investigatory material or police reports and
19 investigations, unless the same tends to exculpate the
20 defendant."
21 2. By adding after line 33 the following:
22 "(3) An application by the defendant for discovery,

Page 2

1 whether discretionary or mandatory, shall be made prior
2 to the time a case is assigned for trial, or thereafter shall
3 be waived."

ROGER J. SHAFF

S—2247

1 Amend Senate File 1150, page 146, lines 1 and 2,
2 by striking the following: " , or the playing of
3 recording equipment".

GENE V. KENNEDY
TOM RILEY

S-2249

- 1 Amend Senate File 1150 as follows:
 2 1. Page 164, by striking from lines 28, 29, and 30 the
 3 following sentence: "The agreement of the other party
 4 to the application for continuance shall be immaterial on
 5 the question of good cause."
 6 2. Page 164, line 33, by striking the words "and no other"
 7 3. Page 165, by adding the following subparagraphs after
 8 line 20:
 9 "d. Nothing herein shall be construed to abrogate
 10 a defendant's right to waive a speedy trial, or any
 11 other constitutional right; provided however, such
 12 waiver must either be in writing executed by the
 13 defendant in the presence of his attorney or, made
 14 by the defendant in open court and made a matter of
 15 record.
 16 e. Where a defendant has consent to a waiver of
 17 his right to speedy trial, as provided in 3(d), the
 18 defendant must be brought to trial within 180 days
 19 from the date of indictment or filing of the inform-
 20 ation unless good cause be shown."

ROGER J. SHAFF

S-2257

- 1 Amend Senate File 1163 as follows:
 2 1. Page 2, line 6, by inserting after the period
 3 the following sentence: "Terms of office of members of
 4 the boards of directors of county school systems and joint
 5 county systems expiring on October 7, 1974 are extended
 6 until July 1, 1975 and members shall not be elected to
 7 county boards of education and joint county boards at
 8 the regular school election in 1974, except to fill a
 9 vacancy."
 10 2. Page 6, line 32, by striking the word and figure
 11 "October 7" and inserting in lieu thereof the word and
 12 figure "July 1".
 13 3. Page 7, line 9, by striking the word and figure
 14 "October 7" and inserting in lieu thereof the word and
 15 figure "July 1".
 16 4. Page 7, line 22, by striking the word "personnel"
 17 and inserting in lieu thereof the words "the administra-
 18 tive officer of the division of intermediate services,
 19 the area director of special education and the necessary
 20 support personnel, including clerical assistance".
 21 5. Page 7, line 35, by striking the word and figure
 22 "October 7" and inserting in lieu thereof the word and
 23 figure "July 1".
 24 6. Page 8, line 6, by striking the word and figure
 25 "October 7" and inserting in lieu thereof the word and

Page 2

- 1 figure "July 1".
 2 7. Page 8, lines 9 and 10, by striking the word and
 3 figure "July 1" and inserting in lieu thereof the word
 4 and figure "June 30".
 5 8. Page 8, line 18, by striking the word and figure

6 "September 20" and inserting in lieu thereof the word
7 and figure "June 15".

8 9. Page 8, line 33, by striking the words "three-
9 year".

10 10. Page 8, line 34, by striking the word and figure
11 "October 7" and inserting in lieu thereof the word and
12 figure "July 1".

13 11. Page 13, line 10, by striking the word "quality"
14 and inserting in lieu thereof the word "qualify".

15 12. Page 78, line 10, by striking the word and
16 figures "October 7, 1974" and inserting in lieu thereof
17 the words "on the effective date of this Act".

18 13. Page 78, line 16, by striking the word and
19 figures "July 1, 1974" and inserting in lieu thereof
20 the words "upon publication as provided in section one
21 hundred thirty-three (133) of this Act".

22 14. Page 78, by inserting after line 18 the follow-
23 ing section:

24 "Sec. 133. This Act, being deemed of immediate
25 importance, shall take effect and be in force from and

Page 3

1 after its publication in The Record, a newspaper
2 published in Cedar Falls, Iowa, and in the Hampton
3 Times, a newspaper published in Hampton, Iowa, as
4 provided in section one hundred thirty-two (132)
5 of this Act."

WILLARD R. HANSEN

S—2248

1 Amend Senate File 1163 as follows:

2 1. Page 2, by striking lines 7 through 18, inclusive,
3 and inserting in lieu thereof the following:

4 "Sec. 2. *NEW SECTION. AREA EDUCATION AGENCY*
5 *ESTABLISHED.* There is established in each of the several
6 merged areas of the state an area education agency,
7 governed by an area education agency board of directors.
8 The area education agency shall have boundaries which
9 are conterminous with the boundaries of the merged areas
10 as provided in chapter two hundred eighty A (280A) of
11 the Code.

12 The area education agency board shall furnish educa-
13 tional services and programs to the local school districts
14 as provided in sections one (1) through eleven (11) of
15 this Act and chapter two hundred eighty-one (281) of the
16 Code.

17 The area education agency board shall provide for
18 special education services and media services for the
19 local school districts in the merged area."

20 2. Page 2, line 27, by striking the word "ADDI-
21 TIONAL".

22 3. Page 2, by striking lines 28, 29, and 30 and
23 inserting in lieu thereof the words "AGENCY BOARD."

24 4. Page 2, line 31, by striking the word "the" and
25 inserting in lieu thereof the word "The".

Page 2

1 5. Page 3, line 1, by striking the words "The money".

2 6. Page 3, by striking lines 2 and 3 and inserting
3 in lieu thereof the words "All costs incurred in provid-
4 ing the programs".

5 7. Page 4, by inserting after line 8 the following
6 subsections:

7 10. Employ personnel as required to carry out the
8 functions of the area education agency. The provisions
9 of section two hundred seventy-nine point thirteen
10 (279.13) of the Code shall apply to the area education
11 agency board and to all certificated school employees
12 of the area education agency.

13 11. Prepare an annual budget estimating income and
14 expenditures for programs and services as provided in
15 sections one (1) through eleven (11) of this Act and
16 chapter two hundred eighty-one (281) of the Code. The
17 proposed budget shall be submitted to the department
18 of public instruction, on forms provided by the depart-
19 ment, no later than December first preceding the next
20 fiscal year for approval. The department shall review
21 the proposed budget and shall prior to January first
22 either grant approval or return the budget without
23 approval with comments of the department included. Any
24 unapproved budget shall be resubmitted to the depart-
25 ment for final approval.

Page 3

1 12. Be authorized to contract indebtedness and issue
2 bonds to raise funds to acquire sites and to erect and
3 equip buildings for use by the area education agency.
4 No indebtedness shall be incurred under this section
5 until authorized by an election. A proposition to incur
6 indebtedness and issue bonds for the purposes stated in
7 this subsection shall be deemed carried in an area educa-
8 tion agency if approved by a sixty percent majority of
9 all voters voting on the proposition within the area
10 education agency.

11 The provisions of chapters seventy-five (75) and
12 seventy-six (76) of the Code shall apply to indebtedness
13 incurred under this subsection. Taxes for the payment
14 of bonds issued under this subsection shall be levied
15 in accordance with chapter seventy-six (76) of the Code.
16 The bonds shall be payable from a fund created from the
17 proceeds of the taxes in not more than twenty years and
18 bear interest at a rate not exceeding seven percent per
19 annum, and shall be of such form as the board issuing
20 the bonds shall by resolution provide. Any indebtedness
21 incurred shall not be considered an indebtedness for
22 general and ordinary purposes as prescribed under sec-
23 tion four hundred seven point one (407.1) of the Code.

24 13. Be authorized to pay, out of funds available to
25 the board reasonable annual dues to an Iowa association

Page 4

1 of school boards. Membership shall be limited to those

2 duly elected members of the area education agency board.

3 14. At the request of an employee through contractual
4 agreement the board may arrange for the purchase of an
5 individual annuity contract for any of its respective
6 employees from any company the employee may choose that
7 is authorized to do business in this state, and through
8 an Iowa-licensed insurance agent that the employee may
9 select, for retirement or other purposes and may make
10 payroll deductions in accordance with such arrangements
11 for the purpose of paying the entire premium due, and to
12 become due, under the contract. The deductions shall
13 be made in the manner which will qualify the annuity
14 premiums for the benefits afforded under section four
15 hundred three b (403b) of the Internal Revenue Code of
16 1954 and amendments thereto. The employee's rights
17 under such annuity contract shall be nonforfeitable
18 except for the failure to pay premiums.

19 15. Be authorized to establish and pay all or any
20 part of the cost of group health insurance plans, non-
21 profit group medical service plans and group life insur-
22 ance plans adopted by the board for the benefit of
23 employees of the area education agency, from funds
24 available to the board.

25 16. Meet at least two times per year with the

Page 5

1 members of the board of directors of the merged area
2 in which the area education agency is located to discuss
3 coordination of programs and services and other matters
4 of mutual interest to the two boards.

5 8. Page 4, by striking lines 21 through 28, inclu-
6 sive.

7 9. Page 4, line 30, by striking the words "within
8 the division of intermediate services".

9 10. Page 4, line 31, by striking the word "subdivi-
10 sion" and inserting in lieu thereof the word "division".

11 11. Page 4, line 31, by inserting after the word
12 "education" the words "of the area education agency".

13 12. Page 4, line 35, by striking the word "subdivi-
14 sion" and inserting in lieu thereof the word "division".

15 13. Page 7, by striking lines 26 through 35, inclu-
16 sive.

17 14. Page 8, by striking lines 1 through 35, inclu-
18 sive.

19 15. Page 9, by striking lines 1 through 28, inclu-
20 sive, and inserting in lieu thereof the following:

21 Sec. 9. *NEW SECTION.* AREA EDUCATION AGENCY BOARD
OF

22 DIRECTORS.

23 1. Board of Directors. The board of directors of an
24 area education agency shall consist of the same number
25 of directors as are authorized to serve on the board of

Page 6

1 the merged area under the provisions of chapter two
2 hundred eighty A (280A) of the Code, within the area

3 being served by the area education agency. The members
4 of the area education agency board shall be elected from
5 director districts in the manner provided in this sec-
6 tion. Each director shall serve a three-year term which
7 expires on the first Monday in October, except that
8 directors elected at the initial election to take office
9 on October 7, 1974 shall determine their respective
10 terms by lot so that the terms of one-third of the
11 members, as nearly as may be, shall expire on the first
12 Monday of October of each succeeding year.

13 2. Election of Directors. Area education agency
14 directors shall be elected from director districts which
15 are coterminous with the director districts for the
16 election of members of the merged area board under
17 chapter two hundred eighty A (280A) of the Code.

18 The board of directors of the area education agency
19 shall be elected at director district conventions
20 attended by members of the boards of directors of the
21 local school districts located within the director
22 district.

23 A convention shall be held not later than September
24 20, 1974 and the date shall be determined by the county
25 superintendent of the county located entirely within the

Page 7

1 director district which has the largest public school
2 enrollment. The location of each director district
3 convention shall be determined by the county superin-
4 tendent of the county within the director district which
5 has the largest public school enrollment, and the loca-
6 tion shall be at a school facility located within the
7 director district. The presiding officer of the director
8 district convention shall be the president of the board
9 of directors of the school district in which the con-
10 vention is held. A single member shall be elected from
11 each director district. The member of the area education
12 agency board to be elected at the director district con-
13 vention may be a member of a local school distict
14 board of directors and shall be an elector and a resident
15 of the director district, other than school district
16 employees.

17 After July 1, 1975, a director district convention
18 shall be called and the location of the convention shall
19 be determined by the area education agency superintendent.
20 Annually a director district convention shall be held
21 within two weeks following the regular school election.
22 Notice of the time, date and place of the director district
23 convention shall be published by the area education agency
24 superintendent at least forty-five days prior to the day
25 of the district convention in at least one newspaper of

Page 8

1 general circulation in the merged area. The cost of
2 publication shall be paid by the area education agency.

3 The board of each separate school district which is
4 located entirely or partially inside an area education

5 agency director district shall cast a vote for director
6 of the area education agency board based upon the ratio
7 that the population of the school district, or portion
8 of the school district, in the director district bears
9 to the total population in the director district. The
10 population of each school district or portion shall be
11 determined by the department of public instruction.

12 Vacancies, as defined in section two hundred seventy-
13 seven point twenty-nine (277.29) of the Code, in the
14 membership of the area education agency board shall be
15 filled for the unexpired portion of the term by the
16 board of the school district in which the member resided.

17 A candidate for election to the area education agency
18 board shall file a statement of candidacy with the area
19 education agency secretary at least ten days prior to the
20 date of the district director convention, on forms pre-
21 scribed by the department of public instruction. The
22 statement of candidacy shall include the candidate's name,
23 address and school district. The list of candidates
24 shall be sent by the secretary of the area education
25 agency by ordinary mail to the presidents of the boards

Page 9

1 of directors of all school districts within the director
2 district immediately following the last day for filing
3 the statement of candidacy. For the initial district
4 director convention the statement of candidacy shall be
5 filed with the county superintendent who determines the
6 date and location of the district convention and he shall
7 send the list of candidates to the presidents of the
8 school boards.

9 3. Organization. The board of directors of each
10 area education agency shall meet on the first Monday
11 in October at a suitable place designated by the presi-
12 dent. Directors whose terms commence at the organization
13 meeting shall qualify by taking the oath of office required
14 by section two hundred seventy-nine point twenty-eight
15 (279.28) of the Code at or before the organization meeting.
16 For the initial board the location of the organization
17 meeting shall be determined by the county superintendent
18 who determined the date and location of the director
19 district convention.

20 The provisions of section two hundred eighty A point
21 thirteen (280A.13) of the Code relating to organization,
22 officers, appointment of secretary and treasurer, and
23 meetings of the merged area board shall apply to the
24 area education agency board.

25 4. Quorum. A majority of the members of the board

Page 10

1 of directors of the area education agency shall consti-
2 tute a quorum.

3 16. Page 9, line 31, by striking the words "for the
4 division of intermediate services".

5 17. Page 11, lines 31, 32, and 33, by striking the
6 words "administrative officer of the area division of

7 intermediate services" and inserting in lieu thereof
8 the words "area education agency superintendent".

9 18. Page 12, line 23, by striking the words "divi-
10 sion of intermediate services".

11 19. Page 13, line 21, by striking the words "[merged
12 areas]" and inserting in lieu thereof the words "merged
13 areas,".

14 20. Page 13, line 35, by striking the words "[merged]
15 area" and inserting in lieu thereof the words "merged
16 area, *area*".

17 21. Page 14, line 15, by striking the words "[merged]
18 area" and inserting in lieu thereof the words "merged
19 area, *area*".

20 22. Page 15, by inserting after line 22 the follow-
21 ing sections:

22 Sec. Section seventy-five point one (75.1),
23 unnumbered paragraph one (1), Code 1973, is amended to
24 read as follows:

25 When a proposition to authorize an issuance of bonds

Page 11

1 by a county, township, school corporation, *area education*
2 *agency*, city or town, or by any local board or commission,
3 is submitted to the electors, such proposition shall not
4 be deemed carried or adopted, anything in the statutes
5 to the contrary notwithstanding, unless the vote in favor
6 of such authorization is equal to at least sixty percent
7 of the total vote cast for and against said proposition
8 at said election.

9 Sec. Section seventy-five point ten (75.10),
10 Code 1973, is amended to read as follows:

11 75.10 DENOMINATIONS of BONDS. Notwithstanding any
12 other provisions in the statutes to the contrary, issues
13 of public bonds of every kind and character by counties,
14 cities, town, [and] school corporations, *and area education*
15 *agencies* shall be issued in amounts of one hundred dollars
16 or multiples thereof not to exceed ten thousand dollars.
17 This provision shall not apply to bonds, the interest or
18 principal, or both, of which are payable out of special
19 assessments against benefited properties.

20 Sec. Section seventy-six point one (76.1), Code
21 1973, is amended to read as follows:

22 76.1 MANDATORY RETIREMENT. Hereafter issues of bonds
23 of every kind and character by counties, cities, towns,
24 [and] school corporations, *and area education agencies*
25 shall be consecutively numbered. The annual levy shall

Page 12

1 be sufficient to pay the interest and approximately such
2 portion of the principal of the bonds as will retire them
3 in a period not exceeding twenty years from date of issue.
4 Each issue of bonds shall be scheduled to mature serially
5 in the same order as numbered.

6 Sec. Section seventy-six point seven (76.7), Code
7 1973, is amended to read as follows:

8 76.7 PARTICULAR BONDS AFFECTED—PAYMENT. Counties,
 9 cities, towns, [and] school corporations, *and area educa-*
 10 *tion agencies* may at any time or times extend or renew
 11 any legal indebtedness or any part thereof they may have
 12 represented by bonds or certificates where such indebted-
 13 ness is payable from a limited annual tax or from a voted
 14 annual tax, and may by resolution fund or refund the same
 15 and issue bonds therefor running not more than twenty
 16 years to be known as funding or refunding bonds, and make
 17 provision for the payment of the principal and interest
 18 thereof from the proceeds of an annual tax for the period
 19 covered by such bonds similar to the tax authorized by
 20 law or by the electors for the payment of the indebted-
 21 ness so extended or renewed.

22 23. Page 41, by striking lines 7 through 35, inclu-
 23 sive.

24 24. Page 42, by striking lines 1 and 2.

25 25. Page 42, by striking lines 5 through 20, inclusive,

Page 13

1 and inserting in lieu thereof the following:

2 "280A.12 GOVERNING BOARD. The governing board of a
 3 merged area shall be a board of directors composed of
 4 one member elected from each director district in the
 5 area by the electors of the respective district. Mem-
 6 bers of the board shall be residents of the district
 7 from which elected. Successors shall be chosen at the
 8 annual school elections for members whose terms expire
 9 on the first Monday in October following such elections.
 10 Terms of members of the board of directors shall be
 11 three years except that members of the initial board
 12 of directors elected at the special election shall deter-
 13 mine their respective terms by lot so that the terms of
 14 one-third of the members, as nearly as may be, shall
 15 expire on the first Monday in October of".

16 26. Page 42, line 30, by striking the words "*as a*
 17 *member elected by the electorate*".

18 27. Page 42, by striking line 32 and inserting in
 19 lieu thereof the words "district or a member of [a
 20 county board of education] *an area education agency*
 21 *board*."

22 28. Page 43, lines 10 and 11, by striking the words
 23 "[merged] *area education agency*" and inserting in lieu
 24 thereof the words "merged area".

25 29. Page 43, by striking line 22 and inserting in

Page 14

1 lieu thereof the words "of a merged area shall qualify
 2 by taking".

3 30. Page 43, line 27, by striking the words "[merged]
 4 *area education agency*" and inserting in lieu thereof
 5 the words "merged area".

6 31. Page 43, lines 33 and 34, by striking the words
 7 "[merged] *area education agency*" and inserting in lieu
 8 thereof the words "merged area".

- 9 32. Page 44, line 16, by striking the words “[a
10 merged] *an area education agency*” and inserting in lieu
11 thereof the words “a merged area”.
- 12 33. Page 44, line 20, by striking the words “[merged]
13 *area education agency*” and inserting in lieu thereof the
14 words “merged area”.
- 15 34. Page 44, by striking lines 22 through 35, inclu-
16 sive.
- 17 35. Page 45, by striking lines 1 through 4, inclu-
18 sive.
- 19 36. Page 45, lines 7 and 8, by striking the words
20 “area education agency” and inserting in lieu thereof
21 the words “merged area”.
- 22 37. Page 45, lines 9 and 10, by striking the words
23 and figure “eight (8) of this Act and by section”.
- 24 38. Page 45, line 15, by striking the words “area
25 education agency” and inserting in lieu thereof the

Page 15

- 1 words “merged area”.
- 2 39. Page 45, lines 20 and 21, by striking the words
3 “area education agency” and inserting in lieu thereof
4 the words “merged area”.
- 5 40. Page 46, line 5, by striking the words “area
6 education agency” and inserting in lieu thereof the
7 words “merged area”.
- 8 41. Page 46, line 11, by striking the words “area
9 education agency” and inserting in lieu thereof the
10 words “merged area”.
- 11 42. Page 46, lines 16 and 17, by striking the words
12 “area education agency” and inserting in lieu thereof
13 the words “merged area”.
- 14 43. Page 46, by striking lines 20 through 23,
15 inclusive.
- 16 44. Page 76, by striking lines 32 through 35,
17 inclusive.
- 18 45. Page 77, by striking lines 1 through 31, inclu-
19 sive and inserting in lieu thereof the following:
- 20 Sec. 129. Initial operating funds required for payment
21 of salaries and other expenses for planning purposes prior
22 to July 1, 1975, implemented under the provisions of
23 section eight (8) of this Act, shall be advanced to the
24 board of directors of the area education agency by the
25 state comptroller, subject to the approval of the de-

Page 16

- 1 partment of public instruction. Any funds advanced
2 shall be deducted from payments by the state comptroller
3 to the area education agency after July 1, 1975.
- 4 46. Page 78, by striking lines 8 through 13,
5 inclusive.
- 6 47. Page 78, line 15, by striking the words and
7 figure “and section one hundred thirty-one (131)”.
- 8 48. Amend the title, page 1, line 2, by striking the
9 comma and inserting in lieu thereof the word “and”.

- 10 49. Amend the title, page 1, line 3, by striking
 11 the words “, and merged areas”.
- 12 50. Amend the title, page 1, line 8, by striking
 13 the words “to change the size”.
- 14 51. Amend the title, page 1, by striking line 9.
- 15 52. Amend the title, page 1, line 10, by striking
 16 the word “board,”.
- 17 53. By correcting section numbers and internal
 18 references as necessary.

ROGER J. SHAFF
 GENE V. KENNEDY
 JAMES W. GRIFFIN, SR.
 LEONARD C. ANDERSEN
 DALE L. TIEDEN
 LOWELL JUNKINS

S—2258

- 1 Amend the Shaff amendment, S—2248, to Senate File
 2 1163 as follows:
- 3 1. Page 5, by striking lines 23, 24, and 25.
 4 2. Page 6, by striking lines 1 through 25, inclusive.
 5 3. Page 7, by striking lines 1 through 25, inclusive.
 6 4. Page 8, by striking lines 1 through 25, inclusive.
 7 5. Page 9, by striking lines 1 through 25, inclusive.
 8 6. Page 10, by striking lines 1 and 2 and inserting
 9 in lieu thereof the following:
- 10 The governing board of an area education agency shall
 11 be a board of directors composed of one member elected
 12 from each director district in a merged area by the
 13 electors of the director district. The director dis-
 14 tricts shall be as established pursuant to chapter two
 15 hundred eighty A (280A) of the Code. Members shall be
 16 elected at the regular school election commencing with
 17 the regular school election in 1974, and the term of
 18 office shall be three years except that the initial
 19 terms shall be determined respectively by lot. One-
 20 third of the members, as nearly as may be, shall be
 21 elected for one-year terms; one-third of the members,
 22 as nearly as may be, shall be elected for two-year
 23 terms; and one-third of the members, as nearly as may
 24 be, shall be elected for three-year terms. Vacancies
 25 on the board shall be filled in the manner provided for

Page 2

- 1 vacancies on the merged area board pursuant to section
 2 two hundred eighty A point twelve (280A.12) of the Code.
 3 The board shall organize on the first Monday of
 4 October in each year and a president and such other
 5 officers as are deemed necessary by the board shall be
 6 elected from the membership of the board. The provi-
 7 sions of section two hundred eighty A point thirteen
 8 (280A.13) of the Code relating to the appointment of a
 9 secretary and treasurer shall apply to the appointment
 10 of a secretary and treasurer of the area education
 11 agency.

12 The provisions of sections two hundred eighty A point
 13 twelve (280A.12) and two hundred eighty A point four-
 14 teen (280A.14) of the Code, and sections sixty-seven
 15 (67) and seventy-one (71) of this Act shall apply to
 16 elections of the board of the area education agency.

LEONARD C. ANDERSEN

S—2252

1 Amend Senate File 1163 as follows:

2 1. Page 2, by striking lines 8 through 12, inclu-
 3 sive, and inserting in lieu thereof the words "Boards
 4 of directors of intermediate service units, established
 5 in section nine (9) of this Act shall have the respon-
 6 sibility".

7 2. Page 2, line 16, by striking the words "area edu-
 8 cation agency" and inserting in lieu thereof the words
 9 "intermediate service unit".

10 3. Page 2, line 18, by inserting after the word
 11 "the" the word "merged".

12 4. Page 2, line 19, by striking the words "area edu-
 13 cation agency" and inserting in lieu thereof the words
 14 "intermediate service unit".

15 5. Page 2, by striking lines 27 through 30, inclu-
 16 sive, and inserting in lieu thereof the following:

17 Sec. 3. *NEW SECTION. DUTIES OF INTERMEDIATE
 SERVICE*

18 *UNIT BOARD.*

19 6. Page 2, line 31, by striking the words "the
 20 board" and inserting in lieu thereof the words "The
 21 intermediate service unit board".

22 7. Page 2, line 33, by striking the words "area
 23 education agency" and inserting in lieu thereof the
 24 words "intermediate service unit".

25 8. Page 3, line 1, by striking the words "The money".

Page 2

1 9. Page 3, by striking lines 2 and 3 and inserting
 2 in lieu thereof the words "All costs incurred in pro-
 3 viding the programs".

4 10. Page 3, line 15, by striking the words "area
 5 education agency" and inserting in lieu thereof the
 6 words "intermediate service unit".

7 11. Page 3, line 19, by striking the words "area
 8 education agency" and inserting in lieu thereof the words
 9 "intermediate service unit".

10 12. Page 3, line 20, by striking the words "area edu-
 11 cation agency" and inserting in lieu thereof the words
 12 "intermediate service unit".

13 13. Page 4, by inserting after line 8 the following
 14 subsections:

15 10. Employ personnel as required to carry out the
 16 functions of the intermediate service unit. The pro-
 17 visions of section two hundred seventy-nine point thir-
 18 teen (279.13) of the Code shall apply to the inter-
 19 mediate service unit board and to all certificated
 20 school employees of the intermediate service unit.

21 11. Prepare an annual budget estimating income and
22 expenditures for programs and services as provided in
23 sections one (1) through eleven (11) of this Act and
24 chapter two hundred eighty-one (281) of the Code. The
25 proposed budget shall be submitted to the department of

Page 3

1 public instruction, on forms provided by the department,
2 no later than December first preceding the next fiscal
3 year for approval. The department shall review the
4 proposed budget and shall prior to January first either
5 grant approval or return the budget without approval
6 with comments of the department included. Any unapproved
7 budget shall be resubmitted to the department for final
8 approval.

9 12. Be authorized to contract indebtedness and
10 issue bonds to raise funds to acquire sites and to erect
11 and equip buildings for use by the intermediate service
12 unit. No indebtedness shall be incurred under this
13 section until authorized by an election. A proposition
14 to incur indebtedness and issue bonds for the purposes
15 stated in this subsection shall be deemed carried in an
16 intermediate service unit if approved by a sixty percent
17 majority of all voters voting on the proposition within
18 the area of the intermediate service unit.

19 The provisions of chapters seventy-five (75) and
20 seventy-six (76) of the Code shall apply to indebtedness
21 incurred under this subsection. Taxes for the payment
22 of bonds issued under this subsection shall be levied
23 in accordance with chapter seventy-six (76) of the Code.
24 The bonds shall be payable from a fund created from the
25 proceeds of the taxes in not more than twenty years and

Page 4

1 bear interest at a rate not exceeding seven percent per
2 annum, and shall be of such form as the board issuing
3 the bonds shall by resolution provide. Any indebted-
4 ness incurred shall not be considered an indebtedness
5 for general and ordinary purposes as prescribed under
6 section four hundred seven point one (407.1) of the
7 Code.

8 13. Be authorized to pay, out of funds available to
9 the board reasonable annual dues to an Iowa association
10 of school boards. Membership shall be limited to those
11 duly elected members of the intermediate service unit
12 board.

13 14. At the request of an employee through contractual
14 agreement the board may arrange for the purchase of an
15 individual annuity contract for any of its respective
16 employees from any company the employee may choose that
17 is authorized to do business in this state, and through
18 an Iowa-licensed insurance agent that the employee may
19 select, for retirement or other purposes and may make
20 payroll deductions in accordance with such arrange-
21 ments for the purpose of paying the entire premium due,
22 and to become due, under the contract. The deductions

23 shall be made in the manner which will qualify the
 24 annuity premiums for the benefits afforded under section
 25 four hundred three b (403b) of the Internal Revenue

Page 5

1 Code of 1954 and amendments thereto. The employee's
 2 rights under such annuity contract shall be nonforfeit-
 3 able except for the failure to pay premiums.

4 15. Be authorized to establish and pay all or any
 5 part of the cost of group health insurance plans, non-
 6 profit group medical service plans and group life
 7 insurance plans adopted by the board for the benefit of
 8 employees of the intermediate service unit, from funds
 9 available to the board.

10 14. Page 4, by striking lines 9 through 12, inclusive,
 11 and inserting in lieu thereof the following:

12 "Sec. 4. *NEW SECTION*. INTERMEDIATE SERVICE UNIT
 13 SUPERINTENDENT. The board of directors shall employ an
 14 intermediate service unit superintendent who shall
 15 possess a superintendent's certificate issued under the
 16 provisions of section two hundred sixty point nine
 17 (260.9) of the Code.

18 The intermediate service unit superintendent shall:"

19 15. Page 4, line 14, by striking the words "area
 20 education agency" and inserting in lieu thereof the words
 21 "intermediate service unit".

22 16. Page 4, line 16, by striking the words "area edu-
 23 cation agency" and inserting in lieu thereof the words
 24 "intermediate service unit".

25 17. Page 4, line 18, by striking the words "area

Page 6

1 education agency" and inserting in lieu thereof the
 2 words "intermediate service unit".

3 18. Page 4, by striking lines 21 through 28, inclu-
 4 sive.

5 19. Page 4, line 30, by striking the words "within
 6 the division of intermediate services".

7 20. Page 4, line 31, by striking the word "subdivi-
 8 sion" and inserting in lieu thereof the word "division".

9 21. Page 4, line 35, by striking the word "subdivi-
 10 sion" and inserting in lieu thereof the word "division".

11 22. Page 5, line 11, by striking the word "area" and
 12 inserting in lieu thereof the words "intermediate service
 13 unit".

14 23. Page 5, line 18, by striking the words "area
 15 served" and inserting in lieu thereof the words "inter-
 16 mediate service unit".

17 24. Page 5, line 29, by striking the words "area
 18 served" and inserting in lieu thereof the words "inter-
 19 mediate service unit".

20 25. Page 6, line 9, by striking the words "area edu-
 21 cation agency" and inserting in lieu thereof the words
 22 "intermediate service unit".

23 26. Page 6, line 15, by striking the word "area" and
 24 inserting in lieu thereof the words "intermediate

25 service unit”.

Page 7

1 27. Page 6, line 17, by striking the words “area
2 education agency” and inserting in lieu thereof the
3 words “intermediate service unit”.

4 28. Page 6, line 25, by striking the words “area
5 education agency” and inserting in lieu thereof the
6 words “intermediate service unit”.

7 29. Page 6, lines 25 and 26, by striking the words
8 “area education agency” and inserting in lieu thereof
9 the words “intermediate service unit”.

10 30. Page 6, line 27, by striking the words “area
11 education agency” and inserting in lieu thereof the
12 words “intermediate service unit”.

13 31. Page 6, line 28, by striking the word “area” and
14 inserting in lieu thereof the words “intermediate service
15 unit”.

16 32. Page 6, line 33, by striking the word “area
17 education agency” and inserting in lieu thereof the
18 words “intermediate service unit”.

19 33. Page 7, line 2, striking the words “area
20 education agency” and inserting in lieu thereof the
21 words “intermediate service unit”.

22 34. Page 7, lines 3 and 4, by striking the words
23 “area education agency” and inserting in lieu thereof
24 the words “intermediate service unit”.

25 35. Page 7, lines 8 and 9, by striking the words

Page 8

1 “area education agency” and inserting in lieu thereof
2 the words “intermediate service unit”.

3 36. Page 7, lines 11 and 12, by striking the words
4 “area education agency” and inserting in lieu thereof
5 the words “intermediate service unit”.

6 37. Page 7, line 16, by striking the words “area
7 education agency” and inserting in lieu thereof the
8 words “intermediate service unit”.

9 38. Page 7, line 17, by striking the words “area
10 education agency” and inserting in lieu thereof the
11 words “intermediate service unit”.

12 39. Page 7, line 19, by striking the words “area
13 education agency” and inserting in lieu thereof the
14 words “intermediate service unit”.

15 40. Page 7, by striking lines 26 through 35, inclu-
16 sive.

17 41. Page 8, by striking lines 1 through 35, inclu-
18 sive and inserting in lieu thereof the following
19 section:

20 **Sec. 9. NEW SECTION. INTERMEDIATE SERVICE UNIT.**

21 There are established intermediate service units with
22 boundaries coterminous with the boundaries of the merged
23 areas established pursuant to chapter two hundred eighty
24 A (280A) of the Code. The governing board of an inter-
25 mediate service unit shall be a board of directors com-

Page 9

1 posed of one member elected from each director district
 2 in a merged area by the electors of the director dis-
 3 trict. The director districts shall be as established
 4 pursuant to chapter two hundred eighty A (280A) of the
 5 Code. Members shall be elected at the regular school
 6 election commencing with the regular school election in
 7 1974, and the term of office shall be three years except
 8 that the initial terms shall be determined respectively
 9 by lot. One-third of the members, as nearly as may be,
 10 shall be elected for one-year terms; one-third of the
 11 members, as nearly as may be, shall be elected for two-
 12 year terms; and one-third of the members, as nearly as
 13 may be, shall be elected for three-year terms. Vacan-
 14 cies on the board shall be filled in the manner provided
 15 for vacancies on the merged area board pursuant to sec-
 16 tion two hundred eighty A point twelve (280A.12) of the
 17 Code.

18 The board shall organize on the first Monday of
 19 October in each year and a president and such other
 20 officers as are deemed necessary by the board shall be
 21 elected from the membership of the board. The provi-
 22 sions of section two hundred eighty A point thirteen
 23 (280A.13) of the Code relating to the appointment of a
 24 secretary and treasurer shall apply to the appointment
 25 of a secretary and treasurer of the intermediate service

Page 10

- 1 unit.
 2 The provisions of sections two hundred eighty A point
 3 twelve (280A.12) and two hundred eighty A point fourteen
 4 (280A.14), and sections sixty-seven (67) and seventy-one
 5 (71) of this Act shall apply to elections in the inter-
 6 mediate service unit.
 7 42. Page 9, by striking lines 1 through 28, inclu-
 8 sive.
 9 43. Page 9, by striking line 31.
 10 44. Page 9, line 32, by striking the word "agency"
 11 and inserting in lieu thereof the words ", the inter-
 12 mediate service unit".
 13 45. Page 9, line 33, by striking the words "area
 14 education agency" and inserting in lieu thereof the
 15 words "intermediate service unit".
 16 46. Page 10, line 2, by striking the words "area
 17 education agency" and inserting in lieu thereof the
 18 words "intermediate service unit".
 19 47. Page 10, lines 17 and 18, by striking the words
 20 "area education agency" and inserting in lieu thereof
 21 the words "intermediate service unit".
 22 48. Page 10, line 26, by striking the words "area
 23 education agency" and inserting in lieu thereof the
 24 words "intermediate service unit".
 25 49. Page 10, line 30, by striking the word "agency"

Page 11

- 1 and inserting in lieu thereof the word "unit".

- 2 50. Page 10, lines 34 and 35, by striking the words
3 "area education agency" and inserting in lieu thereof
4 the words "intermediate service unit".
- 5 51. Page 11, line 2, by striking the word "area" and
6 inserting in lieu thereof the words "intermediate
7 service unit".
- 8 52. Page 11, lines 9 and 10, by striking the words
9 "area education agency" and inserting in lieu thereof
10 the words "intermediate service unit".
- 11 53. Page 11, line 11 by striking the word "agency"
12 and inserting in lieu thereof the word "unit".
- 13 54. Page 11, line 12, by striking the word "area".
- 14 55. Page 11, line 16, by striking the words "area
15 education agency" and inserting in lieu thereof the
16 words "intermediate service unit".
- 17 56. Page 11, line 17, by striking the word "agency"
18 and inserting in lieu thereof the word "unit".
- 19 57. Page 11, line 19, by striking the word "area".
- 20 58. Page 11, line 29, by striking the words "area
21 education agency" and inserting in lieu thereof the
22 words "intermediate service unit".
- 23 59. Page 11, line 30, by striking the word "agency"
24 and inserting in lieu thereof the word "unit".
- 25 60. Page 11, lines 31, 32 and 33, by striking the

Page 12

- 1 words "administrative officer of the area division of
2 intermediate services" and inserting in lieu thereof the
3 words "intermediate service unit superintendent".
- 4 61. Page 11, lines 34 and 35, by striking the words
5 "area education agency" and inserting in lieu thereof
6 the words "intermediate service unit".
- 7 62. Page 11, line 35, by striking the word "area".
- 8 63. Page 12, line 1, by striking the words "educa-
9 tion agency" and inserting in lieu thereof the words
10 "intermediate service unit".
- 11 64. Page 12, line 2, by striking the words "area
12 education agency" and inserting in lieu thereof the
13 words "intermediate service unit".
- 14 65. Page 12, line 6, by striking the words "area
15 education agency" and inserting in lieu thereof the
16 words "intermediate service unit".
- 17 66. Page 12, line 9, by striking the words "area
18 education agency" and inserting in lieu thereof the
19 words "intermediate service unit".
- 20 67. Page 12, lines 10 and 11, by striking the words
21 "area education agency" and inserting in lieu thereof
22 the words "intermediate service unit".
- 23 68. Page 12, line 12, by striking the words "area
24 education agencies" and inserting in lieu thereof the
25 words "intermediate service units".

Page 13

- 1 69. Page 12, line 15, by striking the word "area"
2 and inserting in lieu thereof the word "unit".

- 3 70. Page 12, line 22, by striking the words "area
4 education agency" and inserting in lieu thereof the
5 words "intermediate service unit".
- 6 71. Page 12, line 23, by striking the words "divi-
7 sion of intermediate services".
- 8 72. Page 12, line 27, by striking the words "area
9 education agency" and inserting in lieu thereof the
10 words "intermediate service unit".
- 11 73. Page 12, lines 28 and 29, by striking the words
12 "area education agency" and inserting in lieu thereof
13 the words "intermediate service unit".
- 14 74. Page 12, line 31, by striking the words "area
15 education agency" and inserting in lieu thereof the
16 words "intermediate service unit".
- 17 75. Page 12, line 32, by striking the word "agency"
18 and inserting in lieu thereof the word "unit".
- 19 76. Page 12, line 34, by striking the words "area
20 education agency" and inserting in lieu thereof the
21 words "intermediate service unit".
- 22 77. Page 12, line 35, by striking the word "area".
- 23 78. Page 13, line 1, by striking the words "educa-
24 tion agency" and inserting in lieu thereof the words
25 "intermediate service unit".

Page 14

- 1 79. Page 13, line 2, by striking the word "agency"
2 and inserting in lieu thereof the word "unit".
- 3 80. Page 13, line 6, by striking the words "area
4 education agencies" and inserting in lieu thereof the
5 words "intermediate service units".
- 6 81. Page 13, line 13, by striking the words "area
7 education agency" and inserting in lieu thereof the
8 words "intermediate service unit".
- 9 82. Page 13, lines 14 and 15, by striking the words
10 "area education agency" and inserting in lieu thereof
11 the words "intermediate service unit".
- 12 83. Page 13, line 21, by striking the words "[merged
13 areas] *area education agencies*" and inserting in lieu
14 thereof the words "merged areas , *intermediate service*
15 *units*".
- 16 84. Page 13, line 35, by striking the words "[merged]
17 *area education agency*" and inserting in lieu thereof the
18 words "merged area, *intermediate service unit*,".
- 19 85. Page 14, line 15, by striking the words "[merged]
20 *area education agency*" and inserting in lieu thereof the
21 words "merged area, *intermediate service unit*,".
- 22 86. Page 15, line 13, by striking the words "*area*
23 *education agency*" and inserting in lieu thereof the
24 words "*intermediate service unit*".
- 25 87. Page 15, by inserting after line 22 the follow-

Page 15

- 1 ing sections:
- 2 Sec. Section seventy-five point one (75.1),
- 3 unnumbered paragraph one (1), Code 1973, is amended to
- 4 read as follows:

5 When a proposition to authorize an issuance of bonds
6 by a county, township, school corporation, *intermediate*
7 *service unit*, city or town, or by any local board or
8 commission, is submitted to the electors, such proposi-
9 tion shall not be deemed carried or adopted, anything in
10 the statutes to the contrary notwithstanding, unless
11 the vote in favor of such authorization is equal to at
12 least sixty percent of the total vote cast for and
13 against said proposition at said election.

14 Sec. Section seventy-five point ten (75.10),
15 Code 1973, is amended to read as follows:

16 75.10 DENOMINATIONS OF BONDS. Notwithstanding any
17 other provisions in the statutes to the contrary, issues
18 of public bonds of every kind and character by counties,
19 cities, towns [and], school corporations, *and intermediate*
20 *service units* shall be issued in amounts of one hundred
21 dollars or multiples thereof not to exceed ten thousand
22 dollars. This provision shall not apply to bonds, the
23 interest or principal, or both, of which are payable out
24 of special assessments against benefited properties.

25 Sec. Section seventy-six point one (76.1), Code

Page 16

1 1973, is amended to read as follows:

2 76.1 MANDATORY RETIREMENT. Hereafter issues of
3 bonds of every kind and character by counties, cities,
4 towns, [and] school corporations, *and intermediate service*
5 *units* shall be consecutively numbered. The annual levy
6 shall be sufficient to pay the interest and approximately
7 such portion of the principal of the bonds as will retire
8 them in a period not exceeding twenty years from date of
9 issue. Each issue of bonds shall be scheduled to mature
10 serially in the same order as numbered.

11 Sec. Section seventy-six point seven (76.7),
12 Code 1973, is amended to read as follows:

13 76.7 PARTICULAR BONDS AFFECTED—PAYMENT. Counties,
14 cities, towns, [and] school corporations, *and intermediate*
15 *service units* may at any time or times extend or renew
16 any legal indebtedness or any part thereof they may
17 have represented by bonds or certificates where such
18 indebtedness is payable from a limited annual tax or
19 from a voted annual tax, and may by resolution fund or
20 refund the same and issue bonds therefor running not
21 more than twenty years to be known as funding or re-
22 funding bonds, and make provision for the payment of
23 the principal and interest thereof from the proceeds
24 of an annual tax for the period covered by such
25 bonds similar to the tax authorized by law or by the

Page 17

1 electors for the payment of the indebtedness so
2 extended or renewed.

3 88. Page 15, line 26, by inserting after the word
4 "[education,]" the words "*intermediate service unit*,".

5 89. Page 16, line 3, by inserting after the word
6 "[education,]" the words "*intermediate service unit*,".

- 7 90. Page 16, line 13, by striking the words "*area*
8 *education agencies*" and inserting in lieu thereof the
9 words "*intermediate service units*".
- 10 91. Page 16, lines 20 and 21, by striking the words
11 "*area education agency*" and inserting in lieu thereof
12 the words "*intermediate service unit*".
- 13 92. Page 17, line 1, by striking the words "*area*
14 *education agency*" and inserting in lieu thereof the
15 words "*intermediate service unit*".
- 16 93. Page 17, line 8, by striking the words "*area*
17 *education agency*" and inserting in lieu thereof the
18 words "*intermediate service unit*".
- 19 94. Page 17, line 21, by striking the words "*area*
20 *education agency*" and inserting in lieu thereof the
21 words "*intermediate service unit*".
- 22 95. Page 18, line 9, by striking the words "*area*
23 *education agency*" and inserting in lieu thereof the
24 words "*intermediate service unit*".
- 25 96. Page 18, lines 12 and 13, by striking the words

Page 18

- 1 "*area education agency*" and inserting in lieu thereof
2 the words "*intermediate service unit*".
- 3 97. Page 19, line 9, by striking the words "*area*
4 *education agency*" and inserting in lieu thereof the
5 words "*intermediate service unit*".
- 6 98. Page 19, lines 15 and 16, by striking the words
7 "*area education agency*" and inserting in lieu thereof
8 the words "*intermediate service unit*".
- 9 99. Page 19, lines 18 and 19, by striking the words
10 "*area education agency*" and inserting in lieu thereof
11 the words "*intermediate service unit*".
- 12 100. Page 19, lines 22 and 23, by striking the words
13 "*area education agency*" and inserting in lieu thereof
14 the words "*intermediate service unit*".
- 15 101. Page 19, lines 23 and 24, by striking the words
16 "*area education agency*" and inserting in lieu thereof
17 the words "*intermediate service unit*".
- 18 102. Page 20, lines 4 and 5, by striking the words
19 "*area education agency*" and inserting in lieu thereof
20 the words "*intermediate service unit*".
- 21 103. Page 20, lines 8 and 9, by striking the words
22 "*area education agency*" and inserting in lieu thereof
23 the words "*intermediate service unit*".
- 24 104. Page 20, lines 12 and 13, by striking the words
25 "*area education agency*" and inserting in lieu thereof

Page 19

- 1 the words "*intermediate service unit*".
- 2 105. Page 20, lines 17 and 18, by striking the words
3 "*area education agency*" and inserting in lieu thereof
4 the words "*intermediate service unit*".
- 5 106. Page 20, line 21, by striking the words "*area*
6 *education agency*" and inserting in lieu thereof the words
7 "*intermediate service unit*".
- 8 107. Page 20, line 24, by striking the words "*area*

9 *education agency*" and inserting in lieu thereof the
10 words "*intermediate service unit*".

11 108. Page 20, lines 30 and 31, by striking the words
12 "*area education agency*" and inserting in lieu thereof
13 the words "*intermediate service unit*".

14 109. Page 20, lines 31 and 32, by striking the words
15 "*area education agency*" and inserting in lieu thereof
16 the words "*intermediate service unit*".

17 110. Page 21, lines 1 and 2, by striking the words
18 "*area education agency*" and inserting in lieu thereof
19 the words "*intermediate service unit*".

20 111. Page 21, line 4, by striking the words "*area*
21 *education agency*" and inserting in lieu thereof the
22 words "*intermediate service unit*".

23 112. Page 21, line 5, by striking the words "*area*
24 *education agency*" and inserting in lieu thereof the
25 words "*intermediate service unit*".

Page 20

1 113. Page 21, lines 11 and 12, by striking the words
2 "*area education agency*" and inserting in lieu thereof
3 the words "*intermediate service unit*".

4 114. Page 21, line 13, by striking the words "*area*
5 *education agency*" and inserting in lieu thereof the words
6 "*intermediate service unit*".

7 115. Page 21, line 18, by striking the words "*area*
8 *education agency*" and inserting in lieu thereof the words
9 "*intermediate service unit*".

10 116. Page 22, line 6, by striking the words "*area*
11 *education agency*" and inserting in lieu thereof the
12 words "*intermediate service unit*".

13 117. Page 22, lines 19 and 20, by striking the words
14 "*area education agency*" and inserting in lieu thereof the
15 words "*intermediate service unit*".

16 118. Page 22, lines 27 and 28, by striking the words
17 "*area education agency*" and inserting in lieu thereof the
18 words "*intermediate service unit*".

19 119. Page 22, line 30, by striking the words "*area*
20 *education agency*" and inserting in lieu thereof the words
21 "*intermediate service unit*".

22 120. Page 23, lines 3 and 4, by striking the words
23 "*area education agency*" and inserting in lieu thereof the
24 words "*intermediate service unit*".

25 121. Page 23, lines 5 and 6, by striking the words

Page 21

1 "*area education agency*" and inserting in lieu thereof the
2 words "*intermediate service unit*".

3 122. Page 23, line 19, by striking the words "*area*
4 *education agency*" and inserting in lieu thereof the words
5 "*intermediate service unit*".

6 123. Page 23, lines 21 and 22, by striking the words
7 "*area education agency*" and inserting in lieu thereof the
8 words "*intermediate service unit*".

9 124. Page 26, line 6, by striking the words "*area*
10 *education agency*" and inserting in lieu thereof the words

11 "intermediate service unit".

12 125. Page 26, line 8, by striking the words "area
13 education agency" and inserting in lieu thereof the words
14 "intermediate service unit".

15 126. Page 26, line 16, by striking the words "*area*
16 *education agency*" and inserting in lieu thereof the words
17 "*intermediate service unit*".

18 127. Page 26, lines 23 and 24, by striking the words
19 "*area education agency*" and inserting in lieu thereof the
20 words "*intermediate service unit*".

21 128. Page 26, line 29, by striking the words "*area*
22 *education agency*" and inserting in lieu thereof the
23 words "*intermediate service unit*".

24 129. Page 27, line 9, by striking the words "*area*
25 *education agency*" and inserting in lieu thereof the

Page 22

1 words "*intermediate service unit*".

2 130. Page 27, line 11, by striking the words "*area*
3 *education agency*" and inserting in lieu thereof the words
4 "*intermediate service unit*".

5 131. Page 27, line 19, by striking the words "*area*
6 *education agency*" and inserting in lieu thereof the words
7 "*intermediate service unit*".

8 132. Page 27, line 26, by striking the words "*area*
9 *education agency*" and inserting in lieu thereof the
10 words "*intermediate service unit*".

11 133. Page 27, line 32, by striking the words "*area*
12 *education agency*" and inserting in lieu thereof the words
13 "*intermediate service unit*".

14 134. Page 28, line 5, by striking the words "*area*
15 *education agency*" and inserting in lieu thereof the words
16 "*intermediate service unit*".

17 135. Page 28, line 14, by striking the words "*area*
18 *education agencies*" and inserting in lieu thereof the
19 words "*intermediate service units*".

20 136. Page 28, line 20, by striking the words "*area*
21 *education agency*" and inserting in lieu thereof the words
22 "*intermediate service unit*".

23 137. Page 28, line 34, by striking the words "*area*
24 *education agencies*" and inserting in lieu thereof the
25 words "*intermediate service units*".

Page 23

1 138. Page 28, line 26, by striking the words "*area*
2 *education agency*" and inserting in lieu thereof the words
3 "*intermediate service unit*".

4 139. Page 28, line 28, by striking the words "*area*
5 *education agency*" and inserting in lieu thereof the words
6 "*intermediate service unit*".

7 140. Page 28, line 31, by striking the words "*area*
8 *education agency*" and inserting in lieu thereof the words
9 "*intermediate service unit*".

10 141. Page 28, line 32, by inserting after the word
11 "[counties]" the word "*merged*".

12 142. Page 29, lines 21 and 22, by striking the words

13 "area education agency" and inserting in lieu thereof
14 the words "intermediate service unit".

15 143. Page 29, line 27, by striking the words "area
16 education agency" and inserting in lieu thereof the
17 words "intermediate service unit".

18 144. Page 30, line 4, by striking the words "area
19 education agency" and inserting in lieu thereof the
20 words "intermediate service unit".

21 145. Page 30, line 5, by striking the words "area
22 education agency" and inserting in lieu thereof the
23 words "intermediate service unit".

24 146. Page 30, line 13, by striking the words "area
25 education agency" and inserting in lieu thereof the

Page 24

1 words "intermediate service unit".

2 147. Page 30, lines 22 and 23, by striking the words
3 "area education agency" and inserting in lieu thereof
4 the words "intermediate service unit".

5 148. Page 30, line 25, by striking the words "area
6 education agency" and inserting in lieu thereof the words
7 "intermediate service unit".

8 149. Page 30, line 35, by striking the words "area
9 education agencies" and inserting in lieu thereof the
10 words "intermediate service units".

11 150. Page 31, line 1, by striking the words "area
12 education agency" and inserting in lieu thereof the words
13 "intermediate service unit".

14 151. Page 31, lines 2 and 3, by striking the words
15 "area education agency" and inserting in lieu thereof
16 the words "intermediate service unit".

17 152. Page 31, lines 10 and 11, by striking the words
18 "area education agency" and inserting in lieu thereof
19 the words "intermediate service unit".

20 153. Page 31, lines 12 and 13, by striking the words
21 "area education agency" and inserting in lieu thereof
22 the words "intermediate service unit".

23 154. Page 31, lines 34 and 35, by striking the words
24 "area education agency" and inserting in lieu thereof
25 the words "intermediate service unit".

Page 25

1 155. Page 32, line 7, by striking the words "area
2 education agency" and inserting in lieu thereof the
3 words "intermediate service unit".

4 156. Page 32, lines 12 and 13, by striking the words
5 "area education agency" and inserting in lieu thereof
6 the words "intermediate service unit".

7 157. Page 32, line 20, by striking the words "area
8 education agency" and inserting in lieu thereof the words
9 "intermediate service unit".

10 158. Page 32, line 21, by striking the words "area
11 education agency" and inserting in lieu thereof the
12 words "intermediate service unit".

13 159. Page 32, lines 23 and 24, by striking the words
14 "area education agency" and inserting in lieu thereof the

15 words "*intermediate service unit*".

16 160. Page 32, lines 27 and 28, by striking the words
17 "*area education agencies*" and inserting in lieu thereof
18 the words "*intermediate service units*."

19 161. Page 32, lines 28 and 29, by striking the words
20 "*area education agencies*" and inserting in lieu thereof
21 the words "*intermediate service units*".

22 162. Page 32, line 35, by striking the words "*area*
23 *education agency*" and inserting in lieu thereof the
24 words "*intermediate service unit*".

25 163. Page 33, line 15, by striking the words "*area*

Page 26

1 *education agency*" and inserting in lieu thereof the
2 words "*intermediate service unit*".

3 164. Page 33, line 17, by striking the words "*area*
4 *education agency*" and inserting in lieu thereof the words
5 "*intermediate service unit*".

6 165. Page 33, line 21, by striking the words "*area*
7 *education agency*" and inserting in lieu thereof the words
8 "*intermediate service unit*".

9 166. Page 33, line 27, by striking the words "*area*
10 *education agency*" and inserting in lieu thereof the words
11 "*intermediate service unit*".

12 167. Page 33, line 33, by striking the words "*area*
13 *education agency*" and inserting in lieu thereof the words
14 "*intermediate service unit*".

15 168. Page 34, line 19, by striking the words "*area*
16 *education agency*" and inserting in lieu thereof the words
17 "*intermediate service unit*".

18 169. Page 35, line 14, by striking the words "*area*
19 *education agency*" and inserting in lieu thereof the
20 words "*intermediate service unit*".

21 170. Page 35, lines 17 and 18, by striking the words
22 "*area education agency*" and inserting in lieu thereof
23 the words "*intermediate service unit*".

24 171. Page 35, line 27, by striking the words "*area*
25 *education agency*" and inserting in lieu thereof the

Page 27

1 words "*intermediate service unit*".

2 172. Page 35, line 28, by striking the words "*area*
3 *education agency*" and inserting in lieu thereof the
4 words "*intermediate service unit*".

5 173. Page 36, lines 17 and 18, by striking the words
6 "*area education agency*" and inserting in lieu thereof
7 the words "*intermediate service unit*".

8 174. Page 36, lines 20 and 21, by striking the words
9 "*area education agency*" and inserting in lieu thereof
10 the words "*intermediate service unit*".

11 175. Page 37, line 1, by striking the words "*area*
12 *education agency*" and inserting in lieu thereof the
13 words "*intermediate service unit*".

14 176. Page 37, lines 1 and 2, by striking the words
15 "*area education agency*" and inserting in lieu thereof
16 the words "*intermediate service unit*".

17 177. Page 37, line 10, by striking the words "*area*
18 *education agency*" and inserting in lieu thereof the
19 words "*intermediate service unit*".

20 178. Page 37, line 12, by striking the words "*area*
21 *education agency*" and inserting in lieu thereof the words
22 "*intermediate service unit*".

23 179. Page 37, lines 13 and 14, by striking the words
24 "*area education agency*" and inserting in lieu thereof
25 the words "*intermediate service unit*".

Page 28

1 180. Page 37, lines 14 and 15, by striking the
2 words "*area education agency*" and inserting in lieu
3 thereof the words "*intermediate service unit*".

4 181. Page 37, line 19, by striking the words "*area*
5 *education agency*" and inserting in lieu thereof the words
6 "*intermediate service unit*".

7 182. Page 37, lines 23 and 24, by striking the words
8 "*area education agency*" and inserting in lieu thereof
9 the words "*intermediate service unit*".

10 183. Page 37, line 30, by striking the words "*area*
11 *education agency*" and inserting in lieu thereof the words
12 "*intermediate service unit*".

13 184. Page 38, line 11, by striking the words "*area*
14 *education agency*" and inserting in lieu thereof the words
15 "*intermediate service unit*".

16 185. Page 38, line 24, by striking the words "*area*
17 *education agency*" and inserting in lieu thereof the
18 words "*intermediate service unit*".

19 186. Page 39, lines 16 and 17, by striking the words
20 "*area education agency*" and inserting in lieu thereof
21 the words "*intermediate service unit*".

22 187. Page 39, line 25, by striking the words "*area*
23 *education agency*" and inserting in lieu thereof the words
24 "*intermediate service unit*".

25 188. Page 40, line 27, by striking the words "*area*

Page 29

1 *education agency*" and inserting in lieu thereof the
2 words "*intermediate service unit*".

3 189. Page 40, lines 30 and 31, by striking the words
4 "*area education agency*" and inserting in lieu thereof
5 the words "*intermediate service unit*".

6 190. Page 41, line 3, by striking the words "*area*
7 *education agency*" and inserting in lieu thereof the words
8 "*intermediate service unit*".

9 191. Page 41, by striking lines 7 through 35, inclu-
10 sive.

11 192. Page 42, by striking lines 1 and 2.

12 193. Page 42, by striking lines 5 through 20, inclu-
13 sive, and inserting in lieu thereof the following:

14 "280A.12 GOVERNING BOARD. The governing board of a
15 merged area shall be a board of directors composed of
16 one member elected from each director district in the
17 area by the electors of the respective district. **Members**
18 of the board shall be residents of the district from

19 which elected. Successors shall be chosen at the annual
 20 school elections for members whose terms expire on the
 21 first Monday in October following such elections. Terms
 22 of members of the board of directors shall be three
 23 years except that members of the initial board of direc-
 24 tors elected at the special election shall determine
 25 their respective terms by lot so that the terms of one-

Page 30

1 third of the members, as nearly as may be, shall expire
 2 on the first Monday in October of”
 3 194. Page 42, line 30, by striking the words “as
 4 a member elected by the electorate”.
 5 195. Page 42, by striking line 32 and inserting in
 6 lieu thereof the words “district or a member of a [county
 7 board of education] *intermediate service unit board.*”
 8 196. Page 43, line 10, by striking the word “[merged]”
 9 and inserting in lieu thereof the word “merged”.
 10 197. Page 43, line 11, by striking the words
 11 “*education agency*”.
 12 198. Page 43, by striking line 22 and inserting in
 13 lieu thereof the words “of a merged area shall qualify
 14 by taking”.
 15 199. Page 43, line 27, by striking the words “[merged]
 16 area *education agency*” and inserting in lieu thereof
 17 the words “merged area”.
 18 200. Page 43, lines 33 and 34, by striking the words
 19 “[merged] area *education agency*” and inserting in lieu
 20 thereof the words “merged area”.
 21 201. Page 44, line 16, by striking the words “[a
 22 merged] *an area education agency*” and inserting in lieu
 23 thereof the words “a merged area”.
 24 202. Page 44, line 20, by striking the words “[merged]
 25 area *education agency*” and inserting in lieu thereof the

Page 31

1 words “merged area”.
 2 203. Page 44, by striking lines 22 through 35, in-
 3 clusive.
 4 204. Page 45, by striking lines 1 through 4, inclu-
 5 sive.
 6 205. Page 45, lines 7 and 8, by striking the words
 7 “area education agency” and inserting in lieu thereof
 8 the words “merged area”.
 9 206. Page 45, lines 9 and 10, by striking the words
 10 and figure “eight (8) of this Act and by section”.
 11 207. Page 45, line 15, by striking the words “area
 12 education agency” and inserting in lieu thereof the
 13 words “merged area”.
 14 208. Page 45, lines 20 and 21, by striking the words
 15 “area education agency” and inserting in lieu thereof
 16 the words “merged area”.
 17 209. Page 46, line 5, by striking the words “area
 18 education agency” and inserting in lieu thereof the
 19 words “merged area”.
 20 210. Page 46, line 11, by striking the words “area

21 education agency" and inserting in lieu thereof the
22 words "merged area".
23 211. Page 46, lines 16 and 17, by striking the words
24 "area education agency" and inserting in lieu thereof
25 the words "merged area".

Page 32

1 212. Page 46, by striking lines 20 through 23, inclu-
2 sive.
3 213. Page 48, lines 17 and 18, by striking the words
4 "area education agency" and inserting in lieu thereof the
5 words "intermediate service unit".
6 214. Page 48, line 20, by striking the words "area
7 education agency" and inserting in lieu thereof the
8 words "intermediate service unit".
9 215. Page 48, line 32, by striking the words "area
10 education agency" and inserting in lieu thereof the
11 words "intermediate service unit".
12 216. Page 49, line 22, by striking the words "area
13 education agency" and inserting in lieu thereof the
14 words "intermediate service unit".
15 217. Page 49, line 26, by striking the words "area
16 education agency" and inserting in lieu thereof the
17 words "intermediate service unit".
18 218. Page 49, line 28, by striking the words "area
19 education agency" and inserting in lieu thereof the
20 words "intermediate service unit".
21 219. Page 50, lines 24 and 25, by striking the words
22 "area education agency" and inserting in lieu thereof
23 the words "intermediate service unit".
24 220. Page 50, line 29, by striking the words "area
25 education agency" and inserting in lieu thereof the

Page 33

1 words "intermediate service unit".
2 221. Page 50, lines 32 and 33, by striking the words
3 "area education agency" and inserting in lieu thereof
4 the words "intermediate service unit".
5 222. Page 51, line 3, by striking the words "area
6 education agency" and inserting in lieu thereof the
7 words "intermediate service unit".
8 223. Page 51, line 5, by striking the words "area
9 education agency" and inserting in lieu thereof the
10 words "intermediate service unit".
11 224. Page 51, line 7, by striking the words "area
12 education agency" and inserting in lieu thereof the
13 words "intermediate service unit".
14 225. Page 51, line 24, by striking the words "area
15 education agency" and inserting in lieu thereof the
16 words "intermediate service unit".
17 226. Page 53, line 12, by striking the word "area"
18 and inserting in lieu thereof the words "intermediate
19 service unit".
20 227. Page 53, line 24, by striking the word "area"
21 and inserting in lieu thereof the words "intermediate
22 service unit".

- 23 228. Page 53, line 28, by striking the word "area"
 24 and inserting in lieu thereof the word "unit".
 25 229. Page 53, line 34, by striking the word "area"

Page 34

- 1 and inserting in lieu thereof the words "intermediate
 2 service unit".
 3 230. Page 55, lines 34 and 35, by striking the words
 4 "area education agency" and inserting in lieu thereof
 5 the words "*intermediate service unit*".
 6 231. Page 56, line 19, by striking the words "area
 7 education agency" and inserting in lieu thereof the
 8 words "*intermediate service unit*".
 9 232. Page 56, line 22, by striking the words "area
 10 education agency" and inserting in lieu thereof the
 11 words "*intermediate service unit*".
 12 233. Page 56, lines 29 and 30, by striking the words
 13 "area education agency" and inserting in lieu thereof
 14 the words "*intermediate service unit*".
 15 234. Page 57, line 2, by striking the words "area
 16 education agency" and inserting in lieu thereof the
 17 words "*intermediate service unit*".
 18 235. Page 57, lines 3 and 4, by striking the words
 19 "area education agency" and inserting in lieu thereof
 20 the words "*intermediate service unit*".
 21 236. Page 57, line 28, by striking the words "area
 22 education agency" and inserting in lieu thereof the
 23 words "*intermediate service unit*".
 24 237. Page 57, lines 33 and 34, by striking the words
 25 "area education agency" and inserting in lieu thereof

Page 35

- 1 the words "*intermediate service unit*".
 2 238. Page 57, line 35, by striking the words "area
 3 education agency" and inserting in lieu thereof the
 4 words "*intermediate service unit*".
 5 239. Page 58, lines 7 and 8, by striking the words
 6 "area education agency" and inserting in lieu thereof
 7 the words "*intermediate service unit*".
 8 240. Page 58, line 9, by striking the words "area
 9 education agency" and inserting in lieu thereof the
 10 words "*intermediate service unit*".
 11 241. Page 58, line 15, by striking the word "AREA"
 12 and inserting in lieu thereof the words "*INTERMEDIATE*
 13 *SERVICE UNIT*".
 14 242. Page 58, line 16, by striking the words "area
 15 education agency" and inserting in lieu thereof the
 16 words "*intermediate service unit*".
 17 243. Page 58, line 22, by striking the words "area
 18 education agency" and inserting in lieu thereof the
 19 words "*intermediate service unit*".
 20 244. Page 58, line 23, by striking the words "area
 21 education agency" and inserting in lieu thereof the
 22 words "*intermediate service unit*".
 23 245. Page 58, line 27, by striking the words "area
 24 education agency" and inserting in lieu thereof the

25 words "*intermediate service unit*".

Page 36

1 246. Page 59, line 1, by striking the words "*area*
2 *education agency*" and inserting in lieu thereof the
3 words "*intermediate service unit*".

4 247. Page 59, lines 12 and 13, by striking the words
5 "*area education agency*" and inserting in lieu thereof
6 the words "*intermediate service unit*".

7 248. Page 59, line 16, by striking the words "*area*
8 *education agency*" and inserting in lieu thereof the
9 words "*intermediate service unit*".

10 249. Page 59, line 20, by striking the words "*area*
11 *education agency*" and inserting in lieu thereof the
12 words "*intermediate service unit*".

13 250. Page 59, line 25, by striking the words "*area*
14 *education agency*" and inserting in lieu thereof the
15 words "*intermediate service unit*".

16 251. Page 59, line 27, by striking the words "*area*
17 *education agency*" and inserting in lieu thereof the
18 words "*intermediate service unit*".

19 252. Page 59, line 29, by striking the words "*area*
20 *education agency*" and inserting in lieu thereof the
21 words "*intermediate service unit*".

22 253. Page 59, line 33, by striking the words "*area*
23 *education agency*" and inserting in lieu thereof the
24 words "*intermediate service unit*".

25 254. Page 60, lines 1 and 2, by striking the words

Page 37

1 "*area education agency*" and inserting in lieu thereof
2 the words "*intermediate service unit*".

3 255. Page 60, line 5, by striking the words "*area*
4 *education agency*" and inserting in lieu thereof the
5 words "*intermediate service unit*".

6 256. Page 60, line 9, by striking the words "*area*
7 *education agency*" and inserting in lieu thereof the
8 words "*intermediate service unit*".

9 257. Page 60, line 19, by striking the words "*area*
10 *education agency*" and inserting in lieu thereof the
11 words "*intermediate service unit*".

12 258. Page 60, line 25, by striking the words "*area*
13 *education agency*" and inserting in lieu thereof the
14 words "*intermediate service unit*".

15 259. Page 61, line 4, by striking the words "*area*
16 *education agency*" and inserting in lieu thereof the
17 words "*intermediate service unit*".

18 260. Page 61, line 23, by striking the words "*area*
19 *education agency*" and inserting in lieu thereof the
20 words "*intermediate service unit*".

21 261. Page 65, lines 3 and 4, by striking the words
22 "*area education agency*" and inserting in lieu thereof
23 the words "*intermediate service unit*".

24 262. Page 65, line 4, by striking the word "*area*".

25 263. Page 65, line 21, by striking the words "*area*

Page 38

- 1 *education agency* and inserting in lieu thereof the
 2 words "*intermediate service unit*".
 3 264. Page 65, line 22, by striking the word "*area*".
 4 265. Page 65, line 23, by striking the words "*area*
 5 *education agency*" and inserting in lieu thereof the
 6 words "*intermediate service unit*".
 7 266. Page 66, line 17, by striking the words "*area*
 8 *education agency*" and inserting in lieu thereof the
 9 words "*intermediate service unit*".
 10 267. Page 69, line 25, by striking the words "*area*
 11 *education agency*" and inserting in lieu thereof the
 12 words "*intermediate service unit*".
 13 268. Page 69, line 31, by striking the words "*area*
 14 ***education agency***" and inserting in lieu thereof the
 15 words "*intermediate service unit*".
 16 269. Page 69, line 35, by striking the words "*area*
 17 *education agency*" and inserting in lieu thereof the
 18 words "*intermediate service unit*".
 19 270. Page 71, line 31, by striking the words "*area*
 20 *education*" and inserting in lieu thereof the words
 21 "*intermediate service unit*".
 22 271. Page 71, line 34, by striking the words "*area*
 23 *education agency*" and inserting in lieu thereof the
 24 words "*intermediate service unit*".
 25 272. Page 74, line 6, by striking the words "*area*

Page 39

- 1 *education agency* and inserting in lieu thereof the
 2 words "*intermediate service unit*".
 3 273. Page 74, line 13, by striking the word "*agency*"
 4 and inserting in lieu thereof the word "*unit*".
 5 274. Page 74, lines 28 and 29, by striking the words
 6 "*area education agencies*" and inserting in lieu thereof
 7 the words "*intermediate service units*".
 8 275. Page 76, by striking lines 32 through 35, in-
 9 clusive.
 10 276. Page 77, by striking lines 1 through 31, in-
 11 clusive.
 12 277. Page 78, by striking lines 8 through 13, in-
 13 clusive.
 14 278. Page 78, line 15, by striking the words and
 15 figure "and section one hundred thirty-one (131)".
 16
 17 279. Amend the title, page 1, line 1, by striking
 18 the words "*area education agencies*" and inserting in
 19 lieu thereof the words "*intermediate service units*".
 20 280. Amend the title, page 1, line 2, by striking
 21 the comma and inserting in lieu thereof the word "and".
 22 281. Amend the title, page 1, line 3, by striking the
 23 words " , and merged areas with area education agencies"
 24 and inserting in lieu thereof the words "with inter-
 25 mediate service units".

Page 40

- 1 282. Amend the title, page 1, line 4, by striking

- 2 the words "area education agencies" and inserting in
 3 lieu thereof the words "intermediate service units".
 4 283. Amend the title, page 1, line 8, by striking
 5 the words "area education agencies" and inserting in
 6 lieu thereof the words "intermediate service units".
 7 284. Amend the title, page 1, line 9, by striking
 8 the words "area education agency" and inserting in lieu
 9 thereof the words "intermediate service unit".

JOAN ORR
 MINNETTE DODERER
 RALPH W. POTTER
 WILLIAM D. PALMER
 JOHN S. MURRAY
 JAMES GALLAGHER
 WILLIAM E. GLUBA
 EARL M. WILLITS
 KENNETH D. SCOTT
 LEONARD C. ANDERSEN
 MICHAEL T. BLOUIN
 JAMES E. BRILES
 JAMES F. SCHABEN
 WILLIAM N. PLYMAT

S—2255

- 1 Amend Senate File 1163, page 2 as follows:
 2 1. Line 22, by striking the period after
 3 the word "training" and inserting the following:
 4 " , provided they do not duplicate programs
 5 and services available from the universities under
 6 the state board of regents and from the other
 7 universities and four-year institutions of higher
 8 education in Iowa."
 9 2. Line 24, by striking the period after the
 10 word "planning" and inserting the following:
 11 " , provided they do not duplicate programs
 12 and services available from the universities under
 13 the state board of regents and from the other
 14 universities and four-year institutions of higher
 15 education in Iowa."

JOHN S. MURRAY

S—2254

- 1 Amend Senate File 1163, page 6, line 18, by
 2 striking the period and inserting the following:
 3 " , including the media centers at the state
 4 university of Iowa and Iowa state university."

JOHN S. MURRAY

S—2256

- 1 Amend House File 550, as amended, passed, and re-
 2 printed by the House, as follows:
 3 1. Page 8, lines 20 and 21, by striking the words
 4 "or the certificate".
 5 2. Page 8, line 24, by inserting after the period
 6 the following: "The certificate may be renewed upon
 7 application and payment of the prescribed fee in the

8 manner provided by the secretary."

9 3. Page 9, line 11, by striking the words "or the
10 certificate".

11 4. Page 9, line 14, by inserting after the period
12 the following: "The certificate may be renewed upon
13 application and payment of the prescribed fee in the
14 manner provided by the secretary."

15 5. Page 10, line 2, by striking the words "or the
16 certificate".

17 6. Page 10, line 5, by inserting after the period the
18 following: "The certificate may be renewed upon applica-
19 tion and payment of the prescribed fee in the manner pro-
20 vided by the secretary."

21 7. Page 11, by striking lines 1 through 8 and in-
22 serting in lieu thereof the following:

23 Sec. 11. *NEW SECTION. EXCEPTIONS.*

24 1. Any dealer or commercial breeder and any person
25 who operates a commercial kennel or public auction who

Page 2

1 has obtained and is operating his business under a current
2 and valid federal license shall, upon payment of the
3 prescribed fee, be forwarded a certificate of registra-
4 tion by the secretary.

5 2. The certificate of registration may be denied or
6 revoked if the person no longer possesses a current and
7 valid federal license. Other than obtaining the certifi-
8 cate of registration from the secretary, any dealer or
9 commercial breeder and any person who operates a commercial
10 kennel or public auction shall not be subject to further
11 regulation under the provisions of this Act.

12 3. Any person who possesses a current and valid federal
13 license may, in lieu of obtaining a certificate of registra-
14 tion, make application for a state license as provided
15 in this Act. If properly qualified, and upon payment of
16 the prescribed fee, a license shall be issued under the
17 provisions of this Act.

**RICHARD R. RAMSEY
DALE L. TIEDEN
BASS VAN GILST**

S—2251

1 Amend House File 672, page 3, line 27 by adding after
2 the word "condemnee." the words "*When real property*
3 *or an interest therein is purchased or condemned*
4 *for highway purposes the purchasing or condemning*
5 *body shall take only the land that is reasonably*
6 *necessary to effectuate the highway purpose; the*
7 *purchasing or condemning body shall take into*
8 *consideration the agricultural value of any land*
9 *purchased or condemned for highway purposes.*"

JAMES V. GALLAGHER

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Wednesday, February 27, 1974.

JOURNAL OF THE SENATE

FORTY-FIFTH DAY

SENATE CHAMBER
DES MOINES, IOWA, WEDNESDAY, FEBRUARY 27, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Louis H. Valbracht, pastor of the St. John's Lutheran Church, Des Moines, Iowa.

The Journal of Tuesday, February 26, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. E. K. Vaubel, Estherville, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Milligan for the day on request of Senator DeKoster.

PRESENTATION OF VISITORS

President Neu welcomed to the Senate the Honorable Howard C. Buck, former member of the Senate and House of Representatives from Marshall County.

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

Thirty students from Roosevelt Elementary School, Perry, Iowa, accompanied by Mrs. Hart. Senator Rodgers.

Thirty students from the Iowa School for the Deaf, Council Bluffs, Iowa, accompanied by Walter Hines, Eugene Stewart, and Robert Giffin. Senator Hultman.

PETITION

The following petition was presented and placed on file:

By Senator Gallagher, from seventy-five residents of Black Hawk and other counties, taking exception to the provisions in Senate File 1023.

INTRODUCTION OF BILLS

Senate File 1221, by Senator Rodgers, a bill for an act permitting deposits of public funds to be made in savings and loan associations.

Read first time and **passed on file**.

Senate File 1222, by committee on energy, a bill for an act relating to the establishment of an energy policy council with emergency powers and making an appropriation.

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

Senate File 1223, by committee on judiciary, a bill for an act relating to the powers of nonprofit corporations.

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

RULE 37 SUSPENDED

Senator Lamborn asked and received unanimous consent that Senate Rule 37 be suspended and that **Senate File 1222** be **placed on the Senate calendar**.

UNFINISHED BUSINESS

SPECIAL ORDER CONTINUED

Senate File 1150

The Senate resumed consideration of Senate File 1150, a bill for an act relating to a complete revision of the substantive criminal laws, criminal procedure laws, and sentencing and post-conviction procedure laws of this state; providing rules of criminal procedure; providing classifications of public offenses and their consequent penalties; and providing penalties for violations of laws of the state to accord with the revised classifications, and division S—2226E of the McCartney amendment, considered and pending on February 26, 1974.

Action on division S—2226E was temporarily deferred.

Senator McCartney offered amendment S—2246 filed by Senator Kelly and moved its adoption:

S—2246

- 1 Amend Senate File 1150, page 2, by striking
- 2 lines 34 and 35 and inserting in lieu thereof
- 3 the following: "specific intent or recklessness
- 4 at the time of his alleged criminal act or in
- 5 proving any element of the public offense with
- 6 which".

Amendment S—2246 was adopted.

Senator McCartney asked and received unanimous consent to withdraw division S—2226E of his amendment.

Senator Glenn offered amendment S—2234 filed by him, moved its adoption and requested a roll call:

S—2234

- 1 Amend Senate File 1150, page 83, as follows:
- 2 1. Line 5, by striking the colon (:).
- 3 2. Line 6, by striking the words "1. In" and
- 4 inserting in lieu thereof the word "in".
- 5 3. By striking all of lines 8 through 16.

On the question "Shall amendment S—2234 be adopted?" (S.F. 1150) the vote was:

Ayes, 26:

Blouin	Junkins	Nolin	Robinson
DeKoster	Kennedy	Orr	Schaben
Doderer	Kinley	Palmer	Schwieger
Gallagher	McCartney	Plymat	Scott
Glenn	Miller of	Potter	Van Gilst
Gluba	Des Moines	Priebe	Willits
Heying	Murray	Riley	

Nays, 23:

Andersen	Griffin	Miller of	Schwengels
Bergman	Hansen	Marshall	Shaff
Briles	Hill	Nystrom	Shaw
Burroughs	Hultman	Rabedaux	Taylor
Coleman	Kelly	Ramsey	Tieden
Curtis	Lamborn	Rodgers	Winkelman

Absent or not voting, 1:

Milligan

Amendment S—2234 was adopted.

Senator Kelly offered amendment S—2228 filed by him and moved its adoption:

S—2228

- 1 Amend Senate File 1150 as follows:
- 2 1. Page 50, line 8 by striking the words "any
- 3 vehicle other than".

Amendment S—2228 was adopted.

Senator Kennedy offered amendment S—2241 filed by Senators Kennedy and Riley and moved its adoption:

S—2241

- 1 Amendment Senate File 1150, page 143, line 32, by
- 2 striking the words, "With the consent of all parties,
- 3 the record of the trial proceedings may be made by re-
- 4 cording equipment."

Amendment S—2241 was adopted.

Senator Kennedy offered amendment S—2247 filed by Senators Kennedy and Riley and moved its adoption:

S—2247

- 1 Amend Senate File 1150, page 146, lines 1 and 2,
- 2 by striking the following: “, or the playing of
- 3 recording equipment”.

Amendment S—2247 was adopted.

Senator Curtis offered amendment S—2232 filed by him:

S—2232

- 1 Amend Senate File 1150 as follows:
- 2 1. Page 211, line 23, by striking the words
- 3 “department of social services,” and inserting in
- 4 lieu thereof the following: “director of the bureau
- 5 of adult correction services of the Iowa department
- 6 of social services,”.
- 7 2. Page 211, line 25, by striking the words “the
- 8 department” and inserting in lieu thereof the
- 9 words “such director”.
- 10 3. Page 212, lines 27 and 28, by striking the words
- 11 “department of social services” and inserting in
- 12 lieu thereof the following: “director of the bureau
- 13 of adult correction services of the Iowa department
- 14 of social services”.
- 15 4. Page 212, line 30, by striking the word
- 16 “department” and inserting in lieu thereof the word
- 17 “director”.
- 18 5. Page 212, line 32 by striking the second word
- 19 “the”.
- 20 6. Page 212, line 33, by striking the word
- 21 “department” and inserting in lieu thereof the
- 22 words “such director”.
- 23 7. Page 213, lines 11 and 12, by striking the
- 24 words “department of social services” and inserting
- 25 in lieu thereof the following: “director of the

Page 2

- 1 bureau of adult correction services of the Iowa
- 2 department of social services”.
- 3 8. Page 213, line 29, by striking the words “depart-
- 4 ment of social services” and inserting in lieu thereof
- 5 the following: “director of the bureau of adult
- 6 correction services of the Iowa department of social
- 7 services”.
- 8 9. Page 214, line 13, by striking the words “depart-
- 9 ment of social services” and inserting in lieu there-
- 10 of the following: “director of the bureau of adult
- 11 corrections of the Iowa department of social services”.
- 12 10. Page 214, line 14, by striking the word “its”
- 13 and inserting in lieu thereof “such director’s”.
- 14 11. Page 214, line 15, by striking the word “it”

15 and inserting in lieu thereof the words "the director".
16 12. Page 214, lines 19 and 20 by striking the words
17 "department of social services" and inserting in
18 lieu thereof the following: "director of the bureau
19 of adult correction services of the Iowa department
20 of social services".
21 13. Page 218, line 4, by striking the words "depart-
22 ment of social services" and inserting in lieu
23 thereof the following: "director of the bureau of
24 adult correction services of the department of
25 social services".

Page 3

1 14. Page 218, line 5, by striking the words "the
2 department" and inserting in lieu thereof the words
3 "such director".
4 15. Page 218, line 7, by striking the word "depart-
5 ment" and inserting in lieu thereof the word
6 "director".
7 16. Page 219, line 17, by striking the words
8 "commissioner of social services" and inserting in
9 lieu thereof the following: "director of the bureau
10 of adult correction services of the Iowa department
11 of social services".
12 17. Page 222, lines 5 and 6, by striking the words
13 "department of social services" and inserting in
14 lieu thereof the following: "director of the
15 bureau of adult correction services of the Iowa
16 department of social services".
17 18. Page 222, line 20, by striking the words
18 "department of social services" and inserting in
19 lieu thereof the following: "director of the bureau
20 of adult correction services of the Iowa department
21 of social services".
22 19. Page 222, line 33, by striking the words
23 "department of social services" and inserting in
24 lieu thereof the following: "probation and parole
25 service of the Iowa department of social services".

Senator Curtis offered amendment S—2238 to amendment S—2232 and moved its adoption:

S—2238

1 Amend the Curtis amendment S—2232 filed February 25
2 to Senate File 1150 as follows:

3 1. Page 1, lines 4 and 5, by striking the words
4 "bureau of adult correction services" and inserting
5 in lieu thereof the following: "division of
6 corrections".
7 2. Page 1, lines 12 and 13, by striking the words
8 "bureau of adult correction services" and inserting
9 in lieu thereof: "division of corrections".
10 3. Page 2, line 1, by striking the words "bureau
11 of adult correction services" and inserting in lieu
12 thereof: "division of corrections".

13 4. Page 2, lines 5 and 6, by striking "bureau of
14 adult correction services" and inserting in lieu
15 thereof: "division of corrections".

16 5. Page 2, lines 10 and 11, by striking "bureau of
17 adult corrections" and inserting in lieu thereof:
18 "division of corrections".

19 6. Page 2, lines 18 and 19, by striking "bureau of
20 adult correction services" and inserting in lieu
21 thereof: "division of corrections".

22 7. Page 2, lines 23 and 24, by striking "bureau of
23 adult correction services" and inserting in lieu
24 thereof: "division of corrections".

25 8. Page 3, lines 9 and 10, by striking "bureau of

Page 2

1 adult correction services" and inserting in lieu
2 thereof: "division of corrections".

3 9. Page 3, line 15, by striking "bureau of adult
4 correction services" and inserting in lieu thereof:
5 "division of corrections".

6 10. Page 3, lines 19 and 20, by striking "bureau of
7 adult correction services" and inserting in lieu
8 thereof: "division of corrections".

9 11. Page 3, line 25, by inserting after the word
10 "service" the following: "of the division of
11 corrections".

Amendment S—2238 to amendment S—2232 was adopted.

Senator Curtis asked and received unanimous consent that further action on amendment S—2232 be deferred.

Senator Shaff offered amendment S—2250 filed by him:

S—2250

1 Amend Senate File 1150, page 132, as follows:

2 1. By striking lines 17 through 27 and inserting in lieu
3 thereof the following:

4 "(1) Upon motion of the defendant, and after
5 hearing, the court may order the attorney for the
6 government to permit the defendant to inspect and, where
7 appropriate, subject to scientific tests, items of evidence
8 seized by the government in connection with the alleged
9 crime, which are to be offered against the defendant at
10 the time of trial. Additionally, the court may allow the
11 defendant to inspect and/or copy any statements of pros-
12 pective witnesses against the defendant, or any photo-
13 graph or any other evidentiary matter to be offered against
14 the defendant at the trial; provided, however, the same are
15 exculpatory in nature.

16 The court may not order the government to reveal
17 to the defendant its work product, trial or evidentiary
18 briefs, investigatory material or police reports and
19 investigations, unless the same tends to exculpate the
20 defendant."

- 21 2. By adding after line 33 the following:
 22 "(3) An application by the defendant for discovery,

Page 2

- 1 whether discretionary or mandatory, shall be made prior
 2 to the time a case is assigned for trial, or thereafter shall
 3 be waived."

Senator Burroughs took the chair at 11:25 a.m.

Senator McCartney called for a division of amendment S—2250, section 1 to be considered as division S—2250A; section 2 to be considered as division S—2250B.

(Senate File 1150 and amendment S—2250 pending on adjournment.)

On motion of Senator Lamborn, the Senate recessed until 1:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

UNFINISHED BUSINESS

Senate File 1139

The Senate resumed consideration of Senate File 1139, a bill for an act raising the mileage rate paid to members of the general assembly and employees of the state or its political subdivisions, and amendment S—2168 offered and pending on February 26, 1974.

Senator Hansen withdrew amendment S—2177 to amendment S—2168 filed by him on February 14, 1974, and found on page 398 of the Senate Journal.

Senator Hansen offered amendment S—2253 to amendment S—2168 filed by him and moved its adoption:

S—2253

- 1 Amend the Shaff amendment S—2168 to Senate File
 2 1139, page 12, by adding after line 3 the following
 3 new section:
 4 Sec. *NEW SECTION.* The state comptroller is
 5 empowered and otherwise authorized to adjust this
 6 maximum fifteen cent reimbursement rate as provided
 7 by this Act so as to reflect any actual changes
 8 in the general cost of operating motor vehicles.
 9 To this effect, the state comptroller shall
 10 promulgate rules, pursuant to chapter seventeen A
 11 (17A) of the Code, specifying a formula by which
 12 such adjustments shall be made. Such adjustments

13 may supersede the provisions of this Act, but
 14 shall be in accordance with the rules promulgated
 15 under this Act.

Amendment S—2253 to amendment S—2168 lost.

Senator Shaff offered amendment S—2245 to amendment S—2168 filed by him and moved its adoption:

S—2245

1 Amend the Shaff amendment S—2168 to Senate File 1139
 2 as follows:
 3 1. Page 10, line 2, by striking the words "one thousand"
 4 and inserting in lieu thereof the words "[one thousand]
 5 *fifteen hundred*".

Senator Doderer took the chair at 1:35 p.m.

Roll call was requested.

On the question "Shall amendment S—2245 to amendment S—2168 be adopted?" (S.F. 1139) the vote was:

Rule 24 was invoked.

Ayes, 26:

Blouin	Kennedy	Murray	Schwengels
Briles	Kinley	Palmer	Schwieger
Burroughs	McCartney	Potter	Scott
Coleman	Miller of	Priebe	Shaff
Curtis	Des Moines	Ramsey	Taylor
Griffin	Miller of	Rodgers	Van Gilst
Junkins	Marshall	Schaben	Winkelman

Nays, 21:

Andersen	Gluba	Lamborn	Riley
Bergman	Hansen	Nolin	Robinson
DeKoster	Heying	Nystrom	Shaw
Doderer	Hill	Orr	Tieden
Gallagher	Kelly	Plymat	Willits
Glenn			

Absent or not voting, 3:

Hultman	Milligan	Rabedeaux
---------	----------	-----------

Amendment S—2245 to amendment S—2168 was adopted.

Senator Potter took the chair at 1:53 p.m.

Senator Shaff offered amendment S—2173 to amendment S—2168 filed by him and moved its adoption:

S—2173

1 Amend the Shaff amendment S—2168 filed February 13,
 2 1974 to Senate File 1139, page 12, by adding after
 3 line 3 the following new section:
 4 Sec. This Act shall take effect and be in
 5 force on April 1, 1974, after its publication in

- 6 the Clinton Herald, a newspaper published in Clinton,
 7 Iowa, and in the Muscatine Journal, a newspaper
 8 published in Muscatine, Iowa.

The Chair called for a division.

Amendment S—2173 to amendment S—2168 lost.

On motion of Senator Shaff, amendment S—2168 as amended was adopted.

The Chair ruled amendment S—2161 filed by Senators Shaff and DeKoster out of order with the adoption of amendment S—2168 as amended.

The Chair ruled amendment S—2158 filed by Senator Griffin out of order with the rejection of amendment S—2173 to amendment S—2168 containing the same subject matter.

Senator Griffin moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1139) the vote was:

Rule 24 was invoked.

Ayes, 37:

Bergman	Griffin	Miller of	Robinson
Blouin	Hansen	Marshall	Rodgers
Burroughs	Heying	Murray	Schaben
Coleman	Junkins	Nolin	Schwengels
Curtis	Kelly	Nystrom	Schwieger
DeKoster	Kennedy	Orr	Shaff
Doderer	Kinley	Plymat	Shaw
Gallagher	McCartney	Potter	Taylor
Glenn	Miller of	Priebe	Van Gilst
Gluba	Des Moines	Riley	

Nays, 9:

Andersen	Palmer	Scott	Willits
Hill	Ramsey	Tieden	Winkelman
Lamborn			

Absent or not voting, 4:

Briles	Hultman	Milligan	Rabedeaux
--------	---------	----------	-----------

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

WITHDRAWN

Senator Plymat asked and received unanimous consent that Senate File 342 be withdrawn from further consideration of the Senate.

CONSIDERATION OF BILLS

Senate File 1155

On motion of Senator Griffin, Senate File 1155, a bill for an act relating to the creation of a county finance committee, specifying the duties of the committee, providing for the consolidation of county funds and the limitation of certain budget expenditures for counties, was taken up for consideration.

Senator Doderer raised the point of order that under Senate Rule 37 Senate File 1155 should be referred to the committee on state government.

The Chair ruled the point well taken.

Senator Lamborn moved that Senate Rule 37 be suspended to permit continued consideration of Senate File 1155.

(Senate File 1155 pending on adjournment.)

INTRODUCTION OF BILLS

Senate File 1224, by Senators Ramsey and Hill, a bill for an act to prohibit the use by profit-seeking food businesses of drawings and other games for the distribution of cash or other merchandise to specially selected customers for the purpose of enhancing sales, and providing a penalty.

Read first time and **passed on file**.

Senate File 1225, by Senators Doderer, Lamborn, Schwengels, Gluba, Willits, Potter, Palmer, Orr, Kinley, Nolin, Milligan, Priebe, Rodgers, Gallagher, Blouin, Riley, Shaw, Miller of Marshall, Nystrom, Hultman, Kennedy, Schaben, Robinson, Schwieger, Murray and Burroughs (Bittle, Connors, Hargrave, Lipsky, Caffrey, Stanley, Egenes, West, Butler, Crabb, Brunow, Newhard, Hill, Avenson, Lippold, Patchett, Ferguson, Oakley, Cusack, O'Halloran, Readinger, Kiser, Harper and Kreamer), a bill for an act relating to child abuse, the creation of a bureau of the central registry for child abuse information and providing penalties.

Read first time and **passed on file**.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

S. F. 1212 State government
 S. F. 1214 County government
 S. F. 1215 State government
 S. F. 1216 State government
 S. F. 1217 Judiciary
 S. F. 1218 Commerce
 S. F. 1219 State government
 S. F. 1220 State government
 S.C.R. 112 Energy
 H. F. 475 Ways and means

AMENDMENTS FILED

S—2269

1 Amend Senate File 1150 as follows:
 2 1. Page 14, by striking lines 29 through 32 and
 3 renumbering the remaining subsections.
 4 2. Page 16, by striking lines 19 through 30,
 5 inclusive, and inserting in lieu thereof the
 6 following:
 7 Sec. 707. *NEW SECTION. FETICIDE.* A person
 8 commits feticide when a person intentionally
 9 terminates a human pregnancy at any time after the
 10 sixth month of pregnancy and that termination kills
 11 the fetus; provided, however, that a person does
 12 not commit feticide when the termination of
 13 pregnancy is performed by a physician licensed to
 14 practice medicine or surgery in this state, and
 15 when in the physician's best clinical judgment it
 16 was necessary to preserve the life or health of
 17 the pregnant woman or the fetus. Feticide may be
 18 proved as an included offense in an indictment for
 19 homicide in the first, second, or third degree,
 20 when the evidence shows beyond a reasonable doubt
 21 that the pregnancy was terminated after the sixth
 22 month of pregnancy.

MINNETTE DODERER

S—2266

1 Amend Senate File 1150 as follows:
 2 1. Page 51, line 33, by inserting after the word
 3 "completion" the words ", except a certified peace
 4 officer".
 5 2. Page 51, line 35, by inserting after the word
 6 "completion" the words "or is a certified peace
 7 officer".

- 8 3. Page 53, line 3, by inserting after the word
9 "dollars" the words ", except from a duly appointed
10 peace officer,".

E. KEVIN KELLY

S—2270

- 1 Amend the Kelly amendment S—2266 to page 51 of Senate
2 File 1150 as follows:
3 1. Line 2, by striking the figure "33" and inserting
4 in lieu thereof the figure "31".
5 2. Line 3, by striking the word "completion" and
6 inserting in lieu thereof the word "person".

LUCAS J. DeKOSTER

S—2268

- 1 Amend Senate File 1150 as follows:
2 1. Page 57, line 35 by inserting after the word
3 "person" the words ", except a child as defined in
4 this Act,".

MINNETTE DODERER

S—2273

- 1 Amend Senate File 1150 as follows:
2 1. Page 126, line 9, following the period (.)
3 by adding the following:
4 "In the event that a defendant shall file such
5 notice, not less than five days after receipt of
6 defendant's witness list, or such other times as
7 the court may direct, the attorney for the govern-
8 ment shall file and serve upon the defendant the
9 names and addresses of the witnesses the government
10 proposes to offer in rebuttal to discredit the
11 defendant's alibi at the trial of the cause."
12 2. Page 126, line 15, following the period (.)
13 by adding the following:
14 "Upon the failure of the government to comply
15 with the requirements of this rule, the court
16 shall exclude the testimony of any witness offered
17 by such party to rebut the defendant's alibi
18 witnesses."

GENE W. GLENN
MINNETTE DODERER

S—2261

- 1 Amend the Kelly amendment S—2233 to page 56 of
2 Senate File 1150 as follows:
3 1. Page 1, by striking lines 6 and 7 and inserting
4 in lieu thereof:
5 1. "Minor" means any person under the age of eighteen.
6 2. Page 4, line 12, by striking the word "seventeen"
7 and inserting in lieu thereof the word "eighteen".
8 3. Page 4, lines 19, 20 and 21, by striking the
9 words ", or the parent or guardian has in writing waived
10 the application of this Act either generally or with
11 reference to the particular transaction".
12 4. Page 5, line 16, by striking the word "seventeen"
13 and inserting in lieu thereof the word "eighteen".

- 14 5. Page 5, line 21, by striking the word "seventeen"
 15 and inserting in lieu thereof the word "eighteen".
 16 6. Page 6, line 14, by striking the word "serious"
 17 and inserting in lieu thereof the word "aggravated".

GEORGE R. KINLEY

S—2264

- 1 Amend Senate File 1155 as follows:
 2 1. Page 7, line 14, by striking the word "commis-
 3 sion" and inserting in lieu thereof the word "committee".
 4 2. Page 11, by inserting after line 25, the follow-
 5 ing:
 6 Sec. Section twenty-four point seventeen
 7 (24.17), unnumbered paragraph one (1), Code 1973, is
 8 amended to read as follows:
 9 The local budgets of the various municipalities shall
 10 be certified by the chairman of the certifying board
 11 or the levying board, as the case may be, in duplicate
 12 to the county auditor not later than the fifteenth day
 13 of August each year on blanks prescribed by the state
 14 board, and according to rules and instructions which
 15 shall be furnished all certifying and levying boards in
 16 printed form by said state board *except that in the*
 17 *case of counties, the budget form prescribed by the*
 18 *state board shall conform to the guidelines adopted by*
 19 *the county finance committee.*
 20 3. Page 26, line 7, by striking the words "estab-
 21 lished by section 444.12" and inserting in lieu thereof
 22 the words "[established by section 444.12]".
 23 4. Page 30, line 32, by striking the word "either"
 24 and inserting in lieu thereof the word "[either]".
 25 5. Page 57, by striking lines 27 through 29, inclu-

Page 2

- 1 sive, and inserting in lieu thereof the following:
 2 "on July 1, 1974, except that the provisions of this
 3 Act shall not affect or invalidate any budget, tax levy,
 4 tax collection, appropriation, county fund or expendi-
 5 ture of a county for the extended fiscal year commenc-
 6 ing January 1, 1974 and ending June 30, 1975 or any
 7 procedures required to effect any such budget, tax
 8 levy, tax collection, appropriation or expenditure of a
 9 county for such extended fiscal year."
 10 6. By renumbering sections to conform to this
 11 amendment.

JAMES W. GRIFFIN, SR.

S—2276

- 1 Amend Senate File 1163 as follows:
 2 1. Page 2, line 16, by inserting after the period
 3 the following: "If separate boards are established, the
 4 separate area education agency board shall have the
 5 responsibility for providing programs and services to
 6 the local school districts."
 7 2. Page 2, line 32, by inserting after the word
 8 "Act" the words "or the separate board".

9 3. Page 4, by inserting after line 8 the following
10 section:

11 Sec. *NEW SECTION. DUTIES OF SEPARATE BOARD.*

12 If a separate board is established, the separate board,
13 in addition to the duties prescribed in section three
14 (3) of this Act shall:

15 1. Employ personnel as required to carry out the
16 functions of the area education agency. The provisions
17 of section two hundred seventy-nine point thirteen
18 (279.13) of the Code shall apply to the area education
19 agency board and to all certificated school employees
20 of the area education agency.

21 2. Prepare an annual budget estimating income and
22 expenditures for programs and services as provided in
23 sections one (1) through eleven (11) of this Act and
24 chapter two hundred eighty-one (281) of the Code. The
25 proposed budget shall be submitted to the department

Page 2

1 of public instruction, on forms provided by the depart-
2 ment, no later than December first preceding the next
3 fiscal year for approval. The department shall review
4 the proposed budget and shall prior to January first
5 either grant approval or return the budget without
6 approval with comments of the department included. Any
7 unapproved budget shall be resubmitted to the depart-
8 ment for final approval.

9 3. Be authorized to contract indebtedness and issue
10 bonds to raise funds to acquire sites and to erect and
11 equip buildings for use by the area education agency.
12 No indebtedness shall be incurred under this section
13 until authorized by an election. A proposition to incur
14 indebtedness and issue bonds for the purposes stated in
15 this subsection shall be deemed carried in an area educa-
16 tion agency if approved by a sixty percent majority of
17 all voters voting on the proposition within the area
18 education agency.

19 The provisions of chapters seventy-five (75) and
20 seventy-six (76) of the Code shall apply to indebtedness
21 incurred under this subsection. Taxes for the payment
22 of bonds issued under this subsection shall be levied
23 in accordance with chapter seventy-six (76) of the Code.
24 The bonds shall be payable from a fund created from the
25 proceeds of the taxes in not more than twenty years and

Page 3

1 bear interest at a rate not exceeding seven percent per
2 annum, and shall be of such form as the board issuing
3 the bonds shall by resolution provide. Any indebtedness
4 incurred shall not be considered an indebtedness for
5 general and ordinary purposes as prescribed under sec-
6 tion four hundred seven point one (407.1) of the Code.

7 4. Be authorized to pay, out of funds available to
8 the board reasonable annual dues to an Iowa association
9 of school boards. Membership shall be limited to those
10 duly elected members of the area education agency board.

11 5. At the request of an employee through contractual
 12 agreement the board may arrange for the purchase of an
 13 individual annuity contract for any of its respective
 14 employees from any company the employee may choose that
 15 is authorized to do business in this state, and through
 16 an Iowa-licensed insurance agent that the employee may
 17 select, for retirement or other purposes and may make
 18 payroll deductions in accordance with such arrangements
 19 for the purpose of paying the entire premium due, and to
 20 become due, under the contract. The deductions shall
 21 be made in the manner which will qualify the annuity
 22 premiums for the benefits afforded under section four
 23 hundred three b (403b) of the Internal Revenue Code of
 24 1954 and amendments thereto. The employee's rights
 25 under such annuity contract shall be nonforfeitable

Page 4

- 1 except for the failure to pay premiums.
 2 6. Be authorized to establish and pay all or any
 3 part of the cost of group health insurance plans, non-
 4 profit group medical service plans and group life insur-
 5 ance plans adopted by the board for the benefit of
 6 employees of the area education agency, from funds
 7 available to the board.
 8 4. Page 4, line 21, by striking the word "Designate"
 9 and inserting in lieu thereof the words "If only a
 10 single board is established, designate".
 11 5. Page 4, line 33, by inserting after the word
 12 "districts" the words "if only a single board is estab-
 13 lished, and if both boards are established designate a
 14 division of special education".
 15 6. Page 4, line 35, by inserting after the word
 16 "subdivision" the words "or division".
 17 7. Page 9, line 31, by inserting after the word
 18 "services" the words ", or if a separate board is estab-
 19 lished for the area education agency,".
 20 8. Page 11, line 33, by inserting after the word
 21 "services" the words ", or if a separate board is estab-
 22 lished by the area education agency superintendent,".
 23 9. Page 12, line 23, by inserting after the word
 24 "services" the words ", or if a separate board is estab-
 25 lished through the area education agency,".

Page 5

- 1 10. Page 13, by inserting after line 16 the follow-
 2 ing section:
 3 Sec. *NEW SECTION. ELECTION TO DETERMINE PRO-*
 4 *CEDURE.* Within ten days following the effective date of
 5 this Act, the joint county superintendent of the most
 6 populous joint county system in each merged area which
 7 contains at least one joint county system shall call a
 8 convention to be held within thirty days following the
 9 effective date of this Act at a suitable location in the
 10 merged area to be selected by the joint county super-
 11 intendent. The members of boards of directors of each
 12 school district in the merged area shall be informed by

13 certified mail of the date and location of the conven-
14 tion by the county superintendent.

15 The convention shall be held to determine whether the
16 area education agency board established under section
17 nine (9) of this Act shall provide programs and services
18 pursuant to sections one (1) through eleven (11) of this
19 Act and chapter two hundred eighty-one (281) of the Code
20 or whether the merged area board shall continue to func-
21 tion as provided in chapter two hundred eighty A (280A)
22 of the Code and a separate board be established to pro-
23 vide programs and services listed in section two (2) of
24 this Act.

25 Each school district board of directors shall cast a

Page 6

1 weighted vote based upon the ratio that the population
2 of the school district bears to the total population in
3 the merged area.

4 If the convention votes by majority vote to utilize
5 a single board for the purposes of sections one (1)
6 through eleven (11) of this Act and chapter two hundred
7 eighty-one (281) of the Code, the board shall be estab-
8 lished pursuant to section nine (9) of this Act.

9 If the convention votes by a majority vote that the
10 provisions of chapter two hundred eighty A (280A) of the
11 Code and the provisions of sections one (1) through
12 eleven (11) of this Act and chapter two hundred eighty-
13 one (281) of the Code shall be performed by separate
14 boards, the board established pursuant to section two
15 hundred eighty A point twelve (280A.12) of the Code
16 shall continue as the merged area board and a separate
17 area education agency board shall be established pur-
18 suant to this section.

19 Area education agencies shall be established with
20 boundaries coterminous with the boundaries of the merged
21 areas established pursuant to chapter two hundred eighty
22 A (280A) of the Code. The governing board of an area
23 education agency shall be a board of directors com-
24 posed of one member elected from each director district
25 in a merged area by the electors of the director dis-

Page 7

1 trict. The director districts shall be as established
2 pursuant to chapter two hundred eighty A (280A) of the
3 Code. Members shall be elected at the regular school
4 election commencing with the regular school election in
5 1974, and the term of office shall be three years except
6 that the initial terms shall be determined respectively
7 by lot. One-third of the members, as nearly as may be,
8 shall be elected for one-year terms; one-third of the
9 members, as nearly as may be, shall be elected for two-
10 year terms; and one-third of the members, as nearly as
11 may be, shall be elected for three-year terms. Vacan-
12 cies on the board shall be filled in the manner provided
13 for vacancies on the merged area board pursuant to sec-
14 tion two hundred eighty A point twelve (280A.12) of the

15 Code.

16 The board shall organize on the first Monday of
17 October in each year and a president and such other
18 officers as are deemed necessary by the board shall be
19 elected from the membership of the board. The provi-
20 sions of section two hundred eighty A point thirteen
21 (280A.13) of the Code relating to the appointment of a
22 secretary and treasurer shall apply to the appointment
23 of a secretary and treasurer of the area education
24 agency.

25 The provisions of sections two hundred eighty A point

Page 8

1 twelve (280A.12) and two hundred eighty A point fourteen
2 (280A.14) of the Code, and sections sixty-seven (67) and
3 seventy-one (71) of this Act shall apply to elections in
4 the area education agency.

5 11. Page 13, line 21, by striking the words "[merged
6 areas]" and inserting in lieu thereof the words "merged
7 areas,".

8 12. Page 13, line 35, by striking the words "[merged]
9 area" and inserting in lieu thereof the words "merged
10 area, *area*".

11 13. Page 14, line 15, by striking the words "[merged]
12 area" and inserting in lieu thereof the words "merged
13 area, *area*".

14 14. Page 15, by inserting after line 22 the follow-
15 ing sections:

16 Sec. Section seventy-five point one (75.1),
17 unnumbered paragraph one (1), Code 1973, is amended to
18 read as follows:

19 When a proposition to authorize an issuance of bonds
20 by a county, township, school corporation, *area education*
21 *agency*, city or town, or by any local board or commission,
22 is submitted to the electors, such proposition shall not
23 be deemed carried or adopted, anything in the statutes
24 to the contrary notwithstanding, unless the vote in favor
25 of such authorization is equal to at least sixty percent

Page 9

1 of the total vote cast for and against said proposition
2 at said election.

3 Sec. Section seventy-five point ten (75.10),
4 Code 1973, is amended to read as follows:

5 75.10 DENOMINATIONS OF BONDS. Notwithstanding any
6 other provisions in the statutes to the contrary, issues
7 of public bonds of every kind and character by counties,
8 cities, towns, [and] school corporations, *and area education*
9 *agencies* shall be issued in amounts of one hundred dollars
10 or multiples thereof not to exceed ten thousand dollars.

11 This provision shall not apply to bonds, the interest or
12 principal, or both, of which are payable out of special
13 assessments against benefited properties.

14 Sec. Section seventy-six point one (76.1), Code
15 1973, is amended to read as follows:

16 76.1 MANDATORY RETIREMENT. Hereafter issues of bonds

17 of every kind and character by counties, cities, towns,
 18 [and] school corporations, *and area education agencies*
 19 shall be consecutively numbered. The annual levy shall
 20 be sufficient to pay the interest and approximately such
 21 portion of the principal of the bonds as will retire them
 22 in a period not exceeding twenty years from date of issue.
 23 Each issue of bonds shall be scheduled to mature serially
 24 in the same order as numbered.

25 Sec. Section seventy-six point seven (76.7), Code

Page 10

1 1973, is amended to read as follows:

2 76.7 PARTICULAR BONDS AFFECTED—PAYMENT. Counties,
 3 cities, towns, [and] school corporations, *and area educa-*
 4 *tion agencies* may at any time or times extend or renew
 5 any legal indebtedness or any part thereof they may have
 6 represented by bonds or certificates where such indebted-
 7 ness is payable from a limited annual tax or from a voted
 8 annual tax, and may by resolution fund or refund the same
 9 and issue bonds therefor running not more than twenty
 10 years to be known as funding or refunding bonds, and make
 11 provision for the payment of the principal and interest
 12 thereof from the proceeds of an annual tax for the period
 13 covered by such bonds similar to the tax authorized by
 14 law or by the electors for the payment of the indebted-
 15 ness so extended or renewed.

16 15. Page 15, line 26, by inserting after the word
 17 "corporation," the words "*area education agency,*"

18 16. Page 16, line 3, by inserting after the word
 19 "corporation," the words "*area education agency,*".

20 17. Page 41, line 16, by inserting after the word
 21 "*agency*" the words "*, if only a single board is estab-*
 22 *lished,*".

23 18. Page 41, line 24, by inserting after the word
 24 "Act" the words "*if only a single board is established*".

25 19. Page 41, by striking lines 28 through 33,

Page 11

1 inclusive and inserting in lieu thereof the following:

2 4. "Merged area" or "*area education agency area*"
 3 means an area where two or more county school systems
 4 or parts thereof merge resources to establish and oper-
 5 ate a vocational school or a community college in the
 6 manner provided in this chapter. *If a single board is*
 7 *established under the provisions of sections one (1)*
 8 *through eleven (11) of this Act, the area education*
 9 *agency shall provide programs and services to the*
 10 *constituent local school districts.*

11 20. Page 41, by striking line 35 and inserting in
 12 lieu thereof the words "established and operated by a
 13 merged area or an *area education agency.*"

14 21. Page 42, by striking line 2 and inserting in
 15 lieu thereof the words "established and operated by a
 16 merged area or an *area education agency.*"

17 22. Page 42, by striking lines 5 through 20, inclu-
 18 sive, and inserting in lieu thereof the following:

19 "280A.12 GOVERNING BOARD. The governing board of a
20 merged area shall be a board of directors composed of
21 one member elected from each director district in the
22 area by the electors of the respective district. Mem-
23 bers of the board shall be residents of the district
24 from which elected. Successors shall be chosen at the
25 annual school elections for members whose terms expire

Page 12

1 on the first Monday in October following such elections.
2 Terms of members of the board of directors shall be
3 three years except that members of the initial board
4 of directors elected at the special election shall deter-
5 mine their respective terms by lot so that the terms of
6 one-third of the members, as nearly as may be, shall
7 expire on the first Monday in October of".

8 23. Page 42, line 30, by striking the words "*as a*
9 *member elected by the electorate*".

10 24. Page 42, by striking line 32 and inserting in
11 lieu thereof the words "district or a member of [a county
12 board of education] *an area education agency board.*"

13 25. Page 42, by inserting after line 32, the follow-
14 ing:

15 "*If a single board is established, the governing*
16 *board of an area education agency shall be a board of*
17 *directors elected pursuant to section eight (8) of this*
18 *Act. Members of the board shall be residents of the*
19 *director district from which elected. Terms of members*
20 *of the area education agency board shall be three years*
21 *except that members of the initial board shall be deter-*
22 *mined by lot so that the terms of two of the members*
23 *elected by the electorate and two of the members elected*
24 *at director district conventions shall expire on the*
25 *first Monday in October of each succeeding year.*

Page 13

1 *Vacancies on the board which occur more than ninety days*
2 *prior to the next annual school election shall be filled*
3 *at the next regular meeting of the board by appointment*
4 *by the remaining members of the board. The member so*
5 *chosen shall be a resident of the district in which the*
6 *vacancy occurred and shall serve until the next annual*
7 *school election, at which election a member shall be*
8 *elected to fill the vacancy for the balance of the*
9 *unexpired term. A vacancy shall be defined as in sec-*
10 *tion two hundred seventy-seven point twenty-nine*
11 *(277.29) of the Code. No member shall serve on the*
12 *board of directors as a member elected by the electorate*
13 *who is a member of a board of directors of a local*
14 *school district.*

15 25. Page 43, line 10, by striking the words "[merged]
16 area" and inserting in lieu thereof the words "merged
17 area or area".

18 26. Page 43, line 22, by striking the words "[a merged]
19 an area" and inserting in lieu thereof the words "a
20 merged area or area".

21 27. Page 43, line 27, by striking the words "[merged]
22 area" and inserting in lieu thereof the words "merged
23 area or area".

24 28. Page 43, line 33, by striking the words "[merged]
25 area" and inserting in lieu thereof the words "merged

Page 14

1 area or area".

2 29. Page 44, line 16, by striking the words "[a merged]
3 an area" and inserting in lieu thereof the words "a merged
4 area or an area".

5 30. Page 44, line 20, by striking the words "[merged]
6 area" and inserting in lieu thereof the words "merged
7 area or area".

8 31. Page 44, line 25, by striking the words "[merged
9 areas]" and inserting in lieu thereof the words "merged
10 areas or area".

11 32. Page 44, line 27, by inserting after the word
12 "services" the words "or area education agency".

13 33. Page 44, line 35, by inserting after the word
14 "services" the words "or area education agency".

15 34. Page 45, line 2, by striking the words "[a merged]
16 an area" and inserting in lieu thereof the words "a
17 merged area or an area".

18 35. Page 45, line 7, by inserting after the word
19 "the" the words "merged area or".

20 36. Page 45, line 15, by inserting before the word
21 "area" the words "merged area or".

22 37. Page 45, line 20, by inserting before the word
23 "area" the words "merged area or".

24 38. Page 46, line 5, by inserting after the word
25 "The" the words "merged area superintendent or".

Page 15

1 39. Page 46, line 11, by inserting before the word
2 "area" the words "merged area or".

3 40. Page 46, line 16, by inserting before the word
4 "an" the words "a merged area or".

5 41. Page 77, by striking lines 27 through 31, inclu-
6 sive, and inserting in lieu thereof the following:

7 "are amended by inserting in such sections after the
8 words 'merged area' or the words 'merged areas' the words
9 'or area education agency' or the words 'or area educa-
10 tion agencies' respectively."

11 42. Amend the title, page 1, line 3, by inserting
12 after the word "agencies" the words "or retaining the
13 merged areas and establishing a separate area education
14 agency to replace the county school systems and joint
15 county systems and providing a procedure therefor".

16 43. By correcting section numbers and internal
17 references as needed.

JOAN ORR
WILLIAM E. GLUBA

S-2271

1 Amend Senate File 1163 as follows:

2 1. Page 76, by inserting after line 31 the follow-

3 ing section:

4 Sec. Acts of the Sixty-fifth General Assembly,
5 1973 Session, chapter one hundred thirty-six (136),
6 section eleven (11), is amended to read as follows:

7 Sec. 11. Chapter thirty-nine (39), Code 1973, is
8 amended by adding the following new section:

9 NEW SECTION. SCHOOL OFFICERS. Members of [county
10 boards of education,] boards of directors of community
11 and independent school districts, and boards of directors
12 of [merged areas] *area education agencies* shall be elected
13 at the school election. Their respective terms of office
14 shall be three years, except as otherwise provided by
15 section two hundred eighty A point twelve (280A.12) of
16 the Code.

17 2. Page 78, lines 16 and 17, by striking the words
18 "sections twelve (12) through one hundred thirty (130)"
19 and inserting in lieu thereof the words "the remaining
20 sections".

WILLARD R. HANSEN

S—2274

1 Amend Senate File 1163 as follows:

2 1. Page 78, line 15, by striking the words and figure
3 "section one hundred thirty-one (131)" and inserting in
4 lieu thereof the words and figure "sections one hundred
5 thirty-one (131) and one hundred thirty-two (132)".

6 2. Page 78, by inserting after line 18 the following
7 section:

8 Sec. 132. JOINT ADMINISTRATION. The area education
9 agency boards of the following listed areas, as those
10 areas were constituted on January 1, 1974, shall estab-
11 lish divisions of intermediate services on a joint basis
12 under the provisions of chapter twenty-eight E (28E)
13 of the Code:

- 14 1. Merged areas II and III.
- 15 2. Merged areas IV and XII.
- 16 3. Merged areas VI and VII.
- 17 4. Merged areas XIII and XIV.
- 18 5. Merged areas XV and XVI.

EARL M. WILLITS

S—2265

1 Amend House File 4 as amended and passed by the
2 House as follows:

3 1. By inserting after line 2 the following new
4 section and renumbering the remaining sections:

5 "Section 1. Section three hundred sixty-five
6 point eight (365.8), unnumbered paragraph two (2),
7 Code 1973, is amended to read as follows:

8 All appointments to such positions shall be
9 conditional upon a probation period of not to exceed
10 [six] *twelve* months, and in the case of police patrol-
11 men in cities operating a police academy, a proba-
12 tion period not to exceed [twelve] *fourteen* months,
13 during which time the appointee may be removed or

14 discharged from such position by the appointing
 15 person or body without the right of appeal to the
 16 commission. Continuance in the position after the
 17 expiration of such probationary period shall con-
 18 stitute a permanent appointment."

19 2. By striking the period in line 1 and inserting
 20 in lieu thereof the following:

21 "and to the length of time of the probationary
 22 period for civil service appointees."

JAMES W. GRIFFIN, SR.

S—2272

1 Amend House File 117, page 2, line 9, by adding
 2 after the word "decision." the following: "However,
 3 the director of revenue shall only be able to
 4 appeal such a decision where the amount in contro-
 5 versy is more than one thousand dollars."

ROGER J. SHAFF

S—2275

1 Amend House File 308, as amended and passed by the
 2 House, page 2, by inserting after line 21 the following
 3 section and by renumbering the remaining section:
 4 Sec. Combinations of vehicles consisting of a
 5 motor vehicle upon which a van box is fastened and which
 6 draws and bears a portion of the weight of a semitrailer
 7 purchased by an Iowa resident prior to the effective
 8 date of this Act may be operated on the highways of this
 9 state with a length exceeding fifty-five feet but not
 10 exceeding sixty feet, if a special overlength permit is
 11 obtained from the state highway commission for such
 12 operation. The special overlength permit shall be
 13 issued for the vehicle and such permit shall be valid
 14 until such time as the vehicle is no longer operable or
 15 until the owner of the vehicle transfers title to the
 16 vehicle to a nonresident. All such vehicles purchased
 17 after the effective date of this Act shall not be allowed
 18 to operate on the highways of this state.

CLIFTON C. LAMBORN
 ELIZABETH SHAW

S—2262

1 Amend House File 550, as amended, passed, and re-
 2 printed by the House, as follows:
 3 1. Page 12, by striking line 8.
 4 2. Page 12, line 9, by striking the words "separate
 5 offense".
 6 3. Page 12, line 19, by striking the words ". Such
 7 animals" and inserting in lieu thereof the words ", and
 8 any animals in the defendant's custody or possession".
 9 4. Page 14, line 10, by striking the words ", except
 10 that, if" and inserting in lieu thereof a period.
 11 5. Page 14, by striking lines 11 through 16,
 12 inclusive.

RICHARD R. RAMSEY

S—2263

1 Amend House File 550, as amended and passed by the
2 House and reprinted, as follows:

3 1. By adding the following new sections:

4 Sec. Section three hundred fifty-one point five
5 (351.5), Code 1973, is amended by adding the following
6 new unnumbered paragraph:

7 *NEW UNNUMBERED PARAGRAPH.* The application shall
8 further state whether the dog, if a female, has been
9 spayed.

10 Sec. Section three hundred fifty-one point six
11 (351.6), Code 1973, is amended to read as follows:

12 351.6 FEE. The annual license fee shall be one
13 dollar for each [male, and three dollars for each female]
14 dog. Should it appear that said fees will not produce
15 sufficient funds to pay the claims on the domestic
16 animal fund, the board of supervisors shall have power,
17 except as to dogs owned in cities and towns which exact
18 a license fee on dogs, to increase the [said fees] *fee*
19 to a sum not exceeding [three dollars for each male, and
20 not exceeding] five dollars for each [female] dog. [A
21 spayed female dog shall be deemed a male. Said] *The fee*
22 shall [be sent with] *accompany* the application.

23 Sec. Section three hundred fifty-one point
24 fifteen (351.15), Code 1973, is amended to read as
25 follows:

Page 2

1 351.15 ASSESSORS TO LIST DOGS—FEES. The assessor
2 shall, at the time of listing property for assessment,
3 cause to be listed and return to the county auditor the
4 names of all persons who own or harbor dogs, and indicate
5 on [such] *the list the number of dogs owned or harbored and*
6 whether the dogs [be male, female, or] *which are female are*
7 spayed[, and the number thereof]. For such service, the
8 assessor shall receive, from the domestic animal fund,
9 the sum of ten cents for each dog reported, which fee
10 shall be paid in full when return is made. Such fees
11 shall be considered as earnings of the office and shall,
12 within ten days of the receipt thereof, be paid to the
13 county treasurer and credited to the general fund of the
14 county.

15 Sec. Section three hundred fifty-one point
16 thirty-three (351.33), Code 1973, is amended to read as
17 follows:

18 351.33 RABIES VACCINATION—*FEMALE DOGS SPAYED.*

19 Every owner of a dog shall obtain a rabies vaccination
20 for [such animal] *it and, if it is a female, shall have it*
21 *spayed.* It shall be unlawful for any person to own or
22 have a dog in his possession, six months of age or over,
23 which has not been vaccinated against rabies *and, if a*
24 *female, spayed.* Dogs kept by commercial breeders or in
25 *hobby kennels, as defined in section one (1) of this Act,*

Page 3

1 and not allowed to run at large shall not be subject to
2 these [vaccination] requirements.

3 Sec. Section three hundred fifty-one point
4 thirty-four (351.34), Code 1973, is amended to read as
5 follows:

6 351.34 CONDITION FOR LICENSE. Before a license is
7 issued for any dog, the owner must present evidence with
8 the application required by section 351.3 that the dog
9 has been vaccinated against rabies[, or] *and, if a female,*
10 *spayed. If the dog license fee is paid to the assessor,*
11 *as permitted in sections 351.16, such evidence must be*
12 *presented to the assessor. Such evidence shall be a*
13 *certificate [of vaccination] signed by a licensed veteri-*
14 *narian stating that the dog, if a female, is spayed, that*
15 *the dog has been vaccinated for rabies, and [the certifi-*
16 *cate shall show] that the vaccination does not expire*
17 *within six months from the effective date of the dog*
18 *license.*

19 Sec. Any person who, on the effective date of
20 this Act, is the owner of one or more unspayed female
21 dogs shall have one year from that date to comply with
22 the requirements relative to spaying of female dogs
23 imposed by sections three hundred fifty-one point thirty-
24 three (351.33) and three hundred fifty-one point thirty-
25 four (351.34) of the Code as amended by this Act.

RICHARD R. RAMSEY

S—2260

1 Amend the Senate committee on agriculture amendment
2 S—2171, to House File 550, as amended, passed, and re-
3 printed by the House, as follows:

4 1. By inserting after line 2 the following amendment:

5 Page 3, line 27, by striking the word "one"
6 and inserting in lieu thereof the word "two".

7 2. By striking from line 8 the words "he shall be"
8 and inserting in lieu thereof the words "the hobby
9 kennel shall be subject to licensing as a commercial
10 kennel and the keeper of the hobby kennel shall be".

11 3. By inserting after line 8 the following amendments:

12 Page 4, line 10, by inserting after the word
13 "breeder" the words "or dealer, whichever is applicable".

14 Page 8, line 17, by striking the word "ten"
15 and inserting in lieu thereof the word "five".

16 Page 8, line 17, by striking the words "or two".

17 Page 8, by striking line 18.

18 Page 8, line 19, by striking the words
19 "quarter of a year".

20 Page 9, line 9, by striking the word "ten" and
21 inserting in lieu thereof the word "five".

22 Page 9, line 9, by striking the words "or two
23 dollars".

24 Page 9, by striking line 10.

25 Page 9, line 11, by striking the words "a

Page 2

- 1 year".
- 2 Page 9, line 26, by striking the word "ten"
- 3 and inserting in lieu thereof the word "five".
- 4 Page 9, line 26, by striking the words "or
- 5 two dollars".
- 6 Page 10, by striking line 1.
- 7 Page 10, line 2, by striking the words "of a
- 8 year".
- 9 4. Line 12, by striking the word "two" and inserting
- 10 in lieu thereof the word "five".

RICHARD R. RAMSEY
JAMES E. BRILES

S—2267

- 1 Amend House File 1067 as follows:
- 2 1. Page 1, line 17, after the period add the
- 3 following sentence: "If after being offered once at
- 4 public auction, such property is not sold, the board
- 5 of supervisors may dispose of the property by selling
- 6 it to a person or persons submitting sealed bids to
- 7 the board. Sale by bids may only be effected thirty
- 8 days after public notice of the proposed sale of such
- 9 property."

DALE L. TIEDEN

On motion of Senator Lamborn, the Senate adjourned until
10:00 a.m., Thursday, February 28, 1974.

JOURNAL OF THE SENATE

FORTY-SIXTH DAY

SENATE CHAMBER
DES MOINES, IOWA, THURSDAY, FEBRUARY 28, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend William Brewer, pastor of the Grace Presbyterian Church, Council Bluffs, Iowa.

The Journal of Wednesday, February 27, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Ralph Bose, Estherville, Iowa.

PRESENTATION OF VISITORS

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

Fifty students from Lincoln Elementary School, Perry, Iowa, accompanied by Miss Mains and Mrs. Roberts. Senator Rodgers.

Twenty students from Garwin High School, Garwin, Iowa, accompanied by Dorothy Heiberger. Senator Burroughs.

PETITIONS

The following petitions were presented and place on file:

By Senator Potter, from fifty-one residents of Jones County favoring a cost-of-living salary increase for public employees.

By Senator Miller of Marshall, from twenty residents of Hardin County opposing Senate File 327 establishing a retirement program for bank examiners.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 157,

301, 456, 1062 and 1116; House Joint Resolution 13; House Files 33, 170, 272, 282, 335, 388, 526, 671 and 674.

DALE L. TIEDEN
Chairman, Senate Committee
CHARLES F. STROTHMAN
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: Senate Files 157, 301, 456, 1062, and 1116; House Joint Resolution 13; House Files 33, 170, 272, 282, 335, 388, 526, 671 and 674.

BILLS SENT TO THE GOVERNOR

Senator Tieden, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 28th day of February, 1974, sent to the Governor for his approval: Senate Files 157, 301, 456, 1062 and 1116.

DALE L. TIEDEN, Chairman

Passed on file.

INTRODUCTION OF BILLS

Senate File 1226, by Senator Blouin, a bill for an act providing for the extinction of mechanics' liens upon property when that property is conveyed to a good faith purchaser for personal or family residence, and providing a penalty.

Read first time and **passed on file**.

Senate File 1227, by committee on county government, a bill for an act relating to the filing of claims with a county.

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

Senate File 1228, by Senators Potter and Scott, a bill for an act relating to dates of service in the armed forces.

Read first time and **passed on file**.

Senate File 1229, by Senator Bergman, a bill for an act providing that annexation of territory to a municipal corporation which is a part of a sanitary district shall constitute annexation of the same territory to the sanitary district.

Read first time and passed on file.

Senate File 1230, by Senators Kinley, Taylor, Schaben, Briles, Robinson, Nystrom, Miller of Des Moines, Tieden, Heying, Scott, Riley, Winkelman, Palmer, Gallagher, Gluba, Priebe, Rodgers, Junkins, Plymat, Hultman, Kennedy, Coleman, Blouin, Van Gilst, Hill, Nolin, Andersen, Curtis, Bergman, Kelly, Schwengels and Ramsey (Grassley, Cochran, Fischer of Grundy, Wells, De Jong, McCormick, Schroeder, Stromer, Brunow, Fitzgerald, Griffee, Brinck, Norpel, Carr, Krause, Freeman, Wyckoff, Clark of Dubuque, Mendenhall, Hansen, Middleswart, Edelen, Caffrey, Hutchins, Hennessey, Harper, Strothman, Branstad, Wulff, Ferguson, Jordan, Mennenga, Den Herder, Miller of Buchanan, Rinas, Junker, Miller of Cerro Gordo, Woods, Horn, Bortell, Crabb, Roorda, Monroe, Rapp, Harvey, Anderson, Pellett, Daggett, O'Halloran, Clark of Lee, Husak, Miller of Calhoun, Fullerton, Howell, Small and Higgins), a bill for an act relating to the performance of abortions and making certain acts unlawful.

Read first time and passed on file.

Senate File 1231, by Senator Gluba (Monroe and Small), a bill for an act making an appropriation to the Iowa aeronautics commission for allocation to the civil air patrol.

Read first time and passed on file.

CONSIDERATION OF BILLS

Senate File 1071

On motion of Senator Gallagher, Senate File 1071, a bill for an act relating to the homestead tax credit, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Potter offered amendment S—2286 and moved its adoption:

S—2286

- 1 Amend Senate File 1071, page 2, by adding after
- 2 line 9 the following:
- 3 Sec. This Act, being deemed of immediate
- 4 importance, shall take effect and be in force from
- 5 and after its publication in The Marion Sentinel,
- 6 a newspaper published in Marion, Iowa, and The
- 7 Maquoketa Community Press, a newspaper published
- 8 in Maquoketa, Iowa.

Amendment S—2286 was adopted.

Senator Gallagher moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1071) the vote was:

Ayes, 47:

Andersen	Heying	Murray	Rodgers
Bergman	Hill	Nolin	Schaben
Blouin	Junkins	Nystrom	Schwengels
Briles	Kelly	Orr	Schwieger
Burroughs	Kennedy	Palmer	Scott
Coleman	Kinley	Plymat	Shaff
Curtis	Lamborn	Potter	Shaw
Doderer	Miller of	Priebe	Taylor
Gallagher	Des Moines	Rabedeaux	Tieden
Glenn	Miller of	Ramsey	Van Gilst
Gluba	Marshall	Riley	Willits
Griffin	Milligan	Robinson	Winkelman
Hansen			

Nays, 3:

DeKoster	Hultman	McCartney
----------	---------	-----------

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

Senate File 1196

On motion of Senator Curtis, Senate File 1196, a bill for an act relating to references to the Internal Revenue Code in the computation of individual and corporate income tax and the franchise tax, was taken up for consideration.

Senator Curtis moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1196) the vote was:

Ayes, 49:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schaben
Blouin	Hultman	Nolin	Schwengels
Burroughs	Junkins	Nystrom	Schwieger
Coleman	Kelly	Orr	Scott
Curtis	Kennedy	Palmer	Shaff
DeKoster	Kinley	Plymat	Shaw
Doderer	Lamborn	Potter	Taylor
Gallagher	McCartney	Priebe	Tieden
Glenn	Miller of	Rabedeaux	Van Gilst
Gluba	Des Moines	Ramsey	Willits
Griffin	Miller of	Riley	Winkelman
Hansen	Marshall	Robinson	

Nays, none.

Absent or not voting, 1:

Briles

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

On motion of Senator Lamborn, the Senate recessed until 1:00 p.m.

AFTERNOON SESSION

The Senate reconvened, Senator Ramsey presiding.

CONSIDERATION OF BILLS

House File 787

On motion of Senator Schwengels, House File 787, a bill for an act making a correction to House File one hundred eighty-six (186) of the 1973 Session of the Sixty-fifth General Assembly, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Schwengels moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 787) the vote was:

Ayes, 43:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Nolin	Schwengels
Blouin	Junkins	Nystrom	Schwieger
Briles	Kelly	Orr	Scott
Burroughs	Kinley	Palmer	Shaff
Coleman	Lamborn	Plymat	Shaw
Curtis	McCartney	Potter	Taylor
DeKoster	Miller of	Priebe	Tieden
Doderer	Des Moines	Ramsey	Van Gilst
Glenn	Miller of	Riley	Willits
Gluba	Marshall	Robinson	Winkelman
Griffin			

Nays, none.

Absent or not voting, 7:

Gallagher	Hultman	Murray	Schaben
Hansen	Kennedy	Rabedaux	

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

Senate File 1211

On motion of Senator Van Gilst, Senate File 1211, a bill for

an act relating to a state fuel tax credit, was taken up for consideration.

Senator Van Gilst moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1211) the vote was:

Ayes, 43:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schaben
Blouin	Hultman	Nolin	Schwengels
Briles	Junkins	Orr	Schwieger
Burroughs	Kennedy	Palmer	Scott
Curtis	Kinley	Plymat	Shaff
DeKoster	McCartney	Potter	Shaw
Doderer	Miller of	Priebe	Taylor
Gallagher	Des Moines	Rabedeaux	Tieden
Glenn	Miller of	Ramsey	Van Gilst
Gluba	Marshall	Riley	Willits
Hansen			

Nays, 5:

Coleman	Lamborn	Nystrom	Winkelman
Kelly			

Absent or not voting, 2:

Griffin	Robinson
---------	----------

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

WITHDRAWN

Senator Shaff asked and received unanimous consent that Senate File 381 be withdrawn from further consideration of the Senate.

Senate File 1213

On motion of Senator Schwengels, Senate File 1213, a bill for an act relating to manufacturer's samples of cigarettes and little cigars, was taken up for consideration.

Senator Schwengels moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1213) the vote was:

Ayes, 39:

Andersen	Briles	Curtis	Glenn
Bergman	Burroughs	DeKoster	Gluba
Blouin	Coleman	Doderer	Hansen

Heying	McCartney	Orr	Schwengels
Hultman	Miller of	Palmer	Schwieger
Junkins	Des Moines	Potter	Shaff
Kelly	Milligan	Rabedeaux	Shaw
Kennedy	Murray	Ramsey	Tieden
Kinley	Nolin	Riley	Van Gilst
Lamborn	Nystrom	Robinson	Winkelman

Nays, 8:

Gallagher	Plymat	Rodgers	Taylor
Miller of	Priebe	Scott	Willits
Marshall			

Voting present, 1:

Hill

Absent or not voting, 2:

Griffin	Schaben
---------	---------

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

Senate File 1197

On motion of Senator Curtis, Senate File 1197, a bill for an act revising penalties imposed on additional taxes due, failure to file reports, and filing of fraudulent reports under the income, sales and use, chain store and motor vehicle fuel tax laws, was taken up for consideration.

Senator Willits offered amendment S—2291 by Senators Willits, Plymat and Curtis:

S—2291

- 1 Amend Senate File 1197 as follows:
- 2 1. Page 11, by adding after line 10 the follow-
- 3 ing new sections:
- 4 Sec. Section four hundred forty-five point
- 5 thirty-nine (445.39), Code 1973, is amended to read
- 6 as follows:
- 7 445.39 INTEREST AS PENALTY. If the first in-
- 8 stallment of taxes shall not be paid by April [1] *first*,
- 9 said installment shall become due and draw interest,
- 10 as a penalty, [of three-fourths] of one percent per
- 11 month until paid, from the first day of April follow-
- 12 ing the levy; and if the last half shall not be paid
- 13 by October [1] *first*, following such levy, then a like
- 14 interest shall be charged from the date such last half
- 15 became delinquent.
- 16 Sec. Section four hundred forty-five point
- 17 forty (445.40), Code 1973, is amended to read as fol-
- 18 lows:
- 19 445.40 PENALTY ON PERSONAL TAXES. On all per-
- 20 sonal taxes not paid on or before the first Monday
- 21 in December a penalty of five percent shall be added

22 and collected in addition to the [three-fourths of]
 23 one percent per month penalty herein provided; and
 24 the tax with all penalties shall be collected at the
 25 same time and in the same manner.

Page 2

- 1 2. Page one, line 4, by inserting after the
 2 word "laws" the following:
 3 "and increasing the interest penalty on delin-
 4 quent property taxes."

Senator Willits asked and received unanimous consent to withdraw amendment S—2291.

Senator Curtis moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1197) the vote was:

Ayes, 30:

Andersen	Griffin	Miller of	Riley
Bergman	Hansen	Marshall	Robinson
Briles	Hill	Murray	Schwengels
Burroughs	Kelly	Nolin	Schwieger
Curtis	Lamborn	Nystrom	Shaff
DeKoster	McCartney	Orr	Shaw
Doderer	Miller of	Plymat	Taylor
Gluba	Des Moines	Ramsey	Van Gilst

Nays, 19:

Blouin	Hultman	Potter	Scott
Coleman	Junkins	Priebe	Tieden
Gallagher	Kinley	Rabedeaux	Willits
Glenn	Milligan	Rodgers	Winkelman
Heying	Palmer	Schaben	

Absent or not voting, 1:

Kennedy

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

REPORTS OF INVESTIGATING COMMITTEES

Senator Riley called up the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mrs. Gretchen Walsh of Dubuque, Iowa, for appointment as a member of the Civil Rights Commission under the provisions of Section 601A.3, Code 1973, for the regular four-year term ending June 30, 1977, begs leave to report that it has made investigation and recommends the appointment be confirmed.

TOM RILEY, Chairman
GENE V. KENNEDY
JAMES W. GRIFFIN, SR.

The motion prevailed and the report was adopted.

Senator Riley moved the appointment of Mrs. Gretchen Walsh as a member of the Civil Rights Commission be confirmed by the Senate.

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

Ayes, 50:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schaben
Blouin	Hultman	Nolin	Schwengels
Briles	Junkins	Nystrom	Schwieger
Burroughs	Kelly	Orr	Scott
Coleman	Kennedy	Palmer	Shaff
Curtis	Kinley	Plymat	Shaw
DeKoster	Lamborn	Potter	Taylor
Doderer	McCartney	Priebe	Tieden
Gallagher	Miller of	Rabedeaux	Van Gilst
Glenn	Des Moines	Ramsey	Willits
Gluba	Miller of	Riley	Winkelman
Griffin	Marshall	Robinson	
Hansen			

Nays, none.

The Chair declared the appointment of Mrs. Gretchen Walsh as a member of the Civil Rights Commission confirmed for the regular four-year term ending June 30, 1977.

Senator Andersen called up the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Norman Pawlewski of Polk County, Iowa for appointment as Commissioner of Public Health under the provisions of Sections 135.2 and 135.4, Code 1973, for the unexpired portion of the four-year term ending June 30, 1977, begs leave to report that it has made investigation and recommends the appointment be confirmed.

LEONARD C. ANDERSEN, Chairman
BART SCHWIEGER
GEORGE R. KINLEY

The motion prevailed and the report was adopted.

Senator Andersen moved the appointment of Norman Pawlewski as Commissioner of Public Health be confirmed by the Senate.

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

Ayes, 44:

Andersen	Blouin	Burroughs	DeKoster
Bergman	Briles	Curtis	Doderer

Gallagher	Lamborn	Orr	Rodgers
Glenn	McCartney	Palmer	Schwengels
Gluba	Miller of	Plymat	Schwieger
Griffin	Des Moines	Potter	Scott
Hansen	Miller of	Priebe	Shaff
Hultman	Marshall	Rabedeaux	Shaw
Junkins	Milligan	Ramsey	Tieden
Kelly	Murray	Riley	Willits
Kennedy	Nolin	Robinson	Winkelman
Kinley	Nystrom		

Nays, 4:

Heying	Hill	Taylor	Van Gilst
--------	------	--------	-----------

Absent or not voting, 2:

Coleman	Schaben
---------	---------

The Chair declared the appointment of Norman Pawlewski as Commissioner of Public Health confirmed for the unexpired portion of the term ending June 30, 1977.

INTRODUCTION OF BILLS

Senate File 1232, by Senators Briles, Blouin and Tieden (Small and Rapp), a bill for an act prohibiting certain corporations from engaging in farming and ranching operations, providing a method whereby such corporations shall dispose of agricultural or ranch lands, to prohibit deduction of farm losses by corporations engaged in farming, and providing that small family-type corporations may engage in farming and ranching operations within limitations, and requiring reports and providing penalties.

Read first time and **passed on file**.

Senate File 1233, by committee on ways and means, a bill for an act creating a sales and use tax exemption for voluntary nonprofit hospitals.

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

Senate File 1234, by committee on county government, a bill for an act relating to the registration of school bonds.

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

EXPLANATIONS OF VOTES

MR. PRESIDENT: I was absent from the Senate on the afternoon of February 27, 1974, to attend a meeting on the energy crisis. Had I been present, I would have voted "aye" on Senate File 1139.

CALVIN O. HULTMAN

MR. PRESIDENT: I was absent from the Senate on the afternoon of Feb-

ruary 27, 1974, to attend a meeting on energy. Had I been present, I would have voted "aye" on Senate File 1139.

W. R. RABEDEAUX

MR. PRESIDENT: I was absent from the Senate due to illness on Wednesday, February 27. Had I been present I would have voted "aye" on amendment S—2234 to Senate File 1150, amendment S—2245 to Senate 1139, and "aye" for final passage of Senate File 1139.

GEORGE F. MILLIGAN

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S. F. 1221 Commerce
- S. F. 1224 Judiciary
- S. F. 1225 Human resources
- S. F. 1226 Judiciary
- S. F. 1229 Cities and towns
- S. F. 1230 Human resources
- S. F. 1231 Appropriations

REPORTS OF COMMITTEES

Senator McCartney submitted the following reports:

MR. PRESIDENT: Your committee on commerce to which was referred **Senate File 1113**, a bill for an act relating to used car dealer lists, begs leave to report it has had the same under consideration and recommends the same **do pass**.

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on commerce to which was referred **House File 392**, a bill for an act relating to the annual statement of insurance companies, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

S—2294

- 1 Amend House File 392 as follows:
- 2 1. Page 2, by striking lines 4 through 6 and insert-
- 3 ing in lieu thereof the following:
- 4 **NEW SUBSECTION.** All other information as re-
- 5 quired by the national association of insurance
- 6 commissioners' annual statement blank.

7 2. Page 2, by striking lines 10 through 13 and
8 inserting in lieu thereof the following:
9 **NEW UNNUMBERED PARAGRAPH.** Fifteenth—All other
10 information as required by the national association
11 of insurance commissioners' annual statement blank.

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on commerce to which was referred **House File 1046**, a bill for an act relating to the use of warning devices, begs leave to report it has had the same under consideration and recommends the same **do pass**.

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on commerce to which was referred **House File 1052**, a bill for an act relating to the period of time certificates of inspection of motor vehicles are valid, begs leave to report it has had the same under consideration and recommends the same **do pass**.

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

Senator Schwieger submitted the following reports:

MR. PRESIDENT: Your committee on human resources to which was referred **Senate File 1093**, a bill for an act relating to statutory provisions affecting the legal treatment of male and female persons, begs leave to report it has had the same under consideration and recommends the same **do pass**.

BART SCHWIEGER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on human resources to which was referred **House File 555**, a bill for an act relating to the liability for support for patients at a hospital-school or special unit, begs leave to report it has had the same under consideration and recommends the same **do pass**.

BART SCHWIEGER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on human resources to which was referred **House File 1060**, a bill for an act relating to establishment and operation of community mental health centers and to formulation of standards for evaluation of community mental health centers, begs leave

to report it has had the same under consideration and recommends the same **do pass**.

BART SCHWIEGER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on human resources to which was referred **House File 1077**, a bill for an act relating to the granting of furloughs to inmates, begs leave to report it has had the same under consideration and recommends the same **do pass**.

BART SCHWIEGER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on human resources to which was referred **House File 1104**, a bill for an act relating to care review committees for health care facilities licensed under chapter one hundred thirty-five C (135C) of the Code, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

S—2297

- 1 Amend House File 1104, page 2, by striking lines 1
- 2 through 17 and inserting in lieu thereof the following:
- 3 Section 1. Section one hundred thirty-five C point
- 4 nineteen, (135C.19), Code 1973, is amended by striking
- 5 the section and inserting in lieu thereof the follow-
- 6 ing:
- 7 135C.19 PUBLIC DISCLOSURE OF INSPECTION FINDINGS.
- 8 Following inspection of a health care facility by the
- 9 department, the findings of the inspection with respect
- 10 to compliance by the facility with requirements for
- 11 licensing under this chapter shall be made public in a
- 12 readily available form and place forty-five days after
- 13 the findings are made available to the applicant or
- 14 licensee. However, if the applicant or licensee requests
- 15 a hearing pursuant to section one hundred thirty-five
- 16 C point eleven (135C.11) of the Code, the findings of
- 17 the inspection shall not be made public until the hearing
- 18 has been completed. Other information relating to any
- 19 health care facility, obtained by the department through
- 20 reports, investigations, complaints, or as otherwise
- 21 authorized by this chapter, which is not a part of the
- 22 department's findings from an inspection of the facility,
- 23 shall not be disclosed publicly except in proceedings in-
- 24 volving the denial, suspension or revocation of a
- 25 license under this chapter.

BART SCHWIEGER, Chairman

Ordered passed on file.

Senator Riley submitted the following **corrected** report:

MR. PRESIDENT: Your committee on judiciary to which was referred **Senate File 1004**, a bill for an act relating to rental deposits, imposing liability and providing penalties for violations, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

S—2290

- 1 Amend Senate File 1004:
- 2 1. Page 2, line 13 by striking "two weeks"
- 3 and inserting in lieu thereof "thirty days".
- 4 2. Page 2, line 30 by striking "two weeks"
- 5 and inserting in lieu thereof "thirty days".
- 6 3. Page 3 by striking lines 25 through 29
- 7 and inserting in lieu thereof the following:
- 8 "damages."

TOM RILEY, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2289

- 1 Amend Senate File 1004, page 2, line 33, by adding
- 2 the following sentence after the word "deposit."
- 3 "If no mailing address or instructions are provided
- 4 to the landlord within one year from the termination
- 5 of the tenancy, the deposit shall revert to the
- 6 landlord and the tenant will be deemed to have for-
- 7 feited all rights to the deposit."

LUCAS J. DeKOSTER
TOM RILEY
RALPH F. McCARTNEY

S—2288

- 1 Amend Senate File 1004 as follows:
- 2 1. Page 2, by striking lines 5 through 12.
- 3 2. Page 2, line 13, by striking the words "two
- 4 weeks" and inserting in lieu thereof the words "fifteen
- 5 days".
- 6 3. Page 2, lines 16 and 17, by striking the words
- 7 "with interest as provided in this Act,".
- 8 4. Page 2, line 30, by striking the words "two
- 9 weeks" and inserting in lieu thereof the words "fifteen
- 10 days".
- 11 5. Page 3, line 26, by striking the word "and" and
- 12 inserting in lieu thereof the word "or" and by striking
- 13 the words "two weeks" and inserting in lieu thereof the
- 14 words "fifteen days".
- 15 6. Page 3, lines 30 and 31, by striking the word
- 16 "section" and inserting in lieu thereof the word "Act".
- 17 7. Page 4, by inserting after line 1 the following:
- 18 Sec. 10. *NEW SECTION*. If a tenant fails to provide
- 19 the landlord or his successor in interest with his
- 20 mailing address or delivery instructions or if he fails

21 to commence an action for recovery of his deposit, within
 22 one year of the termination of the tenancy, the deposit
 23 shall be forfeited to the landlord or his successor in
 24 interest.

RICHARD R. RAMSEY

S—2292

1 Amend Senate File 1150 as follows:

2 1. Page 14, by striking lines 22 through 35, by
 3 striking all of pages 15 and 16, and page 17, by
 4 striking lines 1 through 7, and inserting in lieu
 5 thereof the following:

6 Section 701. *NEW SECTION. HOMICIDE.* The un-
 7 lawful killing of another as specified in sections
 8 seven hundred two (702), seven hundred three (703),
 9 seven hundred four (704), and seven hundred eight (708)
 10 is homicide. As used in this Act, the words "homicide",
 11 "murder", and "manslaughter" are synonymous.

12 Sec. 702. *NEW SECTION. MURDER.* Whoever kills
 13 any human being with malice aforethought, either ex-
 14 press or implied, is guilty of murder.

15 Sec. 703. *NEW SECTION. FIRST DEGREE MURDER.*
 16 All murder perpetrated as follows is murder in the
 17 first degree, a capital offense:

18 a. The murder of an officer charged with the
 19 duty of protecting life, liberty or property while
 20 such officer is acting in his official capacity in
 21 performance of that duty. "Officer" shall include the
 22 governor or any lesser law enforcement personnel,
 23 judge, magistrate, prosecuting attorney, bailiff,
 24 court personnel, corrections or penal guard or official,
 25 probation or parole officer, fireman or military

Page 2

1 personnel.

2 b. Assassination of a public official or candi-
 3 date for public office.

4 c. The murder of a person perpetrated as the
 5 direct result of a contract or conspiracy to murder,
 6 whether or not the person murdered was the subject of
 7 the contract or conspiracy.

8 d. Murder by a person previously convicted of
 9 murder or by a person serving a life sentence.

10 e. Murder perpetrated to escape detection, pre-
 11 vent lawful custody, to suppress evidence, or for re-
 12 venge against any officer above described because of
 13 performance of his duty to protect life, liberty or
 14 property.

15 f. The murder of two or more persons.

16 g. The murder of any person perpetrated in
 17 furtherance of, or while committing or attempting to
 18 commit, treason, arson, forcible rape or sodomy,
 19 robbery, mayhem, burglary of a dwelling house in the
 20 nighttime, kidnapping, or hijacking or piracy of a
 21 vehicle of public transportation.

22 h. Murder committed while torturing a person.

- 23 i. Murder committed by illegal and malicious
 24 use of explosives.
 25 j. Murder perpetrated by means of poison, lying

Page 3

- 1 in wait, or any other willful, deliberate and premedi-
 2 tated murder.
 3 Sec. 704. *NEW SECTION. SECOND DEGREE MURDER.*
 4 All other murder is murder in the second degree, a
 5 class A felony.
 6 Sec. 705. *NEW SECTION. ASSAULT WITH INTENT TO*
 7 *MURDER.* If any person assault another with intent to
 8 commit murder, he shall be guilty of a class B felony.
 9 Sec. 706. *NEW SECTION. POISONING FOOD OR DRINK*
 10 *WITH INTENT TO KILL.* If any person mingle any poison
 11 with any food, drink, or medicine, with intent to kill
 12 or injure any human being, or willfully poison any
 13 spring, well, cistern, or reservoir of water, he shall
 14 be guilty of a class B felony.
 15 Sec. 707. *NEW SECTION. ADVISING OR INCITING*
 16 *MURDER.* Whoever shall within this state advise,
 17 counsel, encourage, advocate, or incite the unlawful
 18 killing within or without the state of any human
 19 being, although no such killing takes place, shall be
 20 guilty of a class C felony.
 21 Sec. 708. *NEW SECTION. MANSLAUGHTER.* Whoever
 22 acts so as to kill or cause the death of any person
 23 without malice aforethought, but with a willful, wanton
 24 or reckless disregard for the safety of persons, or by
 25 the operation of a motor vehicle while under the in-

Page 4

- 1 fluence of alcohol or a controlled substance, or who-
 2 ever sells, gives away or otherwise furnishes intoxi-
 3 cating liquor or controlled substances contrary to law,
 4 and thereby causes the death of another, shall be
 5 guilty of manslaughter, a class C felony.
 6 2. Page 22, lines 16 and 17 by striking the words
 7 "class B felony" and inserting in lieu thereof the
 8 words "capital offense".
 9 3. Page 89, line 9 by inserting after the word "re-
 10 cognizance;" the words "unless charged with a capital
 11 offense when the proof is evident or the presumption
 12 great, and".
 13 4. Page 213, by inserting the following sections after
 14 line 6:
 15 Section *NEW SECTION. CAPITAL OFFENSES.*
 16 Any person convicted of a capital offense must be put
 17 to death with cyanide gas or some other more fast-
 18 acting poison, drug or gas, or if the person to be put
 19 to death requests it in writing not less than forty-
 20 eight hours prior to the scheduled time of execution,
 21 by firing squad, hanging or electrocution, administered
 22 in as humane, dignified and decorous a manner as is
 23 reasonably practicable.

24 Nevertheless, if the only victim or victims of
25 first degree murder committed by poison, lying in wait

Page 5

1 or other willful, deliberate and premeditated murder
2 described in division seven (VII), section seven hun-
3 dred three (703), paragraph j, is or are the murderer's
4 spouse, former spouse, mother, father, son, daughter,
5 brother, sister, grandmother, grandfather, grandson,
6 granddaughter, stepmother, stepfather, stepson, step-
7 daughter, mother-in-law, father-in-law, son-in-law,
8 daughter-in-law, half brother, half sister, aunt,
9 uncle, niece, nephew, first cousin, employer, employee,
10 business partner, fellow worker or associate, and if
11 the offense is committed while under the influence of
12 sudden and violent anger caused by an act or acts of
13 any of said persons, said capital offense shall be
14 treated as a class A felony.

15 Sec. *NEW SECTION. TIME OF EXECUTION.*

16 When the punishment is fixed as death, the court pro-
17 nouncing judgment shall fix the day of the execution
18 thereof, which shall not be less than one year after
19 the day on which the judgment is rendered, and not
20 longer than fifteen months, during which time the
21 defendant shall be imprisoned in the penitentiary.

22 Sec. *NEW SECTION. RECORD SENT GOVERNOR.*

23 Immediately after entry of judgment of death, the court
24 rendering the same must transmit by mail to the gover-
25 nor a copy of the indictment, plea, verdict, judgment,

Page 6

1 and testimony in the case.

2 Sec. *NEW SECTION. COPY OF JUDGMENT*

3 *AUTHORITY FOR EXECUTION.* When a judgment of death is
4 pronounced, a certified copy of the entry thereof in
5 the record book must be furnished to the officer whose
6 duty it is to execute the same, who shall proceed
7 accordingly, and no other warrant or authority is
8 necessary to require or justify the execution.

9 Sec. *NEW SECTION. REPRIEVE OR SUSPENSION.*

10 The only officers who shall have power to reprieve or
11 suspend the execution of a judgment of death are the
12 governor and, as provided in this division, the warden
13 of the penitentiary, except in cases of appeal to the
14 supreme court.

15 Sec. *NEW SECTION. INSANITY OR PREGNANCY.*

16 When the warden of the penitentiary is satisfied that
17 there are reasonable grounds for believing that a
18 defendant in his charge under sentence of death is in-
19 sane or pregnant, he shall notify the commissioners of
20 hospitalization of the county wherein the penitentiary
21 is located, who shall be sworn by the warden well and
22 truly to inquire into the facts as to the insanity or
23 pregnancy of the defendant, as the case may be, and
24 return a true report of their findings.

25 Sec. *NEW SECTION. FINDING OF COMMISSIONERS.*

Page 7

1 The commissioners, after being sworn, shall examine
2 the defendant and hear any evidence that may be pre-
3 sented, and may examine the medical attendants at the
4 penitentiary, if necessary, to ascertain the facts,
5 and make report thereon in writing, signed by not less
6 than a majority of them, finding as to the fact of
7 insanity or pregnancy.

8 Sec. *NEW SECTION. EXECUTION SUSPENDED.*

9 If the report does not show the defendant to be insane
10 or pregnant, the warden shall not suspend the execu-
11 tion; but if it does, he shall suspend the execution,
12 and immediately transmit the report to the governor.

13 Sec. *NEW SECTION. EXECUTIVE WARRANT OF*
14 *EXECUTION.* When a judgment of death from any cause
15 has not been executed on the day appointed by the
16 court therefor, the governor, by a warrant under the
17 seal of the state, shall fix the day of execution,
18 which warrant shall be obeyed by the sheriff, and no
19 one but the governor can then suspend its execution.

20 Sec. *NEW SECTION. TIME AND MANNER OF*
21 *EXECUTION.* A judgment of death must be executed by
22 the sheriff of the county in which the judgment was
23 rendered, or his deputy, within the walls of the peni-
24 tentiary where the defendant is confined, or within
25 a yard or enclosure adjoining thereto, on the day

Page 8

1 fixed in the judgment, between sunrise and sunset, in
2 one of the manners described in this division. In the
3 event the person convicted of a capital offense re-
4 quests a firing squad, such firing squad shall consist
5 of the sheriff, or his deputy, and eight residents of
6 said county appointed by the sheriff. The command to
7 fire shall be given by the sheriff or his deputy.

8 Sec. *NEW SECTION. WITNESSES TO EXECUTION.*

9 The sheriff or his deputy must, at least three clear
10 days before executing a judgment of death, notify the
11 judge of the district court who tried the case, or,
12 if he be not in office, another judge of such court,
13 the county attorney and the clerk of the district
14 court of the county in which the judgment was rendered,
15 the sheriff of the county in which the offense was
16 committed, if other than that in which judgment was
17 rendered, and two physicians and twelve respectable
18 citizens of the state to be selected by him to be
19 present as witnesses at such execution. He must also,
20 at the request of the defendant, permit one or more
21 ministers of the gospel, named by him, and any of his
22 relatives, to attend the execution, and also such
23 magistrates, peace officers, and guards as the
24 sheriff shall deem proper, but no minor, and no per-
25 son other than those herein authorized, shall be

Page 9

1 present.

2 Sec. *NEW SECTION. CERTIFICATE OF EXECUTION.*

3 The sheriff or his deputy executing the judgment of
4 death must prepare and sign with his name of office a
5 certificate, setting forth the time and place of the
6 execution, and that judgment was executed upon the
7 defendant according to the foregoing provisions, and
8 cause the certificate to be signed by the public
9 officers, and at least twelve persons, not relations of
10 the defendant, who witnessed the same.

11 Sec. *NEW SECTION. CERTIFICATE FILED AND*
12 *PUBLISHED.* The sheriff or his deputy executing such
13 judgment must cause the certificate to be filed in the
14 office of the clerk of the district court of the
15 county in which the judgment was rendered, and cause a
16 copy thereof to be published in one newspaper printed
17 at the capital of the state, and in one newspaper in
18 the county where the judgment was entered.

19 Sec. *NEW SECTION. STAY OF EXECUTION BY*
20 *APPEAL.* An appeal from a judgment of death shall stay
21 the infliction of that punishment, but the defendant
22 is to be retained in custody without bail to abide the
23 judgment thereon.

24 Sec. *NEW SECTION. PROCEEDINGS ON APPEAL.*

25 When an appeal is taken from a judgment of death, the

Page 10

1 clerk of the district court in which it was rendered
2 shall at once give the defendant or his attorney a
3 certificate under the seal of the court, certifying
4 that fact, and the sheriff or other officer having
5 the defendant in custody must, upon the delivery to
6 him of the certificate, suspend further proceedings
7 on the judgment until final judgment on the appeal is
8 certified to him by the clerk of the supreme court.

9 Sec. *NEW SECTION. PROCEEDINGS ON*
10 *AFFIRMANCE-ISSUANCE OF WARRANT.* When such judgment
11 is affirmed, the supreme court must cause a copy of
12 its judgment to be delivered to the governor, and to
13 the sheriff whose duty it is to execute such judg-
14 ment, signed by the clerk thereof and under seal of
15 the court, and the governor shall issue a warrant of
16 execution under the seal of the state, and transmit
17 it by messenger or mail to the sheriff whose duty it
18 is to execute the judgment, directing him, on a day
19 and at an hour therein named, not earlier than the
20 day fixed by the district court, to execute such
21 judgment in the manner required by law.

22 Sec. *NEW SECTION. EXECUTION OF WARRANT.*

23 The sheriff shall execute such warrant in the manner
24 provided in this chapter, and report his doings to
25 the governor and the district court whose judgment

Page 11

1 was appealed from, and make the publication of his
2 doings in the manner provided for in this chapter.
3 If from any cause the judgment is not executed on the
4 day named in the warrant, the governor may appoint
5 another, and so on until it is done.

6 5. Page 213, by striking lines 7 through 24 and
7 inserting in lieu thereof the following:

8 Sec. *NEW SECTION*. CLASS A FELONY. Upon
9 conviction of a class A felony, the court shall
10 sentence the defendant to the penitentiary for life,
11 or for a term not less than twenty-five years. Noth-
12 ing in this chapter pertaining to deferred judgment
13 or sentence, suspended sentence or probation shall
14 apply to a class A felony, and no person convicted of
15 a class A felony shall be released on parole unless
16 the governor commutes the sentence to a term of years.

17 Sec. *NEW SECTION*. RECORD REVIEWED. At
18 any time after a person has served fifteen years of
19 a life sentence, the board of parole shall interview
20 him and review his record. If, in the opinion of the
21 board, he should be considered for release on parole,
22 the board shall recommend to the governor that his
23 sentence be commuted to a term of years. If his
24 sentence is so commuted, he shall be eligible for
25 parole as provided in division six (VI) of this

Page 12

1 chapter.

2 6. By renumbering sections and correcting internal
3 references to accord with this amendment.

JAMES W. GRIFFIN, SR.
RAY TAYLOR
DALE L. TIEDEN
JAMES E. BRILES
C. JOSEPH COLEMAN
H. L. HEYING
FORREST V. SCHWENGELS
CLIFF BURROUGHS
CALVIN O. HULTMAN
W. R. RABEDAUX

S—2287

1 Amend Senate File 1155 as follows:

2 1. Page 2, by striking lines 5 through 12, inclusive
3 and lines 18 through 21, inclusive and renumbering
4 the subsections of section 2.

5 2. Page 2, by striking lines 24 through 35,
6 inclusive and page 3 by striking lines 1 through 6,
7 inclusive.

8 3. Page 6, by striking lines 11 through 26,
9 inclusive.

10 4. Page 9, by striking lines 29 through 35,
11 inclusive; page 10, by striking lines 1 through
12 35, inclusive; and page 11, by striking line 1.

13 5. Page 11, by striking lines 2 through 25,

14 inclusive.

15 6. Page 15, by striking lines 17 through 35,
16 inclusive; page 16, by striking lines 1 through
17 35, inclusive; page 17, by striking lines 1 through
18 35, inclusive; and page 18, by striking lines 1
19 through 9, inclusive.

20 7. Page 43, by striking lines 30 through 32,
21 inclusive, and inserting in lieu thereof the
22 following: "to levy for that year a two-hundredths
23 mill levy to be collected with other taxes in the
24 next [calendar]".

25 8. Page 53, by striking lines 2 and 3 and inserting

Page 2

1 in lieu thereof the following: "the fund."

2 9. Page 53, line 6, by striking the word "in" and
3 by striking lines 7 and 8 and inserting in lieu
4 thereof a period.

5 10. Page 55, by striking lines 23 through 35 and
6 page 56, by striking lines 1 and 2 and inserting
7 in lieu thereof the following:

8 "The board of supervisors shall, at the time
9 of levying other taxes, estimate the amount
10 necessary to meet the foregoing expenses which it
11 is anticipated that the county will incur in the
12 coming year, and levy a tax sufficient to raise the
13 amount needed. The proceeds of the tax shall be
14 credited to the county [mental health and institutions]
15 *human resources* fund, and used only for the pur-
16 poses prescribed by this section. Should any
17 county fail to levy a tax sufficient to meet the
18 expenses which the county is required to pay, or
19 which the board of supervisors chooses to pay, from
20 the county [mental health and institutions] *human*
21 *resources* fund pursuant to this section, the
22 deficiency shall be met by transfer of funds from
23 the county general fund to the county [mental health
24 and institutions] *human resources* fund."

25 11. Page 57, by striking lines 13, 14 and 15 and

Page 3

1 inserting in lieu thereof:

2 "Sec. 117. Sections one hundred sixty-four
3 point twenty-four".

4 12. By renumbering sections and cross references
5 to conform with this amendment.

EARL M. WILLITS
E. KEVIN KELLY
JOHN S. MURRAY

S—2281

1 Amend Senate File 1163, page 44, line 27, by insert-
2 ing after the word "*services*" the words "*including sites*
3 *and buildings previously used as facilities providing*
4 *care, treatment, and an educational program for children*
5 *residing on the premises of the facility*".

WILLIAM E. GLUBA

S—2282

1 Amend the Shaff amendment, S—2248, to Senate File
 2 1163, page 3, line 3, by inserting after the word
 3 “agency” the words “including sites and buildings
 4 previously used as facilities providing care, treatment,
 5 and an educational program for children residing on the
 6 premises of the facility”.

WILLIAM E. GLUBA

S—2277

1 Amend the Shaff amendment S—2248, to Senate File
 2 1163, page 4, line 25, by striking the words “at least
 3 two times per year” and inserting the word
 4 “quarterly”.

RAY TAYLOR

S—2280

1 Amend the Orr amendment S—2252, to Senate File 1163,
 2 page 3, line 12, by inserting after the word “unit” the
 3 words “including sites and buildings previously used as
 4 facilities providing care, treatment, and an educational
 5 program for children residing on the premises of the
 6 facility”.

WILLIAM E. GLUBA

S—2293

1 Amend the Orr, et al., amendment S—2252, to Senate
 2 File 1163, page 5, by inserting after line 9 the
 3 following subsection:
 4 16. Meet at least semiannually with the members of
 5 the board of directors of the merged area in which the
 6 intermediate service unit is located to discuss coor-
 7 dination of programs and services and other matters of
 8 mutual interest to the two boards.

JOAN ORR

S—2279

1 Amend Senate File 1222, page 2, line 12
 2 by striking the words “state comptroller” and
 3 inserting in lieu thereof the “secretary of
 4 agriculture”.

BERL E. PRIEBE
DALE L. TIEDEN

S—2296

1 Amend Senate File 1222 as follows:
 2 1. Page 2, by striking lines 15 and 16 and inserting
 3 in lieu thereof the words “of representatives, one to be
 4 appointed by the members representing the majority party
 5 and one to be appointed by members representing the
 6 minority party, two members of the senate, one to be
 7 appointed by members representing the majority party
 8 and one to be appointed by members representing the
 9 minority party.”.
 10 2. Page 2, line 17, by striking the words “president
 11 of the senate.”.
 12 3. Page 2, by striking lines 18, 19, and 20 and

13 inserting in lieu thereof the words "governor. The
14 appointments made by the governor shall".

WILLIAM E. GLUBA

S—2278

1 Amend Senate File 1222, page 2, by striking
2 lines 23 through 32 and inserting in lieu thereof
3 the following:
4 "Sec. 3. PERSONNEL. The Secretary of State
5 shall serve as director of energy policy who shall
6 carry out the duties assigned to him by the
7 council. Other personnel utilized by the council
8 shall be employed through a program of interchange
9 of personnel between the council and other
10 governmental agencies pursuant to chapter twenty-
11 eight D (28D) of the Code."

BERL E. PRIEBE

S—2285

1 Amend Senate File 1222 as follows:
2 1. Page 4, line 23, by striking the word "or" and
3 inserting in lieu thereof the following: "and to
4 each member of the senate and the house of repre-
5 sentatives and".
6 2. Page 5, by adding after line 16 the following:
7 "10. The council may direct the county super-
8 visors of each county to set up an energy board
9 within the county to cooperate with the energy
10 policy council."

H. L. HEYING

S—2284

1 Amend House File 475 as amended, passed, and re-
2 printed as follows:
3 Page 1B, line 32, by striking the word "eighty" and
4 inserting in lieu thereof the word "sixty".

WILLIAM E. GLUBA
MINNETTE DODERER

S—2283

1 Amend House File 475, as amended, passed, and re-
2 printed, as follows:
3 Page 2, by adding the following sections after line
4 5:
5 Sec. Section four hundred fifty point ten
6 (450.10), subsection one (1), unnumbered paragraphs
7 eight (8) and nine (9), Code 1973, is amended to read
8 as follows and the following provisions are added to
9 section four hundred fifty point ten (450.10), sub-
10 section one (1):
11 [Seven] *Eight* percent on any amount in excess of one
12 hundred thousand dollars and up to one hundred fifty
13 thousand dollars.
14 [Eight] *Ten* percent on all sums in excess of one
15 hundred fifty thousand dollars and up to three hundred
16 thousand dollars.
17 *Twelve* percent on all sums in excess of three hundred

18 *thousand dollars and up to five hundred thousand*
 19 *dollars.*
 20 *Sixteen percent on all sums in excess of five hundred*
 21 *thousand dollars and up to one million dollars.*
 22 *Twenty percent on all sums in excess of one million*
 23 *dollars.*
 24 Sec. Section four hundred fifty point ten
 25 (450.10), subsection two (2), unnumbered paragraphs

Page 2

1 six (6) and seven (7), Code 1973, is amended to read as
 2 follows and the following provisions are added to sec-
 3 tion four hundred fifty point ten (450.10), subsection
 4 two (2):
 5 [Nine] *Ten percent on any amount in excess of one*
 6 *hundred thousand dollars and up to one hundred fifty*
 7 *thousand dollars.*
 8 [Ten] *Twelve percent on all sums in excess of one*
 9 *hundred fifty thousand dollars and up to three hundred*
 10 *thousand dollars.*
 11 *Thirteen percent on all sums in excess of three*
 12 *hundred thousand dollars and up to five hundred*
 13 *thousand dollars.*
 14 *Sixteen percent on all sums in excess of five*
 15 *hundred thousand dollars and up to one million dollars.*
 16 *Nineteen percent on all sums in excess of one*
 17 *million dollars.*
 18 Sec. Section four hundred fifty point ten
 19 (450.10), subsection three (3), unnumbered paragraph
 20 four (4), Code 1973, is amended to read as follows and
 21 the following provisions are added to section four hun-
 22 dred fifty point ten (450.10), subsection three (3):
 23 *Fifteen percent on all sums in excess of one hundred*
 24 *thousand dollars and up to five hundred thousand dol-*
 25 *lars.*

Page 3

1 *Eighteen percent on all sums in excess of five hun-*
 2 *dred thousand dollars up to one million dollars.*
 3 *Twenty-two percent on all sums in excess of one*
 4 *million dollars.*

WILLIAM E. GLUBA
 JAMES F. SCHABEN
 MINNETTE F. DODERER
 JOAN ORR

S—2295

1 Amend House File 1121, as amended, passed and reprinted
 2 by the House, as follows:
 3 1. Page 2A, by striking lines 1 through 25.
 4 2. Page 2A, line 27, by striking the words and figure
 5 "paragraph one (1)" and inserting in lieu thereof the
 6 words and figures "paragraphs one (1) and three (3)".
 7 3. Page 2A, line 30, by striking the words "is further"
 8 and inserting in lieu thereof the word "are".
 9 4. Page 2B, by inserting after line 47 the following:

10 Shared-time and part-time pupils of school age, *ir-*
 11 *respective of the districts in which the pupils reside,*
 12 shall be counted as of the same date in the proportion
 13 that the time for which they are enrolled or receive
 14 instruction for the school year bears to the time that
 15 full-time pupils carrying a normal course schedule, at the
 16 same grade level, in the same school district, for the
 17 same school year, are enrolled and receive instruction.

18 Sec. Section four hundred forty-two point four
 19 (442.4), Code 1973, as amended by Acts of the General
 20 Assembly, 1973 Session, chapter two hundred fifty-eight
 21 (258), section three (3), is amended by adding the follow-
 22 ing new unnumbered paragraph:

23 *NEW UNNUMBERED PARAGRAPH.* For the budget years begin-
 24 ning July 1, 1974, and July 1, 1975, if a district has a
 25 decreasing enrollment from the base year to the budget

Page 2

1 year, the state comptroller shall determine the final
 2 enrollment for purposes of computations under this chapter
 3 by adding to the actual enrollment as otherwise determined
 4 under this section an additional amount of enrollment
 5 equal to fifty percent of the decrease to the first two
 6 percent of decrease, twenty-five percent of the decrease
 7 to the next three percent of decrease, and ten percent of
 8 the remaining decrease.

9 5. Page 3, lines 16, 17, and 18, by striking the words
 10 *"whose district cost per pupil is in excess of one hundred*
 11 *ten percent of the state cost per pupil for the budget*
 12 *year,"*.

13 6. Page 4A, lines 2 through 5, by striking the words
 14 *"except that for the budget years beginning July 1, 1974,*
 15 *and July 1, 1975, the enrollment used shall be not less*
 16 *than ninety-eight percent of the enrollment used for the*
 17 *base year"*.

18 7. Page 4A, line 35, by striking the words and figure
 19 "subsection four (4)" and inserting in lieu thereof the
 20 words and figures "subsections four (4) and five (5)".

21 8. Page 4B, line 37, by striking the word "is" and
 22 inserting in lieu thereof the word "are".

23 9. Page 5, by inserting after line 14 the following:

24 5. [The] *Subject to the minimum for the school years*
 25 *beginning July 1, 1974, and July 1, 1975, as provided in*

Page 3

1 *section four hundred forty-two point seven (442.7) of the*
 2 *Code, the committee may establish a modified allowable*
 3 *growth by reducing the allowable growth:*

4 a. If the district cost per pupil exceeds the state
 5 cost per pupil.

6 b. If in the committee's judgment the district cost is
 7 unreasonably high in relation to the comparative cost
 8 factors of similar districts, even if the district cost
 9 per pupil does not exceed the state cost per pupil.

10 10. Renumber sections and correct internal references

11 in accordance with this amendment.

12 11. Amend the title, page 1, lines 2 and 3, by striking
13 the words "continuing the two hundred dollar per pupil
14 minimum beyond the school year beginning in 1974,".

15 12. Amend the title, page 1, line 4, by inserting
16 before the comma the words and figures "and in school
17 districts which have a decreasing enrollment for the
18 school years beginning July 1, 1974, and July 1, 1975".

19 13. Amend the title, page 1, line 9, by striking the
20 comma and inserting the word "and".

21 14. Amend the title, page 1, lines 11, 12, and 13, by
22 striking the words "and that no school's enrollment will
23 be dropped to less than ninety-eight percent of the prior
24 year's enrollment,".

COMMITTEE ON SCHOOLS
WILLARD R. HANSEN, Chairman

On motion of Senator Lamborn, the Senate adjourned until
8:30 a.m., Friday, March 1, 1974.

JOURNAL OF THE SENATE

FORTY-SEVENTH DAY

SENATE CHAMBER
DES MOINES, IOWA, FRIDAY, MARCH 1, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Norman Hoag, pastor of the First Baptist Church, Creston, Iowa.

The Journal of Thursday, February 28, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Paul Holzworth, Des Moines, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Junkins for the day on request of Senator Schwengels.

PRESENTATION OF VISITORS

Senator Milligan rose on a point of personal privilege to present Katia Kramer, from Linhares, Espirito Santos, Brazil, a foreign exchange student residing in the home of Jan Squire, Senate Doorkeeper. Katia's father is the Viceroy of Linhares.

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

Four student cheerleaders from North High School, West Union, Iowa, accompanied by Mrs. Fran Crooks. Senator Heying.

Forty students from the Garwin Elementary School, Garwin, Iowa, accompanied by Mrs. Woehlk and Mrs. Aldrich. Senators Burroughs and Willits.

PETITIONS

The following petitions were presented and placed on file:

By Senator Bergman, from six hundred fifteen residents of Clay, Dickinson and adjoining counties, opposing legislation plac-

ing mandatory deposits on disposable beer and soft drink packages.

By Senator Kelly, from two hundred ninety-two residents of Woodbury County, opposing abortion.

INTRODUCTION OF BILLS

Senate File 1235, by committee on agriculture (committee on agriculture), a bill for an act to regulate the manufacture and distribution of commercial feeds in this state and providing penalties.

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

Senate File 1236, by Senator Potter, a bill for an act relating to the continuation of teachers' contracts.

Read first time and **passed on file**.

Senate File 1237, by Senator Rodgers, a bill for an act relating to vital statistics.

Read first time and **passed on file**.

Senate File 1238, by Senators Kelly, Doderer, Glenn, Milligan and Schwengels (Lipsky, Doyle, Knoke, McCormick and Oakley), a bill for an act relating to the review of cases of persons serving life terms by the board of parole.

Read first time and **passed on file**.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up for consideration Senate File 1222.

Senate File 1222

On motion of Senator Milligan, Senate File 1222, a bill for an act relating to the establishment of an energy policy council with emergency powers and making an appropriation, was taken up for consideration.

DEFERRED

Senator Milligan asked and received unanimous consent that further action on **Senate File 1222** be **deferred until Monday, March 4, 1974**, and that the bill be placed on the calendar under **unfinished business**.

MOTIONS TO RECONSIDER LOST

House File 659

Senator Murray called up the following motion to reconsider filed by him on January 24, 1974, and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which House File 659 passed the Senate on January 23, 1974.

On the question "Shall the motion to reconsider be adopted?" (H.F. 659) the vote was:

Rule 24 was invoked.

Ayes, 18:

Blouin	Kelly	Orr	Scott
Coleman	Kinley	Palmer	Shaw
DeKoster	McCartney	Riley	Van Gilst
Gallagher	Milligan	Robinson	Willits
Gluba	Murray		

Nays, 24:

Andersen	Hill	Nystrom	Rodgers
Bergman	Lamborn	Plymat	Schwengels
Briles	Miller of	Potter	Shaff
Burroughs	Des Moines	Priebe	Taylor
Curtis	Miller of	Rabedeaux	Tieden
Glenn	Marshall	Ramsey	Winkelman
Heying	Nolin		

Absent or not voting, 8:

Doderer	Hansen	Junkins	Schaben
Griffin	Hultman	Kennedy	Schwieger

The motion lost.

Senate File 327

Senator Briles called up the following motion to reconsider filed by Senator Willits on February 14, 1974, and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which Senate File 327 passed the Senate on February 14, 1974.

Senator Potter took the chair at 9:25 a.m.

On the question "Shall the motion to reconsider be adopted?" (S.F. 327) the vote was:

Rule 24 was invoked.

Ayes, 24:

Andersen	Doderer	Kennedy	Ramsey
Bergman	Gallagher	Kinley	Schwengels
Blouin	Glenn	Murray	Shaff
Coleman	Gluba	Orr	Van Gilst
Curtis	Hansen	Palmer	Willits
DeKoster	Hill	Plymat	Winkelman

Nays, 20:

Briles	McCartney	Nystrom	Rodgers
Burroughs	Miller of	Potter	Scott
Heying	Des Moines	Priebe	Shaw
Hultman	Miller of	Riley	Taylor
Kelly	Marshall	Robinson	Tieden
Lamborn	Nolin		

Voting present, 1:

Milligan (under Rule 24)

Absent or not voting, 5:

Griffin	Rabedeaux	Schaben	Schwieger
Junkins			

The motion lost.

SENATE INSISTS

Senate File 126

Senator Shaw called up for consideration Senate File 126, a bill for an act relating to the educational program of schools, amended by the House, further amended by the Senate, and moved that the Senate insist on its amendments 1, 2 and 3 to the House amendment.

Roll call was requested.

On the question "Shall the Senate insist on its amendments 1, 2 and 3 to the House amendment?" (S.F. 126) the vote was:

Rule 24 was invoked.

Ayes, 24:

Andersen	Hansen	Miller of	Rabedeaux
Bergman	Hill	Marshall	Ramsey
Briles	Hultman	Murray	Shaff
Burroughs	Kelly	Nolin	Shaw
Coleman	Lamborn	Nystrom	Taylor
DeKoster	McCartney	Potter	Tieden
Glenn			

Nays, 23:

Blouin	Kennedy	Palmer	Schaben
Curtis	Kinley	Plymat	Schwengels
Doderer	Miller of	Priebe	Scott
Gallagher	Des Moines	Riley	Van Gilst
Gluba	Milligan	Robinson	Willits
Heying	Orr	Rodgers	Winkelman

Absent or not voting, 3:

Griffin	Junkins	Schwieger
---------	---------	-----------

The motion prevailed and the Senate **insisted** on its amendments 1, 2 and 3 to the House amendment on **Senate File 126**.

APPOINTMENT OF CONFERENCE COMMITTEE

The Chair announced that President Neu had appointed the following conference committee on Senate File 126, on the part of the Senate: Senators Shaw, chairman; Miller of Marshall, Doderer, Orr and Tieden.

UNFINISHED BUSINESS

House File 117

On motion of Senator Shaff, House File 117, a bill for an act relating to the judicial review of the state board of tax review, was taken up for further consideration.

Senator Shaff withdrew amendment S—2272 filed by him on February 27, 1974, and found on page 566 of the Senate Journal.

Senator Shaff moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 117) the vote was:

Ayes, 19:

Andersen	Gluba	Miller of	Schwengels
Bergman	Hansen	Marshall	Taylor
Blouin	Lamborn	Orr	Tieden
Burroughs	Miller of	Plymat	Van Gilst
Curtis	Des Moines	Riley	Winkelman
Gallagher			

Nays, 24:

Briles	Hultman	Nystrom	Robinson
Coleman	Kinley	Palmer	Rodgers
DeKoster	McCartney	Potter	Scott
Glenn	Milligan	Priebe	Shaff
Heying	Murray	Rabedeaux	Shaw
Hill	Nolin	Ramsey	Willits

Absent or not voting, 7:

Doderer	Junkins	Kennedy	Schwieger
Griffin	Kelly	Schaben	

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which House File 117 failed to pass the Senate.

ROGER J SHAFF

REPORT OF INVESTIGATING COMMITTEE

Senator Nystrom called up the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mr. Cecil Dunn of Eagle Grove, Iowa for appointment as Superintendent of Banking for the State of Iowa under the provisions of Section 524.201, Code 1973, for the regular four-year term beginning July 1, 1973, and ending June 30, 1977, begs leave to report that it has made investigation and recommends the appointment be confirmed.

JOHN N. NYSTROM, Chairman
BASS VAN GILST
RAY TAYLOR

The motion prevailed and the report was adopted.

Senator Nystrom moved the appointment of Cecil Dunn as Superintendent of Banking be confirmed by the Senate.

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

Ayes, 44:

Andersen	Heying	Murray	Rodgers
Bergman	Hill	Nolin	Schaben
Briles	Hultman	Nystrom	Schwengels
Burroughs	Kelly	Orr	Scott
Coleman	Kinley	Palmer	Shaff
Curtis	Lamborn	Plymat	Shaw
DeKoster	McCartney	Potter	Taylor
Doderer	Miller of	Priebe	Tieden
Gallagher	Des Moines	Rabedeaux	Van Gilst
Glenn	Miller of	Ramsey	Willits
Gluba	Marshall	Riley	Winkelman
Hansen	Milligan		

Nays, 2:

Kennedy Robinson

Voting present, 1:

Blouin

Absent or not voting, 3:

Griffin Junkins Schwieger

The Chair declared the appointment of Cecil Dunn as Superintendent of Banking confirmed for the regular four-year term ending June 30, 1977.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has concurred in Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

Senate File 1075, a bill for an act relating to the regulation of vehicular traffic at traffic-control signals.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate File 1239, by Senator Blouin, a bill for an act making an appropriation to the state historical society for the purpose of allocating funds to local historical societies.

Read first time and **passed on file**.

Senate File 1240, by Senators Riley, Tieden, Gluba, Kelly, Kinley, Shaff, Curtis, Lamborn, Potter, Priebe, Gallagher, Burroughs, Taylor, Coleman, Ramsey, Willits, Schwieger, Winkelman, Robinson, Schaben, Plymat, Doderer, Bergman, Blouin, DeKoster, Murray, Van Gilst, Rodgers and Heying, a bill for an act to provide for fair trade practices in the marketing and distribution of motor fuel and special fuel and providing a penalty.

Read first time and **passed on file**.

Senate File 1241, by committee on county government, a bill for an act relating to the seal used by a court, public office or officer, or public or private corporation.

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

Senate File 1242, by Senator Ramsey, a bill for an act relating to the use of medical procedures to prolong life.

Read first time and **passed on file**.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S. F. 1228 Ways and means
- S. F. 1232 Judiciary
- S. F. 1236 Schools
- S. F. 1237 County government
- S. F. 1238 Judiciary
- S. F. 1239 Appropriations
- S. F. 1240 Commerce
- S. F. 1242 Human resources

EXPLANATION OF VOTE

MR. PRESIDENT: I was called to the telephone when the final vote on House File 117 was taken. Had I been present I would have voted "Nay".

JAMES F. SCHABEN

SUBCOMMITTEE ASSIGNMENTS

Senate Joint Resolution 1004	Senate File 1149	Senate File 1183
Judiciary— Shaw, Chairman Glenn Coleman	Judiciary— DeKoster, Chairman Potter Coleman	Judiciary— Shaw, Chairman Glenn Coleman
Senate Joint Resolution 1005	Senate File 1162	Senate File 1184
Judiciary— Glenn, Chairman Kennedy Shaw	Judiciary— Potter, Chairman McCartney Willits	Judiciary— Kelly, Chairman Ramsey Kinley
Senate File 1023	Senate File 1164	Senate File 1185
Commerce— Palmer, Chairman Curtis Taylor	Commerce— Riley, Chairman Hultman Kinley	State Government— Shaw, Chairman Nystrom Nolin
Senate File 1105	Senate File 1167	Senate File 1186
Judiciary— Potter, Chairman McCartney Willits	Judiciary— Ramsey, Chairman DeKoster Kennedy	Agriculture— Priebe, Chairman Taylor Bergman
Senate File 1106	Senate File 1170	Senate File 1188
Judiciary— Ramsey, Chairman DeKoster Kennedy	State Government Hansen, Chairman Nystrom Hill	Judiciary— DeKoster, Chairman Potter Coleman
Senate File 1111	Senate File 1173	Senate File 1191
Judiciary— Coleman, Chairman Shaw Riley	Judiciary— Coleman, Chairman Shaw Riley	Ways and Means— Burroughs, Chairman Plymat Potter
Senate File 1119	Senate File 1177	Senate File 1192
Judiciary— Glenn, Chairman Kennedy Shaw	State Government— Hansen, Chairman Shaw Hill	Ways and Means— Burroughs, Chairman Potter Orr
Senate File 1122	Senate File 1179	Senate File 1193
Judiciary— Kennedy, Chairman Willits Kelly	State Government— Hansen, Chairman Shaw Hill	State Government— Shaw, Chairman Hill Nystrom
Senate File 1123	Senate File 1180	Senate File 1195
Commerce— Hultman, Chairman Priebe Briles	Judiciary— Kennedy, Chairman Willits Kelly	Ways and Means— Schwengels, Chairman Palmer Griffin
Senate File 1142	Senate File 1181	Senate File 1198
Judiciary Kelly, Chairman Ramsey Kinley	Judiciary— Willits, Chairman Kennedy Ramsey	Judiciary— McCartney, Chairman Kelly Glenn
Senate File 1148	Senate File 1182	Senate File 1199
Judiciary— McCartney, Chairman Kelly Glenn	Judiciary— Kinley, Chairman Glenn McCartney	Judiciary— Potter, Chairman McCartney Willits

Senate File 1200 State Government— Robinson, Chairman Winkelman Schwengels	Senate File 1206 Commerce— Rodgers, Chairman Curtis Rabedeaux	House File 1103 Judiciary— Willits, Chairman Kennedy Ramsey
Senate File 1201 Human Resources— Burroughs, Chairman Andersen Miller of Des Moines	Senate File 1208 Schools— Andersen, Chairman Griffin Kennedy	Senate File 1106 Schools— Shaff, Chairman Taylor Rodgers
Senate File 1202 Ways and Means— Plymat, Chairman Hill Curtis	Senate File 1209 State Government— Schwengels, Chairman Hill Robinson	House File 1111 Judiciary— Kinley, Chairman Glenn McCartney
Senate File 1203 Ways and Means— Burroughs, Chairman Hill Griffin	Senate File 1210 Commerce— Rabedeaux, Chairman Priebe Briles	House File 1178 Agriculture— Taylor, Chairman Van Gilst Priebe
Senate File 1204 State Government— Nystrom, Chairman Junkins Winkelman	Senate File 1225 Human Resources— Gluba, Chairman Milligan Murray	House File 1189 Agriculture— Schaben, Chairman Miller of Marshall Rabedeaux
Senate File 1205 Judiciary— Ramsey, Chairman DeKoster Kennedy	Senate Concurrent Resolution 111 State Government— Shaw, Chairman Nystrom Junkins	

REPORTS OF COMMITTEES

Senator Tieden submitted the following reports:

MR. PRESIDENT: Your committee on agriculture to which was referred **Senate File 1021**, a bill for an act relating to the Iowa State Fair board and convention, begs leave to report it has had the same under consideration and recommends the same **do pass**.

DALE L. TIEDEN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on agriculture to which was referred **Senate File 1120**, a bill for an act relating to the filing and publishing of county agricultural extension education fund reports, begs leave to report it has had the same under consideration and recommends the same **do pass**.

DALE L. TIEDEN, Chairman

Ordered passed on file.

Senator Hansen submitted the following report:

MR. PRESIDENT: Your committee on schools to which was referred **House File 1121**, a bill for an act amending the state school foundation program by continuing the two hundred dollar per pupil minimum beyond

the school year beginning in 1974, adjusting the method of determining enrollment in special education programs, defining authorized expenditures, permitting districts to spend anticipated receipts from an income surtax before actual receipt, establishing, for the school years beginning in 1974 and 1975, that the state percent of growth will be eight percent, that no school district will receive less than the dollar equivalent of the state percent of growth, and that no school's enrollment will be dropped to less than ninety-eight percent of the prior year's enrollment, repealing the maximum millage reduction and a temporary provision, and making technical amendments, begs leave to report it has had the same under consideration and recommends the same **be amended in accordance with the committee on schools amendment S—2295 filed February 28, 1974, and found on pages 593 through 595 of the Senate Journal, and when so amended the bill do pass.**

WILLARD R. HANSEN, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2302

- 1 Amend Senate File 1150 as follows:
- 2 1. Page 34, by striking line 17 and inserting in
- 3 lieu thereof the following: "defacing, alteration,
- 4 destruction, or concealment of property".
- 5 2. Page 34, line 18 by striking the word "inten-
- 6 tionally".
- 7 3. Page 34, line 29 by striking the words "or des-
- 8 troyed" and inserting in lieu thereof the words
- 9 "destroyed, or concealed".
- 10 4. Page 35, line 4 by striking the words "or des-
- 11 troyed" and inserting in lieu thereof the words
- 12 "destroyed, or concealed".
- 13 5. Page 36, line 11 by inserting after the word
- 14 "Entering" the words "and/or remaining".

C. JOSEPH COLEMAN

S—2303

- 1 Amend Senate File 1150, page 37, lines 2 and 3 by
- 2 striking the words "domestic animal, or fowl, or any
- 3 dog or cat," and inserting in lieu thereof the word
- 4 "animal".

C. JOSEPH COLEMAN

S—2299

- 1 Amend the Griffin, et al., amendment S—2292, to page
- 2 14 of Senate File 1150 as follows:
- 3 1. Page 7, lines 22 and 23 by striking the words
- 4 "sheriff of the county in which the judgment was
- 5 rendered, or his deputy," and inserting in lieu thereof
- 6 the words "attorney general".
- 7 2. Page 8, line 5 by striking the words "sheriff, or
- 8 his deputy," and inserting in lieu thereof the words
- 9 "attorney general".
- 10 3. Page 8, line 7 by striking the words "sheriff or
- 11 his deputy" and inserting in lieu thereof the words
- 12 "attorney general".

13 4. Page 8, by adding the following sentence after the
 14 period in line 7: "The attorney general shall have
 15 the sole personal responsibility, in executing a
 16 judgment of death, for the throwing of any switches,
 17 levers, or other devices necessary to bring about the
 18 death of the person to be put to death, and may not
 19 delegate this duty to any other person."

20 5. Page 8, line 9 by striking the words "sheriff or
 21 his deputy" and inserting in lieu thereof the words
 22 "attorney general".

23 6. Page 8, lines 15, 16 and 17 by striking the
 24 words "sheriff of the county in which the judgment
 25 was committed, if other than that in which judgment

Page 2

1 was rendered" and inserting in lieu thereof the words
 2 "attorney general".

3 7. Page 9, line 3 by striking the words "sheriff or
 4 his deputy" and inserting in lieu thereof the words
 5 "attorney general".

6 8. Page 9, line 12 by striking the words "sheriff or
 7 his deputy" and inserting in lieu thereof the words
 8 "attorney general".

9 9. Page 10, line 13 by striking the word "sheriff"
 10 and inserting in lieu thereof the words "attorney
 11 general".

12 10. Page 10, line 17 by striking the word "sheriff"
 13 and inserting in lieu thereof the words "attorney
 14 general".

15 11. Page 10, line 23 by striking the word "sheriff"
 16 and inserting in lieu thereof the words "attorney
 17 general".

WILLIAM N. PLYMAT
 EARL M. WILLITS

S—2300

1 Amend the Griffin, et al., amendment S—2292, to page
 2 14 of Senate File 1150 as follows:

3 1. Page 8, line 22, by inserting a period after the
 4 word "execution" and by striking the remainder of line
 5 22 and all of lines 23 through 25.

6 2. Page 9, by striking line 1.

7 3. Page 9, by inserting the following section after
 8 line 1:

9 Sec. *NEW SECTION. EXECUTION SHALL BE*
 10 *PUBLIC.* All executions performed in this state shall
 11 be open to the public. The secretary of state shall
 12 cause to be published, in at least one newspaper of
 13 general circulation in this state, thirty days prior
 14 to the date of the execution, the date, time and
 15 location of the execution.

16 All executions performed in this state shall be
 17 televised by the educational television network in
 18 this state, and the educational television network
 19 shall make videotapes of the execution. Videotapes

20 of executions shall be made available, at reasonable
 21 costs, to any commercial television station, school,
 22 church, organization, fraternity, or other group in
 23 this state for showing to its viewers, students, or
 24 members. Commercial television stations in this
 25 state may cover executions performed in this state.

WILLIAM N. PLYMAT
 WILLIAM E. GLUBA

S—2304

1 Amend Senate File 1155, page 10, by inserting
 2 after the period in line 28 the following:
 3 Subsection eight (8) of this section shall not
 4 be deemed to be authority to grant a general
 5 increase to all counties in allowable growth
 6 computed in accordance with section five (5) of
 7 this Act. General increases, if any, will be
 8 authorized by action of the general assembly.
 9 As used in this Act, a general increase means
 10 any increase above the dollar amount of allowable
 11 growth as determined under section five (5) of
 12 this Act granted to more than ten counties for
 13 the same unusual circumstance.

EUGENE M. HILL

S—2306

1 Amend Senate File 1222 as follows:
 2 1. Page 6, by inserting after line 7 the follow-
 3 ing sections:
 4 Sec. 9. It is unlawful on Sunday for any person
 5 to operate a place of business open to the public,
 6 except as provided in sections ten (10) through
 7 fifteen (15) of this Act.
 8 Sec. 10. Sections nine (9) through fifteen (15)
 9 of this Act do not apply to any person who in good
 10 faith observes a day other than Sunday as a day of
 11 rest if he closes his place of business to the
 12 public on that day.
 13 Sec. 11. Sections nine (9) through fifteen (15)
 14 of this Act do not apply to the sale of any of the
 15 following items of personal property on Sunday:
 16 1. Drugs, medical and surgical supplies, or any
 17 object purchased on the written prescription of a
 18 licensed medical or dental practitioner for the
 19 treatment of a patient.
 20 2. Food prepared for consumption on or off the
 21 premises where sold.
 22 3. Newspapers, magazines, and books.
 23 4. Gasoline, fuel additives, lubricants, and
 24 antifreeze.
 25 5. Tires.

Page 2

1 6. Repair or replacement parts and equipment
 2 necessary to, and safety devices intended for,
 3 safe and efficient operation of motor vehicles,

- 4 boats, and aircraft.
 5 7. Emergency plumbing, heating, cooking, and
 6 electrical repair and replacement parts and equip-
 7 ment.
 8 8. Cooking, heating, and lighting fuel.
 9 9. Infant supplies.
 10 10. Camera and school supplies, stationery,
 11 and cosmetics.
 12 Sec. 12. Sections nine (9) through fifteen (15)
 13 of this Act do not apply to the operation of any
 14 of the following businesses on Sunday:
 15 1. Restaurants, cafeterias, and other prepared
 16 food service organizations.
 17 2. Hotels, motels, and other lodging facilities.
 18 3. Hospitals and nursing homes.
 19 4. Dispensaries of drugs and medicines.
 20 5. Ambulance and burial services.
 21 6. Generation and distribution of electric
 22 power.
 23 7. Distribution of gas, oil, and other fuels.
 24 8. Telephone, telegraph, and messenger services.
 25 9. Heating, refrigeration, and cooling services.

Page 3

- 1 10. Railroad, bus, trolley, subway, taxi, and
 2 limousine services.
 3 11. Water, air, and land transportation services
 4 and attendant facilities.
 5 12. Cold storage warehousing.
 6 13. Ice manufacturing and distribution.
 7 14. Minimal maintenance of equipment and
 8 machinery.
 9 15. Plant and industrial protection services.
 10 16. Industries where continuous processing or
 11 manufacturing is required by the very nature of
 12 the process involved.
 13 17. Newspaper publication and distribution.
 14 18. Radio and television broadcasting.
 15 19. Motion picture, theatrical, and musical
 16 performances.
 17 20. Automobile service stations.
 18 21. Athletic and sporting events.
 19 22. Parks, beaches, and recreational facilities.
 20 23. Scenic historic, and tourist attractions.
 21 24. Amusement centers, fairs, zoos, and museums.
 22 25. Libraries.
 23 26. Educational lectures, forums, and exhibits.
 24 Sec. 13. Nothing in sections nine (9) through
 25 fifteen (15) of this Act amends other provisions

Page 4

- 1 of law with reference to the service of process on
 2 Sunday.
 3 Sec. 14. Any employer who violates the provi-
 4 sions of sections nine (9) through fifteen (15) of
 5 this Act is guilty of a misdemeanor. Each day of

6 violation constitutes a separate offense. Punish-
 7 ment for a first offense shall be a fine not
 8 exceeding one hundred dollars, and for a second
 9 offense, a fine not exceeding five hundred dollars.
 10 For a third and each subsequent offense, punish-
 11 ment shall be a fine not exceeding five hundred
 12 dollars for each employee directed or authorized
 13 to work in violation of sections nine (9) through
 14 fifteen (15) of this Act. No fine shall be imposed
 15 upon any employee or agent who has been directed
 16 or authorized by his employer to violate the pro-
 17 visions of sections nine (9) through fifteen (15)
 18 of this Act.

19 Sec. 15. The operation of any business contrary
 20 to the provisions of sections nine (9) through
 21 fifteen (15) of this Act is declared to be a public
 22 nuisance, and any person may apply to a court of
 23 competent jurisdiction for an injunction to enjoin
 24 and abate a violation of sections nine (9) through
 25 fifteen (15) of this Act.

Page 5

- 1 2. Amend the title, page 1, line 2, by insert-
- 2 ing after the word "powers" the words ", conservation
- 3 in the use of energy,".
- 4 3. By renumbering the remaining sections in
- 5 accordance with this amendment.

NORMAN RODGERS

S—2305

- 1 Amend Senate File 1230 as follows:
- 2 1. Page 2, line 19 by inserting after the word
 - 3 "abortion" the words ", except when the abortion is
 - 4 necessary to save the life or health of the mother".
 - 2 2. Page 2, line 25 by inserting after the word
 - 6 "refusal" the words ", except when the abortion is
 - 7 necessary to save the life or health of the mother".

MINNETTE DODERER

S—2301

- 1 Amend House File 475, as amended, passed, and re-
- 2 printed by the House, page 1B, line 36 by inserting
 - 3 after the word "[fifteen]" the words ", and each
 - 4 brother or sister, whether married or not married,".

MICHAEL T. BLOUIN

S—2298

- 1 Amend the Taylor amendment S—2069 filed January 25,
- 2 1974, to House File 672, page 1, line 25 by striking
 - 3 all after the word "price." and on page 2, all of lines
 - 4 1, 2 and 3 and adding the following:
 - 5 *This option to purchase may be exercised within*
 - 6 *five years from date of acquisition or five years from*
 - 7 *date of project completion by the highway department*
 - 8 *unless the original owner is deceased and the estate*
 - 9 *is closed. If the option is not exercised, the*
 - 10 *present owner, if different from the original owner,*

11 *may be given an option for sixty days to purchase the*
12 *tract for a current appraised price, when the land*
13 *is declared surplus. If the second option is not*
14 *exercised, it shall be offered for public sale as*
15 *provided in section three hundred six point twenty-two*
16 *(306.22) of the Code. This Act shall apply to*
17 *purchases made from July 1, 1969.*

RAY TAYLOR

On motion of Senator Lamborn, the Senate adjourned until
10:00 a.m., Monday, March 4, 1974.

JOURNAL OF THE SENATE

FIFTIETH DAY

SENATE CHAMBER
DES MOINES, IOWA, MONDAY, MARCH 4, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by Father L. J. Leinen, pastor of the St. Joseph's Catholic Church, Parnell, Iowa.

The Journal of Friday, March 1, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Donald Faber, LeMars, Iowa.

PRESENTATION OF VISITORS

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

Eighty students from Greenwood Elementary School, Des Moines, Iowa, accompanied by Mrs. Carlson, Miss Clausen and Mrs. Eades. Senator Milligan.

Thirty students from Erskine and Pierce Elementary Schools, Cedar Rapids, Iowa, accompanied by Mrs. Salat, Mrs. Ibeling and Mrs. Bloomquist. Senator Riley.

Fifty students, members of the Boy Scouts and Cub Scouts, from Palo, Iowa. Senator Riley.

PETITIONS

The following petitions were presented and placed on file:

By Senator Lamborn, from fifty-three residents of Jones County favoring collective bargaining for public employees.

By Senator Bergman, from thirty residents of Dickinson County opposing mandatory deposits on disposable beer and soft drink packages.

By Senator Miller of Marshall, from thirty-seven residents of

Marshall County favoring House File 664, requiring installation of automatic fire extinguishing systems in high-rise buildings.

By Senator Orr, from twenty-six residents of Tama County favoring Senate File 1125, to provide architecturally accessible buildings for the handicapped.

By Senator Rodgers, from seventy-three residents of Lucas County favoring Senate File 1157, requiring certain retail establishments to close on Sunday.

INTRODUCTION OF BILL

Senate File 1243, by committee on ways and means, a bill for an act relating to individual income tax deductions.

Read first time and placed on calendar.

UNFINISHED BUSINESS

Senate File 1222

On motion of Senator Hultman, Senate File 1222, a bill for an act relating to the establishment of an energy policy council with emergency powers and making an appropriation, was taken up for further consideration.

Senator Priebe offered amendment S—2279 filed by Senators Priebe and Tieden and moved its adoption:

S—2279

- 1 Amend Senate File 1222, page 2, line 12,
- 2 by striking the words "state comptroller" and
- 3 inserting in lieu thereof the "secretary of
- 4 agriculture".

Senator Glenn took the chair at 10:38 a.m.

President Neu took the chair at 10:48 a.m.

Roll call was requested.

On the question "Shall amendment S—2279 be adopted?" (S.F. 1222) the vote was:

Ayes, 26:

Bergman	Jenkins	Milligan	Rodgers
Blouin	Kennedy	Nystrom	Schaben
Briles	Kinley	Palmer	Tieden
Coleman	Miller of	Plymat	Van Gilst
Glenn	Des Moines	Priebe	Willits
Gluba	Miller of	Ramsey	Winkelman
Heying	Marshall	Riley	
Hill			

Nays, 21:

Andersen	Hansen	Murray	Robinson
Burroughs	Hultman	Nolin	Schwengels
Curtis	Kelly	Orr	Shaff
DeKoster	Lamborn	Potter	Shaw
Gallagher	McCartney	Rabedeaux	Taylor
Griffin			

Absent or not voting, 3:

Doderer	Schwieger	Scott
---------	-----------	-------

Amendment S—2279 was adopted.

Senator Gluba offered amendment S—2296 filed by him and moved its adoption:

S—2296

- 1 Amend Senate File 1222 as follows:
- 2 1. Page 2, by striking lines 15 and 16 and inserting
- 3 in lieu thereof the words "of representatives, one to be
- 4 appointed by the members representing the majority party
- 5 and one to be appointed by members representing the
- 6 minority party, two members of the senate, one to be
- 7 appointed by members representing the majority party
- 8 and one to be appointed by members representing the
- 9 minority party,".
- 10 2. Page 2, line 17, by striking the words "president
- 11 of the senate,".
- 12 3. Page 2, by striking lines 18, 19, and 20 and
- 13 inserting in lieu thereof the words "governor. The
- 14 appointments made by the governor shall".

Roll call was requested.

On the question "Shall amendment S—2296 be adopted?" (S.F. 1222) the vote was:

Rule 24 was invoked.

Ayes, 19:

Blouin	Gluba	Miller of	Priebe
Coleman	Hill	Des Moines	Robinson
Doderer	Junkins	Nolin	Rodgers
Gallagher	Kennedy	Orr	Schaben
Glenn	Kinley	Palmer	Willits

Nays, 29:

Andersen	Hultman	Nystrom	Schwieger
Bergman	Kelly	Plymat	Shaff
Briles	Lamborn	Potter	Shaw
Burroughs	McCartney	Rabedeaux	Taylor
Curtis	Miller of	Ramsey	Tieden
DeKoster	Marshall	Riley	Van Gilst
Hansen	Milligan	Schwengels	Winkelman
Heying	Murray		

Absent or not voting, 2:

Griffin	Scott
---------	-------

Amendment S—2296 lost.

Senator Priebe withdrew amendment S—2278 filed by him on February 28, 1974, and found on page 592 of the Senate Journal.

Senator Priebe offered amendment S—2307 by Senators Priebe and Rodgers and called for a division of the amendment as follows:

S—2307

Division S—2307A

- 1 Amend Senate File 1222 as follows:
- 2 1. Page 2, line 23 by striking the word "The"
- 3 and inserting in lieu thereof the words "The
- 4 secretary of state shall serve as temporary
- 5 director of the energy policy council, until
- 6 the energy policy council shall recommend that a
- 7 full time director be appointed; upon recommendation
- 8 that a full time director be appointed, the".

Division S—2307B

- 9 2. Page 2, line 28 by striking the words
- 10 "twenty-two" and inserting in lieu thereof the
- 11 word "nineteen".

Senator Priebe moved the adoption of division S—2307A of the amendment.

Roll call was requested.

On the question "Shall division S—2307A of the amendment be adopted?" (S.F. 1222) the vote was:

Ayes, 12:

Coleman	Miller of	Palmer	Robinson
Heying	Des Moines	Priebe	Rodgers
Kennedy	Nolin	Ramsey	Schaben
McCartney			

Nays, 36:

Andersen	Griffin	Milligan	Schwieger
Bergman	Hansen	Murray	Shaff
Blouin	Hill	Nystrom	Shaw
Briles	Hultman	Orr	Taylor
Burroughs	Junkins	Plymat	Tieden
Curtis	Kelly	Potter	Van Gilst
DeKoster	Kinley	Rabedaux	Willits
Doderer	Lamborn	Riley	Winkelman
Gallagher	Miller of	Schwengels	
Glenn	Marshall		

Absent or not voting, 2:

Gluba	Scott
-------	-------

Division S—2307A of the amendment lost.

Senator Priebe moved the adoption of division S—2307B of the amendment and requested a roll call.

On the question “Shall division S—2307B of the amendment be adopted?” (S.F. 1222) the vote was:

Ayes, 17:

Blouin	Kennedy	Ramsey	Schwieger
Coleman	Miller of	Riley	Tieden
Gallagher	Des Moines	Rodgers	Van Gilst
Heying	Palmer	Schaben	Winkelman
Kelly	Priebe		

Nays, 30:

Andersen	Gluba	Miller of	Potter
Bergman	Griffin	Marshall	Rabedeaux
Briles	Hansen	Milligan	Robinson
Burroughs	Hill	Murray	Schwengels
Curtis	Hultman	Nolin	Shaff
DeKoster	Junkins	Nystrom	Shaw
Doderer	Lamborn	Orr	Willits
Glenn	McCartney	Plymat	

Absent or not voting, 3:

Kinley	Scott	Taylor
--------	-------	--------

Division S—2307B of the amendment lost.

Senator Schaben offered amendment S—2310, moved its adoption and requested a roll call:

S—2310

- 1 Amend Senate File 1222 as follows:
- 2 1. Page 3, line 24, by inserting after the period
- 3 the following:
- 4 “The council shall evaluate the future energy needs
- 5 of Iowa. This study shall include, but is not
- 6 limited to:
- 7 a. the historical use and distribution of
- 8 energy in Iowa,
- 9 b. determining the growth rate of energy con-
- 10 sumption in Iowa,
- 11 c. projecting Iowa’s energy needs at least
- 12 ten years in the future,
- 13 d. determining the impact of meeting these
- 14 needs on the economy of the state,
- 15 e. determining the impact of meeting these
- 16 needs on the environment of the state, and
- 17 f. evaluating the feasibility of coal
- 18 gasification for the purpose of producing methane
- 19 gas.”
- 20 2. Page 3, by inserting after line 26 the
- 21 following new subsection:
- 22 “..... The council shall exchange information
- 23 with other states on energy and especially on the

24 allocation of fuel and shall request all information
 25 necessary to determine the reasonableness of any

Page 2

1 reduction in Iowa's fuel allocation."
 2 3. Page 4, by inserting after line 21 the follow-
 3 ing new subsection:
 4 ".... The council shall establish priorities
 5 of energy consumption and determine if the present
 6 price structure conforms to those priorities. The
 7 council shall report its findings to the general
 8 assembly not later than February 1, 1975."
 9 4. By renumbering the subsections to conform with
 10 this amendment.

On the question "Shall amendment S—2310 be adopted?"
 (S.F. 1222) the vote was:

Rule 24 was invoked.

Ayes, 26:

Blouin	Hill	Miller of	Rodgers
Coleman	Junkins	Marshall	Schaben
Doderer	Kennedy	Nolin	Taylor
Gallagher	Kinley	Orr	Tieden
Glenn	McCartney	Palmer	Van Gilst
Gluba	Miller of	Priebe	Willits
Heying	Des Moines	Ramsey	Winkelman

Nays, 21:

Andersen	Hansen	Murray	Riley
Bergman	Hultman	Nystrom	Schwengels
Burroughs	Kelly	Plymat	Schwieger
Curtis	Lamborn	Potter	Shaff
DeKoster	Milligan	Rabedeaux	Shaw
Griffin			

Absent or not voting, 3:

Briles	Robinson	Scott
--------	----------	-------

Amendment S—2310 was adopted.

Senator Bergman offered amendment S—2308 and moved its adoption:

S—2308

1 Amend Senate File 1222, page 3, line 35, by
 2 inserting after the period the following:
 3 "Provided the council, prior to requiring any
 4 supplier to furnish it with such information,
 5 shall make every reasonable effort to determine
 6 if the same is available from any other governmental
 7 source. If it finds such information is available,
 8 the council shall not require submission of the
 9 same from a supplier."

Amendment S—2308 was adopted.

Senator Heying offered amendment S—2285 and called for a division of the amendment as follows:

S—2285

Division S—2285A

- 1 Amend Senate File 1222 as follows:
- 2 1. Page 4, line 23, by striking the word "or" and
- 3 inserting in lieu thereof the following: "and to
- 4 each member of the senate and the house of repre-
- 5 sentatives and".

Division S—2285B

- 6 2. Page 5, by adding after line 16 the following:
- 7 "10. The council may direct the county super-
- 8 visors of each county to set up an energy board
- 9 within the county to cooperate with the energy
- 10 policy council."

On motion of Senator Heying, division S—2285A of the amendment was adopted.

Senator Heying moved the adoption of division S—2285B of the amendment.

Division S—2285B of the amendment lost.

Senator Kelly offered amendment S—2311 and moved its adoption:

S—2311

- 1 Amend Senate File 1222, page 5, by inserting
- 2 the following sentence after the period in line 16:
- 3 "Before a proposed rule is submitted to the
- 4 departmental rules review committee, a public
- 5 hearing shall be held in regard to the rule, and
- 6 members of the departmental rules review committee
- 7 shall be notified of the hearing as required in
- 8 section seventeen A point sixteen (17A.16) of the
- 9 Code."

Roll call was requested.

On the question "Shall amendment S—2311 be adopted?" (S.F. 1222) the vote was:

Ayes, 35:

Andersen	Kelly	Nolin	Schaben
Blouin	Kennedy	Nystrom	Schwengels
Coleman	Kinley	Orr	Schwieger
DeKoster	Lamborn	Palmer	Scott
Glenn	McCartney	Priebe	Shaw
Gluba	Miller of	Ramsey	Tieden
Griffin	Des Moines	Riley	Van Gilst
Hansen	Miller of	Robinson	Willits
Heying	Marshall	Rodgers	Winkelman
Junkins			

Nays, 12:

Bergman	Hill	Murray	Rabedeaux
Curtis	Hultman	Plymat	Shaff
Gallagher	Milligan	Potter	Taylor

Absent or not voting, 3:

Briles	Burroughs	Doderer
--------	-----------	---------

Amendment S—2311 was adopted.

Senator Rodgers offered amendment S—2306 filed by him on March 1, 1974, and found on pages 607-609, inclusive, of the Senate Journal.

Senator Hultman raised the point of order that amendment S—2306 was not germane to the bill.

The Chair ruled the point well taken and amendment S—2306 out of order.

Senator Hultman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1222) the vote was:

Ayes, 46:

Andersen	Hill	Milligan	Rodgers
Bergman	Hultman	Murray	Schaben
Blouin	Junkins	Nystrom	Schwengels
Burroughs	Kelly	Orr	Schwieger
Coleman	Kennedy	Palmer	Scott
Curtis	Kinley	Plymat	Shaff
DeKoster	Lamborn	Potter	Shaw
Gallagher	McCartney	Priebe	Taylor
Glenn	Miller of	Rabedeaux	Tieden
Gluba	Des Moines	Ramsey	Van Gilst
Griffin	Miller of	Riley	Willits
Hansen	Marshall	Robinson	Winkelman

Nays, 2:

Heying	Nolin
--------	-------

Absent or not voting, 2:

Briles	Doderer
--------	---------

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

On motion of Senator Lamborn, the Senate recessed until 3:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

UNFINISHED BUSINESS
SPECIAL ORDER CONTINUED

Senate File 1150

The Senate resumed consideration of Senate File 1150, a bill for an act relating to a complete revision of the substantive criminal laws, criminal procedure laws, and sentencing and post-conviction procedure laws of this state; providing rules of criminal procedure; providing classifications of public offenses and their consequent penalties; and providing penalties for violations of laws of the state to accord with the revised classifications, and amendment S—2250 by Senator Shaff, offered, divided and pending on February 27, 1974.

Senator Kelly asked and received unanimous consent that Ron Carlson, Professor of Law, Washington University School of Law, St. Louis, Missouri, be permitted to remain in the Senate chamber as a consultant during consideration of the bill.

Senator Shaff moved the adoption of division S—2250A of the amendment:

S—2250

Division S—2250A

1 Amend Senate File 1150, page 132, as follows:
2 1. By striking lines 17 through 27 and inserting in lieu
3 thereof the following:
4 “(1) Upon motion of the defendant, and after
5 hearing, the court may order the attorney for the
6 government to permit the defendant to inspect and, where
7 appropriate, subject to scientific tests, items of evidence
8 seized by the government in connection with the alleged
9 crime, which are to be offered against the defendant at
10 the time of trial. Additionally, the court may allow the
11 defendant to inspect and/or copy any statements of pros-
12 pective witnesses against the defendant, or any photo-
13 graph or any other evidentiary matter to be offered against
14 the defendant at the trial; provided, however, the same are
15 exculpatory in nature.
16 The court may not order the government to reveal
17 to the defendant its work product, trial or evidentiary
18 briefs, investigatory material or police reports and
19 investigations, unless the same tends to exculpate the
20 defendant.”

Roll call was requested.

On the question “Shall division S—2250A of the amendment be adopted?” (S.F. 1150) the vote was:

Rule 24 was invoked.

Ayes, 25:

Briles	Kennedy	Rabedeaux	Scott
Coleman	Lamborn	Ramsey	Shaff
Curtis	McCartney	Rodgers	Taylor
Gallagher	Miller of	Schaben	Tieden
Hill	Marshall	Schwengels	Van Gilst
Hultman	Potter	Schwieger	Winkelman
Junkins	Priebe		

Nays, 20:

Bergman	Hansen	Milligan	Riley
Blouin	Heying	Murray	Robinson
Burroughs	Kelly	Nolin	Shaw
DeKoster	Kinley	Orr	Willits
Doderer	Miller of	Palmer	
Glenn	Des Moines		

Absent or not voting, 5:

Andersen	Griffin	Nystrom	Plymat
Gluba			

Division S—2250A of the amendment was adopted.

Senator Shaff withdrew division S—2250B of the amendment:

Division S—2250B

- 21 2. By adding line 33 the following:
 22 “(3) An application by the defendant for discovery,

Page 2

- 1 whether discretionary or mandatory, shall be made prior
 2 to the time a case is assigned for trial, or thereafter shall
 3 be waived.”

Senator Taylor offered amendment S—2235 filed by him and called for a division of the amendment as follows:

S—2235

Division S—2235A

- 1 Amend Senate File 1150 as follows:
 2 1. Page 21, line 24, by inserting after the word
 3 “pubes” the words “or the breasts of a female without
 4 a fully opaque covering of all portions of the nipple”.

Division S—2235B

- 5 2. Page 21, by inserting after line 30 the follow-
 6 **ing:**
 7 Any person who permits a person to expose his
 8 genitals or pubes or the breasts of a female without a
 9 fully opaque covering of all portions of the nipple to an
 10 audience of more than one person on any premises which
 11 he owns, leases or controls commits a serious
 12 misdemeanor.

Senator Taylor moved the adoption of division S—2235A of the amendment.

Division S—2235A of the amendment lost.

Senator Taylor withdrew division S—2235B of the amendment.

Senator Taylor offered amendment S—2237 filed by him:

S—2237

- 1 Amend Senate File 1150, page 21, by inserting after
- 2 line 30 the following new section:
- 3 Sec. LIVE SEX SHOW PROHIBITED. Any person who
- 4 exposes genitals or pubes or the breast of a female
- 5 without a fully opaque covering of any portion below
- 6 the top of the nipple, in a manner that an average
- 7 person, applying contemporary community standards,
- 8 would find that the matter, taken as a whole, appeals
- 9 to prurient interest in sex and does not contain serious,
- 10 literary, artistic, political, or scientific value, is
- 11 engaged in a live sex show and is guilty of a serious
- 12 misdemeanor.
- 13 Any person who permits a live sex show to be performed
- 14 on any premises which he owns, leases, or controls is
- 15 guilty of a serious misdemeanor.

Senator Taylor asked and received unanimous consent that further action on amendment S—2237 be deferred.

Senator Hill moved that Senate File 1150 be deferred back to the committee on judiciary for further study.

(Senate File 1150 pending on adjournment.)

POINT OF PERSONAL PRIVILEGE

Senator McCartney rose on a point of personal privilege and noted that the Des Moines Register and Tribune recently had published the addresses and telephone numbers of **all members** of the General Assembly under the heading, "You, Too, Can Be A Lobbyist."

Senator McCartney reported that he had gathered the telephone numbers of editorial writers, reporters, and executives of the Register and Tribune, and urged that members of the Senate feel free to call these persons anytime, day or night, for "You, too, can be a newsman or editorial writer."

The telephone numbers gathered by Senator McCartney were:

Register and Tribune offices	284-8000
David Kruidenier residence	288-8411
Ed Heins residence	279-5834
Loren Soth residence	225-1661
James Flansburg residence	279-9651

Norman Brewer residence	274-2738
Larry Fruhling residence	278-0378
Gerald Szumski residence	277-9394

Senator McCartney noted that he had not included the telephone number of Richard Doak, for as newsmen go, "he's not so bad."

Senator Lamborn asked and received unanimous consent that the information gathered by Senator McCartney be printed in the Journal.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the Speaker of the House has appointed, on the part of the House, as members of the conference committee on Senate File 126, a bill for an act relating to the educational program of schools, the Representative from Black Hawk, Mr. Lippold, chairman; the Representative from Story, Mr. Crawford; the Representative from O'Brien, Mr. Menke; the Representative from Black Hawk, Ms. O'Halloran, and the Representative from Johnson, Mr. Patchett.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 101, providing for the compensation of Chief Clerk of the House and the Secretary of the Senate for the period commencing January 7, 1974, and ending January 13, 1975.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 753, a bill for an act relating to confidential communications with certified guidance counselors.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1199, a bill for an act relating to the transfer of snowmobile registrations.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1220, a bill for an act increasing an appropriation made to the capitol planning commission.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1299, a bill for an act appropriating from general fund to department of public safety.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1300, a bill for an act making an appropriation to the office of auditor of state for increased costs of departmental operating expenses.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1304, a bill for an act amending the appropriation Act for the state department of health as it relates to the emergency medical service revolving fund.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate File 1244, by Senator DeKoster, a bill for an act relating to employment security liens.

Read first time and **passed on file**.

Senate File 1245, by Senators Plymat, Taylor, Van Gilst, Miller of Marshall, Rodgers, Scott and Hill, a bill for an act relating to liquor and beer control, and providing for the closing of licensed or permitted establishments at 10:00 p.m. daily, and limiting the sale of liquor and beer on Sundays to establishments serving food.

Read first time and **passed on file**.

Senate File 1246, by committee on ways and means, a bill for an act relating to the service tax on storage of goods.

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

Senate File 1247, by Senator Gluba (Small and O'Halloran), a bill for an act relating to rights of hospital patients and residents.

Read first time and **passed on file**.

Senate File 1248, by Senator Gluba, a bill for an act relating to persons employed in a food establishment.

Read first time and **passed on file**.

Senate File 1249, by Senators Plymat, Murray, Palmer, Doderer and Orr (Higgins and Patchett), a bill for an act relating to advertising by public utilities.

Read first time and **passed on file**.

Senate File 1250, by committee on ways and means, a bill for an act relating to assessment changes and notices.

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

Senate File 1251, by committee on ways and means, a bill for

an act relating to the abatement of assessment of taxes, interest and penalties.

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

HOUSE MESSAGES CONSIDERED

House File 753, a bill for an act relating to confidential communications with certified guidance counselors.

Read first time and **passed on file.**

House File 1199, a bill for an act relating to the transfer of snowmobile registrations.

Read first time and **passed on file.**

House File 1220, a bill for an act increasing an appropriation made to the capitol planning commission.

Read first time and **passed on file.**

House File 1299, a bill for an act appropriating from the general fund of the state of Iowa to the department of public safety.

Read first time and **passed on file.**

House File 1300, a bill for an act making an appropriation to the office of auditor of state for increased costs of departmental operating expenses.

Read first time and **passed on file.**

House File 1304, a bill for an act amending the appropriation act for the state department of health as it relates to the emergency medical service revolving fund.

Read first time and **passed on file.**

GOVERNOR'S VETO MESSAGE

A copy of the following veto message was received from the Governor and placed on file:

March 2, 1974

The Honorable Andrew Varley
Speaker of the House
Sixty-fifth General Assembly
State Capitol Building
Local

Honorable Members of the House:

I am returning herewith House File 671, an Act relating to the overall length of combinations of vehicles, disapproved and without my signature,

to the House of Representatives in accordance with Article III, Section 16, of the Constitution of the State of Iowa.

The primary purpose of this bill is to increase the maximum length of twin trailer trucks from sixty to sixty-five feet for operation in Iowa.

I have heard many arguments in favor of and against this particular piece of legislation. Early in this session, in my special energy and transportation message to the General Assembly, I said there would be “. . . some value both to Iowa industry and to energy efficiency if additional length only could be utilized by trucks originating at, or destined to, points in Iowa.”

Then, as now, I find sympathy with those who are doing business in our state and whose enterprises could gain from increased cargo carrying ability by trucks. However, with this bill, the Legislature has pursued a course that would benefit only a few Iowa-based companies while providing a great advantage for out-of-state trucking firms and competitors at the expense of our Iowa citizens.

I have supported changes in our trucking laws where the benefits to commerce could be realized without overburdening costs and sacrifices to and by our people.

For example, in the last session I approved the change in the Iowa law to permit longer length for auto transports and this session I have supported the measure to permit trucks that are legal in adjoining states to operate in commercial areas of our border cities.

Neither of these measures brings with it the problems of House File 671.

The issue of longer trucks has for the most part been controversial and charged with emotion. This is understandable because this is a subject that involves the life and lifestyles of all the people who use our system of highways as a mode of personal transportation or as a means of sending and receiving goods.

In considering this bill, however, I set the emotional arguments aside and looked at the question of whether to approve or disapprove it on the basis of the best information and facts that I could assemble from proponents and opponents of the bill, weighing both the advantages and disadvantages.

It has been argued that Iowa is the only state in the nation with the limit of sixty feet for twin trailer trucks. It should be pointed out, however, that 19 other states in the nation limit overall length of trucks to not more than 55 feet and some states don't even allow twin trailer trucks.

Some have argued that the present limitation to a sixty-foot truck length is adversely affecting business activity in Iowa. While some might be able to cite an individual case in point, nevertheless the Iowa economy has grown faster than surrounding states, most of which do allow bigger trucks.

Using data from 1972, the most recent available, total personal income (one of the most widely accepted measures of economic growth) advanced in Iowa by 12.6 percent compared to 9.5 percent in the Plains States and 8.9 percent for the United States.

Proponents of longer trucks emphasize the impact on manufacturing. But in 1972, personal income manufacturing grew faster in Iowa than in any state in the Plains Region—12.5 percent compared to 10.3 for the Plains and 9.6 for the United States.

In addition, truck traffic in Iowa—without the extra-sized trucks—has

continued to increase during each of the last four years from 11 to 13 percent.

Many different statistics relative to safety records for trucks can be cited. We believe some of the best available data come from the National Safety Council which indicate that twin trailers have fewer accidents than passenger cars comparing the same number of miles driven. But, they have a much higher fatality rate among the accidents that do occur. The 1973 accident facts of the National Safety Council show that these trucks have 2.3 percent of our accidents but account for 6.6 percent of our fatalities. My point in mentioning this at all is that if we have thousands more trucks crossing our state, there will be millions of additional miles driven in Iowa and that does create a genuine concern for safety.

This bill basically opens our state to literally thousands and thousands more trucks per year, most of which will travel on one highway east and west, which is I-80. This highway has been described as one which is already overcrowded, congested and breaking up because of wear and tear.

These interstate highways were built with the use of federal funds, money which has come from the pockets of Iowa citizens as well as others, but the maintenance and repair of them are exclusively borne by state revenues. True, fees each truck pays provide some of that cost, but the Highway Commission advises that each truck does not pay its share of cost of maintaining the highways compared to passenger vehicles. No one can predict exactly how many more trucks would travel across Iowa as a result of this bill, but if this bill were to become law, already we are advised one out-of-state truck company alone plans more than 50,000 additional trips across the State of Iowa.

Our highways are for the purpose of moving people and commerce and there has to be some limitations to maintaining a balance for the use of all.

To keep in perspective the relationship between trucks and passenger cars, it is interesting to note that research shows that one truck with an 18,000 lb. axle limitation creates as much stress on a highway as 5,000 average-sized passenger cars.

Rapidly escalating costs for highway construction and maintenance are already straining the state's ability to keep highways in satisfactory repair. Yet this bill, that would permit thousands more trucks which would create tremendous additional wear and tear, totally ignores the issue of any additional fees for any extra size.

In addition, the wording of this bill has created real division of opinion over whether or not the bigger trucks would be limited to only 4-lane highways or points within 5 miles of 4-lane highways, or in fact these longer trucks could travel indiscriminately on practically any Iowa highway.

If the one opinion should prevail that says this bill limits travel within 4-lane corridors, then the many areas of this state, both large and small, that are not served by 4-lane highways could be severely disadvantaged in any effort to attract new industry. Their ability to entice new development for their communities would be seriously reduced when they would not have access to bigger trucks while other Iowa communities on or close to 4-lane highways would.

Where manufacturing plants already exist, but are not located on approved highways for bigger trucks, these companies would most certainly be put in a competitive disadvantage.

But what if, on the other hand, the opinion should prevail that says

these bigger trucks could travel on any highway in our state so long as they would go to some point within 5 miles of a 4-lane highway? This would open our state to the bigger trucks for all of our highways even though the great majority of our roads could not accommodate any of these trucks under any circumstances. This, of course, could be disastrous.

Oddly enough, the Legislature had before it an opportunity to clarify the construction of this confusing and controversial language, but refused to do so. Either construction of this section of the bill, plus the ambiguity, give strong reason to disapprove the entire measure.

It is unfortunate that Iowa does not have a Department of Transportation which could have been so helpful in ascertaining the desirability of any change of the size of trucks that are allowed in our state. A DOT would be charged with the responsibility of determining our overall transportation needs and tolerances. In any event, that kind of counseling was not available to either the Legislature or me as Governor.

In my special energy and transportation message to the Legislature, I mentioned that the General Assembly should also consider from where the fuel would come for the many thousands more trucks that this bill would invite.

Since that time a number of events have transpired, including a truck strike, and a response from the federal government to the strike and to the truckers. The Director of the Federal Energy Office has assured the truckers that they will have 100 percent of their fuel needed. Consequently, I am assuming that Mr. Simon's word would be kept and that the Federal Energy Office would make fuel available for additional trucks even though we do not know from where or from whom that fuel would come.

Nevertheless, I have not been very impressed with the arguments of those who claim that the reason we should allow these many extra larger trucks into our state is in the interest of energy efficiency. If energy conservation were the genuine motive of those who favored longer trucks, then someone might well have offered to make the legislation effective for the duration of the energy emergency as the Legislature did with the 55 miles per hour speed limit. But no one did.

For the many reasons I have touched upon in this letter, I hereby respectfully disapprove of this House File 671.

Sincerely,
ROBERT D. RAY
Governor

EXPLANATION OF VOTE

MR. PRESIDENT: Because of my attendance at a hearing held by the State Highway Commission in my district, I was absent from the Senate on Friday, March 1. Had I been present, I would have voted "aye" on the following: the Willits' motion to reconsider Senate File 327; the motion that the Senate insist on its amendments 1, 2 and 3 to the House amendment on Senate File 126; and the appointment of Cecil Dunn as Superintendent of Banking. I would have voted "nay" on the final vote on House File 117 and "nay" on the Murray motion to reconsider House File 659.

LOWELL JUNKINS

AMENDMENTS FILED

S—2313

- 1 Amend the House amendment to Senate File 1121,
- 2 line 4, by striking the words and numbers "1974
- 3 Session" and inserting in lieu thereof "prior to
- 4 March 15, 1974".

ELIZABETH SHAW

S—2312

- 1 Amend Senate File 1150 as follows:
- 2 1. Page 44, line 27, by inserting after the "period"
- 3 the sentence "Any person convicted of violating this
- 4 section shall be forever disqualified from holding
- 5 office under the laws of this state."
- 6 2. Page 44, line 32, by striking the words "an
- 7 aggravated misdemeanor" and inserting in lieu thereof
- 8 the words "a class C felony".
- 9 3. Page 45, line 1, by inserting after the word
- 10 "contest" the words "or limit his or any person's or any
- 11 team's margin of victory in such match or contest".
- 12 4. Page 45, line 4, by inserting after the word
- 13 "of" the words "or any person having any connection
- 14 with".

TOM RILEY

S—2320

- 1 Amend Senate File 1150 as follows:
- 2 1. Page 235, by striking the word "magistrate" where
- 3 it appears in lines 6, 13, 23, 30 and 35, and insert-
- 4 ing in lieu thereof the words "district judge".
- 5 2. Page 236, by striking the word "magistrate" where
- 6 it appears in lines 2, 9, 14, 15, 18, 21, 25, and 27
- 7 and inserting in lieu thereof the words "district
- 8 judge".
- 9 3. Page 237, line 5 by striking the word "magistrate"
- 10 and inserting in lieu thereof the words "district
- 11 judge".

TOM RILEY

S—2319

- 1 Amend the Griffin, et al., amendment S—2292, to page
- 2 14 of Senate File 1150 as follows:
- 3 1. Page 1, by striking lines 18 through 25, and page
- 4 2, by striking line 1 and inserting in lieu thereof the
- 5 following:
- 6 a. The murder of a peace officer as defined in chapter
- 7 two (2), section one hundred four (104), subsection seven
- 8 (7) of this Act, a correctional officer, or a fireman
- 9 while within the performance of their duties.
- 10 2. Page 2, by striking lines 2 and 3.
- 11 3. Page 2, by striking lines 8 and 9.
- 12 4. Page 2, by striking line 15 and inserting in
- 13 lieu thereof the following:
- 14 d. Multiple murder committed pursuant to a common
- 15 plan or conspiracy.
- 16 5. Page 2, by striking lines 18, 19 and 20

- 17 and inserting in lieu thereof the following:
 18 "commit forcible rape or sodomy, kidnapping, or
 19 hijacking or piracy of a".
 20 6. Page 2, by striking line 25 and page 3 by
 21 striking lines 1 and 2.
 22 7. Page 4, by striking lines 24 and 25 and
 23 page 5 by striking lines 1 through 14, inclusive.
 24 8. By renumbering sections and subsections to
 25 conform with this amendment.

DALE L. TIEDEN

S—2314

- 1 Amend Senate File 1163 as follows:
 2 1. Page 72, by striking lines 32 through 34 and
 3 inserting in lieu thereof the following:
 4 "[tuted] *one representative from the board of*
 5 *directors of each high school district of the*
 6 *county, who is a resident of the county, said*
 7 *board of directors appointing said representative*
 8 *for a one year term and notifying the clerk of*
 9 *the conference board as to their representative,*
 10 *and members of the board of super-".*
 11 2. Page 73, by striking lines 10 and 11 and
 12 inserting in lieu thereof the following:
 13 "*education or one representative from the board*
 14 *of directors of each high school district of*
 15 *the county shall constitute one voting unit, the".*

JAMES W. GRIFFIN, SR.

S—2316

- 1 Amend Senate File 1199 as follows:
 2 1. Page 32, by striking lines 34 and 35.
 3 2. Page 33, by striking lines 1 through 6.
 4 3. Page 33, by striking lines 23 through 33 and
 5 inserting in lieu thereof the following:
 6 "g. Except as hereinafter provided, no
 7 retail permittee authorized to sell wine shall
 8 sell such wine for off-premise consumption for
 9 less than cost adjusted to the nearest cent. Cost,
 10 for the purposes of this section, shall be the
 11 invoice cost to the retailer plus a minimum markup
 12 of twenty percent above invoice cost."

JAMES W. GRIFFIN, SR.

S—2315

- 1 Amend Senate File 1230 as follows:
 2 1. Page 2, by inserting after line 35 the follow-
 3 ing:
 4 "The provisions of this section shall not apply to
 5 any medical facility which is supported, maintained,
 6 and controlled by public authority and which is open
 7 to the public generally and is operated without an
 8 intent to make private profit."
 9 2. Page 3, by striking lines 31 through 34, in-
 10 clusive.

GEORGE R. KINLEY
MINNETTE DODERER

S—2309

- 1 Amend Senate File 1230 as follows:
 2 1. Page 3, by striking lines 31 through 34.

MINNETTE DODERER

S—2317

- 1 Amend House File 475, as amended, passed and re-
 2 printed by the House, as follows:
 3 1. Page 1B, line 32, strike the word "eighty" and
 4 insert in lieu thereof the words "one hundred".
 5 2. Page 1B, line 36, strike the word "thirty" and
 6 insert in lieu thereof the word "fifty".
 7 3. Page 1B, line 38, strike the words "[ten] twenty"
 8 and insert in lieu thereof the word "ten".
 9 4. Page 2, line 1, strike the words "[five] ten" and
 10 insert in lieu thereof the word "five".

NORMAN G. RODGERS

S—2318

- 1 Amend House File 664, as amended and passed by the
 2 House as follows:
 3 1. Page 1, line 6, by striking the word "section"
 4 and inserting in lieu thereof "sections".
 5 2. Page 1, line 9, by striking the words "to roof
 6 line above finish grade at building" and inserting
 7 in lieu thereof "above grade".
 8 3. Page 1, lines 10 and 11, by striking the words
 9 "complete, automatic fire extinguishing system,"
 10 and inserting in lieu thereof the following:
 11 "automatic fire extinguishing system and standpipe
 12 system,".
 13 4. Page 1, by striking lines 15 through 28 and
 14 page 2, by striking line 1 and inserting in lieu
 15 thereof the following:
 16 "*NEW SECTION.* The requirements of this section
 17 shall not apply to the following:
 18 1. Any noncombustible elevator storage
 19 structure.
 20 2. Any combustible elevator storage structure
 21 that is equipped with an approved dry-pipe, non-
 22 automatic sprinkler and automatic alarm system.
 23 3. Buildings in existence or under construction
 24 on the effective date of this Act. However, if
 25 subsequent to the effective date of this Act any

Page 2

- 1 building enlarged or altered beyond the height
 2 limitations applicable to new buildings, such
 3 building in its entirety shall be subject to all
 4 the provisions of this Act.
 5 *NEW SECTION.* Approval of plans and installed
 6 systems shall be by the state fire marshal, his
 7 designee, or local authorities having jurisdiction.
 8 Except where local fire protection regulations are
 9 more stringent, the provisions of this section shall
 10 be applicable to all buildings, whether privately

11 or publicly owned. The definition of terms shall
12 be in conformity, insofar as possible, with
13 definitions found in the state building code.”

RALPH W. POTTER
FORREST V. SCHWENGELS
WILLIAM N. PLYMAT

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Tuesday, March 5, 1974.

JOURNAL OF THE SENATE

FIFTY-FIRST DAY

SENATE CHAMBER
DES MOINES, IOWA, TUESDAY, MARCH 5, 1974

The Senate met in regular session, President pro tempore Shaff presiding.

Prayer was offered by the Reverend Donald Loots, pastor of the St. Paul's Lutheran Church, Sheldon, Iowa.

The Journal of Monday, March 4, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Donald Faber, LeMars, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:
Senator Andersen for the day on request of Senator Hansen.

PRESENTATION OF VISITORS

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

Forty-seven students, members of the Cub Scouts, from Monroe Elementary School, Cedar Rapids, Iowa, accompanied by Jim Kreamer, brother of Representative Kreamer. Senator Riley.

PETITION

The following petition was received and placed on file:

By Senator Lamborn, from fifty residents of Jones County favoring legislation to meet the needs of correctional institution employees for retirement benefits, cost-of-living salary increases, civil rights, longevity pay, insurance, overtime pay and sick leave.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

On motion of Senator Lamborn, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

QUORUM CALL

Senator Potter requested a quorum call to determine that a quorum was present.

Present, 48:

Andersen	Heying	Murray	Rodgers
Bergman	Hill	Nolin	Schaben
Blouin	Hultman	Nystrom	Schwengels
Briles	Junkins	Orr	Schwieger
Burroughs	Kelly	Palmer	Scott
Coleman	Kinley	Plymat	Shaff
Curtis	Lamborn	Potter	Shaw
DeKoster	McCartney	Priebe	Taylor
Doderer	Miller of	Rabedeaux	Tieden
Glenn	Des Moines	Ramsey	Van Gilst
Gluba	Miller of	Riley	Willits
Griffin	Marshall	Robinson	Winkelman
Hansen	Milligan		

Absent, 2:

Gallagher Kennedy

Roll call revealed a quorum present.

UNFINISHED BUSINESS

SPECIAL ORDER CONTINUED

Senate File 1150

The Senate resumed consideration of Senate File 1150, a bill for an act relating to a complete revision of the substantive criminal laws, criminal procedure laws, and sentencing and post-conviction procedure laws of this state; providing rules of criminal procedure; providing classifications of public offenses and their consequent penalties; and providing penalties for violations of laws of the state to accord with the revised classifications, and the Hill motion to refer the bill back to the committee on judiciary pending on March 4, 1974.

Senator Hill restated his motion that Senate File 1150 be referred back to the committee on judiciary for further study.

Roll call was requested.

Rule 24 was invoked on request of Senator Willits.

On the question "Shall the motion to refer the bill back to committee be adopted?" (S.F. 1150) the vote was:

Ayes, 12:

Coleman	Kennedy	Nolin	Schaben
Heying	Miller of	Palmer	Scott
Hill	Des Moines	Rodgers	Taylor
Junkins			

Nays, 36:

Andersen	Griffin	Milligan	Riley
Bergman	Hansen	Murray	Robinson
Blouin	Hultman	Nystrom	Schwengels
Briles	Kelly	Orr	Schwieger
Burroughs	Kinley	Plymat	Shaff
Curtis	Lamborn	Potter	Shaw
DeKoster	McCartney	Priebe	Van Gilst
Doderer	Miller of	Rabedeaux	Willits
Glenn	Marshall	Ramsey	Winkelman
Gluba			

Absent or not voting, 2:

Gallagher	Tieden
-----------	--------

The motion lost.

Senator Glenn offered amendment S—2273 filed by Senators Glenn and Doderer and moved its adoption:

S—2273

- 1 Amend Senate File 1150 as follows:
- 2 1. Page 126, line 9, following the period (.)
- 3 by adding the following:
- 4 "In the event that a defendant shall file such
- 5 notice, not less than five days after receipt of
- 6 defendant's witness list, or such other times as
- 7 the court may direct, the attorney for the govern-
- 8 ment shall file and serve upon the defendant the
- 9 names and addresses of the witnesses the government
- 10 proposes to offer in rebuttal to discredit the
- 11 defendant's alibi at the trial of the cause."
- 12 2. Page 126, line 15, following the period (.)
- 13 by adding the following:
- 14 "Upon the failure of the government to comply
- 15 with the requirements of this rule, the court
- 16 shall exclude the testimony of any witness offered
- 17 by such party to rebut the defendant's alibi
- 18 witnesses."

Roll call was requested.

On the question "Shall amendment S—2273 be adopted?" (S.F. 1150) the vote was:

Ayes, 16:

Blouin	Miller of	Orr	Robinson
Doderer	Des Moines	Palmer	Rodgers
Glenn	Milligan	Plymat	Shaw
Gluba	Nolin	Riley	Willits
Kinley			

Nays, 25:

Andersen	Heying	McCartney	Schwengels
Bergman	Hill	Nystrom	Scott
Burroughs	Hultman	Potter	Shaff
Coleman	Junkins	Priebe	Taylor
Curtis	Kelly	Rabedeaux	Van Gilst
DeKoster	Lamborn	Ramsey	Winkelman
Hansen			

Absent or not voting, 9:

Briles	Kennedy	Murray	Schwieger
Gallagher	Miller of	Schaben	Tieden
Griffin	Marshall		

Amendment S—2273 lost.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which division S—2250A of the Shaff amendment to Senate File 1150 was adopted by the Senate on March 4, 1974.

RALPH F. McCARTNEY

(Senate File 1150 pending on adjournment.)

INTRODUCTION OF BILLS

Senate File 1252, by Senator Blouin, a bill for an act to establish a fund in the state treasury to be used in contracting for railroad passenger service and making an appropriation.

Read first time and **passed on file**.

Senate File 1253, by Senator Rodgers, a bill for an act to prohibit the underground storage of gas within the corporate limits of a city or town.

Read first time and **passed on file**.

Senate File 1254, by Senator Gluba, a bill for an act relating to the payment of civil rights commission appointees.

Read first time and **passed on file**.

Senate File 1255, by Senator Potter, a bill for an act relating to increases in retirement benefits paid to members of the peace officers' retirement system.

Read first time and **passed on file**.

Senate File 1256, by Senator Gluba, a bill for an act relating to the payment of relocation assistance to persons displaced by public projects.

Read first time and **passed on file**.

Senate File 1257, by Senators Winkelman and Coleman, a bill for an act changing the method of appointment of the director of the Iowa development commission.

Read first time and **passed on file**.

Senate File 1258, by Senator Winkelman, a bill for an act relating to the distribution of miniature photographic copies of county records.

Read first time and **passed on file**.

Senate File 1259, by Senators Kennedy, Miller of Des Moines and Schaben, a bill for an act relating to the authorized strength of the highway safety patrol.

Read first time and **passed on file**.

Senate File 1260, by Senator Andersen, a bill for an act relating to the fixing of salaries of juvenile court officers and employees.

Read first time and **passed on file**.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S. F. 1244 Judiciary
- S. F. 1245 Judiciary
- S. F. 1247 Human resources
- S. F. 1248 Human resources
- S. F. 1249 Commerce
- H. F. 753 Schools
- H. F. 1199 County government
- H. F. 1220 Appropriations
- H. F. 1299 Appropriations
- H. F. 1300 Appropriations
- H. F. 1304 Appropriations

ANNOUNCEMENT BY THE PRESIDENT OF THE SENATE

President Neu announced the reassignment of **House File 1188** from the committee on commerce to the committee on state government.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on March 4, 1974, the Governor approved and transmitted to the Secretary of State the following bills:

- S. F. 157—Relating to the age of consent for venereal disease diagnosis and treatment.
- S. F. 301—Relating to the sale, distribution or advertisement of contraceptive products, and the regulation of distribution of venereal disease prophylactics and providing a penalty.
- S. F. 456—Relating to the payment of annual dues to the league of Iowa municipalities and providing auditing procedures, making it unlawful to contribute to political parties and candidates, and providing a penalty.
- S. F. 1062—Relating to the functional classification and jurisdiction of highways.
- S. F. 1116—Making an appropriation to the department of general services for use of the educational radio and television facility board for the purpose of making capital improvements relative to transmitters and translators.
- H. F. 33—Relating to temporary service by retired supreme court judges, quorum, and divisions of the supreme court.
- H. F. 170—Relating to escaped convicts.
- H. F. 272—Relating to the use of trotlines.
- H. F. 282—Relating to water navigation regulations.
- H. F. 335—Relating to annual reports of cooperative associations.
- H. F. 388—Relating to public employee leave of absence with pay.
- H. F. 526—Relating to the examination of insurance companies.
- H. F. 674—Relating to the cost of uniforms for county conservation officers and employees.

COMMUNICATION FROM THE SECRETARY OF STATE

Mr. Ralph R. Brown
Secretary of the Senate
State Capitol Building
Des Moines, Iowa 50319

I hereby certify that Senate File 1047 was published in The Marion Sentinel, Marion, Iowa, February 21, 1974, and in The Monticello Express, Monticello, Iowa, February 21, 1974.

Respectfully submitted,
MELVIN D. SYNHORST
Secretary of State

AMENDMENTS FILED

S—2323

1 Amend Senate File 1114, page 2, by striking lines 8

2 through 10 and inserting in lieu thereof the
 3 following:
 4 "by this Act shall be allocated to pay the salaries
 5 and expenses of one person experienced in the field
 6 of methane gas research, one engineer or draftsman,
 7 and two persons experienced in chemistry and related
 8 fields. It shall be the duty of the persons described
 9 in this section to assemble all data on projects
 10 relating to the production of methane gas from solid
 11 waste and sewage; the data gathered and research
 12 developed shall be used for the purpose of building
 13 a model in a small or average-sized community. Before
 14 construction of a model is begun, approval of the
 15 legislative fiscal committee must first be obtained."

H. L. HEYING

S—2322

1 Amend the Coleman amendment S—2302 to page 34 of
 2 Senate File 1150 as follows:
 3 1. Line 14 by striking the words "and/or" and
 4 inserting in lieu thereof the word "or".

LUCAS J. DeKOSTER

S—2324

1 Amend the Shaff amendment S—2249 to page 164
 2 of Senate File 1150 as follows:
 3 1. Lines 12 and 13 by striking the words
 4 "either by in writing executed by the defendant
 5 in the presence of his attorney or," and inserting
 6 in lieu thereof the word "be".

E. KEVIN KELLY

S—2321

1 Amend the Shaff, et al., amendment S—2248, to Senate
 2 File 1163 as follows:
 3 1. Page 1, line 19, by striking the word "merged".
 4 2. Page 2, line 8, by inserting after the word
 5 "agency" the words "which shall include the employment
 6 of a superintendent who shall possess a superintendent's
 7 certificate issued under the provisions of section two
 8 hundred sixty point nine (260.9) of the Code".
 9 3. Page 2, line 8, by inserting after the period
 10 the following sentence: "The superintendent shall be
 11 employed pursuant to the provisions of section two
 12 hundred seventy-nine point fourteen (279.14) of the
 13 Code."

ROGER J. SHAFF

S—2325

1 Amend House File 475, as amended, passed and
 2 reprinted by the House, page 1B, by striking
 3 lines 26 through 38 and page 2, by striking
 4 lines 1 through 5.

WILLIAM D. PALMER
 LUCAS J. DeKOSTER
 WILLIAM E. GLUBA
 CLIFTON C. LAMBORN

S—2326

- 1 Amend House File 1121, as amended, passed, and re-
- 2 printed by the House, page 3, line 13 by striking the
- 3 word "*eight*" and inserting in lieu thereof the words
- 4 "*nine and four-tenths*".

EARL M. WILLITS

On motion of Senator Lamborn, the Senate adjourned until 9:00 a.m., Wednesday, March 6, 1974.

JOURNAL OF THE SENATE

FIFTY-SECOND DAY

SENATE CHAMBER

DES MOINES, IOWA, WEDNESDAY, MARCH 6, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Allen Hermeier, pastor of the First Lutheran Church, Northwood, Iowa.

The Journal of Tuesday, March 5, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Keith Garber, Corydon, Iowa.

PRESENTATION OF VISITORS

President Neu welcomed the Honorable J. T. Dykhouse, former member of the Senate and House of Representatives from Lyon County.

President Neu welcomed the Honorable Pearle P. DeHart, former member of the Senate from Story County.

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

Twenty-five students from Boone Valley Junior-Senior High School, Renwick, Iowa, accompanied by Bob Smith. Senator Priebe.

Fifty students, members of the Cub Scouts from Harrison, Taft and Roosevelt Schools, Cedar Rapids, Iowa, accompanied by Mrs. Charles Vopelka. Senator Riley.

Fourteen students from Rake Community High School, Rake, Iowa, accompanied by Mr. and Mrs. Jack Wollam. Senator Priebe.

PETITIONS

The following petitions were presented and placed on file:

By Senator Shaff, from nine residents of Clinton County opposing removal of the sales tax on food and prescription drugs.

By Senator Ramsey, from twenty-nine residents of Appanoose County favoring action on the criminal code revision bill.

By Senator Orr, from two hundred one students and faculty of Grinnell College, favoring Senate File 1085, prohibiting the use of disposable beverage containers.

INTRODUCTION OF BILL

Senate File 1261, by Senator Andersen, a bill for an act relating to the method of paying salaries and expenses of the lieutenant governor and members of the general assembly.

Read first time and **passed on file**.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 1121.

House File 1121

On motion of Senator Hansen, House File 1121, a bill for an act amending the state school foundation program by continuing the two hundred dollar per pupil minimum beyond the school year beginning in 1974, adjusting the method of determining enrollment in special education programs, defining authorized expenditures, permitting districts to spend anticipated receipts from an income surtax before actual receipt, establishing, for the school years beginning in 1974 and 1975, that the state percent of growth will be eight percent, that no school district will receive less than the dollar equivalent of the state percent of growth, and that no school's enrollment will be dropped to less than ninety-eight percent of the prior year's enrollment, **repealing** the maximum millage reduction and a temporary provision, and making technical amendments, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Hansen asked and received unanimous consent that Dr. Robert Benton, Superintendent, Department of Public Instruction, and James Rose, Supervisor, Education, Comptroller's office, be permitted to remain in the Senate chamber as consultants during consideration of the bill.

Senator Hansen offered amendment S—2295 by the committee on schools and called for a division of the amendment as follows:

S—2295

- 1 Amend House File 1121, as amended, passed and reprinted
2 by the House, as follows:

Division S—2295A

- 3 1. Page 2A, by striking lines 1 through 25.

Division S—2295B

- 4 2. Page 2A, line 27, by striking the words and figure
5 “paragraph one (1)” and inserting in lieu thereof the
6 words and figures “paragraphs one (1) and three (3)”.
7 3. Page 2A, line 30, by striking the words “is further”
8 and inserting in lieu thereof the word “are”.
9 4. Page 2B, by inserting after line 47 the following:
10 Shared-time and part-time pupils of school age, *ir-*
11 *respective of the districts in which the pupils reside,*
12 shall be counted as of the same date in the proportion
13 that the time for which they are enrolled or receive
14 instruction for the school year bears to the time that
15 full-time pupils carrying a normal course schedule, at the
16 same grade level, in the same school district, for the
17 same school year, are enrolled and receive instruction.

Division S—2295C

- 18 Sec. Section four hundred forty-two point four
19 (442.4), Code 1973, as amended by Acts of the General
20 Assembly, 1973 Session, chapter two hundred fifty-eight
21 (258), section three (3), is amended by adding the follow-
22 ing new unnumbered paragraph:
23 *NEW UNNUMBERED PARAGRAPH.* For the budget years begin-
24 ning July 1, 1974, and July 1, 1975, if a district has a
25 decreasing enrollment from the base year to the budget

Page 2

- 1 year, the state comptroller shall determine the final
2 enrollment for purposes of computations under this chapter
3 by adding to the actual enrollment as otherwise determined
4 under this section an additional amount of enrollment
5 equal to fifty percent of the decrease to the first two
6 percent of decrease, twenty-five percent of the decrease
7 to the next three percent of decrease, and ten percent of
8 the remaining decrease.

Division S—2295D

- 9 5. Page 3, lines 16, 17, and 18, by striking the words
10 “whose district cost per pupil is in excess of one hundred
11 ten percent of the state cost per pupil for the budget
12 year.”.

Division S—2295C (cont'd)

- 13 6. Page 4A, lines 2 through 5, by striking the words
14 “, except that for the budget years beginning July 1, 1974,
15 and July 1, 1975, the enrollment used shall be not less
16 than ninety-eight percent of the enrollment used for the
17 base year”.

Division S—2295E

- 18 7. Page 4A, line 35, by striking the words and figure
19 “subsection four (4)” and inserting in lieu thereof the

20 words and figures "subsections four (4) and five (5)".

21 8. Page 4B, line 37, by striking the word "is" and

22 inserting in lieu thereof the word "are".

23 9. Page 5, by inserting after line 14 the following:

24 5. [The] *Subject to the minimum for the school years*

25 *beginning July 1, 1974, and July 1, 1975, as provided in*

Page 3

1 *section four hundred forty-two point seven (442.7) of the*

2 *Code, the committee may establish a modified allowable*

3 *growth by reducing the allowable growth:*

4 a. If the district cost per pupil exceeds the state

5 cost per pupil.

6 b. If in the committee's judgment the district cost is

7 unreasonably high in relation to the comparative cost

8 factors of similar districts, even if the district cost

9 per pupil does not exceed the state cost per pupil.

Division S—2295F

10 10. Renumber sections and correct internal references

11 in accordance with this amendment.

Division S—2295G

12 11. Amend the title, page 1, lines 2 and 3, by striking

13 the words "continuing the two hundred dollar per pupil

14 minimum beyond the school year beginning in 1974,".

15 12. Amend the title, page 1, line 4, by inserting

16 before the comma the words and figures "and in school

17 districts which have a decreasing enrollment for the

18 school years beginning July 1, 1974, and July 1, 1975".

19 13. Amend the title, page 1, line 9, by striking the

20 comma and inserting the word "and".

21 14. Amend the title, page 1, lines 11, 12, and 13, by

22 striking the words "and that no school's enrollment will

23 be dropped to less than ninety-eight percent of the prior

24 year's enrollment,".

Senator Schwengels took the chair at 9:55 a.m.

President Neu took the chair at 10:27 a.m.

Senator Hansen moved the adoption of division S—2295A of the committee amendment.

Roll call was requested.

On the question "Shall division S—2295A of the amendment be adopted?" (H.F. 1121) the vote was:

Rule 24 was invoked.

Ayes, 24:

Andersen	Hansen	Milligan	Robinson
Doderer	Hill	Murray	Rodgers
Gallagher	Kelly	Orr	Schwieger
Glenn	Kennedy	Palmer	Shaw
Gluba	Kinley	Plymat	Van Gilst
Griffin	McCartney	Riley	Willits

Nays, 24:

Bergman	Heying	Nolin	Schwengels
Blouin	Junkins	Nystrom	Scott
Briles	Lamborn	Potter	Shaff
Burroughs	Miller of	Priebe	Taylor
Coleman	Des Moines	Rabedeaux	Tieden
Curtis	Miller of	Schaben	Winkelman
DeKoster	Marshall		

Absent or not voting, 2:

Hultman Ramsey

Division S—2295A of the amendment lost.

Senator Kennedy offered amendment S—2328 to division S—2295B of the committee amendment by Senators Kennedy, Lamborn and Priebe and moved its adoption:

S—2328

- 1 Amend the committee on schools amendment, S—2295, to
- 2 House File 1121, page 1, by adding the following after
- 3 line 17:
- 4 *“Tuition charges to the parent or guardian of any*
- 5 *shared-time or part-time out-of-district pupil shall*
- 6 *be reduced by any increased state aid, occasioned by*
- 7 *the counting of said pupil.”*

Roll call was requested.

On the question “Shall amendment S—2328 to division S—2295B of the amendment be adopted?” (H.F. 1121) the vote was:

Ayes, 44:

Andersen	Heying	Murray	Rodgers
Bergman	Junkins	Nolin	Schaben
Blouin	Kelly	Nystrom	Schwengels
Briles	Kennedy	Palmer	Schwieger
Burroughs	Kinley	Plymat	Scott
Coleman	Lamborn	Potter	Shaff
Curtis	McCartney	Priebe	Shaw
DeKoster	Miller of	Rabedeaux	Tieden
Gallagher	Des Moines	Ramsey	Van Gilst
Gluba	Miller of	Riley	Willits
Griffin	Marshall	Robinson	Winkelman
Hansen	Milligan		

Nays, 5:

Doderer Hill Orr Taylor
Glenn

Absent or not voting, 1:

Hultman

Amendment S—2328 to division S—2295B of the amendment was adopted.

On motion of Senator Hansen, division S—2295B of the amendment as amended was adopted.

Senator Hansen moved the adoption of division S—2295C of the committee amendment.

Roll call was requested.

On the question "Shall division S—2295C of the amendment be adopted?" (H.F. 1121) the vote was:

Ayes, 35:

Andersen	Hill	Nolin	Rodgers
Blouin	Junkins	Nystrom	Schwengels
Burroughs	Kelly	Orr	Schwieger
DeKoster	Kennedy	Palmer	Shaff
Doderer	Kinley	Plymat	Shaw
Gallagher	Lamborn	Potter	Tieden
Gluba	McCartney	Rabedeaux	Van Gilst
Griffin	Milligan	Riley	Willits
Hansen	Murray	Robinson	

Nays, 14:

Bergman	Glenn	Miller of	Schaben
Briles	Heying	Marshall	Scott
Coleman	Miller of	Priebe	Taylor
Curtis	Des Moines	Ramsey	Winkelman

Absent or not voting, 1:

Hultman

Division S—2295C of the amendment was adopted.

On motion of Senator Hansen, division S—2295D of the amendment was adopted.

On motion of Senator Hansen, division S—2295E of the amendment was adopted.

On motion of Senator Hansen, division S—2295F of the amendment was adopted.

Senator Hansen called for a further division of amendment S—2295, section 11 to be considered as division S—2295H.

Senator Hansen asked and received unanimous consent to withdraw division S—2295H of the amendment.

On motion of Senator Hansen, division S—2295G of the amendment was adopted.

Senator Griffin offered amendment S—2179 filed by Senators Griffin and Hansen and moved its adoption:

S—2179

1 Amend House File 1121 as amended, passed and re-

2 printed by the House as follows:

- 3 1. Page 2C, line 88, by inserting after the word
4 "taxable" the word "real".

Amendment S—2179 was adopted.

Senator Hansen offered amendment S—2327 and moved its adoption:

S—2327

- 1 Amend House File 1121, as amended, passed, and
2 reprinted by the House, page 5, by striking in line
3 6 the figures "422.7" and inserting in lieu thereof
4 the figures "442.7".

Amendment S—2327 was adopted.

Senator Willits offered amendment S—2326 filed by him:

S—2326

- 1 Amend House File 1121, as amended, passed, and re-
2 printed by the House, page 3, line 13 by striking the
3 word "eight" and inserting in lieu thereof the words
4 "nine and four-tenths".

Senator Burroughs took the chair at 12:18 p.m.

Senator Willits moved the adoption of amendment S—2326 and requested a roll call.

On the question "Shall amendment S—2326 be adopted?" (H.F. 1121) the vote was:

Rule 24 was invoked.

Ayes, 20:

Blouin	Gluba	Nolin	Rodgers
Briles	Junkins	Palmer	Schaben
Coleman	Kennedy	Priebe	Scott
Doderer	Kinley	Robinson	Tieden
Gallagher	Miller of		Willits
Glenn	Des Moines		

Nays, 27:

Andersen	Heying	Milligan	Ramsey
Bergman	Hill	Murray	Schwengels
Burroughs	Kelly	Nystrom	Schwieger
Curtis	Lamborn	Orr	Shaff
DeKoster	McCartney	Plymat	Shaw
Griffin	Miller of	Potter	Taylor
Hansen	Marshall	Rabedeaux	Winkelman

Absent or not voting, 3:

Hultman	Riley	Van Gilst
---------	-------	-----------

Amendment S—2326 lost.

(House File 1121 pending on recess.)

On motion of Senator Lamborn, the Senate recessed until 1:40 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

House File 1121

The Senate resumed consideration of House File 1121.

Senator Coleman offered amendment S—2334 by Senators Coleman, Winkelman and Tieden:

S—2334

1 Amend House File 1121, as amended, passed and re-
2 printed by the House, as follows:

3 1. Page 2B, line 49, by striking the words and
4 figure "subsection two (2)" and inserting in lieu thereof
5 the words and figures "subsections one (1), paragraph a,
6 and two (2)".

7 2. Page 2B, line 51, strike the words "is further"
8 and insert in lieu thereof the word "are".

9 3. Page 2B, insert after line 52 the following:

10 a. "Miscellaneous income" means all receipts depos-
11 ited to the general fund of a school district which are
12 not obtained from state aid provided under section four
13 hundred forty-two point one (442.1) of four hundred
14 forty-two point eleven (442.11) of the Code, or from
15 property tax. *However, the transportation property tax*
16 *levy authorized in this chapter is a part of miscella-*
17 *neous income.*

18 4. Page 3, insert after line 29 the following:

19 Sec. Section four hundred forty-two point eight
20 (442.8), Code 1973, as amended by Acts of the Sixty-fifth
21 General Assembly, 1973 Session, chapter two hundred
22 fifty-eight (258), section seven (7), is amended to read
23 as follows:

24 442.8 STATE COST PER PUPIL. The state cost per
25 pupil for the school year beginning July 1, 1972, is

Page 2

1 nine hundred three dollars. The state cost per pupil
2 for the school year beginning July 1, 1973, and for
3 each succeeding school year is the previous year's state
4 cost per pupil plus the allowable growth. *However, for*
5 *the budget year beginning July 1, 1975, the average*
6 *statewide per pupil cost of transportation during the*
7 *base year shall be deducted in computing the state cost*
8 *per pupil.* If the state percent of growth is zero or
9 less, the state cost per pupil shall be the same as the
10 previous year's state cost per pupil.

11 5. Page 3, line 31, insert after the word "para-
12 graphs" the word "a,".

13 6. Page 3, insert after line 34 the following:

14 a. The district cost per pupil for the budget year
 15 is equal to the district cost per pupil for the base
 16 year plus the allowable growth. However, in determining
 17 the district cost per pupil for the budget year beginning
 18 July 1, 1973, district cost per pupil in the base year
 19 means the general fund budget for the school year beginning
 20 July 1, 1971, as authorized and funded under Acts of the
 21 General Assembly, 1971 Session, chapter seventy-two (72),
 22 including additional approved funding authorized by the
 23 school budget review committee, less the amount of ad-
 24 justed miscellaneous income including adjustments pur-
 25 suant to section four hundred forty-two point twenty-

Page 3

1 five (442.25) of the Code, divided by the fall enroll-
 2 ment certified in September of 1971, plus the allowable
 3 growth for the school year beginning July 1, 1972, as
 4 computed on the basis of state cost per pupil excluding
 5 miscellaneous income. *In computing district cost per*
 6 *pupil for the budget year beginning July 1, 1975, an*
 7 *amount equal to the district's per pupil cost of trans-*
 8 *portation in the base year shall be deducted from the*
 9 *district cost per pupil in the base year.*

10 7. Page 5, insert after line 14 the following:
 11 Sec. Chapter four hundred forty-two (442), Code
 12 1973, is amended by adding the following new section:

13 **NEW SECTION. TRANSPORTATION AID.**

14 1. Effective for the school year beginning July 1, 1975,
 15 a school district required by chapter two hundred
 16 eighty-five (285) of the Code to provide transportation
 17 is entitled to transportation aid from the state as pro-
 18 vided in this section. However, no transportation aid
 19 shall be paid to school districts to cover costs in-
 20 curred in transporting pupils from home to a bus route,
 21 or in transporting pupils not entitled to free trans-
 22 portation, but who are transported at the expense of
 23 the home district or the parents. Transportation aid
 24 shall be paid for the preceding school year on the basis
 25 of a percentage of transportation costs incurred which

Page 4

1 is the same as the percentage that the state foundation
 2 base is of the state cost per pupil. The secretary of
 3 each district shall, on or before the first day of July
 4 of each year, report to the state department of public
 5 instruction on blanks furnished by the department, the
 6 information it requires for determining the amount the
 7 district shall be reimbursed. The department may re-
 8 quire further supporting data and information, and shall
 9 compute the amount to which each district is entitled
 10 and certify the amounts for payment to the state comp-
 11 troller, who shall draw warrants and deliver them to
 12 the districts, as provided in section four hundred
 13 forty-two point twenty-six (442.26) of the Code. The
 14 amount necessary to pay transportation aid is appro-
 15 priated each year from the general fund.

16 2. Effective for the school year beginning July 1,
 17 1975, the remainder of a district's transportation costs,
 18 to the extent not otherwise provided for, shall be pro-
 19 vided for by a transportation property tax levy certi-
 20 fied and collected in the same manner as other school
 21 district general fund property tax levies. The trans-
 22 portation property tax levy is separate from the other
 23 levies authorized in this chapter and is not subject
 24 to the limitations otherwise imposed in this chapter.
 25 8. Correct section numbers and internal references

Page 5

1 as necessary to conform with this amendment.
 2 9. Amend the title, page 1, line 13, by inserting
 3 after the comma the words "providing for a transporta-
 4 tion property tax levy, transportation aid, and making
 5 an appropriation,".

Senator Andersen took the chair at 1:50 p.m.

Senator Coleman moved the adoption of amendment S—2334 and requested a roll call.

On the question "Shall amendment S—2334 be adopted?" (H.F. 1121) the vote was:

Rule 24 was invoked.

Ayes, 21:

Bergman	Heying	Miller of	Schaben
Blouin	Junkins	Marshall	Scott
Briles	Kennedy	Nolin	Tieden
Coleman	Kinley	Priebe	Willits
DeKoster	Miller of	Ramsey	Winkelman
Gallagher	Des Moines	Rodgers	

Nays, 25:

Andersen	Hansen	Milligan	Rabedeaux
Burroughs	Hill	Murray	Riley
Curtis	Hultman	Nystrom	Robinson
Doderer	Kelly	Orr	Schwengels
Glenn	Lamborn	Plymat	Shaff
Gluba	McCartney	Potter	Shaw
Griffin			

Absent or not voting, 4:

Palmer	Schwieger	Taylor	Van Gilst
--------	-----------	--------	-----------

Amendment S—2334 lost.

Senator Doderer offered amendment S—2335:

S—2335

1 Amend House File 1121 as amended, passed and
 2 reprinted by the House, page 3, line 14, by
 3 inserting after the period the following: "*The*
 4 *local school district may fund an additional*
 5 *one point four percent growth above the eight*

6 percent state growth from local effort which shall
7 not affect the state participation in the
8 foundation program."

Senator Griffin raised the point of order that amendment S—2335 contained the same subject matter already considered and rejected by the Senate.

The Chair ruled the point not well taken and amendment S—2335 in order.

Senator Doderer moved the adoption of amendment S—2335 and requested a roll call.

On the question "Shall amendment S—2335 be adopted?" (HF. 1121) the vote was:

Rule 24 was invoked.

Ayes, 12:

Blouin	Gluba	Nolin	Riley
Doderer	Kennedy	Orr	Willits
Gallagher	Miller of	Palmer	
Glenn	Des Moines		

Nays, 34:

Andersen	Hultman	Murray	Schaben
Bergman	Junkins	Nystrom	Schwengels
Briles	Kelly	Plymat	Scott
Burroughs	Kinley	Potter	Shaff
Curtis	Lamborn	Priebe	Shaw
DeKoster	McCartney	Rabedeaux	Taylor
Griffin	Miller of	Ramsey	Tieden
Hansen	Marshall	Robinson	Winkelman
Hill	Milligan	Rodgers	

Absent or not voting, 4:

Coleman	Heying	Schwieger	Van Gilst
---------	--------	-----------	-----------

Amendment S—2335 lost.

Senator Hansen moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1121) the vote was:

Ayes, 46:

Andersen	Gluba	Kinley	Nolin
Bergman	Griffin	Lamborn	Nystrom
Blouin	Hansen	McCartney	Orr
Burroughs	Heying	Miller of	Palmer
Coleman	Hill	Des Moines	Plymat
Curtis	Hultman	Miller of	Potter
DeKoster	Junkins	Marshall	Priebe
Doderer	Kelly	Milligan	Rabedeaux
Gallagher	Kennedy	Murray	Ramsey

Riley	Schaben	Shaff	Tieden
Robinson	Schwengels	Shaw	Willits
Rodgers	Scott	Taylor	Winkelman

Nays, 2:

Briles	Glenn
--------	-------

Absent or not voting, 2:

Schwieger	Van Gilst
-----------	-----------

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

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

QUORUM CALL

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

Present, 44:

Andersen	Griffin	Miller of	Robinson
Bergman	Hansen	Marshall	Rodgers
Blouin	Heying	Milligan	Schwengels
Briles	Hill	Murray	Schwieger
Burroughs	Hultman	Nolin	Scott
Coleman	Junkins	Nystrom	Shaff
Curtis	Kelly	Orr	Shaw
DeKoster	Kinley	Palmer	Taylor
Doderer	Lamborn	Rabedeaux	Tieden
Gallagher	McCartney	Ramsey	Willits
Glenn	Miller of	Riley	Winkelman
Gluba	Des Moines		

Absent, 6:

Kennedy	Potter	Schaben	Van Gilst
Plymat	Priebe		

Roll call revealed a quorum present.

CONSIDERATION OF BILLS

Senate File 1250

On motion of Senator Griffin, Senate File 1250, a bill for an act relating to assessment changes and notices, was taken up for consideration.

Senator Griffin moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1250) the vote was:

Ayes, 47:

Andersen	Hansen	Milligan	Robinson
Bergman	Heying	Murray	Rodgers
Blouin	Hill	Nolin	Schwengels
Briles	Hultman	Nystrom	Schwieger
Burroughs	Junkins	Orr	Scott
Coleman	Kelly	Palmer	Shaff
Curtis	Kinley	Plymat	Shaw
DeKoster	Lamborn	Potter	Taylor
Doderer	McCartney	Priebe	Tieden
Gallagher	Miller of	Rabedaux	Willits
Glenn	Des Moines	Ramsey	Winkelman
Gluba	Miller of	Riley	
Griffin	Marshall		

Nays, none.

Absent or not voting, 3:

Kennedy	Schaben	Van Gilst
---------	---------	-----------

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

Senate File 1251

On motion of Senator Curtis, Senate File 1251, a bill for an act relating to the abatement of assessment of taxes, interest and penalties, was taken up for consideration.

Senator Curtis moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1251) the vote was:

Ayes, 46:

Andersen	Griffin	Miller of	Ramsey
Bergman	Hansen	Marshall	Riley
Blouin	Heying	Milligan	Robinson
Briles	Hill	Murray	Rodgers
Burroughs	Hultman	Nolin	Schwengels
Coleman	Junkins	Nystrom	Schwieger
Curtis	Kelly	Orr	Scott
DeKoster	Kinley	Palmer	Shaw
Doderer	Lamborn	Plymat	Taylor
Gallagher	McCartney	Potter	Tieden
Glenn	Miller of	Priebe	Willits
Gluba	Des Moines	Rabedaux	Winkelman

Nays, none.

Absent or not voting, 4:

Kennedy	Schaben	Shaff	Van Gilst
---------	---------	-------	-----------

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

Senator Lamborn asked and received unanimous consent to take up out of order House File 308.

House File 308

On motion of Senator Kinley, House File 308, a bill for an act relating to definition of vehicle, with reports of committee recommending passage, was taken up, considered, and the reports of the committee adopted.

Senator Lamborn offered amendment S—2275 filed by Senators Lamborn and Shaw, and moved its adoption:

S—2275

- 1 Amend House File 308, as amended and passed by the
- 2 House, page 2, by inserting after line 21 the following
- 3 section and by renumbering the remaining section:
- 4 Sec. Combinations of vehicles consisting of a
- 5 motor vehicle upon which a van box is fastened and which
- 6 draws and bears a portion of the weight of a semitrailer
- 7 purchased by an Iowa resident prior to the effective
- 8 date of this Act may be operated on the highways of this
- 9 state with a length exceeding fifty-five feet but not
- 10 exceeding sixty feet, if a special overlength permit is
- 11 obtained from the state highway commission for such
- 12 operation. The special overlength permit shall be
- 13 issued for the vehicle and such permit shall be valid
- 14 until such time as the vehicle is no longer operable or
- 15 until the owner of the vehicle transfers title to the
- 16 vehicle to a nonresident. All such vehicles purchased
- 17 after the effective date of this Act shall not be allowed
- 18 to operate on the highways of this state.

Amendment S—2275 was adopted.

Senator Kinley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 308) the vote was:

Ayes, 40:

Andersen	Griffin	Milligan	Riley
Bergman	Hansen	Murray	Robinson
Blouin	Hill	Nolin	Rodgers
Briles	Hultman	Nystrom	Schwengels
Burroughs	Junkins	Orr	Scott
Coleman	Kelly	Palmer	Shaw
Curtis	Kinley	Plymat	Taylor
DeKoster	Lamborn	Potter	Willits
Doderer	McCartney	Rabedaux	Winkelman
Glenn	Miller of	Ramsey	
Gluba	Marshall		

Nays, 6:

Gallagher	Miller of	Priebe	Tieden
Heying	Des Moines	Schwieger	

Absent or not voting, 4:

Kennedy

Schaben

Shaff

Van Gilst

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

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has insisted on its amendments to Senate File 1055, a bill for an act exempting the gross receipts from the sale of food, prosthetic devices, and prescription drugs from the sales and use tax, and requests a conference committee.

Conferees on the part of the House are: the Representative from Jasper, Mr. Roorda, chairman; the Representative from Crawford, Mr. Crabb; the Representative from Scott, Mr. Cusack; the Representative from Story, Mr. Dunlap; and the Representative from Clinton, Mr. Mennenga.

WILLIAM H. HARBOR
Chief Clerk of the House

INTRODUCTION OF BILLS

Senate File 1262, by Senators Gluba, Blouin, Kinley, Willits, Glenn and Orr (Clark of Dubuque), a bill for an act establishing a minimum wage standard and providing penalties.

Read first time and **passed on file**.

Senate File 1263, by committee on county government, a bill for an act to include matrons under the county civil service.

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

Senate File 1264, by committee on state government, a bill for an act relating to credit related transactions, acts, practices and conduct, enacting the Iowa Consumer Credit Code, establishing the department of financial affairs and consumer credit protection containing the divisions of banking, savings and loans, supervised loan licensees, credit unions, and consumer credit protection to facilitate enforcement of the Iowa Consumer Credit Code, making coordinating amendments to the Code, and providing penalties for violations.

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

Senate File 1265, by committee on judiciary, a bill for an act relating to the membership, powers, and duties of the civil rights commission.

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

Senate File 1266, by Senator Glenn, a bill for an act relating to vacancies in the general assembly.

Read first time and **passed on file**.

Senate File 1267, by committee on ways and means, a bill for an act relating to a sickness and accident disability fund.

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

Senate File 1268, by Senator McCartney, a bill for an act relating to the attachment of the proceeds of a liability insurance policy of a nonresident.

Read first time and **passed on file**.

EXPLANATION OF VOTE ON HOUSE FILE 1121

When the Willits amendment S—2326 to House File 1121 was undergoing debate, I was out of the Senate chamber to meet with and answer questions of forty-nine Cub and Boy Scouts from Harrison, Taft and Roosevelt Schools in Cedar Rapids, accompanied by Mrs. Charles Vopelka and other adults. Normally, the doorman notifies me under those circumstances that a roll call is in progress but inadvertently did not and I was unaware the roll call on the amendment was taking place. Had I been in the Senate chambers I would have voted “no” on the amendment, given the present information on revenues and built-in expenditures for the next biennium.

TOM RILEY

EXPLANATION OF VOTE ON SENATE FILE 1163

I shall vote “present” on amendment S—2252 by Orr, et al., to Senate File 1163 and invoke Senate Rule 24 for the reason that the “Joint County School Systems of Benton, Cedar, Iowa, Johnson, Linn and Washington Counties” is currently a client of the law firm of Simmons, Perrine, Allbright and Elwood, in which I am a general partner, and said client is an interested party in the outcome of the vote on amendment S—2252. Thus, my law firm’s present representation of the aforesaid Joint County School System in litigation pending in Linn County District Court poses a conflict of interest which compels me to be neutral on the issue of the autonomy vis-a-vis merger of the existing Joint County School Systems.

TOM RILEY

REPORTS OF COMMITTEES

Senator Griffin submitted the following report:

MR. PRESIDENT: Your committee on cities and towns to which was referred **House File 658**, a bill for an act relating to the membership of municipal planning and zoning commissions and boards of adjustment, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JAMES W. GRIFFIN, SR., Chairman

Ordered passed on file.

Senator Curtis submitted the following reports:

MR. PRESIDENT: Your committee on state government to which was referred **House File 299**, a bill for an act relating to the definition of the practice of chiropractic, begs leave to report it has had the same under consideration and recommends the same **be amended in accordance with the following amendment and be placed on the calendar without recommendation:**

S—2343

- 1 Amend House File 299 as amended and passed by
- 2 the House, page 1, by striking in lines 11 and 12
- 3 the words "sections one hundred forty-six point
- 4 sixteen (146.16) and" and inserting in lieu thereof
- 5 the word "section".

WARREN E. CURTIS, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on state government to which was referred **House File 1107**, a bill for an act relating to the interchange of federal, state, and local government employees, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on state government to which was referred **House File 1188**, a bill for an act relating to the requirements, form, and content of motor vehicle dealer license applications and renewal applications and the approval of such applications, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

Senator Shaff submitted the following reports:

MR. PRESIDENT: Your committee on ways and means to which was referred **Senate File 1192**, a bill for an act relating to the dairy industry commission, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ROGER J. SHAFF, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on ways and means to which was referred **House File 177**, a bill for an act increasing the interest penalty on delinquent property taxes, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

S—2329

1 Amend House File 177, as amended, passed, and re-
2 printed by the House, by striking everything after the
3 enacting clause and inserting in lieu thereof the
4 following:

5 Section 1. Section four hundred forty-five point
6 thirty-nine (445.39), Code 1973, is amended to read as
7 follows:

8 445.39 INTEREST AS PENALTY. If the first install-
9 ment of taxes shall not be paid by April [1] *first*, said
10 installment shall become due and draw interest, as a
11 penalty, [of three fourths] of one percent per month until
12 paid, from the first day of April following the levy;
13 and if the last half shall not be paid by October [1]
14 *first* following such levy, then a like interest shall
15 be charged from the date such last half became delin-
16 quent.

17 Sec. 2. Section four hundred forty-five point forty
18 (445.40), Code 1973, is amended to read as follows:

19 445.40 PENALTY ON PERSONAL TAXES. On all personal
20 taxes not paid on or before the first Monday in December
21 a penalty of five percent shall be added and collected
22 in addition to the [three-fourths of] one percent per
23 month penalty herein provided; and the tax with all
24 penalties shall be collected at the same time and in
25 the same manner.

Page 2

1 Sec. 3. Notwithstanding the provisions of sections
2 two (2) and three (3) of this Act, it is the intent of
3 the general assembly that the amendments in Acts of the
4 Sixty-fourth General Assembly, 1972 Session, chapter
5 one thousand twenty (1020), section eighty-two (82) to
6 section four hundred forty-five point thirty-nine
7 (445.39) of the Code and that the amendments in Acts of
8 the Sixty-fourth General Assembly, 1972 Session, chapter
9 one thousand twenty (1020), section eighty-three (83),
10 to section four hundred forty-five point forty (445.40)
11 of the Code shall be effective July 1, 1975. The pro-
12 visions of this Act and Acts of the Sixty-fourth
13 General Assembly, 1972 Session, chapter one thousand
14 twenty (1020), sections eighty-two (82) and eighty-
15 three (83), shall be construed together so that effect
16 may be given to each.

ROGER J. SHAFF, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on ways and means to which was referred **House File 773**, a bill for an act relating to expenditures for capital improvements by a board of supervisors, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

S—2330

1 Amend House File 773 as follows:

2 1. Page 1, line 5, before the word "is" insert the
3 words "as amended by the Acts of the Sixty-fifth
4 General Assembly, 1973 Session, chapter one hundred
5 thirty-six (136), section three hundred fifty-seven
6 (357)".

7 2. Page 1, line 15, by striking the words "legal
8 voters" and inserting in lieu thereof the words
9 "qualified electors".

10 3. Page 1, line 25, by inserting after the word
11 "cost" the words "*of the entire project*".

12 4. Page 2, by striking line 1 and inserting in
13 lieu thereof the following: "*dollars. If a project
14 should be determined to cost in excess of one hundred
15 thousand dollars, the proposition must be submitted
16 to the qualified electors of the county without
17 regard to the source from which such funds may be
18 derived. However a proposition need not be submitted
19 to the qualified electors [or] when a location and
20 replacement is made*".

ROGER J. SHAFF, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2338

1 Amend Senate File 1125 as follows:

2 1. Page 2, line 15, by inserting after the word
3 "public" the following: "*. The specific
4 occupancies and extent of accessibility shall be
5 in accordance with the conforming standards set
6 forth in section one hundred four A point six
7 (104A.6) of the Code. Notwithstanding the stan-
8 dards set forth in section one hundred four A
9 point six (104A.6) of the Code all apartment
10 buildings of four or more units shall meet the
11 requirements of this chapter for the apartments
12 closest to grade level.*"

13 2. Page 2, line 17, by striking the word
14 "including" and by striking all of line 18.

15 3. Page 2, by striking lines 21 through 28,
16 inclusive and inserting in lieu thereof the follow-
17 ing:

18 "*NEW SUBSECTION. In each public rest room, at
19 levels which are accessible to the physically
20 handicapped shall be provided to at least one
21 water closet in each public toilet or bathroom
22 by providing doors, openings and passageway at
23 least thirty-two inches wide leading to such
24 water closet, and by providing a clear space in
25 front of such water closet of not less than thirty-*

Page 2

1 two inches wide by thirty-two inches deep, and
 2 unobstructed by door swing, grab bars or other pro-
 3 jections. Grab bars shall be provided within easy
 4 reach (within approximately eighteen inches) of
 5 such water closet at the side and back, or on
 6 each side of the compartment.
 7 *NEW SUBSECTION.* At levels which are accessible
 8 to the physically handicapped where there are
 9 drinking fountains and public telephones, at
 10 least one drinking fountain and one public telephone
 11 shall be supplied at such height to be accessible
 12 to the handicapped."

C. JOSEPH COLEMAN

S—2337

1 Amend Senate File 1150 as follows:
 2 1. Page 58, line 32, by inserting after the "period"
 3 the following sentence:
 4 "A parent or adoptive parent who provides his child
 5 exclusively with nonmedical treatment by a religious
 6 method of healing permitted under the laws of this
 7 state shall not, for that reason alone, be considered
 8 in violation of this subsection."

TOM RILEY

S—2339

1 Amend Senate File 1150 as follows:
 2 1. Page 151, by inserting after line 32 the follow-
 3 ing:
 4 8. EVIDENCE OF PAST SEXUAL CONDUCT IN TRIALS OF
 5 SEXUAL ABUSE. In prosecutions for the crime of sexual
 6 abuse evidence of the victim's sexual conduct shall not
 7 be admitted unless the defendant shall, within the time
 8 provided for the making of pretrial motions, give notice
 9 to the court of his intention to raise such matters at
 10 the trial. The period of filing may be extended for
 11 cause shown.
 12 The court shall conduct a hearing in chambers to
 13 determine the nature and extent of the proposed inquiry
 14 into the sexual conduct of the victim and shall rule on
 15 the relevancy of such testimony, taking into account the
 16 victim's right to privacy. Such rulings shall limit the
 17 questioning and control the admission and exclusion of
 18 evidence upon trial.
 19 In no event, shall sexual conduct of the victim occur-
 20 ing more than one year prior to the commission of the
 21 crime, be admissible upon trial. Nothing in this sec-
 22 tion of rule 20 shall limit the right of the accused to
 23 impeach credibility by the use of prior felony convic-
 24 tions.

TOM RILEY

S—2336

1 Amend the Hansen amendment, S—2257, to Senate File
 2 1163 as follows:
 3 1. Page 1, by inserting after line 9 the following

4 amendments:

5 Page 3, by inserting after line 20 the follow-
6 ing new subsection and renumbering the remaining sub-
7 sections:

8 6. Area education agencies may cooperate and con-
9 tract between themselves to provide special education
10 programs and services to children residing within their
11 respective areas.

12 Page 5, line 24, by inserting after the word
13 "applications" the words "including those for new or
14 expanded programs and services".

15 2. Page 1, by inserting after line 20 the following
16 amendment:

17 Page 7, by inserting after line 25 the follow-
18 ing:

19 Any tax revenues collected by a county treasurer or
20 county auditor for a county or joint county system, or
21 funds to be paid by the state of Iowa to a county or
22 joint county system, after July 1, 1975, shall be paid
23 directly to the proper area education agency on behalf
24 of the county or joint county system.

25 3. Page 2, by inserting after line 12 the following

Page 2

1 amendments:

2 Page 10, line 2, by inserting after the period
3 the following: "Any employee of an area education
4 agency who was a member of a public retirement system
5 of a school district or county system, other than the
6 Iowa public employees' retirement system established in
7 chapter ninety-seven B (97B) of the Code, shall, if the
8 employee elects in writing to the area education agency
9 board, continue to be a member of that retirement
10 system. Employer contributions required by the retire-
11 ment system shall be made by the area education agency
12 board.

13 Page 10, line 28, by inserting after the word
14 "available" the words "through chapter four hundred
15 forty-two (442) of the Code".

16 Page 11, line 2, by striking the word "certified"
17 and inserting in lieu thereof the words "counted within
18 the certification".

19 Page 11, line 5, by striking the word "certified"
20 and inserting in lieu thereof the words "counted within
21 the certification".

22 4. Page 2, by inserting after line 14 the following
23 amendments:

24 Page 47, line 31, by inserting after the period
25 the following:

Page 3

1 Special aids and services shall be provided to children
2 requiring special education who are less than five years
3 of age if the aids and services will reasonably permit
4 the child to enter the educational process or school
5 environment when the child attains school age.

6 Page 47, by striking lines 32 through 35,
7 inclusive.

8 Page 48, by striking lines 1 through 5, inclu-
9 sive, and inserting in lieu thereof the following:

10 Every child requiring special education shall, if
11 reasonably possible, receive a level of education com-
12 mensurate with the level provided each child who does
13 not require special education. The cost of providing
14 such an education shall be paid as provided in section
15 eleven (11) of this Act and chapters two hundred eighty-
16 one (281) and four hundred forty-two (442) of the Code.
17 It shall be the primary responsibility of each school
18 district to provide special education to children who
19 reside in that district if the children requiring special
20 education are properly identified, the educational program
21 or service has been approved, the teacher or instructor
22 has been certified, the number of children requiring
23 special education needing that educational program or
24 service is sufficient to make offering the program or
25 service feasible, and the program or service cannot more

Page 4

1 economically and equably be obtained from the area
2 education agency, another school district, another group
3 of school districts, a qualified private agency, or in
4 cooperation with one or more other districts.

5 Any funds received by the school district of the
6 child's residence for the child's education, derived
7 from funds received through chapters four hundred forty-
8 two (442) and two hundred eighty-one (281) of the Code
9 and section eleven (11) of this Act shall be paid by the
10 school district of the child's residence to the appro-
11 priate education agency or other school district pro-
12 viding special education for the child pursuant to con-
13 tractual arrangements as provided in section three (3),
14 subsections five (5) and six (6) of this Act.

15 Page 51, line 11, by inserting after the period
16 the following:

17 Local districts or the area education agencies may
18 accept diagnostic and evaluation studies conducted by
19 other individuals, hospitals, or centers, if determined
20 to be competent. Children requiring special education
21 services may be identified in any way that the depart-
22 ment of public instruction determines to be reliable.

23 Page 52, line 4, by inserting after the word
24 "*guardian*," the words "*or the school district in which*
25 *the child resides*,"

Page 5

1 Page 53, by inserting after line 7 the follow-
2 ing paragraph:

3 e. Shared-time and part-time pupils of school age
4 who require special education shall be placed in the
5 proper category and counted in the proportion that the
6 time for which they are enrolled or receive instruction
7 for the school year bears to the time that full-time

8 pupils, carrying a normal course schedule, in the same
9 school district, for the same school year are enrolled
10 and receive instruction.

11 Page 53, line 12, by striking the word "final"
12 and inserting in lieu thereof the word "weighted".

13 Page 53, line 13, by striking the word "all".

14 Page 53, line 15, by inserting a period after
15 the word "Code".

16 Page 53, by inserting after line 15 the follow-
17 ing subsection and renumbering the remaining subsections:

18 3. The weight that a child is assigned under this
19 section shall be dependent upon the required educational
20 modifications necessary to meet the special education
21 needs of the child. Enrollment for the purpose of this
22 section, and all payments to be made pursuant thereto,
23 includes all children for whom a special education pro-
24 gram or course is to be provided pursuant to sections
25 one (1) through eleven (11) of this Act and chapter

Page 6

1 two hundred eighty-one (281) of the Code, whether or not
2 the children are actually enrolled upon the records of a
3 school district.

4 Page 53, by inserting after line 34 the follow-
5 ing subsection:

6 6. The division may conduct an evaluation of the
7 special education instructional program or special
8 education support services being provided by an area
9 education agency, school district, or private agency,
10 pursuant to sections one (1) through eleven (11) of this
11 Act and chapter two hundred eighty-one (281) of the Code,
12 to determine if the program or service is adequate and
13 proper to meet the needs of the child; if the child is
14 benefiting from the program or service; if the costs
15 are in proportion to the educational benefits being
16 received; and if there are any improvements that can be
17 made in the program or service. A written report of the
18 evaluation shall be sent to the area education agency,
19 school district, or private agency evaluated and to the
20 president of the senate and speaker of the house of
21 representatives of the general assembly.

22 Page 54, lines 15 and 16, by striking the
23 words " , and that the progressive growth factor is not
24 out of proportion to the ability".

25 Page 54, by striking lines 17 and 18 and

Page 7

1 inserting in lieu thereof a period.

2 Page 54, line 19, by striking the words "funds
3 sought are" and inserting in lieu thereof the words
4 "revenue raised for support of special education instruc-
5 tion and services is expended".

6 Page 74, line 15, by inserting after the period
7 the following:

8 The determination of whether special education

9 support services are for newly identified children or
 10 are new and expanded services shall be made by the
 11 director of special education in each area education
 12 agency, pursuant to rules and regulations adopted and
 13 promulgated by the department of public instruction.
 14 The determination shall be subject to audit by the
 15 department of public instruction.

16 Page 74, line 29, by striking the word and
 17 figure "ten (10)" and inserting in lieu thereof the
 18 word and figure "eleven (11)".

19 Page 75, line 3, by striking the word and
 20 figure "ten (10)" and inserting in lieu thereof the
 21 word and figure "eleven (11)".

22 5. By renumbering sections and correcting internal
 23 references to conform with this amendment.

WILLARD R. HANSEN

S—2340

1 Amend the Hansen amendment, S—2257, to Senate File
 2 1163 as follows:

3 1. Page 1, by striking lines 10 through 15, inclu-
 4 sive.

5 2. Page 1, by striking lines 21 through 25, inclu-
 6 sive.

7 3. Page 2, by striking lines 1 through 12, inclu-
 8 sive.

9 4. Page 2, by striking lines 15 through 25, inclu-
 10 sive.

11 5. Page 3, by striking lines 1 through 5, inclu-
 12 sive.

13 6. By renumbering amendments in accordance with
 14 this amendment.

WILLARD R. HANSEN

S—2332

1 Amend Senate File 1195 by striking everything after
 2 the enacting clause and inserting in lieu thereof the
 3 following:

4 Section 1. *NEW SECTION.* Cities and towns are hereby
 5 authorized to contract indebtedness and to issue general
 6 obligation bonds to provide funds to pay the cost of
 7 opening, establishing, constructing, improving, extend-
 8 ing or remodeling of a zoo or zoological garden and to
 9 construct, reconstruct or repair any such improvement
 10 and to pay the cost of land needed for any of said
 11 purposes.

12 Taxes for the payment of said bonds shall be levied
 13 in accordance with chapter seventy-six (76) of the Code,
 14 and said bonds shall be payable through the debt service
 15 fund in not more than twenty years, and bear interest at
 16 a rate not exceeding seven percent per annum, and shall
 17 be of such form as the city or town council shall by
 18 resolution provide, but no city or town shall become
 19 indebted in excess of five percent of the actual value
 20 of the taxable property within said city or town, as

- 21 shown by the last preceding state and county tax lists.
 22 The indebtedness incurred for the purpose provided in
 23 this section shall not be considered an indebtedness
 24 incurred for general or ordinary purposes.
 25 This section shall be construed as granting addi-

Page 2

- 1 tional power without limiting the power already existing
 2 in cities and towns.
 3 The provisions of this section shall be applicable
 4 to all municipal corporations regardless of form of
 5 government or manner of incorporation.
 6 **Sec. 2. NEW SECTION.** It shall not be necessary to
 7 submit to the voters the proposition of issuing bonds
 8 for refunding purposes, but prior to the issuance of
 9 bonds for other purposes the council shall submit to the
 10 voters of the city at a general election or a regular
 11 municipal election the proposition if issuing the bonds.
 12 Notice of the election on the proposition of issuing
 13 bonds shall be published once each week for at least
 14 four consecutive weeks in a newspaper published in the
 15 county, which notice shall state the date of the elec-
 16 tion, the hours of opening and closing the polls and the
 17 location thereof, the question to be submitted, and
 18 whether or not an admission fee is to be charged by the
 19 zoo or zoological gardens. The election shall be held
 20 on a date not less than four nor more than twenty days
 21 after the last publication of the notice.
 22 Bonds issued pursuant to the provisions of this
 23 Act shall be sold by the council in the manner pre-
 24 scribed by chapter seventy-five (75) of the Code, how-
 25 ever, refunding bonds may either be sold and the pro-

Page 3

- 1 ceeds applied to the payment of the bonds to be re-
 2 funded, or the refunding bonds may be issued in exchange
 3 for the bonds being refunded upon their surrender and
 4 cancellation.
 5 **Sec. 3. NEW SECTION.** A city or town establishing or
 6 having established a zoo or zoological garden may
 7 authorize not to exceed a one mill levy on all taxable
 8 property within the corporation for the purpose of pay-
 9 ing the costs of operating, maintaining, and managing
 10 a zoo or zoological garden. The levy shall be subject
 11 to cumulative mill levy limitations otherwise provided
 12 by law unless said levy shall have been submitted to and
 13 approved by the voters of said city or town.
 14 **Sec. 4. NEW SECTION.** Contracts may be made between
 15 any city or town establishing or having established a
 16 zoo or zoological garden and any other city or town,
 17 or county (but a county may contract only with respect
 18 to residents outside of any city or town) for the use
 19 of such zoo or zoological garden or any extension ser-
 20 vice thereof by its residents. Such contracts shall
 21 provide for the rate of tax to be levied during the
 22 term thereof, not exceeding one mill. Said contracts

23 may be submitted to the voters of either city or town
24 and shall not be subject to termination if approved
25 by the voters of both parties.

Page 4

1 If not so approved, such contracts may be modified
2 by mutual consent or may be terminated by the voters of
3 either party thereto.

4 Any such tax shall be subject to cumulative millage
5 limitations applicable generally to the contracting
6 parties unless the contract shall have been approved
7 by the voters.

8 Any election held hereunder may be held upon notice
9 and in any manner provided by law applicable to the
10 contracting party with respect to elections upon special
11 public propositions; provided that it shall not be
12 necessary to set out the contract provisions in full as
13 a part of the ballot.

TOM RILEY
CLOYD E. ROBINSON
RALPH W. POTTER

S—2333

1 Amend Senate File 1264 as follows:

2 1. Page 25, by striking lines 15 through 21, inclu-
3 sive, and inserting in lieu thereof the following:

4 Sec. 2.202 *NEW SECTION. FINANCE CHARGE FOR*
5 *CONSUMER CREDIT SALES PURSUANT TO OPEN END*
CREDIT.

6 1. With respect to a consumer credit sale made
7 pursuant to open end credit, a creditor may contract
8 for and receive a finance charge not exceeding that
9 permitted in this section.

10 2. Page 26, by adding the following after line 13:

11 3. If the billing cycle is monthly, the charge
12 may not exceed an amount equal to one and one-half
13 per cent of that part of the maximum amount pursuant
14 to subsection two (2) of this section. If the billing
15 cycle is not monthly, the maximum charge for the bil-
16 ling cycle shall bear the same relation to the appli-
17 cable monthly maximum charge as the number of days in
18 the billing cycle bears to three hundred sixty-five
19 divided by twelve. A billing cycle is monthly if the
20 closing date of the cycle is the same date each month
21 or does not vary by more than four days from the reg-
22 ular date.

23 4. If the charge determined pursuant to subsec-
24 tion three (3) of this section is less than fifty
25 cents, a charge may be made which does not exceed

Page 2

1 fifty cents if the billing cycle is monthly or longer,
2 or the pro rata part of fifty cents which bears the
3 same relation to fifty cents as the number of days in
4 the billing cycle bears to three hundred sixty-five
5 divided by twelve if the billing cycle is shorter

6 than monthly.

7 3. Page 34, line 35 by striking the words "open end
8 credit" and inserting in lieu thereof the words "a
9 lender credit card".

10 4. Page 36, by striking lines 31 through 35 and page
11 37, by striking line 1, and inserting in lieu thereof
12 the following:

13 Sec. 2.402. *NEW SECTION. FINANCE CHARGE FOR*
14 *CONSUMER LOANS PURSUANT TO A LENDER CREDIT CARD.*

15 1. With respect to a supervised loan made pur-
16 suant to a lender credit card, a creditor may con-
17 tract for and receive a finance charge not exceeding
18 that permitted in this section.

19 5. Page 37, by adding the following after line 27:

20 3. If the billing cycle is monthly, the charge
21 may not exceed an amount equal to one and one-half
22 per cent of that part of the maximum amount pursuant
23 to subsection two (2) of this section. If the billing
24 cycle is not monthly, the maximum charge for the
25 billing cycle shall bear the same relation to the

Page 3

1 applicable monthly maximum charge as the number of
2 days in the billing cycle bears to three hundred sixty-
3 five divided by twelve. A billing cycle is monthly if
4 the closing date is the same date each month or does
5 not vary by more than four days from the regular date.

6 4. If the charge determined pursuant to subsec-
7 tion three (3) of this section is less than fifty
8 cents, a charge may be made which does not exceed
9 fifty cents if the billing cycle is monthly or longer,
10 or the pro rata part of fifty cents which bears the
11 same relation to fifty cents as the number of days in
12 the billing cycle bears to three hundred sixty-five
13 divided by twelve if the billing cycle is shorter
14 than monthly.

ELIZABETH SHAW
ROGER J. SHAFF
JAMES W. GRIFFIN, SR.
E. KEVIN KELLY
KARL NOLIN
LOWELL JUNKINS
FORREST V. SCHWENGELS
RALPH W. POTTER
CLOYD E. ROBINSON
DALE L. TIEDEN
CLIFTON C. LAMBORN
W. R. RABEDAUX
JOHN N. NYSTROM

S—2341

1 Amend House File 672, as amended and passed by the
2 House, as follows:

3 1. Page 2, after line 31, by inserting the follow-
4 ing section:

5 Sec. Section four hundred seventy-two point
6 fourteen (472.14), Code 1973, is amended by adding
7 the following new paragraph:

8 *NEW PARAGRAPH.* In the event the power of eminent
9 domain is exercised by a pipeline company as defined
10 in chapter four hundred ninety (490) of the Code the
11 commissioners shall, in addition to assessing monetary
12 damages, award to the owners of the land upon which
13 a pipeline is constructed a reasonable annual rental
14 charge for the use of the land. The rental charge
15 shall be based upon the number of lineal feet of
16 pipeline constructed upon the landowner's property.
17 "Landowner" means the person listed in the tax assess-
18 ment rolls for the payment of real estate taxes on
19 the affected property. The annual rental charge shall
20 be paid on or before the tenth day of January each
21 year. Failure to make any rental payment when due
22 shall, in addition to other remedies, vest jurisdic-
23 tion with the district court in the county in which
24 the default occurs to enjoin the continued use of
25 the pipeline upon land upon written application and

Page 2

1 showing by the affected landowner. The landowner or
2 the pipeline company may periodically, but not more
3 often than once in each five-year period after the
4 original assessment, petition the district court in
5 the county in which the affected property is located
6 for a review and reassessment of the rental charges.
7 The court shall determine and assess the reasonable
8 ensuing annual rental charge to be paid by the pipe-
9 line company.

TOM RILEY

S—2331

1 Amend House File 672, as passed by the House, as
2 follows:

- 3 1. Page 3, line 4, by striking the words "for high-
4 way purposes by the highway commission" and inserting
5 in lieu thereof the words "[for highway purposes by the
6 highway commission] *by a governmental agency*".
- 7 2. Page 3, line 15, by striking the words "TAKING
8 PROPERTY FOR HIGHWAY" and inserting in lieu thereof the
9 words "[TAKING PROPERTY FOR HIGHWAY] *ACQUISITION BY*
10 *GOVERNMENTAL AGENCY*".
- 11 3. Page 3, line 17, by striking the words "for
12 highway purposes" and inserting in lieu thereof the
13 words "[for highway purposes] *by a governmental agency*".
- 14 4. Page 3, line 30, by striking the words "CONDEMN-
15 ATION FOR ROAD OR STREET" and inserting in lieu thereof
16 the words "[CONDEMNATION FOR ROAD OR STREET] *ACQUI-*
17 *SITION*
18 *BY GOVERNMENTAL AGENCY*".
- 19 5. Page 3, by striking from lines 32, 33, and 34,
the words "for highway, street or road purposes, the

20 purchasing state agency, county, city or town or their"
 21 and inserting in lieu thereof the words "[for highway,
 22 street or road purposes, the purchasing state agency,
 23 county, city or town or their] *by a governmental agency,*
 24 *the governmental agency or its*".

25 6. Page 4, by inserting after line 21, the follow-

Page 2

1 ing:

2 Sec. Section four hundred seventy-two point
 3 twenty-seven (472.27), Code 1973, is repealed.

4 7. By numbering sections to conform to this
 5 amendment.

E. KEVIN KELLY

S—2342

1 Amend House File 1118 as follows:

2 1. Page 1, line 7, by striking the words "con-
 3 structed so".

4 2. Page 1, by striking lines 8 through 12 and in-
 5 serting in lieu thereof the following:

6 so constructed that either:

7 1. The long dimension of the grate openings be-
 8 tween the bars parallel to the direction of traffic
 9 does not exceed seven inches; or

10 2. The long dimension of the grate openings be-
 11 tween the bars makes an angle of at least forty-five
 12 degrees from the direction of traffic flow at that
 13 location on the street. Where a storm sewer grate in
 14 place on January 1, 1975 does not conform to the re-
 15 quirements of this section, the curb face from driving
 16 surface to back of curb adjacent to the storm sewer
 17 grate casting, shall be painted with red paint for a
 18 distance of at least three feet in each direction
 19 along the street from such grate. This section shall
 20 not apply to storm sewer inlets when the only open-
 21 ings are constructed flush with the curb face.

EARL M. WILLITS

On motion of Senator Lamborn, the Senate adjourned until
 10:00 a.m., Thursday, March 7, 1974.

JOURNAL OF THE SENATE

FIFTY-THIRD DAY

SENATE CHAMBER

DES MOINES, IOWA, THURSDAY, MARCH 7, 1974

The Senate met in regular session, Senator Curtis presiding.

Prayer was offered by the Reverend Richard Harbart, pastor of the Urbandale United Church of Christ, Urbandale, Iowa.

The Journal of Wednesday, March 6, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Fred Ashler, Hamburg, Iowa.

PRESENTATION OF IOWA PORK QUEENS

President Neu presented to the Senate Miss Maurine Carroll, the 1974 Iowa Pork Queen from Columbus Junction, Iowa, and Miss Kathy Deal, the 1973 Iowa Pork Queen from Bagley, Iowa.

PRESENTATION OF VISITORS

President Neu welcomed the Honorable Wayne D. Keith, former member of the Senate from Kossuth County.

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

Fifty students from Jackson School, Des Moines, Iowa, accompanied by Mrs. Keller and Mrs. Boyd. Senator Kinley.

Forty students, members of the Campfire Girls from Iowa City, Iowa, accompanied by Mrs. Keith Fulton, Mrs. Vernon Nerad and Mrs. Lambert. Senator Doderer.

Fifteen students from Lincoln Central Community School, Gruver, Iowa, accompanied by Terry Koeberich. Senator Priebe.

Eleven students from Linn-Mar Community School, Marion, Iowa, accompanied by Mr. Eicherberger and Mr. Roberts. Senator Riley.

PETITION

The following petition was presented and placed on file:

By Senator Briles, from sixteen residents of Union County favoring a cost-of-living salary increase for public employees.

INTRODUCTION OF BILLS

Senate File 1269, by committee on state government, a bill for an act relating to issuance and redemption of warrants.

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

Senate File 1270, by Senator Kennedy, a bill for an act relating to the length of a truck tractor and single semitrailer combination used on the highways.

Read first time and **passed on file**.

Senate File 1271, by Senators Rabedeaux and Kelly, a bill for an act creating a state elevator code, requiring the owners of elevators to register and comply with rules of the labor commissioner, authorizing the labor commissioner to promulgate standards for the construction, maintenance, and use of elevators, establishing licensing requirements and procedures for elevator inspectors, and requiring liability insurance and fees and providing penalties for violations.

Read first time and **passed on file**.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate 1163.

Senate File 1163

On motion of Senator Hansen, Senate File 1163, a bill for an act relating to area education agencies, including provisions to replace the county school systems, joint county systems, and merged areas with area education agencies, to require the area education agencies to provide for certain programs and services for the school districts, to transfer certain functions of the county school systems and joint county systems to the department of public instruction and to the area education agencies, to change the size and method of selection of the area education agency board, to provide a method for identification of children requiring special education, to provide a method for financing

programs and services and to provide coordinating amendments, was taken up for consideration.

President Neu took the chair at 10:15 a.m.

Senator Hansen asked and received unanimous consent that Dr. Robert Benton, Superintendent, Department of Public Instruction, and James Rose, Supervisor, Education, Comptroller's office, be permitted to remain in the Senate chamber as consultants during consideration of the bill.

Senator Hansen offered amendment S—2257 filed by him:

S—2257

1 Amend Senate File 1163 as follows:

2 1. Page 2, line 6, by inserting after the period
3 the following sentence: "Terms of office of members of
4 the boards of directors of county school systems and joint
5 county systems expiring on October 7, 1974 are extended
6 until July 1, 1975 and members shall not be elected to
7 county boards of education and joint county boards at
8 the regular school election in 1974, except to fill a
9 vacancy."

10 2. Page 6, line 32, by striking the word and figure
11 "October 7" and inserting in lieu thereof the word and
12 figure "July 1".

13 3. Page 7, line 9, by striking the word and figure
14 "October 7" and inserting in lieu thereof the word and
15 figure "July 1".

16 4. Page 7, line 22, by striking the word "personnel"
17 and inserting in lieu thereof the words "the administra-
18 tive officer of the division of intermediate services,
19 the area director of special education and the necessary
20 support personnel, including clerical assistance".

21 5. Page 7, line 35, by striking the word and figure
22 "October 7" and inserting in lieu thereof the word and
23 figure "July 1".

24 6. Page 8, line 6, by striking the word and figure
25 "October 7" and inserting in lieu thereof the word and

Page 2

1 figure "July 1".

2 7. Page 8, lines 9 and 10, by striking the word and
3 figure "July 1" and inserting in lieu thereof the word
4 and figure "June 30".

5 8. Page 8, line 18, by striking the word and figure
6 "September 20" and inserting in lieu thereof the word
7 and figure "June 15".

8 9. Page 8, line 33, by striking the words "three-
9 year".

10 10. Page 8, line 34, by striking the word and figure
11 "October 7" and inserting in lieu thereof the word and
12 figure "July 1".

13 11. Page 13, line 10, by striking the word "quality"
14 and inserting in lieu thereof the word "qualify".

15 12. Page 78, line 10, by striking the word and
16 figures "October 7, 1974" and inserting in lieu thereof
17 the words "on the effective date of this Act".

18 13. Page 78, line 16, by striking the word and
19 figures "July 1, 1974" and inserting in lieu thereof
20 the words "upon publication as provided in section one
21 hundred thirty-three (133) of this Act".

22 14. Page 78, by inserting after line 18 the follow-
23 ing section:

24 "Sec. 133. This Act, being deemed of immediate
25 importance, shall take effect and be in force from and

Page 3

1 after its publication in The Record, a newspaper
2 published in Cedar Falls, Iowa, and in the Hampton
3 Times, a newspaper published in Hampton, Iowa, as
4 provided in section one hundred thirty-two (132)
5 of this Act."

Senator Hansen offered amendment S—2336 to amendment S—2257 filed by him on March 6, 1974, and found on pages 659-663, inclusive, of the Senate Journal, and moved its adoption.

Amendment S—2336 to amendment S—2257 was adopted.

Senator Hansen offered amendment S—2340 to amendment S—2257 filed by him and moved its adoption:

S—2340

1 Amend the Hansen amendment S—2257 to Senate File
2 1163 as follows:

3 1. Page 1, by striking lines 10 through 15, inclu-
4 sive.

5 2. Page 1, by striking lines 21 through 25, inclu-
6 sive.

7 3. Page 2, by striking lines 1 through 12, inclu-
8 sive.

9 4. Page 2, by striking lines 15 through 25, inclu-
10 sive.

11 5. Page 3, by striking lines 1 through 5, inclu-
12 sive.

13 6. By renumbering amendments in accordance with
14 this amendment.

Amendment S—2340 to amendment S—2257 was adopted.

On motion of Senator Hansen, amendment S—2257 as amended was adopted.

Senator Shaff offered amendment S—2248 filed by Senators Shaff, et al., on February 26, 1974, and found on pages 515-523, inclusive, of the Senate Journal.

Senator Shaff offered amendment S—2321 to amendment S—2248 filed by him and moved its adoption:

S—2321

- 1 Amend the Shaff, et al., amendment S—2248 to Senate
 2 File 1163 as follows:
 3 1. Page 1, line 19, by striking the word “merged”.
 4 2. Page 2, line 8, by striking after the word
 5 “agency” the words “which shall include the employment
 6 of a superintendent who shall possess a superintendent’s
 7 certificate issued under the provisions of section two
 8 hundred sixty point nine (260.9) of the Code”.
 9 3. Page 2, line 8, by inserting after the period
 10 the following sentence: “The superintendent shall be
 11 employed pursuant to the provisions of section two
 12 hundred seventy-nine point fourteen (279.14) of the
 13 Code.”

Amendment S—2321 to amendment S—2248 was adopted.

Senator Blouin offered amendment S—2349 to amendment S—2248 and called for a division of the amendment as follows:

S—2349

Division S—2349A

- 1 Amend the Shaff, et al., amendment S—2248 to Senate
 2 File 1163, as follows:
 3 1. Page 1, line 7, by inserting after the word
 4 “directors” the words “, except as provided in section
 5 one hundred thirty-one (131) of this Act”.
 6 2. Page 1, line 11, by inserting after the word
 7 “Code” the words “, except as provided in section one
 8 hundred thirty-one (131) of this Act”.

Division S—2349B

- 9 3. Page 1, line 19, by striking the word “merged”.

Division S—2349A (cont'd)

- 10 4. Page 16, line 5, by inserting after the word
 11 “inclusive” the following:
 12 “and inserting in lieu thereof the following section:
 13 Sec. 131. *NEW SECTION.* ADDITIONAL AREA EDUCATION
 14 AGENCY. For the purposes of sections one (1) through
 15 eleven (11) of this Act and chapter two hundred eighty-
 16 one (281) of the Code, the area education agency formed
 17 from merged area IX shall not include the territory
 18 comprising the Jackson county school system and the
 19 area education agency formed from merged area I shall
 20 not include the territory comprising the Delaware county
 21 school system and the territory comprising the Dubuque
 22 county school system.
 23 A separate area education agency is established
 24 which shall include the county school system of Dubuque,
 25 Delaware, and Jackson counties. The director districts

Page 2

- 1 for the area education agency so formed shall be
 2 drawn by the state board of public instruction by July
 3 15, 1974 pursuant to criteria established in chapter

- 4 two hundred eighty A (280A) of the Code, but shall not
 5 be coterminous with director districts of any merged
 6 area. The election for board members of the area
 7 education agency so formed shall be conducted pursuant
 8 to section nine (9) of this Act.
- 9 Boards of directors of merged area I and merged
 10 area IX shall draw director districts by July 15, 1974
 11 for portions of their merged areas, respectively,
 12 which will constitute area education agencies pur-
 13 suant to criteria established in chapter two hundred
 14 eighty A (280A) of the Code, but shall not be coter-
 15 minous with director districts of the merged areas.
 16 The elections for board members of the area educa-
 17 tion agencies shall be conducted pursuant to section
 18 nine (9) of this Act.”
- 19 5. Page 16, by striking lines 6 and 7.
 20 6. By renumbering sections and amendments as
 21 necessary.

Senator Blouin withdrew division S—2349B of the amendment to amendment S—2248.

Senator Blouin moved the adoption of division S—2349A of the amendment to amendment S—2248.

The Chair called for a division.

Division S—2349A of the amendment to amendment S—2248 lost.

(Senate File 1163 and the Shaff, et al., amendment S—2248 pending on recess.)

On motion of Senator Lamborn, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

APPOINTMENT OF CONFERENCE COMMITTEE

President Neu announced the appointment of the following conference committee on **Senate File 1055**, on the part of the Senate: Senators McCartney, chairman; Curtis, Murray, Orr and Rodgers.

CONSIDERATION OF BILLS

Senate File 1163

The Senate resumed consideration of Senate File 1163 and the Shaff, et al., amendment S—2248.

Senator Gluba withdrew amendment S—2282 to amendment S—2248 filed by him on February 28, 1974, and found on page 591 of the Senate Journal.

Senator Gluba offered amendment S—2355 to amendment S—2248 by Senators Gluba, Shaw and Rabedeaux and moved its adoption:

S—2355

- 1 Amend the Shaff amendment S—2248, to Senate File
- 2 1163, page 3, line 3, by inserting after the word
- 3 "agency" the words "including sites, buildings, and
- 4 facilities for providing evaluation, care, treatment,
- 5 and an educational program for children residing on the
- 6 premises of the facility".

Amendment S—2355 to amendment S—2248 was adopted.

Senator Taylor offered amendment S—2277 to amendment S—2248 filed by him and moved its adoption:

S—2277

- 1 Amend the Shaff amendment S—2248, to Senate File
- 2 1163, page 4, line 25, by striking the words "at least
- 3 two times per year" and inserting the word
- 4 "quarterly".

Amendment S—2277 to amendment S—2248 was adopted.

Senator Shaff offered amendment S—2346 to amendment S—2248 and moved its adoption:

S—2346

- 1 Amend the Shaff amendment S—2248 to Senate File
- 2 1163, as follows:
- 3 1. Page 12, by inserting after line 21 the follow-
- 4 ing amendments:
- 5 Page 15, line 26, by inserting after the word
- 6 "[education,]" the words "*area education agency*,".
- 7 Page 16, line 3, by inserting after the word
- 8 "[education,]" the words "*area education agency*,".

Amendment S—2346 to amendment S—2248 was adopted.

Senator Andersen withdrew amendment S—2258 to amendment S—2248 filed by him on February 26, 1974, and found on pages 523 and 524 of the Senate Journal.

Senator Orr offered amendment S—2359 to amendment S—2248 and moved its adoption:

S—2359

- 1 Amend the Shaff amendment S—2248 to Senate File
- 2 1163 as follows:
- 3 1. Page 5, by striking lines 23, 24, and 25.
- 4 2. Page 6, by striking lines 1 through 25, inclusive.

5 3. Page 7, by striking lines 1 through 25, inclusive.

6 4. Page 8, by striking lines 1 through 25, inclusive.

7 5. Page 9, by striking lines 1 through 25, inclusive.

8 6. Page 10, by striking lines 1 and 2 and inserting

9 in lieu thereof the following:

10 The governing board of an intermediate service unit
11 shall be a board of directors composed of one member elected
12 from each director district in a merged area by the
13 electors of the director district. The director dis-
14 tricts shall be established pursuant to chapter two
15 hundred eighty A (280A) of the Code. Members shall be
16 elected at the regular school election commencing with
17 the regular school election in 1974, and the term of
18 office shall be three years except that the initial
19 terms shall be determined respectively by lot. One-
20 third of the members, as nearly as may be, shall be
21 elected for one-year terms; one-third of the members
22 as nearly as may be, shall be elected for two-year
23 terms; and one-third of the members, as nearly as may
24 be, shall be elected for three-year terms. Vacancies
25 on the board shall be filled in the manner provided for

Page 2

1 vacancies on the merged area board pursuant to section
2 two hundred eighty A point twelve (280A.12) of the Code.

3 The board shall organize on the first Monday of
4 October in each year and a president and such other
5 officers as are deemed necessary by the board shall be
6 elected from the membership of the board. The provi-
7 sions of section two hundred eighty A point thirteen
8 (280A.13) of the Code relating to the appointment of a
9 secretary and treasurer shall apply to the appointment
10 of a secretary and treasurer of the intermediate service
11 unit.

12 The provisions of sections two hundred eighty A point
13 twelve (280A.12) and two hundred eighty A point four-
14 teen (280A.14) of the Code, and sections sixty-seven
15 (67) and seventy-one (71) of this Act shall apply to
16 elections of the board of the intermediate service
17 unit.

18 7. Page 11, lines 1 and 2, by striking the words
19 "*area education agency*" and inserting in lieu thereof
20 the words "*intermediate service unit*".

21 8. Page 11, lines 14 and 15, by striking the words
22 "*area education agencies*" and inserting in lieu thereof
23 the words "*intermediate service units*".

24 9. Page 11, line 24, by striking the words "*area*"
25 "*education agencies*" and inserting in lieu thereof the

Page 3

1 words "*intermediate service units*".

2 10. Page 12, lines 9 and 10, by striking the words
3 "*area education agencies*" and inserting in lieu thereof
4 the words "*intermediate service units*".

5 11. Page 16, by adding the following division after
6 line 7:

7 By striking the words "area education agency"
 8 and inserting in lieu thereof the words "intermediate
 9 service unit" and by striking the words "area education
 10 agencies" and inserting in lieu thereof the words
 11 "intermediate service units" wherever they appear, in
 12 sections two (2) through twelve (12), inclusive, four-
 13 teen (14), sixteen (16) through twenty-two (22), inclu-
 14 sive, twenty-four (24) through twenty-eight (28), inclu-
 15 sive, thirty (30) through thirty-three (33), inclusive,
 16 thirty-nine (39) through fifty-eight (58), inclusive,
 17 sixty (60) through sixty-three (63), inclusive, sixty-
 18 six (66), seventy-three (73), seventy-four (74),
 19 seventy-six (76), seventy-eight (78), eighty-two (82)
 20 through eighty-nine (89), inclusive, one hundred (100),
 21 one hundred three (103), one hundred thirteen (113),
 22 one hundred fourteen (114), one hundred twenty (120),
 23 one hundred twenty-five (125), one hundred twenty-nine
 24 (129), and one hundred thirty-one (131) of this Act.

Roll call was requested.

On the question "Shall amendment S—2359 to amendment S—2248 be adopted?" (S.F. 1163) the vote was:

Rule 24 was invoked.

Ayes, 18:

Andersen	Doderer	Kelly	Robinson
Bergman	Glenn	Nystrom	Schwengels
Blouin	Gluba	Orr	Willits
Briles	Hill	Palmer	Winkelman
Coleman	Hultman		

Nays, 29:

Burroughs	Kennedy	Milligan	Schaben
Curtis	Kinley	Murray	Scott
DeKoster	Lamborn	Plymat	Shaff
Gallagher	McCartney	Potter	Shaw
Griffin	Miller of	Priebe	Taylor
Hansen	Des Moines	Rabedeaux	Tieden
Heying	Miller of	Ramsey	Van Gilst
Junkins	Marshall	Rodgers	

Voting present, 1:

Riley (under Rule 24)

Absent or not voting, 2:

Nolin Schwieger

Amendment S—2359 to amendment S—2248 lost.

Senator Blouin took the chair at 4:15 p.m.

Senator Shaff moved the adoption of amendment S—2248 as amended.

Roll call was requested.

On the question "Shall amendment S—2248 as amended be adopted?" (S.F. 1163) the vote was:

Ayes, 27:

Andersen	Hill	Murray	Robinson
Blouin	Hultman	Nystrom	Schaben
Briles	Junkins	Orr	Schwengels
Burroughs	Kelly	Potter	Shaff
Coleman	Kennedy	Priebe	Tieden
Gluba	McCartney	Rabedeaux	Winkelman
Griffin	Miller of		
Heying	Marshall		

Nays, 20:

Bergman	Hansen	Milligan	Scott
Curtis	Kinley	Palmer	Shaw
DeKoster	Lamborn	Plymat	Taylor
Doderer	Miller of	Ramsey	Van Gilst
Gallagher	Des Moines	Rodgers	Willits
Glenn			

Voting present, 1:

Riley (under Rule 24)

Absent or not voting, 2:

Nolin Schwieger

Amendment S—2248 as amended was adopted.

The Chair ruled the following amendments out of order with the adoption of the Shaff amendment S—2248 as amended:

Amendment S—2252 by Senator Orr, et al.

Amendment S—2280 to amendment S—2252 by Senator Gluba.

Amendment S—2293 to amendment S—2252 by Senator Orr.

Amendment S—2276 by Senators Orr and Gluba.

Amendment S—2281 by Senator Gluba.

Senator Murray offered amendment S—2255 filed by him and moved its adoption:

S—2255

- 1 Amend Senate File 1163, page 2 as follows:
- 2 1. Line 22, by striking the period after
- 3 the word "training" and inserting the following:
- 4 " , provided they do not duplicate programs
- 5 and services available from the universities under
- 6 the state board of regents and from the other
- 7 universities and four-year institutions of higher
- 8 education in Iowa."
- 9 2. Line 24, by striking the period after the
- 10 word "planning" and inserting the following:
- 11 " , provided they do not duplicate programs

12 and services available from the universities under
 13 the state board of regents and from the other
 14 universities and four-year institutions of higher
 15 education in Iowa."

Amendment S—2255 lost.

Senator Shaw offered amendment S—2353 by Senators Shaw, Gluba and Rabedeaux and moved its adoption:

S—2353

1 Amend Senate File 1163 as follows:
 2 Page 3, lines 34 and 35, by striking the words
 3 "which has a population exceeding one hundred twenty-
 4 five thousand persons" and inserting in lieu thereof
 5 the words "operating a juvenile home".
 6 2. Page 4, line 1, by striking the words "and at
 7 the expense of the county" and inserting in lieu thereof
 8 the words "in cooperation with and at the expense of
 9 the school districts of residence of the children
 10 residing in the home".

Amendment S—2353 was adopted.

Senator Murray offered amendment S—2254 filed by him and moved its adoption:

S—2254

1 Amend Senate File 1163, page 6, line 18, by
 2 striking the period and inserting the following:
 3 " , including the media centers at the state
 4 university of Iowa and Iowa state university."

Division was called for.

Amendment S—2254 lost.

Senator Doderer offered amendment S—2347 by Senators Doderer, DeKoster and McCartney:

S—2347

1 Amend Senate File 1163 as follows:
 2 1. Page 19, lines 9 and 10 by striking the words
 3 "*as an area education agency superintendent, or*" and
 4 inserting in lieu thereof the word "[, or]".
 5 2. Page 19, by adding the following after line 11:
 6 "*The area education agency superintendent's*
 7 *certificate shall be issued to an applicant who has*
 8 *met two of the four following requirements:*
 9 *a. Five years experience in higher education*
 10 *administration at a fully accredited two or four-*
 11 *year college, or university; or an earned doctorate*
 12 *in higher education administration.*
 13 *b. Five years experience in special education*
 14 *administration; or an earned doctorate in special*
 15 *education or any subspecialty thereof.*

16 *c. Five years experience in primary or secondary*
 17 *school education; or an earned doctorate in educa-*
 18 *tional administration for the primary or secondary*
 19 *level; and five years teaching experience at any*
 20 *educational level.*

21 *d. Five years experience in business or other*
 22 *nonacademic career pursuit; or an earned doctorate in*
 23 *public administration or business administration.*

24 *No person shall be issued a temporary or emer-*
 25 *gency certificate for more than one year; and no*

Page 2

1 *education agency shall employ uncertificated superin-*
 2 *tendents, or employ temporary or emergency certificated*
 3 *superintendents for more than two consecutive years.*

4 *The provisions of this subsection relating to*
 5 *the certification of an area education agency super-*
 6 *intendent shall not apply to persons holding a*
 7 *superintendent's certificate prior to the effective*
 8 *date of this Act.*

Senator Doderer offered amendment S—2356 to amendment S—2347 and moved its adoption:

S—2356

1 Amend the Doderer, et al., amendment S—2347,
 2 to Senate File 1163, as follows:

3 1. Page 1, by striking line 8 and inserting
 4 in lieu thereof the following: "*met either of the*
 5 *requirements in two of the four following*
 6 *paragraphs:*".

Amendment S—2356 to amendment S—2347 was adopted.

On motion of Senator Doderer, amendment S—2347 as amended was adopted.

Senator Shaw offered amendment S—2352 by Senators Shaw, Gluba and Rabedaux and moved its adoption:

S—2352

1 Amend Senate File 1163 as follows:

2 1. Page 46, line 32, by inserting after the word
 3 "disabilities" the words "or who are chronically
 4 disruptive".

5 2. Page 47, by inserting after the period in line
 6 31 the following: "For those children who cannot
 7 adapt to the regular educational or home living con-
 8 ditions, the area education agency may provide
 9 residential and detention facilities in which to
 10 administer special education programs and services."

11 3. Page 53, line 6, by inserting after the word
 12 "handicaps" the words ", or who are chronically
 13 disruptive,".

Amendment S—2352 was adopted.

Senator Shaw offered amendment S—2357 by Senators Shaw, Gluba and Rabedaux and moved its adoption:

S—2357

- 1 Amend Senate File 1163 as follows:
- 2 1. Page 48, line 15, by inserting after the word
- 3 "education" the words "*or home study services*".
- 4 2. Page 48, line 15, by striking the word "and"
- 5 and inserting in lieu thereof the words "[and], *nursing*".
- 6 3. Page 48, line 15, by inserting after the word
- 7 "convalescent" the words "*and juvenile*".

Amendment S—2357 was adopted.

Senator Griffin offered amendment S—2314 filed by him and moved its adoption:

S—2314

- 1 Amend Senate File 1163 as follows:
- 2 1. Page 72, by striking lines 32 through 34 and
- 3 inserting in lieu thereof the following:
- 4 "[tuted] *one representative from the board of*
- 5 *directors of each high school district of the*
- 6 *county, who is a resident of the county, said*
- 7 *board of directors appointing said representative*
- 8 *for a one year term and notifying the clerk of*
- 9 *the conference board as to their representative,*
- 10 *and members of the board of super-*".
- 11 2. Page 73, by striking lines 10 and 11 and
- 12 inserting in lieu thereof the following:
- 13 "*education or one representative from the board*
- 14 *of directors of each high school district of*
- 15 *the county shall constitute one voting unit, the*".

Amendment S—2314 was adopted.

Senator DeKoster offered amendment S—2345:

S—2345

- 1 Amend Senate File 1163 as follows:
- 2 1. Page 74, lines 27 and 28, by striking the words
- 3 "*media services, and other services*".
- 4 2. Page 74, lines 29 and 30, by striking the words
- 5 and figures "*subsections four (4), five (5) and six*
- 6 *(6)*" and inserting in lieu thereof the words and figure
- 7 "*subsection four (4)*".

QUORUM CALL

Senator Rodgers requested a quorum call to determine that a quorum was present.

Present, 47:

Andersen	Hansen	Miller of	Riley
Bergman	Heying	Marshall	Rodgers
Blouin	Hill	Milligan	Schaben
Briles	Hultman	Murray	Schwengels
Burroughs	Junkins	Nystrom	Scott
Coleman	Kelly	Orr	Shaff
Curtis	Kennedy	Palmer	Shaw
DeKoster	Kinley	Plymat	Taylor
Doderer	Lamborn	Potter	Tieden
Gallagher	McCartney	Priebe	Van Gilst
Glenn	Miller of	Rabedeaux	Willits
Gluba	Des Moines	Ramsey	Winkelman
Griffin			

Absent, 3:

Nolin	Robinson	Schwieger
-------	----------	-----------

Roll call revealed a quorum present.

President Neu took the chair at 5:50 p.m.

Senator DeKoster moved the adoption of amendment S—2345.

Roll call was requested.

On the question "Shall amendment S—2345 be adopted?" (S.F. 1163) the vote was:

Ayes, 18:

Bergman	Hansen	Milligan	Riley
Burroughs	Kelly	Murray	Schwengels
Curtis	Lamborn	Nystrom	Shaff
DeKoster	Miller of	Plymat	Shaw
Griffin	Marshall	Ramsey	

Nays, 29:

Andersen	Heying	Miller of	Rodgers
Blouin	Hill	Des Moines	Schaben
Briles	Hultman	Orr	Scott
Coleman	Junkins	Palmer	Tieden
Doderer	Kennedy	Potter	Van Gilst
Gallagher	Kinley	Priebe	Willits
Glenn	McCartney	Rabedeaux	Winkelman
Gluba		Robinson	

Absent or not voting, 3:

Nolin	Schwieger	Taylor
-------	-----------	--------

Amendment S—2345 lost.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

Senate File 1163

The Senate resumed consideration of Senate File 1163.

Senator McCartney moved to reconsider the vote by which amendment S—2345 failed to be adopted by the Senate.

Roll call was requested.

On the question "Shall the motion to reconsider amendment S—2345 be adopted?" (S.F. 1163) the vote was:

Ayes, 27:

Andersen	Hansen	Milligan	Riley
Bergman	Hultman	Murray	Schwengels
Briles	Kelly	Nystrom	Shaff
Burroughs	Lamborn	Plymat	Shaw
Curtis	McCartney	Potter	Taylor
DeKoster	Miller of	Rabedeaux	Tieden
Griffin	Marshall	Ramsey	Winkelman

Nays, 20:

Blouin	Heying	Miller of	Rodgers
Coleman	Hill	Des Moines	Schaben
Doderer	Junkins	Orr	Scott
Gallagher	Kennedy	Palmer	Van Gilst
Glenn	Kinley	Robinson	Willits
Gluba			

Absent or not voting, 3:

Nolin	Priebe	Schwieger
-------	--------	-----------

The motion prevailed and amendment S—2345 was taken up for reconsideration.

Senator DeKoster moved the adoption of amendment S—2345.

Roll call was requested.

On the question "Shall amendment S—2345 be adopted?" (S.F. 1163) the vote was:

Ayes, 28:

Andersen	Hansen	Milligan	Riley
Bergman	Hultman	Murray	Schwengels
Briles	Kelly	Nystrom	Shaff
Burroughs	Lamborn	Plymat	Shaw
Curtis	McCartney	Potter	Taylor
DeKoster	Miller of	Rabedeaux	Tieden
Doderer	Marshall	Ramsey	Winkelman
Griffin			

Nays, 20:

Blouin	Hill	Orr	Schaben
Coleman	Junkins	Palmer	Scott
Gallagher	Kennedy	Priebe	Van Gilst
Glenn	Kinley	Robinson	Willits
Gluba	Miller of	Rodgers	
Heying	Des Moines		

Absent or not voting, 2:

Nolin	Schwieger
-------	-----------

Amendment S—2345 was adopted.

Senator DeKoster offered amendment S—2358 and moved its adoption:

S—2358

1 Amend Senate File 1163 as follows:

2 1. Page 73, insert after line 18 the following:

3 Sec. Section four hundred forty-two point one
4 (442.1), Code 1973, as amended by Acts of the Sixty-
5 fifth General Assembly, 1973 Session, chapter two hundred
6 fifty-eight (258), section one (1), is amended to read
7 as follows:

8 442.1 STATE SCHOOL FOUNDATION PROGRAM. This chap-
9 ter establishes a state school foundation program. For
10 each school year, each school district in the state is
11 entitled to receive state school foundation aid, which
12 shall be an amount per pupil equal to the difference
13 between the amount per pupil of foundation property
14 tax in the district, and the state foundation base or
15 the district cost per pupil, whichever is less. How-
16 ever, for the school years beginning July 1, 1973, and
17 July 1, 1974, only, if the amount so determined for any
18 district is less than two hundred dollars per pupil,
19 the district is entitled to receive not less than two
20 hundred dollars per pupil except when a district's total
21 general fund millage rate is reduced to ninety percent
22 or less of the district's total general fund millage
23 rate for the school year beginning July 1, 1970. How-
24 ever, if this computation is made for the school years
25 beginning July 1, 1975, and July 1, 1976, the general

Page 2

1 *fund levy for each district for the school year which*
2 *began July 1, 1970, shall be determined by including*
3 *the levy certified by the county school system or joint*
4 *county system in which the district was located, for*
5 *the school year which began July 1, 1970. In this case*
6 *the district is entitled to receive only that portion*
7 *of the two hundred dollars per pupil necessary to retain*
8 *that ten percent reduction. In making computations and*
9 *payments under this chapter, the state comptroller shall*
10 *round amounts to the nearest whole dollar.*

11 2. Page 75, insert after line 24 the following:

12 Sec. Section four hundred forty-two point ten
13 (442.10), Code 1973, as amended by Acts of the Sixty-
14 fifth General Assembly, 1973 Session, chapter two hundred
15 fifty-eight (258), section nine (9), is amended to read
16 as follows:

17 442.10 MAXIMUM MILLAGE LEVY. For the purpose of
18 determining the maximum millage levy for the general
19 fund in a school district, the state comptroller shall
20 determine the sum of the foundation property tax levy
21 and the additional property tax levy, in mills. When
22 this total millage levy exceeds the district general

23 fund levy in mills for the school year which began July
 24 1, 1970, he shall adjust the district general fund
 25 millage levy to a rate equal to the millage levy for the

Page 3

1 school year beginning July 1, 1970, except that excess
 2 millage authorized by the school budget review committee,
 3 as provided in section 442.13, subsection eight (8),
 4 may be added to that rate. *However, in making this*
 5 *adjustment for the school years beginning July 1, 1975,*
 6 *and July 1, 1976, the general fund levy for each district*
 7 *for the school year which began July 1, 1970, shall be*
 8 *determined by including the levy certified by the county*
 9 *school system or joint county system in which the*
 10 *district was located, for the school year which began*
 11 *July 1, 1970.*

12 3. Renumber remaining sections and correct internal
 13 references in accordance with this amendment.

Amendment S—2358 was adopted.

Senator Hansen offered amendment S—2344 and moved its adoption:

S—2344

1 Amend Senate File 1163, page 74, line 30, by
 2 striking the word "such" and inserting in lieu thereof
 3 the word "each".

Amendment S—2344 was adopted.

Senator Hansen offered amendment S—2271 filed by him:

S—2271

1 Amend Senate File 1163 as follows:
 2 1. Page 76, by inserting after line 31 the follow-
 3 ing section:
 4 Sec. Acts of the Sixty-fifth General Assembly,
 5 1973 Session, chapter one hundred thirty-six (136),
 6 section eleven (11), is amended to read as follows:
 7 Sec. 11. Chapter thirty-nine (39), Code 1973, is
 8 amended by adding the following new section:
 9 NEW SECTION. SCHOOL OFFICERS. Members of [county
 10 boards of education,] boards of directors of community
 11 and independent school districts, and boards of directors
 12 of [merged areas] *area education agencies* shall be elected
 13 at the school election. Their respective terms of office
 14 shall be three years, except as otherwise provided by
 15 section two hundred eighty A point twelve (280A.12) of
 16 the Code.
 17 2. Page 78, lines 16 and 17, by striking the words
 18 "sections twelve (12) through one hundred thirty (130)"
 19 and inserting in lieu thereof the words "the remaining
 20 sections".

Senator Hansen offered amendment S—2348 to amendment S—2271 and moved its adoption:

S—2348

- 1 Amend the Hansen amendment S—2271 to Senate
- 2 File 1163 as follows by inserting in line 11 before
- 3 the word “board” the words “*elective members of*”.

Amendment S—2348 to amendment S—2271 was adopted.

On motion of Senator Hansen, amendment S—2271 as amended was adopted.

Senator Willits withdrew amendment S—2274 filed by him on February 27, 1974, and found on page 565 of the Senate Journal.

Senator Murray offered amendment S—2366 by Senators Murray, et al.:

S—2366

- 1 Amend Senate File 1163 as follows:
- 2 1. Page 2, line 22 by inserting after the word
- 3 “training” the words “, provided they do not duplicate
- 4 programs and services available in that area from the
- 5 universities under the state board of regents and from
- 6 other universities and four-year institutions of
- 7 higher education in Iowa”.
- 8 2. Page 2, line 24 by inserting after the word
- 9 “planning” the words “, provided they do not dupli-
- 10 cate programs and services available in that area
- 11 from the universities under the state board of re-
- 12 gents and from other universities and four-year
- 13 institutions of higher education in Iowa”.

Senator Kennedy raised the point of order that amendment S—2366 contained the same subject matter already considered and rejected by the Senate.

The Chair ruled the point not well taken and amendment S—2366 in order.

Senator Junkins offered amendment S—2368 to amendment S—2366 and moved its adoption:

S—2368

- 1 Amend the Murray, et al., amendment S—2366 to
- 2 Senate File 1163 as follows:
- 3 1. Line 3, by inserting after the word “provided”
- 4 the words “at the time programs and services are
- 5 established”.
- 6 2. Line 9, by inserting after the word “provided”
- 7 the words “at the time programs and services are
- 8 established”.

Amendment S—2368 to amendment S—2366 was adopted.

Senator Murray moved the adoption of amendment S—2366 as amended.

The Chair called for a division.

Amendment S—2366 as amended was adopted.

Senator Hansen moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1163) the vote was:

Ayes, 41:

Andersen	Griffin	Milligan	Robinson
Bergman	Hansen	Murray	Schaben
Briles	Heying	Orr	Schwengels
Burroughs	Hultman	Palmer	Scott
Coleman	Junkins	Plymat	Shaff
Curtis	Kelly	Potter	Shaw
DeKoster	Kinley	Priebe	Taylor
Doderer	Lamborn	Rabedeaux	Tieden
Gallagher	McCartney	Ramsey	Van Gilst
Glenn	Miller of	Riley	Willits
Gluba	Marshall		

Nays, 7:

Blouin	Miller of	Nystrom	Winkelman
Hill	Des Moines	Rodgers	
Kennedy			

Absent or not voting, 2:

Nolin	Schwieger
-------	-----------

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

INTRODUCTION OF BILLS

Senate Joint Resolution 1006, by Senator Gluba, a joint resolution proposing an amendment to the Constitution of the State of Iowa to entitle a person convicted of any infamous crime the privilege of an elector.

Read first time and **passed on file**.

Senate File 1272, by committee on ways and means, a bill for an act relating to valuation of property and property tax limitations by changing assessed and taxable value of property to one hundred percent of actual value, changing general property tax levies computed in mills to tax levies computed in dollars and cents per thousand dollars of assessed value, and making coordinating amendments.

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

Senate File 1273, by Senator Gluba (Cusack), a bill for an act

relating to the issuance of environmental impact statements by private and public agencies.

Read first time and passed on file.

REPORT OF INVESTIGATING COMMITTEE

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of James F. Mulqueen of Council Bluffs, Pottawattamie County, Iowa, for appointment as a member of the Iowa Beer and Liquor Control Council pursuant to Sections 123.5 and 123.6 of the 1973 Code of Iowa, for the term ending December 31, 1978, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

JAMES W. GRIFFIN, SR., Chairman
 JAMES V. GALLAGHER
 CALVIN O. HULTMAN

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S. F. 1252 State government
- S. F. 1253 Commerce
- S. F. 1254 Human resources
- S. F. 1255 State government
- S. F. 1256 Human resources
- S. F. 1257 State government
- S. F. 1258 County government
- S. F. 1259 State government
- S. F. 1260 Judiciary
- S. F. 1261 State government
- S. F. 1262 Commerce
- S. F. 1266 State government
- S. F. 1268 Judiciary

COMMUNICATION

The following communication was filed with the Secretary of the Senate:

March 6, 1974

Mr. Ralph R. Brown
 Secretary of Senate
 State House
 Local

Dear Mr. Brown:

There are transmitted herewith claims against the State of Iowa, to be filed with the Claims Committee of the Senate.

These include three claims of a general nature. This supplements our filing on January 15, 1974 to include these three claims of the same nature as claim numbers 1002-65-25; 1003-65-25 and 1004-65-25 in the original filing.

Index is attached showing number of claim, name and address of claimant, amount of claim and amount approved.

Very truly yours,
MAURICE E. BARINGER
Chairman, State Appeal Board

Receipt of the above is hereby acknowledged.

RALPH R. BROWN, Secretary of the Senate

OFFICE
STATE COMPTROLLER

Claim No.	Nature of Claim Name of Claimant	Amt. of Claim	Amt. Approved
135-66-25	Dorothy Armstrong 1200 W. Cedar St. Cherokee, Iowa 51012 Merit Pay Increase	\$275.00	Denied
136-66-25	Phyllis E. Agnitsch 334 E. Main St. Cherokee, Iowa 51012 Merit Pay Increase	\$303.00	Denied
137-66-25	Lois C. Bradstreet 257 E. Maple St. Cherokee, Iowa 51012 Merit Pay Increase	\$287.50	Denied

EXPLANATION OF VOTE

MR. PRESIDENT: I was out of the Senate chamber attending a meeting on March 6, 1974, when the vote was taken on House File 1121. Had I been present I would have voted "Aye" on the bill.

BART SCHWIEGER

REPORTS OF COMMITTEES

Senator Griffin submitted the following report:

MR. PRESIDENT: Your committee on cities and towns to which was referred **Senate File 1161**, a bill for an act relating to municipal cable television, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JAMES W. GRIFFIN, SR., Chairman

Ordered passed on file.

Senator McCartney submitted the following report:

MR. PRESIDENT: Your committee on commerce to which was referred **House File 1091**, a bill for an act relating to motor vehicle registration

reciprocity, begs leave to report it has had the same under consideration and recommends the same **do pass**.

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

Senator Murray submitted the following reports:

MR. PRESIDENT: Your committee on human resources to which was referred **House File 416**, a bill for an act relating to the internship requirements of physicians and surgeons and osteopathic physicians and surgeons, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JOHN S. MURRAY, Ranking member

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on human resources to which was referred **House File 489**, a bill for an act relating to the testing for sickle cell anemia and providing a penalty, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

S—2364

1 Amend House File 489, as amended and passed by the
 2 House, by striking everything after the enacting
 3 clause and inserting in lieu thereof the following:
 4 Section 1. *NEW SECTION. DEFINITIONS. As used*
 5 in this Act, unless the context otherwise requires:
 6 1. "Commissioner" means the commissioner of
 7 public health.
 8 2. "Sickle cell anemia" means the disease
 9 commonly referred to by that name.
 10 3. "Sickle cell trait" means the presence in
 11 an individual of the recessive gene which creates
 12 the possibility that the children of the individual,
 13 if the other parent also has sickle cell trait, may
 14 be afflicted with sickle cell anemia.
 15 Sec. 2. *NEW SECTION. BLOOD TEST AVAILABLE.*
 16 The commissioner shall provide for a program that
 17 gives every child who is determined to be susceptible
 18 to sickle cell anemia or sickle cell trait an oppor-
 19 tunity to be tested for the disease. The commis-
 20 sioner shall determine by rule those children who
 21 are susceptible to sickle cell anemia or sickle cell
 22 trait for the purposes of this Act. All state,
 23 district, county and city health agencies shall
 24 cooperate and participate in the implementation of
 25 this section, and the commissioner shall promulgate

Page 2

1 rules providing for education, testing and counseling
 2 with regard to sickle cell anemia and sickle cell
 3 trait. No individual shall be discriminated against
 4 in any way because of either taking or refusing to

5 take a test under this section.

6 Sec. 3. *NEW SECTION. SCHOOL PROGRAMS.*

7 The board of directors of a school corporation in
8 this state shall make available on a voluntary basis
9 sickle cell trait and sickle cell anemia education
10 and counseling for all elementary and secondary
11 students. This program shall be made avail-
12 able, as far as practicable, to the general public.
13 The cost of providing this service shall not be the
14 responsibility of the school corporation except
15 insofar as the services are provided by school
16 corporation employees in the course of their usual
17 duties.

18 Sec. 4. *NEW SECTION. PREMARITAL TEST.*

19 Each applicant for a marriage license who has been
20 determined to be susceptible to sickle cell trait
21 shall have an opportunity to have their blood test,
22 taken under section five hundred ninety-six point one
23 (596.1) of the Code, analyzed for the purpose of
24 ascertaining the existence of the trait. The com-
25 missioner shall promulgate rules to provide a method

Page 3

1 of implementing this section. No applicant shall in
2 any way be denied a marriage license or discriminated
3 against in any way because of either the results of
4 the test done under this section or the refusal to
5 take the test.

6 Sec. 5. *NEW SECTION. CONFIDENTIAL INFORMATION.*

7 All information obtained through the administration
8 of this Act, including all test results, medical
9 records and other information regarding screening,
10 counseling or treatment of any person treated, shall
11 be held in strict confidentiality, except for (a)
12 such information as the patient or his guardian
13 consents to be released, or in the case of a minor,
14 the parent or guardian, or (b) such statistical
15 data compiled without reference to the identity
16 of any patient.

17 Sec. 6. *NEW SECTION. PENALTY.* A person who
18 violates the confidentiality provision of this Act
19 shall be guilty of a misdemeanor and shall, upon
20 conviction, be punished by a fine of not more than
21 one hundred (100) dollars.

JOHN S. MURRAY, Ranking Member

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on human resources to which was referred **House File 1176**, a bill for an act to permit licensure of health care facilities under chapter one hundred thirty-five C of the Code on the basis of a conditional certificate of compliance with fire hazard and fire safety rules, regulations and standards, in certain circumstances, begs leave to

report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

S—2363

- 1 Amend House File 1176 as follows:
- 2 1. Page 2, line 2, by inserting after the first
- 3 word "*compliance*" the words "*for a period of one*
- 4 *year*".

JOHN S. MURRAY, Ranking member

Ordered passed on file.

AMENDMENTS FILED

S—2362

- 1 Amend Senate File 1104 as follows:
- 2 1. Page 2, by inserting the following section after
- 3 line 9:
- 4 Sec. There is appropriated from the
- 5 general fund of the state to the state conservation
- 6 commission the sum of three hundred thousand (300,000)
- 7 dollars, or so much thereof as may be necessary, to
- 8 be used for acquiring land, design and engineering
- 9 services, preparation of construction plans, reloca-
- 10 tion of roads and utility facilities, construction of
- 11 a dam, and construction and development of other fac-
- 12 ilities necessary to bring the Turkey River Little
- 13 Lake of the Woods Recreational Area project to com-
- 14 pletion so as to permit its being opened for use by
- 15 the public as a state park and lake facility.
- 16 2. Page 1, line 2 by inserting after the word "pro-
- 17 ject" the words "and for land acquisition for the
- 18 Turkey River Little Lake of the Woods Recreational
- 19 Area project".
- 20 3. By renumbering sections to conform with this
- 21 amendment.

RALPH F. McCARTNEY

S—2365

- 1 Amend Senate File 1155 as follows:
- 2 1. Page 3, line 18 by inserting the following after
- 3 the word "offices": " , except as provided for in the
- 4 criminal justice fund".
- 5 2. Page 3, by striking lines 19 through 22, inclusive.
- 6 3. Page 3, lines 31 and 32 by striking the words
- 7 " , crime, controlled substances, pollution control,
- 8 and prisoner board and care" and inserting in lieu
- 9 thereof the words "and pollution control".
- 10 4. Page 6, by adding the following after line 10:
- 11 "6. The criminal justice fund shall not be
- 12 limited by mills or factors specified in section
- 13 five (5) of this Act and shall consist of all revenue
- 14 received from taxes and other sources for particular
- 15 use in the courts and law enforcement including, but
- 16 not limited to, the following:
- 17 a. Expenses for salaries, support, equipment

18 and supplies for the office of clerk of court, the
19 district court, and the sheriff's department.

20 b. Expenses for the general operation of the
21 district court of the county including salaries and
22 support of the clerks, bailiffs, and other employees
23 of the court and the maintenance, equipment, and
24 supplies of the district court.

25 c. Expenses related to public safety including

Page 2

1 crime, controlled substances, and prisoner board and
2 care.

3 d. Expenses relating to benefits provided to
4 personnel of the district court, clerk's office, and
5 sheriff's department which are provided in chapters
6 ninety-seven B (97B) and ninety-seven C (97C) of the
7 Code."

8 5. Page 27, line 16 by striking the word "general"
9 and inserting in lieu thereof the words "[general]
10 *criminal justice*".

11 6. Page 44, line 23 by striking the word "*general*"
12 and inserting in lieu thereof the words "*criminal*
13 *justice*".

14 7. Page 45, line 4 by striking the word "general"
15 and inserting in lieu thereof the words "[general]
16 *criminal justice*".

17 8. Page 45, line 30 by striking the word "*general*"
18 and inserting in lieu thereof the words "*criminal*
19 *justice*".

20 9. Page 54, by adding the following after line 21:
21 "7. For the criminal justice fund:

22 a. A levy on the dollar of assessed value of
23 all taxable property in the county for operation of
24 the courts and sheriff's department as provided by
25 law."

Page 3

1 10. Page 54, by striking lines 32 through 35, and
2 page 55, by striking lines 1 and 2.

3 11. By renumbering sections and correcting internal
4 references as necessary to conform with this amend-
5 ment.

TOM RILEY

S—2361

1 Amend Senate File 1267, as follows:

2 1. Page 3, by adding the following section
3 after line 27:

4 Sec. *NEW SECTION*. The treasurer of state
5 and the state comptroller shall examine the
6 feasibility of providing sick leave compensation
7 through a comprehensive insurance program contracted
8 through any insurance company licensed to do
9 business in the state of Iowa and make a report
10 back to the general assembly by March 1, 1975.

11 2. By renumbering sections to conform with

12 this amendment.

WILLIAM D. PALMER
RALPH W. POTTER
EUGENE M. HILL
FORREST V. SCHWENGELS
JOAN ORR
JAMES W. GRIFFIN, SR.
BASS VAN GILST
WILLIAM N. PLYMAT
NORMAN RODGERS
GEORGE R. KINLEY

S—2360

1 Amend House File 664, as amended and passed by the
2 House as follows:
3 1. Page 1, line 9, by striking the words "to roof
4 line above finish grade at building" and inserting
5 in lieu thereof "above grade".
6 2. Page 1, lines 10 and 11, by striking the words
7 "complete, automatic fire extinguishing system,"
8 and inserting in lieu thereof the following:
9 "automatic fire extinguishing system and standpipe
10 system."
11 3. Page 2, by inserting after line 1 the following:
12 "The requirements of this section shall not apply
13 to the following:
14 1. Any noncombustible elevator storage structure.
15 2. Any combustible elevator storage structure
16 that is equipped with an approved dry-pipe, non-
17 automatic sprinkler and automatic alarm system.
18 3. Buildings in existence or under construction
19 on the effective date of this Act. However, if
20 subsequent to the effective date of this Act any
21 building is enlarged or altered beyond the height
22 limitations applicable to new buildings, such
23 building in its entirety shall be subject to all
24 the provisions of this Act.
25 Approval of plans and installed systems shall be

Page 2

1 by the state fire marshal, his designee, or local
2 authorities having jurisdiction. Except where local
3 fire protection regulations are more stringent, the
4 provisions of this section shall be applicable to all
5 buildings, whether privately or publicly owned. The
6 definition of terms shall be in conformity, insofar as
7 possible, with definitions found in the state building
8 code."

RALPH W. POTTER
WILLIAM N. PLYMAT
FORREST V. SCHWENGELS

On motion of Senator Lamborn, the Senate adjourned until
8:30 a.m., Friday, March 8, 1974.

JOURNAL OF THE SENATE

FIFTY-FOURTH DAY

SENATE CHAMBER
DES MOINES, IOWA, FRIDAY, MARCH 8, 1974

The Senate met in regular session, Senator Kinley presiding.

Prayer was offered by the Reverend Glen Lamb, pastor of the First United Methodist Church, Marion, Iowa.

The Journal of Thursday, March 7, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Don Green, Des Moines, Iowa.

PETITION

The following petition was presented and placed on file:

By Senator Shaff, from nine residents of Clinton County, opposing removal of the sales tax from food and prescription drugs.

CONSIDERATION OF BILLS

Senate File 1267

On motion of Senator Curtis, Senate File 1267, a bill for an act relating to a sickness and accident disability fund, was taken up for consideration.

Senator Palmer offered amendment S—2361 filed by Senators Palmer, Potter, et al., and moved its adoption:

S—2361

- 1 Amend Senate File 1267, as follows:
- 2 1. Page 3, by adding the following section
- 3 after line 27:
- 4 Sec. *NEW SECTION*. The treasurer of state
- 5 and the state comptroller shall examine the
- 6 feasibility of providing sick leave compensation
- 7 through a comprehensive insurance program contracted
- 8 through any insurance company licensed to do
- 9 business in the state of Iowa and make a report
- 10 back to the general assembly by March 1, 1975.
- 11 2. By renumbering sections to conform with
- 12 this amendment.

Amendment S—2361 was adopted.

Senator Curtis moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1267) the vote was:

Ayes, 48:

Andersen	Heying	Milligan	Robinson
Bergman	Hill	Murray	Rodgers
Blouin	Hultman	Nolin	Schaben
Briles	Junkins	Nystrom	Schwengels
Burroughs	Kelly	Orr	Scott
Curtis	Kennedy	Palmer	Shaff
DeKoster	Kinley	Plymat	Shaw
Doderer	Lamborn	Potter	Taylor
Gallagher	McCartney	Priebe	Tieden
Glenn	Miller of	Rabedeaux	Van Gilst
Gluba	Des Moines	Ramsey	Willits
Griffin	Miller of	Riley	Winkelman
Hansen	Marshall		

Nays, none.

Absent or not voting, 2:

Coleman Schwieger

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

Senate File 1192

On motion of Senator Bergman, Senate File 1192, a bill for an act relating to the dairy industry commission, with report of the committee on ways and means recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Gallagher offered amendment S—2370:

S—2370

- 1 Amend Senate File 1192, page 5, line 16 by striking
- 2 the words "one thousand".

Senator Orr moved that Senate File 1192 be rereferred to the committee on ways and means.

(Senate File 1192 and the Orr motion to rerefer to committee pending on adjournment.)

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President pro tempore Shaff presiding.

INTRODUCTION OF BILLS

Senate File 1274, by Senator Gluba, a bill for an act appropriating from the general fund of the state for the employment of two additional migrant labor camp inspectors by the state department of health and stipulating conditions of employment.

Read first time and **passed on file**.

Senate File 1275, by Senator Gluba, a bill for an act relating to state income tax deductions.

Read first time and **passed on file**.

Senate File 1276, by Senator Coleman, a bill for an act to provide registration plates to members of the Iowa national guard at one-half of the registration fee.

Read first time and **passed on file**.

Senate File 1277, by Senator Potter, a bill for an act to permit compensation of school board treasurers.

Read first time and **passed on file**.

Senate File 1278, by Senators Murray, Nystrom, Andersen, Miller of Des Moines, Briles, Hultman, Taylor, Schwengels, Heying, Tieden, Willits, Bergman, Griffin, Junkins, Van Gilst, Riley, Hansen, Schaben, Kennedy, Priebe, Rodgers, Kinley, Scott and Milligan (West, Hansen, Mendenhall, Doyle, McCormick, Bortell, Anderson, Butler, Crabb, De Jong, Junker, Norpel, Middleswart, Jesse, Connors, Carr, Drake, Welden, Rapp, Ferguson, Lippold, Logue, Newhard, Lipsky, Husak, Strothman and Menke), a bill for an act relating to the computation of net income for tax purposes by the subtraction or addition of amounts contributed or received under the Iowa public employees' retirement system.

Read first time and **passed on file**.

Senate File 1279, by committee on commerce (committee on commerce), a bill for an act relating to the definition of "security" and providing for the clarification and modification of certain exemptions under the Iowa securities law; relating to the registration requirements of those operating as dealers in securities, and to the licensing and examination fees payable by dealers and salesmen of securities, and increasing the amount of the surety bond to be obtained prior to being registered as a securities dealer; relating to the requirements of escrow agreements entered into under the Iowa securities law; relating to the public

disclosure of information required to be furnished the commissioner of insurance; and providing penalties.

Read first time and placed on calendar.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 1267 passed the Senate on March 8, 1974.

EUGENE M. HILL

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S.J.R. 1006 Judiciary
- S. F. 1270 State government
- S. F. 1271 Human and industrial relations
- S. F. 1273 Natural resources
- S. F. 1274 Appropriations
- S. F. 1275 Ways and means
- S. F. 1276 State government
- S. F. 1277 Schools
- S. F. 1278 Ways and means

EXPLANATION OF VOTES ON SENATE FILE 1163

Whenever I voted "present" on amendments to Senate File 1163, it was for the reason of conflict of interest set forth in detail on page 655 of the Senate Journal of Wednesday, March 6, 1974.

TOM RILEY

SUBCOMMITTEE ASSIGNMENTS

Senate File 1069 Commerce— Curtis, Chairman Taylor Glenn	Senate File 1215 State Government— Hill, Chairman Junkins Schwengels	Senate File 1219 State Government— Nolin, Chairman Winkelman Robinson
Senate File 1138 State Government— Murray, Chairman Schwieger Junkins	Senate File 1216 State Government— Nolin, Chairman Hansen Winkelman	Senate File 1220 State Government— Nystrom, Chairman Murray Glenn
Senate File 1212 State Government— Hill, Chairman Junkins Hansen	Senate File 1217 Judiciary— McCartney, Chairman Kelly Glenn	Senate File 1224 Judiciary— Glenn, Chairman Kennedy Shaw

Senate File 1226 Judiciary— Kennedy, Chairman Willits Kelly	Senate File 1239 Appropriations— State Department	House File 1177 Commerce— Hultman, Chairman Glenn Rabedeaux
Senate File 1230 Human Resources— Burroughs, Chairman Murray Miller of Des Moines	Senate File 1242 Human Resources— Andersen, Chairman Burroughs Coleman	House File 1188 State Government— Schwengels, Chairman Schwieger Hill
Senate File 1231 Appropriations— Human Resources	Senate File 1247 Human Resources— Burroughs, Chairman Andersen Coleman	House File 1220 Appropriations— State Department
Senate File 1232 Judiciary— Shaw, Chairman Glenn Coleman	Senate File 1248 Human Resources— Plymat, Chairman Andersen Miller	House File 1299 Appropriations— Transportation
Senate File 1238 Judiciary— Kelly, Chairman Ramsey Kinley	Senate Concurrent Resolution 104 Human Resources— Burroughs, Chairman Murray Miller of Des Moines	House File 1300 Appropriations— State Department
		House File 1304 Appropriations— Human Resources

REPORTS OF COMMITTEES

Senator Tieden submitted the following report:

MR. PRESIDENT: Your committee on agriculture to which was referred **Senate File 1080**, a bill for an act relating to the vocational youth organizational fund, begs leave to report it has had the same under consideration and recommends the same **do pass**.

DALE L. TIEDEN, Chairman

Ordered passed on file.

Senator DeKoster submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 1174**, a bill for an act to make an appropriation from the general fund of the state to the department of general services for capital improvements to the capitol building, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2373

- 1 Amend the Coleman amendment S—2338 to Senate File
- 2 1125 as follows:
- 3 1. Page 1, line 15, by striking the numeral "21"
- 4 and inserting in lieu thereof "20".
- 5 2. Page 1, by striking lines 18 through 25 and
- 6 page 2 by striking lines 1 through 12 and inserting

7 in lieu thereof the following:

8 "Code 1973, is amended by adding the following new
9 subsection:

10 *NEW SUBSECTION.* At all levels of the building
11 or facility which are accessible to individuals
12 with physical handicaps, facilities shall be
13 accessible to and functional for such individuals
14 in at least one public rest room for each sex."

C. JOSEPH COLEMAN
WILLIAM E. GLUBA

S—2384

1 Amend Senate File 1150 as follows:

2 1. Page 23, line 24, by inserting after the word
3 "firearm" the words "or if the defendant has any con-
4 federate aiding or abetting him in such robbery present
5 and so armed".

6 2. Page 24, by striking lines 13 through 18.

7 3. Page 25, by striking lines 14 through 24.

8 4. Page 26, line 11, by striking the words "C
9 felony" and inserting in lieu thereof the words "B
10 felony".

11 5. Page 29, line 4, by striking the words "class C
12 felony" and inserting in lieu thereof the words "class
13 B felony".

14 6. Page 29, line 11, by striking the words "class D
15 felony" and inserting in lieu thereof the words "class
16 C felony".

17 7. Page 29, line 13, by striking the words "theft
18 in" and by striking lines 14 and 15 and inserting in
19 lieu thereof the words "a class D felony".

20 8. Page 29, by striking lines 16 through 18 and in-
21 serting in lieu thereof the following:

22 "4. The theft of property not exceeding one hundred
23 dollars in value, but more than twenty dollars in value
24 is theft in the third degree. Theft in the third de-
25 gree is an aggravated misdemeanor."

Page 2

1 9. Page 29, by inserting after line 18 the follow-
2 ing:

3 "5. The theft of property not exceeding twenty
4 dollars in value is theft in the fourth degree. Theft
5 in the fourth degree is a simple misdemeanor."

6 10. Page 29, by striking lines 28 through 33.

7 11. Page 33, by striking lines 26 through 30.

8 12. By renumbering sections and subsections to
9 accord with this amendment.

RICHARD R. RAMSEY
WILLIAM P. WINKELMAN

S—2381

1 Amend Senate File 1150 as follows:

2 1. Page 42, line 14, by inserting after the word
3 "who" the word "maliciously".

WILLIAM P. WINKELMAN
RICHARD R. RAMSEY

S—2379

- 1 Amend Senate File 1150 as follows,
- 2 1. Page 46, by striking lines 6 and 7 and inserting
- 3 in lieu thereof the following:
- 4 6. Takes out of a ballot box, or permits to be so
- 5 taken out, any ballot deposited therein, except in the
- 6 manner prescribed by law.

WILLIAM P. WINKELMAN
RICHARD R. RAMSEY

S—2382

- 1 Amend Senate File 1150 as follows:
- 2 1. Page 46, by inserting after line 20 the following
- 3 new sections:
- 4 Sec. *NEW SECTION. DURESS TO PREVENT VOTING.*
- 5 A person who unlawfully and by force, or threats of
- 6 force, prevent or endeavor to prevent, an elector from
- 7 giving his vote at any public election commits an
- 8 aggravated misdemeanor.
- 9 Sec. *NEW SECTION. PROCURING VOTE BY DURESS.*
- 10 A person who procures, or endeavors to procure, the vote
- 11 of an elector, at any election, for or against any
- 12 candidate, by means of violence, threats of violence,
- 13 or by any means of duress commits an aggravated
- 14 misdemeanor.

WILLIAM P. WINKELMAN
RICHARD R. RAMSEY

S—2380

- 1 Amend Senate File 1150 as follows:
- 2 1. Page 52, line 10, by striking the word
- 3 "forcible".

RICHARD R. RAMSEY

S—2382

- 1 Amend Senate File 1150 as follows:
- 2 1. Page 56, line 12, by inserting after the "period"
- 3 the sentence "A person who persuades or arranges for a
- 4 person under the age of eighteen to become an inmate of
- 5 a brothel or to become a prostitute whether or not said
- 6 person under the age of eighteen years had previously
- 7 been engaged in prostitution commits a class C felony."

RICHARD R. RAMSEY

S—2385

- 1 Amend Senate File 1150 as follows:
- 2 1. Page 59, by striking lines 8 through 15 and
- 3 inserting in lieu thereof the following:
- 4 Section *NEW SECTION. DISTRIBUTING DANGEROUS*
- 5 *SUBSTANCES.* Any person, firm, company, or corporation,
- 6 either in person or by agent, who deposits any controlled
- 7 substance or any corrosive, caustic, poisonous or other
- 8 injurious substance, upon any porch, lawns, in any
- 9 vehicle or any place where such controlled or other
- 10 substances might be picked up by a child commits a
- 11 simple misdemeanor.

RICHARD R. RAMSEY

S—2372

- 1 Amend Senate File 1192 as follows:
- 2 Page 5, line 17, by striking the words "or, by motion
- 3 of the commission,".

WILLIAM D. PALMER

S—2377

- 1 Amend Senate File 1192, page 7, by adding the following
- 2 paragraph after line 27:
- 3 "Any excise tax adopted under this section shall,
- 4 notwithstanding the provisions of unnumbered paragraph
- 5 five (5) of this section, be submitted to a referendum
- 6 upon the petition of not less than five hundred pro-
- 7 ducers requesting that the excise tax be removed. The
- 8 procedures governing referendums provided for in this
- 9 section or by rule, except procedures relating to the
- 10 number of signatures on petitions, shall apply to any
- 11 referendum conducted pursuant to this paragraph."

JAMES V. GALLAGHER

S—2376

- 1 Amend Senate File 1264, as follows:
- 2 1. Page 34, line 12, by striking the word
- 3 "twelve" and inserting in lieu thereof the word
- 4 "nine".
- 5 2. Page 34, line 14, by striking the word
- 6 "twelve" and inserting in lieu thereof the word
- 7 "nine".
- 8 3. Page 34, line 17, by striking the word
- 9 "one" and inserting in lieu thereof the words
- 10 "three-fourths of one".
- 11 4. Page 34, line 26, by striking the word
- 12 "twelve" and inserting in lieu thereof the word
- 13 "nine".
- 14 5. Page 34, line 29, by striking the word
- 15 "one" and inserting in lieu thereof the words
- 16 "three-fourths of one".
- 17 6. Page 34, line 30, by striking the word
- 18 "twelve" and inserting in lieu thereof the
- 19 word "nine".

GENE W. GLENN

S—2371

- 1 Amend Senate File 1264 as follows:
- 2 1. Page 35, line 6, by striking the words
- 3 "Thirty-six" and inserting the word "Thirty".
- 4 2. Page 35, line 9, by striking the words
- 5 "Twenty-one" and inserting the word "Eighteen".
- 6 3. Page 35, line 12, by striking the word
- 7 "Fifteen" and inserting the word "Twelve".
- 8 4. Page 35, line 15, by striking the word
- 9 "Eighteen" and inserting the word "Twelve".

GENE W. GLENN

S—2375

- 1 Amend Senate File 1264, page 74, as follows:

- 2 1. Line 4, by striking the words "forty-five"
3 and inserting in lieu thereof the word "twelve".

GENE W. GLENN

S—2374

- 1 Amend the Shaw, et al., amendment S—2333 to page 25 of
2 Senate File 1264 as follows:
3 1. Page 1, line 12, by striking the words
4 "one-half" and inserting in lieu thereof the words
5 "one-quarter".
6 2. Page 2, line 21, by striking the words
7 "one-half" and inserting in lieu thereof the words
8 "one-quarter".

GENE W. GLENN

S—2369

- 1 Amend House File 1060 as amended and passed by the
2 House as follows:
3 1. Page 2, line 24, by inserting after the word
4 "center" the words " and to form agreements with the
5 board of supervisors of any additional county for that
6 county to join in supporting and receiving services
7 from or through the center".
8 2. Page 12, line 7, by striking the word "Be" and
9 inserting in lieu thereof the words "Unless it is
10 governed by a board of trustees elected or selected
11 under sections five (5) and six (6) of this Act, be".

JOHN S. MURRAY
RICHARD R. RAMSEY

S—2373

- 1 Amend House File 1067 as follows:
2 1. Page 1, line 17, by adding after the period the
3 following: "*If after being offered once at public
4 auction, such property is not sold, the board of
5 supervisors may dispose of the property by selling
6 it to a person or persons submitting sealed bids
7 to the board. Sale by bids may only be effected
8 thirty days after public notice of the proposed
9 sale of such property.*"

DALE L. TIEDEN

On motion of Senator Lamborn, the Senate adjourned until
10:00 a.m., Monday, March 11, 1974.

JOURNAL OF THE SENATE

FIFTY-SEVENTH DAY

SENATE CHAMBER
DES MOINES, IOWA, MONDAY, MARCH 11, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Robert Peters, pastor of the Lawton Community Presbyterian Church, Lawton, Iowa.

The Journal of Friday, March 8, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Roy Turner, Armstrong, Iowa.

DISTINGUISHED GUEST

President Neu presented the Honorable John C. Culver, United States Congressman from Iowa's Second Congressional District, who addressed the Senate briefly.

PRESENTATION OF VISITORS

Senator Andersen rose on a point of personal privilege to present the Honorable Alden J. Erskine, former member of the Senate from Woodbury County.

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

Thirty-three students from the Dow City High School, Dow City, Iowa, accompanied by Mr. Ray and Mrs. Malone. Senator Schaben.

PETITION

The following petition was presented and placed on file:

By Senator Gallagher, from two hundred fifty-four residents of Black Hawk and adjoining counties, opposing Senate File 1023,

which would require that vehicles transporting aggregate shall be covered to prevent spillage.

INTRODUCTION OF BILLS

Senate File 1280, by committee on appropriations, a bill for an act relating to the salary rate of the director of the Iowa state arts council.

Read first time and placed on calendar.

Senate File 1281, by committee on appropriations, a bill for an act relating to the salary rate of the state librarian.

Read first time and placed on calendar.

Senate File 1282, by committee on appropriations, a bill for an act relating to the salary rate of the court administrator of the supreme court.

Read first time and placed on calendar.

Senate File 1283, by committee on appropriations, a bill for an act relating to the salary rate of the state geologist.

Read first time and placed on calendar.

Senate File 1284, by committee on appropriations, a bill for an act relating to funding for an adjustment to the merit system and executive council exempt pay plans and other exempt positions included in the state comptroller's centralized payroll system.

Read first time and placed on calendar.

MOTION TO RECONSIDER WITHDRAWN

Senator Hill withdrew the motion to reconsider the vote by which **Senate File 1267**, a bill for an act relating to a sickness and accident disability fund, passed the Senate, filed by him on March 8, 1974.

MOTION TO RECONSIDER ADOPTED

Senate File 1125

Senator Coleman called up the following motion to reconsider filed by him on February 19, 1974, and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which **Senate File 1125** passed the Senate.

On the question "Shall the motion to reconsider be adopted?" (S.F. 1125) the vote was:

Ayes, 35:

Andersen	Hansen	Nolin	Schaben
Bergman	Heying	Nystrom	Schwengels
Briles	Hill	Orr	Schwieger
Burroughs	Hultman	Palmer	Shaff
Coleman	Junkins	Potter	Tieden
Doderer	Lamborn	Ramsey	Van Gilst
Gallagher	Miller of	Riley	Willits
Glenn	Des Moines	Robinson	Winkelman
Gluba	Miller of	Rodgers	
Griffin	Marshall		

Nays, 8:

Blouin	Kelly	Priebe	Shaw
Curtis	Kennedy	Rabedeaux	Taylor

Absent or not voting, 7:

DeKoster	McCartney	Murray	Scott
Kinley	Milligan	Plymat	

The motion prevailed.

Senator Coleman moved to reconsider the vote by which Senate File 1125 went to its last reading, which motion prevailed.

On motion of Senator Coleman, Senate File 1125, a bill for an act relating to the construction of private and public buildings and facilities which are intended for use by the general public, was taken up for reconsideration.

Senator Coleman offered amendment S—2338 filed by him:

S—2338

- 1 Amend Senate File 1125 as follows:
- 2 1. Page 2, line 15, by inserting after the word
- 3 "public" the following: "*The specific*
- 4 *occupancies and extent of accessibility shall be*
- 5 *in accordance with the conforming standards set*
- 6 *forth in section one hundred four A point six*
- 7 *(104A.6) of the Code. Notwithstanding the stan-*
- 8 *dards set forth in section one hundred four A*
- 9 *point six (104A.6) of the Code all apartment*
- 10 *buildings of four or more units shall meet the*
- 11 *requirements of this chapter for the apartments*
- 12 *closest to grade level."*
- 13 2. Page 2, line 17, by striking the word
- 14 "*including*" and by striking all of line 18.
- 15 3. Page 2, by striking lines 21 through 28,
- 16 inclusive and inserting in lieu thereof the follow-
- 17 ing:

18 "NEW SUBSECTION. In each public rest room, at
 19 levels which are accessible to the physically
 20 handicapped shall be provided to at least one
 21 water closet in each public toilet or bathroom
 22 by providing doors, openings and passageway at
 23 least thirty-two inches wide leading to such
 24 water closet, and by providing a clear space in
 25 front of such water closet of not less than thirty-

Page 2

1 two inches wide by thirty-two inches deep, and
 2 unobstructed by door swing, grab bars or other pro-
 3 jections. Grab bars shall be provided within easy
 4 reach (within approximately eighteen inches) of
 5 such water closet at the side and back, or on
 6 each side of the compartment.
 7 *NEW SUBSECTION.* At levels which are accessible
 8 to the physically handicapped where there are
 9 drinking fountains and public telephones, at
 10 least one drinking fountain and one public telephone
 11 shall be supplied at such height to be accessible
 12 to the handicapped."

Senator Coleman offered amendment S—2378 to amendment S—2338 filed by Senators Coleman and Gluba and moved its adoption:

S—2378

1 Amend the Coleman amendment S—2338 to Senate File
 2 1125 as follows:
 3 1. Page 1, line 15, by striking the numeral "21"
 4 and inserting in lieu thereof "20".
 5 2. Page 1, by striking lines 18 through 25 and
 6 page 2 by striking lines 1 through 12 and inserting
 7 in lieu thereof the following:
 8 "Code 1973, is amended by adding the following new
 9 subsection:
 10 *NEW SUBSECTION.* At all levels of the building
 11 or facility which are accessible to individuals
 12 with physical handicaps, facilities shall be
 13 accessible to and functional for such individuals
 14 in at least one public rest room for each sex."

Amendment S—2378 to amendment S—2338 was adopted.

On motion of Senator Coleman, amendment S—2338 as amended was adopted.

Senator Willits moved to reconsider the vote by which amendment S—2338 as amended was adopted by the Senate.

Senator Coleman asked and received unanimous consent that further action on Senate File 1125 be temporarily deferred.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate File 1075.

DALE L. TIEDEN
Chairman, Senate Committee
CHARLES F. STROTHMAN
Chairman, House Committee

Report adopted.

BILL SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bill: Senate File 1075.

BILL SENT TO THE GOVERNOR

Senator Tieden, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 11th day of March, 1974, sent to the Governor for his approval: Senate File 1075.

DALE L. TIEDEN, Chairman

Passed on file.

Senator Priebe took the chair at 10:42 a.m.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 453.

House File 453

On motion of Senator Miller of Des Moines, House File 453, a bill for an act relating to the administration of small estates, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Gluba offered amendment S—2224 filed by Senators Gluba and Doderer and moved its adoption:

S—2224

- 1 Amend House File 453 as follows:
- 2 1. Page 2, line 5, by striking the words "five thou-
- 3 sand" and inserting in lieu thereof the word "ten

4 thousand”.

5 2. Page 2, line 18, by striking the words “five
6 thousand” and inserting in lieu thereof the words
7 “ten thousand”.

8 3. Page 3, line 27, by striking the words “five
9 thousand” and inserting in lieu thereof the words
10 “ten thousand”.

11 4. Page 4, lines 21 and 22, by striking the words
12 “five thousand” and inserting in lieu thereof the
13 words “ten thousand”.

Amendment S—2224 was adopted.

DEFERRED

Senator Lamborn asked unanimous consent that further action on House File 453 be deferred and that the bill be placed on the calendar under unfinished business.

Objection was raised.

Senator Lamborn moved that further action on **House File 453** be **deferred** and that the bill be placed on the calendar under **unfinished business**, which motion prevailed.

RECONSIDERATION RESUMED

Senate File 1125

The Senate resumed reconsideration of Senate File 1125 temporarily deferred.

Senator Willits restated his motion to reconsider the vote by which amendment S—2338 as amended was adopted by the Senate.

The motion prevailed.

Senator Coleman moved to reconsider the vote by which amendment S—2378 to amendment S—2338 was adopted by the Senate, which motion prevailed.

Senator Coleman asked and received unanimous consent to withdraw amendment S—2378 to amendment S—2338.

On motion of Senator Coleman, amendment S—2338 was adopted.

Senator Coleman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1125) the vote was:

Ayes, 47:

Andersen	Heying	Milligan	Schaben
Bergman	Hill	Murray	Schwengels
Blouin	Hultman	Nolin	Schwieger
Briles	Junkins	Nystrom	Scott
Burroughs	Kelly	Orr	Shaff
Coleman	Kennedy	Potter	Shaw
Curtis	Kinley	Priebe	Taylor
Doderer	Lamborn	Rabedeaux	Tieden
Gallagher	McCartney	Ramsey	Van Gilst
Glenn	Miller of	Riley	Willits
Gluba	Des Moines	Robinson	Winkelman
Griffin	Miller of	Rodgers	
Hansen	Marshall		

Nays, none.

Absent or not voting, 3:

DeKoster	Palmer	Plymat
----------	--------	--------

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

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 1067.

Senate File 1067

On motion of Senator Curtis, Senate File 1067, a bill for an act relating to the increase of per diem pay for township trustees, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Curtis offered amendment S—2243 filed by him and moved its adoption:

S—2243

- 1 Amend Senate File 1067 as follows:
- 2 1. Page 1, by inserting after line 12 the following:
- 3 Sec. Section three hundred fifty-nine point
- 4 forty-seven (359.47), subsection one (1), Code 1973, is
- 5 amended to read as follows:
- 6 1. For each day of eight hours necessarily engaged
- 7 in official business, where no other compensation or
- 8 mode of payment is provided, to be paid from the county
- 9 treasury, [four] *eight* dollars.

Amendment S—2243 was adopted.

Senator Curtis moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1067) the vote was:

Ayes, 48:

Andersen	Heying	Murray	Rodgers
Bergman	Hill	Nolin	Schaben
Blouin	Hultman	Nystrom	Schwengels
Briles	Junkins	Orr	Schwieger
Burroughs	Kelly	Palmer	Scott
Coleman	Kinley	Plymat	Shaff
Curtis	Lamborn	Potter	Shaw
Doderer	McCartney	Priebe	Taylor
Gallagher	Miller of	Rabedeaux	Tieden
Glenn	Des Moines	Ramsey	Van Gilst
Gluba	Miller of	Riley	Willits
Griffin	Marshall	Robinson	Winkelman
Hansen	Milligan		

Nays, none.

Absent or not voting, 2:

DeKoster Kennedy

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

Senator Lamborn asked and received unanimous consent to take up out of order House File 1079.

House File 1079

On motion of Senator Ramsey, House File 1079, a bill for an act relating to the amortization period of sanitary district bonds, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Ramsey moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1079) the vote was:

Ayes, 49:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schaben
Blouin	Hultman	Nolin	Schwengels
Briles	Junkins	Nystrom	Schwieger
Burroughs	Kelly	Orr	Scott
Coleman	Kennedy	Palmer	Shaff
Curtis	Kinley	Plymat	Shaw
Doderer	Lamborn	Potter	Taylor
Gallagher	McCartney	Priebe	Tieden
Glenn	Miller of	Rabedeaux	Van Gilst
Gluba	Des Moines	Ramsey	Willits
Griffin	Miller of	Riley	Winkelman
Hansen	Marshall	Robinson	

Nays, none.

Absent or not voting, 1:

DeKoster

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

WITHDRAWN

Senator Ramsey asked and received unanimous consent that **Senate File 1072** be withdrawn from further consideration of the Senate.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 430.

Senate File 430

On motion of Senator Kelly, Senate File 430, a bill for an act defining simple and aggravated littering and providing a penalty, with report of committee recommending and passage, was taken up, considered, and the report of the committee adopted.

Senator Kelly moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 430) the vote was:

Ayes, 46:

Andersen	Heying	Milligan	Rodgers
Bergman	Hultman	Murray	Schaben
Blouin	Junkins	Nolin	Schwengels
Briles	Kelly	Nystrom	Schwieger
Burroughs	Kennedy	Orr	Scott
Coleman	Kinley	Palmer	Shaff
Curtis	Lamborn	Plymat	Shaw
Doderer	McCartney	Potter	Taylor
Gallagher	Miller of	Priebe	Tieden
Glenn	Des Moines	Rabedeaux	Willits
Gluba	Miller of	Riley	Winkelman
Griffin	Marshall	Robinson	
Hansen			

Nays, 3:

Hill	Ramsey	Van Gilst
------	--------	-----------

Absent or not voting, 1:

DeKoster

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

Senator Lamborn asked and received unanimous consent to take up out of order House File 160.

House File 160

On motion of Senator Winkelman, House File 160, a bill for an act relating to liability for the unlawful destruction, taking, or possession of wildlife owned by the state and imposing civil damages, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Winkelman offered amendment S—2230 by the committee on natural resources:

S—2230

- 1 Amend House File 160, as amended and passed by
- 2 the House, page 1, by striking lines 5 through 19,
- 3 inclusive, and inserting in lieu thereof the following:
- 4 "Section 1. Chapter one hundred nine (109), Code
- 5 1973, is amended by adding sections two (2) and
- 6 three (3) of this Act.
- 7 Sec. 2. *NEW SECTION.* In addition to the penalties
- 8 for violations of this chapter, any person convicted
- 9 of unlawfully taking, catching, killing, injuring,
- 10 destroying, or having in possession any game, shall
- 11 reimburse the state for the value of such game as
- 12 follows:
- 13 1. For each deer, three hundred dollars.
- 14 2. For each wild turkey, one hundred dollars.
- 15 3. For each game bird or game animal or the raw
- 16 pelt or plumage of such game for which damages are
- 17 not otherwise prescribed, twenty-five dollars.
- 18 Sec. 3. *NEW SECTION.* In each case of conviction
- 19 of unlawfully taking, catching, killing, injuring,
- 20 destroying, or having in possession any game, the
- 21 court shall enter a judgment in favor of the state
- 22 of Iowa for liquidated damages in an amount as pro-
- 23 vided in section two (2) of this Act, and it shall
- 24 be the duty of the state conservation commission,
- 25 with the assistance of the prosecuting attorney, to

Page 2

- 1 collect the liquidated damages by execution or other-
- 2 wise. If two or more persons who have acted together
- 3 are convicted of the unlawful taking, catching, kill-
- 4 ing, injuring, destroying, or having possession of any
- 5 game, the judgment shall be entered against them
- 6 jointly. Any liquidated damages received under this
- 7 Act shall be remitted to the treasurer of state who
- 8 shall credit such damages to the state fish and game
- 9 protection fund.
- 10 The return of any uninjured game which has been
- 11 unlawfully taken, caught, or possessed, to the place
- 12 where taken or caught or to any other place approved by
- 13 the state conservation commission, shall constitute the

14 discharge of any liquidated damages provided under
15 section two (2) of this Act.”

Senator Coleman moved that House File 160 be rereferred to the committee on natural resources.

DEFERRED

Senator Lamborn moved as a substitute motion that further action on **House File 160** be **deferred** and that the bill be placed on the calendar under **unfinished business**, which motion prevailed.

Senator Lamborn asked and received unanimous consent to take up out of order House File 310.

House File 310

On motion of Senator Winkelman, House File 310, a bill for an act relating to trout stamps, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

DEFERRED

Senator Lamborn asked unanimous consent that further action on House File 310 be deferred and that the bill be placed on the calendar under unfinished business.

Objection was raised.

Senator Lamborn moved that further action on **House File 310** be **deferred** and that the bill be placed on the calendar under **unfinished business**, which motion prevailed.

Senator Lamborn asked and received unanimous consent to take up out of order House File 543.

House File 543

On motion of Senator Hultman, House File 543, a bill for an act relating to the accounting of license sale date for county recorders, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Hultman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 543) the vote was:

Ayes, 48:

Andersen	Heying	Milligan	Robinson
Bergman	Hill	Murray	Rodgers
Blouin	Hultman	Nolin	Schaben
Briles	Junkins	Nystrom	Schwengels
Burroughs	Kelly	Orr	Scott
Coleman	Kennedy	Palmer	Shaff
Curtis	Kinley	Plymat	Shaw
Doderer	Lamborn	Potter	Taylor
Gallagher	McCartney	Priebe	Tieden
Glenn	Miller of	Rabedeaux	Van Gilst
Gluba	Des Moines	Ramsey	Willits
Griffin	Miller of	Riley	Winkelman
Hansen	Marshall		

Nays, none.

Absent or not voting, 2:

DeKoster Schwieger

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

Senator Lamborn asked and received unanimous consent to take up out of order House File 713.

House File 713

On motion of Senator Tieden, House File 713, a bill for an act relating to the sale of game and providing penalties, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

DEFERRED

Senator Lamborn asked and received unanimous consent that further action on **House File 713** be **deferred** and that the bill be placed on the calendar under **unfinished business**.

Senator Lamborn asked and received unanimous consent to take up out of order House File 1067.

House File 1067

On motion of Senator Miller of Des Moines, House File 1067, a bill for an act relating to the sale of county-owned property, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Miller of Des Moines offered amendment S—2239 by the committee on county government and moved its adoption:
S—2239

1 Amend House File 1067 by striking line 16 and

- 2 inserting in lieu thereof the following: "*than*
 3 *fifteen days nor more than twenty-five days prior*
 4 *to the date of*".

Amendment S—2239 was adopted.

Senator Tieden withdrew amendment S—2267 filed by him on February 27, 1974, and found on page 569 of the Senate Journal.

Senator Tieden offered amendment S—2373 filed by him and moved its adoption:

S—2373

- 1 Amend House File 1067 as follows:
 2 1. Page 1, line 17, by adding after the period the
 3 following: "*If after being offered once at public*
 4 *auction, such property is not sold, the board of*
 5 *supervisors may dispose of the property by selling*
 6 *it to a person or persons submitting sealed bids*
 7 *to the board. Sale by bids may only be effected*
 8 *thirty days after public notice of the proposed*
 9 *sale of such property.*"

Amendment S—2373 was adopted.

Senator Miller of Des Moines moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1067) the vote was:

Ayes, 49:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schaben
Blouin	Hultman	Nolin	Schwengels
Briles	Junkins	Nystrom	Schwieger
Burroughs	Kelly	Orr	Scott
Coleman	Kennedy	Palmer	Shaff
Curtis	Kinley	Plymat	Shaw
Doderer	Lamborn	Potter	Taylor
Gallagher	McCartney	Priebe	Tieden
Glenn	Miller of	Rabedeaux	Van Gilst
Gluba	Des Moines	Ramsey	Willits
Griffin	Miller of	Riley	Winkelman
Hansen	Marshall	Robinson	

Nays, none.

Absent or not voting, 1:

DeKoster

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

REREFERRED TO COMMITTEE

Senator Nystrom asked and received unanimous consent that **Senate File 236** be rereferred to the committee on state government.

On motion of Senator Lamborn, the Senate recessed until the fall of the gavel.

AFTERNOON SESSION

The Senate reconvened, Senator Rabedeaux presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1169, a bill for an act appropriating funds from the general fund of the state to Iowa commission for the blind for remodeling and repairs of building.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1297, a bill for an act making an appropriation from general fund to the department of agriculture.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1305, a bill for an act relating to the promotion of agricultural products.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1306, a bill for an act making an appropriation from general fund to Iowa development commission.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1372, a bill for an act to appropriate from the general fund for deposit in the state conservation fund.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1373, a bill for an act to appropriate from the state fish and game protection fund for use by the state conservation commission.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1374, a bill for an act relating to the transfer of funds to the administration fund of the state conservation commission.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1377, a bill for an act to make an appropriation from general fund of the state to the campaign finance disclosure commission.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1378, a bill for an act increasing funds appropriated to the Iowa beer and liquor control department.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 1169

1 Amend Senate File 1169 as passed by the Senate as follows:

2 1. Page 2, line 9, by striking the words "for approval".

INTRODUCTION OF BILLS

Senate File 1285, by committee on appropriations, a bill for an act amending the appropriation from the primary road fund to the state highway commission, relating to funding of the state highway commission's share for administration of the state merit system and relating to the pay plan for state highway commission employees under the state merit system.

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

Senate File 1286, by committee on appropriations, a bill for an act amending the appropriated funds to the Iowa state commerce commission.

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

Senate File 1287, by committee on state government, a bill for an act to delete the requirement for the claimant's certification on vouchers.

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

HOUSE MESSAGES CONSIDERED

House File 1297, a bill for an act making an appropriation from the general fund of the state to the department of agriculture.

Read first time and **passed on file**.

House File 1305, a bill for an act relating to the promotion of agricultural products.

Read first time and **passed on file**.

House File 1306, a bill for an act making an appropriation from the general fund of the state to the Iowa development commission.

Read first time and passed on file.

House File 1372, a bill for an act to appropriate from the general fund of the state of Iowa for deposit in the state conservation fund.

Read first time and passed on file.

House File 1373, a bill for an act to appropriate from the state fish and game protection fund for use by the state conservation commission.

Read first time and passed on file.

House File 1374, a bill for an act relating to the transfer of funds to the administration fund of the state conservation commission.

Read first time and passed on file.

House File 1377, a bill for an act to make an appropriation from the general fund of the state to the campaign finance disclosure commission.

Read first time and passed on file.

House File 1378, a bill for an act increasing funds appropriated to the Iowa beer and liquor control department.

Read first time and passed on file.

COMMUNICATION FROM THE SECRETARY OF STATE

March 7, 1974

Mr. Ralph R. Brown
Secretary of the Senate
State Capitol Building
Des Moines, Iowa 50319

I hereby certify that Senate File 1160 was published in the Bremer County Independent, Waverly, Iowa, February 25, 1974, and in The Waverly Democrat, Waverly, Iowa, February 28, 1974.

Respectfully submitted,
MELVIN D. SYNHORST
Secretary of State

REPORTS OF COMMITTEES

Senator Tieden submitted the following report:

MR. PRESIDENT: Your committee on agriculture to which was referred **House File 1178**, a bill for an act relating to administration of the department of soil conservation, soil conservation districts and conservancy districts, begs leave to report it has had the same under consideration and

recommends the same **be amended as follows; and when so amended the bill do pass:**

S—2386

- 1 Amend House File 1178 as amended and passed by the
- 2 House as follows:
- 3 1. Page 5, by striking all of line 8 and insert-
- 4 ing in lieu thereof the following:
- 5 "b. *May specify two or more approved soil and*
- 6 *water con-*".

DALE L. TIEDEN, Chairman

Ordered passed on file.

Senator Briles submitted the following reports:

MR. PRESIDENT: Your committee on county government to which was referred **Senate File 1108**, a bill for an act relating to the advertisement, letting, and approval of secondary road contracts, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JAMES E. BRILES, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on county government to which was referred **House File 407**, a bill for an act relating to county contracts requiring bids, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JAMES E. BRILES, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on county government to which was referred **House File 1199**, a bill for an act relating to the transfer of snowmobile registrations, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JAMES E. BRILES, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2397

- 1 Amend Senate File 1089 as follows:
- 2 1. Page 1, line 8, by inserting after the word
- 3 "districts" the words "*and cities and towns*".
- 4 2. Page 1, line 2, after the word "districts"
- 5 insert the words "*and cities and towns*".

WILLIAM E. GLUBA

S—2396

- 1 Amend Senate File 1113, page 1, by adding the
- 2 following section after line 16:
- 3 Sec. *NEW SECTION*. The use of a dealer
- 4 identification ticker, tag, plate, or other device
- 5 affixed to a new or used motor vehicle is hereby pro-

6 hibited. As used in this section "dealer identifica-
 7 tion sticker, tag, plate, or other device" means
 8 any device affixed to a new or used motor vehicle
 9 which identifies the dealer from whom the motor
 10 vehicle was purchased. Any dealer violating the pro-
 11 visions of this section shall be subject to a fine
 12 not exceeding twenty-five dollars; each motor vehicle
 13 which has a dealer identification sticker, tag, plate
 14 or device affixed to it shall constitute a separate
 15 offense.

JAMES V. GALLAGHER

S—2388

1 Amend Senate File 1150, page 86, by striking all of
 2 lines 23 through 35, and page 87, by striking line 1
 3 and inserting in lieu thereof the following:
 4 "Sec. 1005. *NEW SECTION. ISSUANCE.* Upon a showing
 5 of the grounds as required in section one thousand
 6 three (1003), the court shall issue an order compelling
 7 the person named in the affidavit, from whom the
 8 nontestimonial evidence is sought, to appear at a
 9 designated time and place, which said time and place
 10 shall be reasonable under the circumstances as the
 11 prosecuting attorney may request to comply with the
 12 nontestimonial request. If it appears from the
 13 affidavit in support of the application for nontesti-
 14 monial evidence that the person from whom such
 15 evidence is sought may flee or destroy the nontesti-
 16 monial evidence, the court shall order such person
 17 taken into custody, delivered to the place designated
 18 for accomplishing said procedures, and direct such
 19 procedures be completed forthwith. After such
 20 procedures have been completed, the person shall be
 21 released or charged with an offense."

ROGER J. SHAFF

S—2389

1 Amend Senate File 1150, page 123, by striking from
 2 lines 8, 9 and 10 the following words: "At the trial
 3 the state's evidence shall be confined to the parti-
 4 culars of the bill or bills."

ROGER J. SHAFF

S—2390

1 Amend Senate File 1150 as follows:
 2 1. Page 150, by striking from lines 8, 9 and 10 the
 3 words "upon application to and written direction
 4 from the district court judge."
 5 2. Page 150, line 10, by inserting after the word
 6 "witness" the words "or a person who may be called
 7 as a witness".

ROGER J. SHAFF

S—2391

1 Amend Senate File 1150, page 228, by striking line
 2 5 and inserting in lieu thereof the following:
 3 "associate judges, judicial magistrates, and prose-

4 cutting attorneys requesting”.

ROGER J. SHAFF

S—2394

- 1 Amend Senate File 1264 as follows:
- 2 1. Page 23, line 22, by striking the words
- 3 “Thirty-six” and inserting the word “Thirty”.
- 4 2. Page 23, line 25, by striking the words
- 5 “Twenty-one” and inserting the word “Eighteen”.
- 6 3. Page 23, line 28, by striking the word
- 7 “Fifteen” and inserting the word “Twelve”.
- 8 4. Page 23, line 31, by striking the word
- 9 “Eighteen” and inserting the word “Twelve”.

GENE W. GLENN

S—2387

- 1 Amend the Shaw, et al., amendment S—2333 to page 25
- 2 of Senate File 1264 as follows:
- 3 1. Page 1, line 12 by striking the words “and one-
- 4 half”.
- 5 2. Page 2, line 21, by striking the words “and one-
- 6 half”.

WILLIAM E. GLUBA

S—2395

- 1 Amend the committee on judiciary amendment
- 2 S—2259 to House File 4, as amended and passed by
- 3 the House, by striking the words “subsection seven
- 4 (7)” in lines 3 and 4, and inserting in lieu thereof:
- 5 “subsections five (5), six (6) and seven (7).”

JOHN S. MURRAY

S—2392

- 1 Amend House File 453, page 3, line 26, by inserting
- 2 after the word “property” the words “of the
- 3 estate”.

TOM RILEY

S—2393

- 1 Amend House File 453, page 5, by adding the following
- 2 section after line 33:
- 3 Sec. Section six hundred thirty-three
- 4 point two hundred eleven (633.211), subsections one
- 5 (1) and three (3), Code 1973, are amended to read as
- 6 follows:
- 7 1. [One-third] *One-half* in value of all the legal
- 8 or equitable estates in real property possessed by the
- 9 decedent at any time during the marriage, which have
- 10 not been sold on execution or other judicial sale, and
- 11 to which the surviving spouse has made no relinquish-
- 12 ment of his right.
- 13 3. [One-third] *One-half* of all other personal
- 14 property of the decedent which is not necessary for
- 15 the payment of debts and charges.

JAMES SCHABEN

On motion of Senator Lamborn, the Senate adjourned until 9:00 a.m., Tuesday, March 12, 1974.

JOURNAL OF THE SENATE

FIFTY-EIGHTH DAY

SENATE CHAMBER
DES MOINES, IOWA, TUESDAY, MARCH 12, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Carl J. Ruhland, pastor of the Immaculate Conception Church, North Buena Vista, Iowa.

The Journal of Monday, March 11, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Roger Boulden, Lenox, Iowa.

PRESENTATION OF VISITORS

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

Sixty-five students from Gilmore City-Bradgate Community High School, Gilmore City, Iowa, accompanied by Mrs. Juelfs and Mr. Fredin. Senator Coleman.

Thirty-nine students, members of the Cub Scouts, from Grant Wood Elementary School, Cedar Rapids, Iowa, accompanied by Gary Miller. Senator Riley.

Four students from Marion High School, Marion, Iowa, accompanied by Tom Madson. Senator Potter.

Thirty students from Maquoketa Junior High School, Maquoketa, Iowa, accompanied by Mr. Disney. Senator Kennedy.

Forty-eight students from Milford Elementary School, Nevada, Iowa, accompanied by Mrs. Settle and Mr. Dunn. Senator Murray.

PETITION

The following petition was presented and placed on file:

By Senator Schaben, from twenty-two residents of Pottawattamie County favoring collective bargaining for public employees.

INTRODUCTION OF BILL

Senate File 1288, by committee on agriculture, a bill for an act relating to reporting of nonfamily corporate farms to the secretary of state and providing a penalty.

Read first time and placed on calendar.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 1113.

Senate File 1113

On motion of Senator Priebe, Senate File 1113, a bill for an act relating to used car dealer lists, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Gallagher offered amendment S—2396 filed by him:

S—2396

- 1 Amend Senate File 1113, page 1, by adding the
- 2 following section after line 16:
- 3 Sec. *NEW SECTION.* The use of a dealer
- 4 identification sticker, tag, plate, or other device
- 5 affixed to a new or used motor vehicle is hereby pro-
- 6 hibited. As used in this section "dealer identifica-
- 7 tion sticker, tag, plate, or other device" means
- 8 any device affixed to a new or used motor vehicle
- 9 which identifies the dealer from whom the motor
- 10 vehicle was purchased. Any dealer violating the pro-
- 11 visions of this section shall be subject to a fine
- 12 not exceeding twenty-five dollars; each motor vehicle
- 13 which has a dealer identification sticker, tag, plate
- 14 or device affixed to it shall constitute a separate
- 15 offense.

Senator Priebe raised the point of order that amendment S—2396 was not germane to the bill.

The Chair ruled the point well taken and amendment S—2396 out of order.

Senator Priebe moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1113) the vote was:

Ayes, 45:

Andersen	Hansen	Miller of	Riley
Bergman	Heying	Marshall	Robinson
Blouin	Hill	Murray	Rodgers
Briles	Hultman	Nolin	Schwengels
Burroughs	Kelly	Nystrom	Scott
Coleman	Kennedy	Orr	Shaff
Curtis	Kinley	Palmer	Shaw
DeKoster	Lamborn	Plymat	Taylor
Doderer	McCartney	Potter	Tieden
Gallagher	Miller of	Priebe	Van Gilst
Glenn	Des Moines	Rabedeaux	Willits
Gluba		Ramsey	Winkelman

Nays, none.

Absent or not voting, 5:

Griffin	Milligan	Schaben	Schwieger
Junkins			

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

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files 659 and 787.

DALE L. TIEDEN
Chairman, Senate Committee
CHARLES F. STROTHMAN
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: House Files 659 and 787.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 1227.

Senate File 1227

On motion of Senator Gallagher, Senate File 1227, a bill for an act relating to the filing of claims with a county, was taken up for consideration.

Senator Gallagher moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1227) the vote was:

Ayes, 44:

Andersen	Hansen	Miller of	Robinson
Bergman	Heying	Marshall	Rodgers
Blouin	Hill	Murray	Schwengels
Briles	Hultman	Nolin	Scott
Burroughs	Kelly	Nystrom	Shaff
Coleman	Kennedy	Orr	Shaw
Curtis	Kinley	Palmer	Taylor
DeKoster	Lamborn	Plymat	Tieden
Doderer	McCartney	Potter	Van Gilst
Gallagher	Miller of	Priebe	Willits
Glenn	Des Moines	Rabedeaux	Winkelman
Gluba		Ramsey	

Nays, 1:

Riley

Absent or not voting, 5:

Griffin	Milligan	Schaben	Schwieger
Junkins			

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

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 1234.

Senate File 1234

On motion of Senator Gallagher, Senate File 1234, a bill for an act relating to the registration of school bonds, was taken up for consideration.

Senator Gallagher moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1234) the vote was:

Ayes, 45:

Andersen	Hansen	Milligan	Robinson
Bergman	Heying	Murray	Rodgers
Blouin	Hultman	Nolin	Schwengels
Briles	Kelly	Nystrom	Scott
Burroughs	Kennedy	Orr	Shaff
Coleman	Kinley	Palmer	Shaw
Curtis	Lamborn	Plymat	Taylor
DeKoster	McCartney	Potter	Tieden
Doderer	Miller of	Priebe	Van Gilst
Gallagher	Des Moines	Rabedeaux	Willits
Glenn	Miller of	Ramsey	Winkelman
Gluba	Marshall	Riley	

Nays, 1:
Hill

Absent or not voting, 4:
Griffin Junkins Schaben Schwieger

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

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 1021.

Senate File 1021

On motion of Senator Priebe, Senate File 1021, a bill for an act relating to the Iowa state fair board and convention, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

DEFERRED

Senator Lamborn asked and received unanimous consent that further action on **Senate File 1021** be **deferred** and that the bill be placed on the calendar under **unfinished business**.

POINT OF PERSONAL PRIVILEGE

Senator McCartney rose on a point of personal privilege to report "with a heavy heart" that that portion of the information printed in the Senate Journal of March 4, 1974, relating to Richard Doak of the Des Moines Register is now incorrect, and that he must now record his telephone number. Senator McCartney urged members of the Senate to feel free to call Mr. Doak at any time, day or night.

Richard Doak residence276-3702

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 1120.

Senate File 1120

On motion of Senator McCartney, Senate File 1120, a bill for an act relating to the filing and publishing of county agricultural extension education fund reports, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator McCartney moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1120) the vote was:

Ayes, 45:

Andersen	Heying	Milligan	Robinson
Bergman	Hill	Murray	Rodgers
Blouin	Hultman	Nolin	Schwengels
Briles	Kelly	Nystrom	Scott
Burroughs	Kennedy	Orr	Shaff
Coleman	Kinley	Palmer	Shaw
Curtis	Lamborn	Plymat	Taylor
DeKoster	McCartney	Potter	Tieden
Doderer	Miller of Des Moines	Priebe	Van Gilst
Gallagher	Miller of Marshall	Rabedeaux	Willits
Glenn		Ramsey	Winkelman
Hansen		Riley	

Nays, none.

Absent or not voting, 5:

Gluba	Junkins	Schaben	Schwieger
Griffin			

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

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 1241.

Senate File 1241

On motion of Senator Kennedy, Senate File 1241, a bill for an act relating to the seal used by a court, public office or officer, or public or private corporation, was taken up for consideration.

Senator Kennedy moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1241) the vote was:

Ayes, 45:

Andersen	Hansen	Miller of Marshall	Riley
Bergman	Heying	Milligan	Robinson
Blouin	Hill	Murray	Rodgers
Briles	Hultman	Nolin	Schwengels
Burroughs	Kelly	Nystrom	Scott
Coleman	Kennedy	Palmer	Shaff
Curtis	Kinley	Plymat	Shaw
DeKoster	Lamborn	Potter	Taylor
Doderer	McCartney	Priebe	Tieden
Gallagher	Miller of Des Moines	Rabedeaux	Van Gilst
Glenn		Ramsey	Willits
Gluba			Winkelman

Nays, none.

Absent or not voting, 5:

Griffin	Orr	Schaben	Schwieger
Jenkins			

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

Senator Lamborn asked and received unanimous consent to take up out of order House File 4.

House File 4

On motion of Senator Kennedy, House File 4, a bill for an act relating to qualifications of civil service employees, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

DEFERRED

Senator Lamborn asked and received unanimous consent that further action on **House File 4** be **deferred** and that the bill be placed on the calendar under **unfinished business**.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 1223.

Senate File 1223

On motion of Senator Riley, Senate File 1223, a bill for an act relating to the powers of nonprofit corporations, was taken up for consideration.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1223) the vote was:

Ayes, 46:

Andersen	Heying	Milligan	Robinson
Bergman	Hill	Murray	Rodgers
Blouin	Hultman	Nolin	Schwengels
Briles	Kelly	Nystrom	Scott
Burroughs	Kennedy	Orr	Shaff
Coleman	Kinley	Palmer	Shaw
Curtis	Lamborn	Plymat	Taylor
DeKoster	McCartney	Potter	Tieden
Doderer	Miller of	Priebe	Van Gilst
Gallagher	Des Moines	Rabedeaux	Willits
Glenn	Miller of	Ramsey	Winkelman
Gluba	Marshall	Riley	
Hansen			

Nays, none.

Absent or not voting, 4:

Griffin	Junkins	Schaben	Schwieger
---------	---------	---------	-----------

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

Senator Lamborn asked and received unanimous consent to take up out of order House File 392.

House File 392

On motion of Senator Hultman, House File 392, a bill for an act relating to the annual statement of insurance companies, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Hultman offered amendment S—2294 by the committee on commerce and moved its adoption:

S—2294

- 1 Amend House File 392 as follows:
- 2 1. Page 2, by striking lines 4 through 6 and insert-
- 3 ing in lieu thereof the following:
- 4 *NEW SUBSECTION.* All other information as re-
- 5 quired by the national association of insurance
- 6 commissioners' annual statement blank.
- 7 2. Page 2, by striking lines 10 through 13 and
- 8 inserting in lieu thereof the following:
- 9 *NEW UNNUMBERED PARAGRAPH.* Fifteenth—All other
- 10 information as required by the national association
- 11 of insurance commissioners' annual statement blank.

Amendment S—2294 was adopted.

Senator Hultman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 392) the vote was:

Ayes, 45:

Andersen	Hansen	Miller of	Riley
Bergman	Heying	Marshall	Robinson
Blouin	Hill	Milligan	Rodgers
Briles	Hultman	Murray	Schwengels
Burroughs	Junkins	Nolin	Scott
Coleman	Kelly	Nystrom	Shaff
Curtis	Kennedy	Orr	Shaw
DeKoster	Kinley	Plymat	Taylor
Doderer	McCartney	Potter	Tieden
Gallagher	Miller of	Priebe	Van Gilst
Glenn	Des Moines	Rabedeaux	Willits
Gluba		Ramsey	Winkelman

Nays, none.

Absent or not voting, 5:

Griffin	Palmer	Schaben	Schwieger
Lamborn			

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

Senator Lamborn asked and received unanimous consent to take up out of order House File 555.

House File 555

On motion of Senator Burroughs, House File 555, a bill for an act relating to the liability for support for patients at a hospital-school or special unit and liability for support of mentally ill persons, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Burroughs moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 555) the vote was:

Ayes, 47:

Andersen	Heying	Milligan	Robinson
Bergman	Hill	Murray	Rodgers
Blouin	Hultman	Nolin	Schwengels
Briles	Junkins	Nystrom	Scott
Burroughs	Kelly	Orr	Shaff
Coleman	Kennedy	Palmer	Shaw
Curtis	Kinley	Plymat	Taylor
DeKoster	Lamborn	Potter	Tieden
Doderer	McCartney	Priebe	Van Gilst
Gallagher	Miller of	Rabedeaux	Willits
Glenn	Des Moines	Ramsey	Winkelman
Gluba	Miller of	Riley	
Hansen	Marshall		

Nays, none.

Absent or not voting, 3:

Griffin	Schaben	Schwieger
---------	---------	-----------

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

Senator Lamborn asked and received unanimous consent to take up out of order House File 1046.

House File 1046

On motion of Senator McCartney, House File 1046, a bill for

an act relating to the use of warning devices, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator McCartney moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1046) the vote was:

Ayes, 46:

Andersen	Hill	Milligan	Robinson
Bergman	Hultman	Murray	Rodgers
Blouin	Junkins	Nolin	Schwengels
Briles	Kelly	Nystrom	Scott
Burroughs	Kennedy	Orr	Shaff
Coleman	Kinley	Palmer	Shaw
Curtis	Lamborn	Plymat	Taylor
DeKoster	McCartney	Potter	Tieden
Doderer	Miller of	Priebe	Van Gilst
Gallagher	Des Moines	Rabedaux	Willits
Glenn	Miller of	Ramsey	Winkelman
Gluba	Marshall	Riley	
Hansen			

Nays, 1:

Heying

Absent or not voting, 3:

Griffin	Schaben	Schwieger
---------	---------	-----------

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

Senator Lamborn asked and received unanimous consent to take up out of order House File 1052.

House File 1052

On motion of Senator McCartney, House File 1052, a bill for an act relating to the period of time certificates of inspection of motor vehicles are valid, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Nolin took the chair at 10:30 a.m.

Senator McCartney moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1052) the vote was:

Ayes, 45:

Andersen	Heying	Miller of	Ramsey
Bergman	Hill	Marshall	Riley
Blouin	Hultman	Milligan	Robinson
Briles	Junkins	Murray	Rodgers
Burroughs	Kelly	Nolin	Schwengels
Coleman	Kennedy	Nystrom	Scott
Curtis	Kinley	Orr	Shaff
DeKoster	Lamborn	Palmer	Shaw
Doderer	McCartney	Plymat	Tieden
Glenn	Miller of	Potter	Van Gilst
Gluba	Des Moines	Priebe	Willits
Hansen		Rabedeaux	Winkelman

Nays, none.

Absent or not voting, 5:

Gallagher	Schaben	Schwieger	Taylor
Griffin			

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

Senator Lamborn asked and received unanimous consent to take up out of order House File 1104.

House File 1104

On motion of Senator Gluba, House File 1104, a bill for an act relating to care review committees for health care facilities licensed under chapter one hundred thirty-five C (135C) of the Code, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Gluba offered amendment S—2297 by the committee on human resources and moved its adoption:

S—2297

- 1 Amend House File 1104, page 2, by striking lines 1
- 2 through 17 and inserting in lieu thereof the following:
- 3 Section 1. Section one hundred thirty-five C point
- 4 nineteen, (135C.19), Code 1973, is amended by striking
- 5 the section and inserting in lieu thereof the follow-
- 6 ing:
- 7 135C.19 PUBLIC DISCLOSURE OF INSPECTION FINDINGS.
- 8 Following inspection of a health care facility by the
- 9 department, the findings of the inspection with respect
- 10 to compliance by the facility with requirements for
- 11 licensing under this chapter shall be made public in a
- 12 readily available form and place forty-five days after
- 13 the findings are made available to the applicant or
- 14 licensee. However, if the applicant or licensee requests
- 15 a hearing pursuant to section one hundred thirty-five
- 16 C point eleven (135C.11) of the Code, the findings of

17 the inspection shall not be made public until the hearing
 18 has been completed. Other information relating to any
 19 health care facility, obtained by the department through
 20 reports, investigations, complaints, or as otherwise
 21 authorized by this chapter, which is not a part of the
 22 department's findings from an inspection of the facility,
 23 shall not be disclosed publicly except in proceedings in-
 24 volving the denial, suspension or revocation of a
 25 license under this chapter.

Amendment S—2297 was adopted.

Senator Gluba moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1104) the vote was:

Ayes, 41:

Andersen	Hansen	Miller of	Riley
Bergman	Hultman	Marshall	Robinson
Blouin	Junkins	Murray	Rodgers
Burroughs	Kelly	Nolin	Schwengels
Coleman	Kennedy	Nystrom	Schwieger
Curtis	Kinley	Orr	Scott
DeKoster	Lamborn	Palmer	Shaff
Doderer	McCartney	Plymat	Shaw
Gallagher	Miller of	Potter	Taylor
Glenn	Des Moines	Priebe	Van Gilst
Gluba		Rabedeaux	Willits

Nays, 6:

Briles	Hill	Tieden	Winkelman
Heying	Ramsey		

Absent or not voting, 3:

Griffin	Milligan	Schaben
---------	----------	---------

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

Senator Lamborn asked and received unanimous consent to take up out of order House File 1107.

House File 1107

On motion of Senator Schwengels, House File 1107, a bill for an act relating to the interchange of federal, state, and local government employees, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Schwengels moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1107) the vote was:

Ayes, 43:

Andersen	Heying	Murray	Rodgers
Bergman	Hultman	Nolin	Schwengels
Blouin	Junkins	Nystrom	Scott
Briles	Kelly	Orr	Shaff
Burroughs	Kennedy	Palmer	Shaw
Coleman	Kinley	Plymat	Taylor
Curtis	Lamborn	Potter	Tieden
Doderer	McCartney	Rabedeaux	Van Gilst
Gallagher	Miller of	Ramsey	Willits
Glenn	Des Moines	Riley	Winkelman
Gluba	Miller of	Robinson	
Hansen	Marshall		

Nays, none.

Absent or not voting, 7:

DeKoster	Hill	Priebe	Schwieger
Griffin	Milligan	Schaben	

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

Senator Lamborn asked and received unanimous consent to take up out of order House File 1188.

House File 1188

On motion of Senator Schwengels, House File 1188, a bill for an act relating to the requirements, form, and content of motor vehicle dealer license applications and renewal applications and the approval of such applications, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Schwengels moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1188) the vote was:

Ayes, 42:

Andersen	Hultman	Murray	Schwengels
Bergman	Junkins	Nolin	Schwieger
Blouin	Kelly	Nystrom	Scott
Briles	Kennedy	Orr	Shaff
Burroughs	Kinley	Plymat	Shaw
Curtis	Lamborn	Potter	Taylor
DeKoster	McCartney	Priebe	Tieden
Doderer	Miller of	Rabedeaux	Van Gilst
Glenn	Des Moines	Ramsey	Willits
Gluba	Miller of	Riley	Winkelman
Hansen	Marshall	Rodgers	
Heying			

Nays, 2:

Gallagher Palmer

Absent or not voting, 6:

Coleman Hill Robinson Schaben
Griffin Milligan

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

Senator Lamborn asked and received unanimous consent to take up out of order House File 416.

House File 416

On motion of Senator Plymat, House File 416, a bill for an act relating to the internship requirements of physicians and surgeons and osteopathic physicians and surgeons, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Plymat moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 416) the vote was:

Ayes, 44:

Andersen	Heying	Murray	Robinson
Bergman	Hill	Nolin	Rodgers
Blouin	Hultman	Nystrom	Schwengels
Briles	Junkins	Orr	Schwieger
Burroughs	Kelly	Palmer	Scott
Coleman	Kinley	Plymat	Shaff
Curtis	Lamborn	Potter	Shaw
DeKoster	McCartney	Priebe	Tieden
Doderer	Miller of	Rabedeaux	Van Gilst
Gallagher	Des Moines	Ramsey	Willits
Glenn	Miller of	Riley	Winkelman
Gluba	Marshall		

Nays, none.

Absent or not voting, 6:

Griffin Kennedy Schaben Taylor
Hansen Milligan

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

Senator Lamborn asked and received unanimous consent to take up out of order House File 489.

House File 489

On motion of Senator Murray, House File 489, a bill for an

act relating to the testing for sickle cell anemia and providing a penalty, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Murray offered amendment S—2364 by the committee on human resources and moved its adoption:

S—2364

1 Amend House File 489, as amended and passed by the
2 House, by striking everything after the enacting
3 clause and inserting in lieu thereof the following:
4 Section 1. *NEW SECTION. DEFINITIONS.* As used
5 in this Act, unless the context otherwise requires:
6 1. "Commissioner" means the commissioner of
7 public health.
8 2. "Sickle cell anemia" means the disease
9 commonly referred to by that name.
10 3. "Sickle cell trait" means the presence in
11 an individual of the recessive gene which creates
12 the possibility that the children of the individual,
13 if the other parent also has sickle cell trait, may
14 be afflicted with sickle cell anemia.
15 Sec. 2. *NEW SECTION. BLOOD TEST AVAILABLE.*
16 The commissioner shall provide for a program that
17 gives every child who is determined to be susceptible
18 to sickle cell anemia or sickle cell trait an oppor-
19 tunity to be tested for the disease. The commis-
20 sioner shall determine by rule those children who
21 are susceptible to sickle cell anemia or sickle cell
22 trait for the purposes of this Act. All state,
23 district, county and city health agencies shall
24 cooperate and participate in the implementation of
25 this section, and the commissioner shall promulgate

Page 2

1 rules providing for education, testing and counseling
2 with regard to sickle cell anemia and sickle cell
3 trait. No individual shall be discriminated against
4 in any way because of either taking or refusing to
5 take a test under this section.
6 Sec. 3. *NEW SECTION. SCHOOL PROGRAMS.*
7 The board of directors of a school corporation in
8 this state shall make available on a voluntary basis
9 sickle cell trait and sickle cell anemia education
10 and counseling for all elementary and secondary
11 students. This program shall be made avail-
12 able, as far as practicable, to the general public.
13 The cost of providing this service shall not be the
14 responsibility of the school corporation except
15 insofar as the services are provided by school
16 corporation employees in the course of their usual
17 duties.
18 Sec. 4. *NEW SECTION. PREMARITAL TEST.*

19 Each applicant for a marriage license who has been
 20 determined to be susceptible to sickle cell trait
 21 shall have an opportunity to have their blood test,
 22 taken under section five hundred ninety-six point one
 23 (596.1) of the Code, analyzed for the purpose of
 24 ascertaining the existence of the trait. The com-
 25 missioner shall promulgate rules to provide a method

Page 3

1 of implementing this section. No applicant shall in
 2 any way be denied a marriage license or discriminated
 3 against in any way because of either the results of
 4 the test done under this section or the refusal to
 5 take the test.

6 Sec. 5. *NEW SECTION. CONFIDENTIAL INFORMATION.*

7 All information obtained through the administration
 8 of this Act, including all test results, medical
 9 records and other information regarding screening,
 10 counseling or treatment of any person treated, shall
 11 be held in strict confidentiality, except for (a)
 12 such information as the patient or his guardian
 13 consents to be released, or in the case of a minor,
 14 the parent or guardian, or (b) such statistical
 15 data compiled without reference to the identity
 16 of any patient.

17 Sec. 6. *NEW SECTION. PENALTY.* A person who
 18 violates the confidentiality provision of this Act
 19 shall be guilty of a misdemeanor and shall, upon
 20 conviction, be punished by a fine of not more than
 21 one hundred (100) dollars.

Amendment S—2364 was adopted.

Senator Murray moved that the bill be read the last time now,
 which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 489) the vote was:

Ayes, 42:

Andersen	Hansen	Miller of	Riley
Bergman	Heying	Marshall	Robinson
Blouin	Hill	Murray	Schwengels
Briles	Hultman	Nolin	Schwieger
Coleman	Junkins	Orr	Scott
Curtis	Kelly	Palmer	Shaff
DeKoster	Kinley	Plymat	Taylor
Doderer	Lamborn	Potter	Tieden
Gallagher	McCartney	Priebe	Van Gilst
Glenn	Miller of	Rabedeaux	Willits
Gluba	Des Moines	Ramsey	Winkelman

Nays, none.

Absent or not voting, 8:

Burroughs	Kennedy	Nystrom	Schaben
Griffin	Milligan	Rodgers	Shaw

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

WITHDRAWN

Senator Gluba asked and received unanimous consent that **Senate File 366** be **withdrawn** from further consideration of the Senate.

On motion of Senator Lamborn, the Senate recessed until 2:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File 484, a bill for an act relating to the duties of deputy auditors in counties with dual county seats.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1057, a bill for an act relating to the opening arguments of the attorney for the defense in criminal cases.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1089, a bill for an act relating to custody of probationers and parolees.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1132, a bill for an act relating to business corporations.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1190, a bill for an act relating to corrective changes in laws administered by the department of agriculture.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1245, a bill for an act to amend the penalty for failure of a warehouseman to comply with the provisions of law relating to bonded warehouses for agricultural products.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1274, a bill for an act relating to the bonding of commercial fishermen.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1276, a bill for an act relating to the labeling and adulteration of honey.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1302, a bill for an act relating to the publications by the department of agriculture.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate File 1289, by committee on appropriations, a bill for an act increasing the salary of the director of the educational radio and television facility board.

Read first time and placed on calendar.

Senate File 1290, by committee on human resources, a bill for an act relating to individual and group health insurance policies and subscriber contracts for newly born children.

Read first time and placed on calendar.

Senate File 1291, by committee on county government, a bill for an act relating to public improvements by counties, and providing procedures for the levy of special assessments and issuance of bonds.

Read first time and placed on calendar.

Senate File 1292, by Senator DeKoster, a bill for an act relating to the movement of oversized structures on the highways of this state.

Read first time and passed on file.

Senate File 1293, by Senator Blouin, a bill for an act relating to the issuance of a new certificate of title for a demolished or destroyed vehicle which has been issued a certificate of inspection.

Read first time and passed on file.

Senate File 1294, by Senator Blouin, a bill for an act relating to authority of the department of social services to arrange foster

care placements for children committed to the commissioner of social services or his designee, children transferred to the custody of the department, or children whose parents or guardians have so authorized the department, permitting the department to pay foster parents directly for foster care, and authorizing the department to maintain accounts in the names of such children in which the funds of the children may be placed.

Read first time and **passed on file.**

HOUSE MESSAGES CONSIDERED

House File 1057, a bill for an act relating to the opening arguments of the attorney for the defense in criminal cases.

Read first time and **passed on file.**

House File 1089, a bill for an act relating to custody of probationers and parolees.

Read first time and **passed on file.**

House File 1132, a bill for an act relating to business corporations.

Read first time and **passed on file.**

House File 1190, a bill for an act relating to corrective changes in laws administered by the department of agriculture.

Read first time and **passed on file.**

House File 1245, a bill for an act to amend the penalty for failure of a warehouseman to comply with the provisions of law relating to bonded warehouses for agricultural products.

Read first time and **passed on file.**

House File 1274, a bill for an act relating to the bonding of commercial fishermen.

Read first time and **passed on file.**

House File 1276, a bill for an act relating to the labeling and adulteration of honey and providing a penalty.

Read first time and **passed on file.**

House File 1302, a bill for an act relating to the publications by the department of agriculture.

Read first time and **passed on file.**

REPORT OF THE CONFERENCE COMMITTEE
ON SENATE FILE 126

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House of Representatives on Senate File 126, a bill for an act relating to the educational program of schools, respectfully make the following recommendations:

That the Senate recede from amendments 1, 2, and 3 to the House amendment to Senate File 126, as amended, passed, and reprinted by the Senate.

That the House amendment to Senate File 126, as amended, passed, and reprinted by the Senate, be further amended as follows:

1. Page 1, by striking lines 10 and 11 and inserting in lieu thereof the following:

3. Page 2A, line 34, by inserting after the word "*teacher*" the words "*employed by a school corporation or county or joint county school system, or its successor agency, and receiving a salary from state and local funds*".

2. Page 1, by striking lines 12 and 13 and inserting in lieu thereof the following:

4. Page 3A, by striking lines 14 and 15 and inserting in lieu thereof the following words "*of the United States and Iowa with attention given to the role in history played by all persons, and a positive effort shall be made to reflect the achievements of women, minorities, and any others who, in the past, may have been ignored or overlooked by reason of race, sex, religion, physical disability, or ethnic background, cultures of other peoples*".

3. Page 1, by striking lines 17, 18, and 19 and inserting in lieu thereof the following:

6. Page 3A, by striking lines 26 and 27 and inserting in lieu thereof the words "*social studies with attention given to the role in history played by all persons, and a positive effort shall be made to reflect the achievements of women, minorities, and any others who, in the past, may have been ignored or overlooked by reason of race, sex, religion, physical disability, or ethnic background,*".

4. Page 1, by striking lines 24 and 25.

5. Page 2, by striking line 1 and inserting in lieu thereof the following:

9. Page 4A, lines 18 and 19, by striking the words "*include the history and contributions of minority racial and ethnic groups*" and inserting in lieu thereof the words "*give attention to the role in history played by all persons, and a positive effort shall be made to reflect the achievements of women, minorities, and any others who, in the past, may have been ignored or overlooked by reason of race, sex, religion, physical disability, or ethnic background*".

6. Page 3, line 13, by striking the word "*educational*".

7. Page 3, line 16, by striking the word "*educational*".

8. Page 3, line 20, by striking the word "*EDUCATIONAL*".
9. Page 3, line 22, by striking the word "*educational*".
10. Page 3, line 25, by striking the word "*educational*".
11. Page 4, line 3, by striking the word "*educational*".
12. Page 4, line 6, by striking the word "*educational*".

On the Part of the Senate:

ELIZABETH SHAW, Chairman
MINNETTE F. DODERER
ELIZABETH R. MILLER
JOAN Y. ORR
DALE L. TIEDEN

On the Part of the House:

DONALD L. LIPPOLD, Chairman
REID W. CRAWFORD
LESTER D. MENKE
MARY T. O'HALLORAN
JOHN E. PATCHETT

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

H. F. 1297 Appropriations
H. F. 1305 Appropriations
H. F. 1306 Appropriations
H. F. 1372 Appropriations
H. F. 1373 Appropriations
H. F. 1374 Appropriations
H. F. 1377 Appropriations
H. F. 1378 Appropriations

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on March 12, 1974, the Governor approved and transmitted to the Secretary of State the following bill:

S. F. 1075—Relating to the regulation of vehicular traffic at traffic-control signals.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which House File 416 passed the Senate on March 12, 1974.

CLIFTON C. LAMBORN

REPORTS OF INVESTIGATING COMMITTEES

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mr. Fred S. Brinkley, Jr. of Des Moines, Polk County, Iowa, for appointment as Director of the Iowa Drug Abuse Authority under the provisions of Section 3, Chapter 181, Acts of the Sixty-fifth

General Assembly, 1973 Regular Session to serve at the pleasure of the Governor, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

WILLIAM N. PLYMAT, Chairman
WILLIAM E. GLUBA
CALVIN O. HULTMAN

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Miss Virginia Harper of Fort Madison, Lee County, Iowa, for reappointment as a member of the State Board of Public Instruction under the provisions of Sections 257.1, 257.2 and 257.3, Code 1973, for the regular six-year term ending January 2, 1980, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

LOWELL JUNKINS, Chairman
WILLARD HANSEN
ELIZABETH MILLER

EXPLANATION OF VOTE

MR. PRESIDENT: I was attending a meeting in the House chamber when the votes were taken on House Files 392, 555 and 1046, and Senate Files 1223, 1113, 1227, 1120 and 1241. Had I been present in the Senate chamber I would have voted "Aye".

BART SCHWIEGER

EXPLANATION

MR. PRESIDENT: Several Senators expressed support of Senate File 1025, a bill for an act relating to the liability for damages to buried utility facilities, and wished to be listed as cosponsors. However, it was not possible to include their names as cosponsors prior to introduction of the bill.

The Senators who expressed support are Senators Priebe, Winkelman, Scott, Potter, Van Gilst, Orr, Palmer, Willits, Rodgers, Nolin, Bergman, Miller of Marshall and Tieden.

H. L. HEYING

REPORTS OF COMMITTEE

Senator Curtis submitted the following reports:

MR. PRESIDENT: Your committee on state government to which was referred **Senate File 44**, a bill for an act relating to the hiring of employees under the merit system, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

S—2419

- 1 Amend Senate File 44, page 2, by striking lines 6
- 2 through 25.

WARREN E. CURTIS, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on state government to which was referred **Senate File 1050**, a bill for an act relating to the compensation of nonlegislative members of the ethics committees, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on state government to which was referred **House File 155**, a bill for an act relating to the sale of unused right of way by the state highway commission by land contract, providing for the payment of interest thereon, and taxation of land sold on contract, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on state government to which was referred **House File 414**, a bill for an act permitting a flashing blue light to be used on a fire-fighting vehicle, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

S—2424

- 1 Amend House File 414 as follows:
- 2 1. Page 1, line 5 by striking the words and figures
- 3 "subsection two (2)" and inserting in lieu thereof
- 4 the words and figures "subsections two (2), three (3),
- 5 four (4), and five (5)".
- 6 2. Page 1, line 6 by striking the word "is" and in-
- 7 serting in lieu thereof the word "are".
- 8 3. Page 1, by striking lines 7 through 13 and
- 9 inserting in lieu thereof the following:
- 10 2. A motor vehicle operated by a member of an
- 11 organized [volunteer] fire department, *paid or volunteer*,
- 12 may be equipped with a lamp of any type or device
- 13 thereon displaying a [flashing] blue light when such
- 14 motor vehicle is duly authorized as hereinafter pro-
- 15 vided and while such motor vehicle is in actual use
- 16 [for] *at a fire or other fire emergency [service] such*
- 17 *as operating an emergency rescue unit or an ambulance*
- 18 *and the use of any type blue light or device shall be*
- 19 *restricted to fire service vehicles only.*
- 20 3. No [volunteer fireman] *fire fighter* shall be
- 21 permitted to display a [flashing] blue light upon a
- 22 motor vehicle as hereinbefore provided except while
- 23 actually enroute to the scene of a fire or other
- 24 *fire emergency requiring his services as a [volunteer*
- 25 *fireman] fire fighter* and unless he shall be an active

Page 2

1 member of an organized [volunteer] fire department and
 2 shall have been authorized in writing to so display a
 3 [flashing] blue light by the commissioner.

4 4. The commissioner is hereby empowered to auth-
 5 orize the display of a [flashing] blue light of *any type*
 6 upon a privately owned light delivery truck, panel
 7 delivery truck, pickup, station wagon, or passenger
 8 type motor vehicle [except a motorcycle or motor
 9 bicycle], owned or usually operated by a [volunteer
 10 fireman] *fire fighter*, and to issue a certificate of
 11 authorization therefor, upon written request being
 12 made on forms provided by the department and showing
 13 necessity for such authorization. Such written
 14 request shall be accompanied by a statement in writing
 15 by the chief of the [volunteer] fire department of
 16 which the applicant is a member certifying that the
 17 applicant is an active member in good standing in
 18 said [volunteer] fire department and recommending that
 19 such authorization be granted. Such certificate of
 20 authorization issued by the commissioner shall be at
 21 all times carried with the certificate of registra-
 22 tion of the vehicle to which it refers and shall
 23 expire at midnight on the thirty-first day of December
 24 [in] *five years from* the year in which it was issued.
 25 The commissioner may at any time revoke such certi-

Page 3

1 ficate of authorization upon a showing of abuse thereof
 2 or upon notification by the certifying fire chief that
 3 applicant has ceased to be an active member of the
 4 [volunteer] fire department.

5 5. The provisions of subsection 1 of this section
 6 shall not apply to the use of a [flashing] blue light
 7 on a motor vehicle so authorized by the commissioner,
 8 but such [flashing] blue light shall not be used except
 9 when such motor vehicle is actually enroute to the
 10 scene of a fire or other emergency requiring the
 11 services of a [volunteer fireman] *fire fighter*.

WARREN E. CURTIS, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on state government to which was referred **House File 425**, a bill for an act relating to pensions, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on state government to which was

referred **House File 531**, a bill for an act abolishing the revolutionary war memorial, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on state government to which was referred **House File 733**, a bill for an act relating to the practice of medicine and surgery, osteopathic medicine and surgery, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2399

- 1 Amend Senate File 129, page 1, line 13, by insert-
- 2 ing after the word "*income*" the words "*, for the*
- 3 *purpose of determining eligibility for the exemption*
- 4 *provided in this section,*".

LEONARD C. ANDERSEN

S—2411

- 1 Amend Senate File 1016 as follows:
- 2 1. Page 1, line 1, by striking the word
- 3 "extended".
- 4 2. Page 2, by striking lines 1 through 19 and
- 5 inserting in lieu thereof the following:
- 6 "Section 1. Section ninety-six point three,
- 7 (96.3), subsection five (5), Code 1973, is amended
- 8 as follows:
- 9 5. DURATION OF BENEFITS. The maximum total
- 10 amount of benefits payable to any eligible individual
- 11 during any benefit year shall not exceed the total
- 12 of the wage credits accrued to his account during his
- 13 base period, or [twenty-six] *thirty-nine* times his
- 14 weekly benefit amount, whichever is the lesser.
- 15 *In any case in which a claimant receives benefits*
- 16 *during a benefit year in excess of twenty-six*
- 17 *times his weekly benefit amount, no charge of benefits*
- 18 *paid to such claimant in excess of twenty-six times*
- 19 *his weekly benefit amount shall be made against*
- 20 *the account of such employer. The provisions*
- 21 *of this subsection shall apply to all benefit years*
- 22 *beginning after April 14, 1974, and the insured*
- 23 *status of all claimants who have a benefit year*
- 24 *current on and after April 15, 1974, shall be*
- 25 *determined where necessary so that benefits shall*

Page 2

- 1 *be paid in accordance with these provisions. The*
- 2 *commission shall maintain a separate account for each*
- 3 *individual who earns wages in insured work. The*

4 commission shall compute wage credits for each
 5 individual by crediting his accounts with one-third
 6 of the wages for insured work paid him during his
 7 base period. Benefits paid to an eligible individual
 8 shall be charged against the base period wage
 9 credits in his account which have not been previously
 10 charged hereunder, in the same chronological order as
 11 the wages on which such wage credits are based were
 12 paid."

GENE W. GLENN

S—2401

1 Amend Senate File 1021 as follows:

2 1. Page 2, by inserting after line 10 the following:

3 Sec. Section one hundred seventy-three point one
 4 (173.1), Code 1973, is amended by striking the section
 5 and inserting in lieu thereof the following:

6 173.1 STATE FAIR BOARD. The Iowa state fair board
 7 shall consist of seven members appointed by the governor
 8 with the approval of two-thirds of the members of the
 9 senate. The board members shall be electors of this
 10 state and not more than four members when appointed
 11 shall be members of the same political party which has
 12 the largest membership in the senate.

13 Before the names of the appointees of the Iowa state
 14 fair board are submitted for approval of the senate, the
 15 governor shall select one appointee to be the state fair
 16 manager and another appointee to be assistant state fair
 17 manager. The manager shall serve as chairman of the board
 18 and the assistant manager shall serve as vice chairman.

19 2. Page 2, by striking lines 11 through 26.

20 3. Page 2, by inserting after line 26 the follow-
 21 ing:

22 Sec. Section one hundred seventy-three point
 23 six (173.6), Code 1973, is amended by striking the sec-
 24 tion and inserting in lieu thereof the following:

25 173.6 TERMS OF OFFICE. The term of office for the

Page 2

1 members of the Iowa state fair board shall be four
 2 years. The term of office of each member shall commence
 3 on July first after his appointment is approved by the
 4 senate and shall continue until his successor is
 5 appointed and approved. However, the members of the
 6 initial board appointed by the governor shall take
 7 office immediately upon appointment, subject to
 8 approval by two-thirds of the members of the senate.

9 Sec. Section one hundred seventy-three point
 10 seven (173.7), Code 1973, is amended by striking the
 11 section and inserting in lieu thereof the following:

12 173.7 VACANCIES. If a vacancy occurs during the
 13 term of office of any member of the Iowa state fair
 14 board except the state fair manager, the governor shall
 15 immediately appoint a successor for the balance of the
 16 unexpired term, subject to approval by two-thirds of the
 17 senate. If a vacancy occurs in the office of the state

18 fair manager, the governor shall immediately appoint a
 19 successor from the membership of the existing board,
 20 subject to approval by two-thirds of the senate. The
 21 assistant state fair manager shall act as the state
 22 fair manager during the vacancy.

23 Sec. Section one hundred seventy-three point
 24 eight (173.8), Code 1973, is amended to read as
 25 follows:

Page 3

1 173.8 [ELECTIVE] MEMBERS—COMPENSATION. The mem-
 bers

2 of the board [elected at the annual convention] shall be
 3 allowed thirty dollars a day and necessary traveling and
 4 hotel expenses for attending the meetings of the board
 5 and for services rendered in carrying on the state fair.

6 Sec. Section one hundred seventy-three point
 7 nine (173.9), subsection one (1), Code 1973, is amended
 8 to read as follows:

9 1. Keep a complete record of [the annual convention
 10 and of] all meetings of the board.

11 Sec. Section one hundred seventy-three point
 12 ten (173.10), Code 1973, is amended to read as follows:

13 173.10 SALARY OF MANAGER, ASSISTANT MANAGER, AND
 14 SECRETARY. The *state fair manager, assistant fair
 15 manager, and secretary* shall receive such salary as
 16 fixed by the general assembly.

17 Sec. Section one hundred seventy-three point
 18 eleven (173.11), subsection one (1), Code 1973, is
 19 amended to read as follows:

20 1. Keep a correct account of the receipts and dis-
 21 bursements of all moneys belonging to the board, *using
 22 standard accounting methods.*

23 Sec. Section one hundred seventy-three point
 24 thirteen (173.13), Code 1973, is amended to read as
 25 follows:

Page 4

1 173.13 EXECUTIVE COMMITTEE—MEETINGS. The [presi-

2 dent, vice-president] *state fair manager, assistant state
 3 fair manager, and secretary* shall constitute an execu-
 4 tive committee, which shall transact such business as
 5 may be delegated to it by the board. The [president]
 6 *state fair manager* may call meetings of the board or
 7 executive committee when the interests of the work
 8 require it.

9 Sec. Section one hundred seventy-three point
 10 fourteen (173.14), subsections two (2), five (5), six
 11 (6), and seven (7), Code 1973, are amended to read as
 12 follows:

13 2. Regulate the construction *and operation of*
 14 [street railways] *public transportation* within said
 15 grounds [and determine the motive power by which the
 16 same shall be propelled].

17 5. Take and hold property by gift, device, or

18 bequest for fair purposes, and the [president] *state fair*
 19 *manager*, secretary, and treasurer of the board shall
 20 have charge and control of the same, subject to the
 21 action of the board. Such officers shall give bonds as
 22 required in the case of executors, to be approved by
 23 the board and filed with the secretary of state.

24 6. [The state fair board may grant] *Grant* a written
 25 permit to such persons as it deems proper to sell

Page 5

1 [fruit, provisions] *food stuffs, beverages*, and other
 2 articles not prohibited by law, under such regulations
 3 as the board may prescribe.

4 7. [The president of the state fair board may appoint]
 5 *Appoint* such number of special police as [he] *it* may deem
 6 necessary and such officers are hereby vested with the
 7 powers and charged with the duties of peace officers.

8 Sec. Section one hundred seventy-three point
 9 sixteen (173.16), Code 1973, is amended to read as
 10 follows:

11 173.16 MAINTENANCE OF STATE FAIR. *All receipts from*
 12 *the operations of the Iowa state fair and other use of*
 13 *the fairgrounds facilities shall be paid to the treasur-*
 14 *er of state and credited by him to the general fund of*
 15 *the state.* All expenses incurred in maintaining the
 16 state fairgrounds and in conducting the annual fair
 17 thereon, including the compensation and expenses of the
 18 officers, members, and employees of the board, shall be
 19 recorded by the secretary and paid from [the state fair
 20 receipts, unless a specific appropriation has been pro-
 21 vided for such purpose] *an appropriation of the general*
 22 *assembly.* An individual member of the state fair board
 23 shall not be personally liable because of any act per-
 24 formed or debt created by action of the board in carry-
 25 ing out the purposes and provisions of this chapter.

Page 6

1 Sec. Section one hundred seventy-three point
 2 seventeen (173.17), Code 1973, is amended to read as
 3 follows:

4 173.17 CLAIMS. The board shall prescribe rules for
 5 the presentation and payment of claims out of the [state
 6 fair receipts and other funds of the board] *appropriation*
 7 *made by the general assembly* and no claim shall be
 8 allowed which does not comply therewith.

9 Sec. Section one hundred seventy-three point
 10 eighteen (173.18), Code 1973, is amended to read as
 11 follows:

12 173.18 WARRANTS. No claim shall be paid by the
 13 treasurer except upon a warrant signed by the [president]
 14 *state fair manager* and secretary of the board, but this
 15 section shall not apply to the payment of state fair
 16 premiums.

17 Sec. Section one hundred seventy-three point
 18 nineteen (173.19), Code 1973, is amended to read as
 19 follows:

20 173.19 AUDITING OF ACCOUNTS. Prior to the [annual
 21 convention] *presentation of the annual report*, the
 22 auditor of state shall examine and report to the
 23 executive council upon all financial affairs of the
 24 board.
 25 Sec. Section one hundred seventy-three point

Page 7

1 twenty (173.20), Code 1973, is amended to read as
 2 follows:
 3 173.20 REPORT. The board shall file each year with
 4 the [department of agriculture] *secretary of the senate*
 5 and *chief clerk of the house*, at such time as the
 6 [department] *general assembly* may specify, a report
 7 containing such information relative to the state fair
 8 and exposition and the district and county fairs as the
 9 [department] *general assembly* may require.
 10 Sec. Section one hundred seventy-three point
 11 twenty-one (173.21), Code 1973, is amended by striking
 12 subsection two (2).
 13 Sec. Sections one hundred seventy-three point
 14 two (173.2), one hundred seventy-three point three
 15 (173.3), one hundred seventy-three point four (173.4),
 16 and one hundred seventy-three point five (173.5), Code
 17 1973, are repealed.
 18 4. Renumber the bill section numbers accordingly.

MICHAEL T. BLOUIN
 WILLIAM D. PALMER
 CLOYD E. ROBINSON
 MINNETTE DODERER

S—2407

1 Amend Senate File 1094 as follows:
 2 1. Page 2, line 31, by striking the word "hardship"
 3 and inserting in lieu thereof the word "injury".
 4 2. Page 2, line 32, by adding before the period the
 5 following:
 6 "or whenever necessary to maintain the status quo
 7 during the pendency of the case before the Iowa civil
 8 rights commission".

MINNETTE F. DODERER

S—2403

1 Amend Senate File 1108, page 2, line 5 by
 2 striking the words "[ten] *twenty*" and inserting in
 3 lieu thereof the word "ten".

EARL M. WILLITS

S—2402

1 Amend the House amendment to Senate File 1121 by
 2 striking lines 3 through 5 and inserting in lieu
 3 thereof the following: "changes in the election
 4 laws enacted by the 1974 Session of the Sixty-fifth
 5 General Assembly which shall have been enacted under
 6 House File 1399 shall be included in the printing of
 7 the election law booklet authorized by this Act.

LUCAS J. DeKOSTER

S—2410

- 1 Amend Senate File 1150 as follows:
 2 1. Page 49, by striking lines 21 through 28,
 3 inclusive and inserting in lieu thereof the following:
 4 "Sec. 2404. *NEW SECTION. CARRYING WEAPONS.*
 5 Within the limits of any city a person who goes
 6 armed with a dangerous weapon, whether concealed or
 7 not, commits an aggravated misdemeanor, provided
 8 that this section shall not apply to any of the
 9 following:
 10 2. Page 50, by striking lines 6 through 8, inclusive
 11 and inserting in lieu thereof the following:
 12 "concealed on the person."
 13 3. Page 50, line 10, by inserting after the word
 14 "vehicle" the words "or common carrier".
 15 4. Page 50, line 13, by inserting after the word
 16 "vehicle" the words "or common carrier".
 17 5. Page 50, by striking lines 14 through 17,
 18 inclusive and inserting in lieu thereof the following:
 19 "6. Any person while he is lawfully engaged
 20 in transporting or using dangerous weapons for
 21 sale, trade, repair, modification, display, target
 22 practice or hunting."
 23 6. Page 50, line 29, by striking the words "PERMITS
 24 TO CARRY WEAPONS." and inserting in lieu thereof
 25 the following: "PROFESSIONAL PERMITS TO CARRY

Page 2

- 1 WEAPONS."
 2 7. Page 51, line 10, by striking the words
 3 "TEMPORARY PERMITS." and inserting in lieu thereof
 4 the following: "NONPROFESSIONAL PERMITS."
 5 8. Page 51, line 12, by striking the word
 6 "temporary" and inserting in lieu thereof the word
 7 "nonprofessional".
 8 9. Page 51, line 15, by striking the word "annual"
 9 and inserting in lieu thereof the word "professional".
 10 10. Page 51, by striking lines 18, 19 and 20 and
 11 inserting in lieu thereof the following: "so
 12 issued shall expire twelve months after the date
 13 when issued. Permits issued under this section
 14 shall not be subject to the provisions of section
 15 two thousand four hundred seven (2407) of this
 16 Act."
 17 11. Page 51, line 32, by striking the words
 18 "an annual or temporary" and inserting in lieu
 19 thereof the following: "a professional or non-
 20 professional".
 21 12. Page 52, line 7, by striking "an annual or
 22 temporary" and inserting in lieu thereof the
 23 following: "a professional or nonprofessional".
 24 13. Page 52, line 27, by striking the words
 25 "or temporary permits".

Page 3

- 1 14. Page 53, line 3, by inserting after the period

- 2 the following: "Renewal permits shall be issued
3 for a fee of one dollar."
4 15. Page 53, line 5, by striking the words
5 "or temporary permit".

DALE L. TIEDEN

S—2417

- 1 Amend Senate File 1264 as follows:
2 1. Page 9, line 26, by striking the word "creditor"
3 and inserting in lieu thereof the word "person".
4 2. Page 9, line 30, by striking the word "creditor"
5 and inserting in lieu thereof the word "person".
6 3. Page 9, line 33, by striking the word "creditor"
7 and inserting in lieu thereof the word "person".

ELIZABETH SHAW

S—2425

- 1 Amend Senate File 1264 as follows:
2 1. Page 21, line 15, by striking lines 15 through
3 18 and inserting in lieu thereof the following:
4 "pursuant to a license issued under chapters five
5 hundred twenty-four (524), five hundred thirty-three
6 (533), five hundred thirty-four (534), five hundred
7 thirty-six (536) or five hundred thirty-six A (536A)
8 of the Code."
9 2. Page 21, by inserting after line 22 the follow-
10 ing:
11 45. "Supervised loan licensee" means a person
12 licensed or otherwise authorized to engage in the
13 businesses designated in chapter five hundred thirty-
14 six (536) or chapter five hundred thirty-six A (536A)
15 of the Code.
16 3. Page 26, by striking lines 17 through 20 and
17 inserting in lieu thereof the following:
18 "LOANS. In this Act, 'issuing authority' means
19 the agency designated in chapter five hundred thirty-
20 six (536) or five hundred thirty-six A (536A) of the
21 Code to issue licenses pursuant to that chapter. Un-
22 less a person is a supervised financial organiza-".
23 4. Page 26, line 21, by striking the word "super-
24 intendent" and inserting in lieu thereof the words
25 "licensing authority".

Page 2

- 1 5. Page 26, line 34, by striking the word "**super-**
2 **intendent**" and inserting in lieu thereof the words
3 "**licensing authority**".
4 6. Page 27, line 2, by striking the word "super-
5 intendent" and inserting in lieu thereof the words
6 "**licensing authority**".
7 7. Page 27, by striking line 3 and inserting in
8 lieu thereof the words "by the information prescribed
9 in chapter five hundred thirty-six (536) or chapter
10 five hundred thirty-six A (536A), whichever is
11 applicable."
12 8. Page 27, by striking lines 4 through 35.

- 13 9. Page 28, by striking lines 1 through 35.
 14 10. Page 29, by striking lines 1 through 35.
 15 11. Page 30, by striking lines 1 through 35.
 16 12. Page 31, by striking lines 1 through 35.
 17 13. Page 32, by striking lines 1 through 13.
 18 14. Page 32, by striking lines 24 through 34.
 19 15. Page 33, by striking lines 23 through 35.
 20 16. Page 34, by striking lines 1 through 4.
 21 17. Page 85, by striking lines 12 through 15 and
 22 inserting in lieu thereof the following:
 23 "subsection two (2) of this section. The admin-
 24 istrator and any official or agency of this state
 25 having supervisory authority over a supervised

Page 3

- 1 financial organization or other lender shall give
 2 prompt notice".
 3 18. Page 86, by striking lines 27 through 30, and
 4 inserting in lieu thereof the following:
 5 "The administrator and any official or agency of
 6 this state having supervisory authority over a super-
 7 vised financial organization or other lender shall give
 8 prompt notice to a creditor of any errors".
 9 19. Page 90, by striking lines 25 through 27, and
 10 inserting in lieu thereof the following:
 11 "means the administrator of consumer credit protec-
 12 tion within the consumer fraud division of the office
 13 of the attorney general."
 14 20. Page 92, by striking lines 24 through 31, and
 15 inserting in lieu thereof the following:
 16 (1) With respect to supervised financial organiza-
 17 tions and supervised loan licenses, the powers of
 18 examination and investigation, section six point one
 19 hundred six (6.106), and administrative enforcement,
 20 section six point one hundred eight (6.108), shall
 21 be exercised by the official or agency to whose
 22 supervision the organization is subject. All other
 23 powers of the administrator under this Act may be
 24 exercised by him with respect to a supervised
 25 financial organization.

Page 4

- 1 21. Page 93, line 2, by striking the word "obtain"
 2 and inserting in lieu thereof the word "request".
 3 22. Page 93, line 9, by inserting after the word
 4 "jointly" the words "pursue investigations,".
 5 23. Page 93, by striking line 16, and inserting
 6 in lieu thereof the following:
 7 "is subject to action by the administrator, he may
 8 make an investigation".
 9 24. Page 103, by striking lines 21 and 22 and in-
 10 serting in lieu thereof the following:
 11 4. "Administrator" means the administrator of
 12 consumer credit protection.
 13 25. Page 109, line 18, by striking the words
 14 "DEPARTMENT CREATED,".

- 15 26. Page 109, by striking lines 22 through 35.
 16 27. Page 110, by striking lines 1 through 35.
 17 28. Page 111, by striking lines 1 through 35.
 18 29. Page 112, by striking lines 1 through 35.
 19 30. Page 113, by striking lines 1 through 35.
 20 31. Page 114, by striking lines 1 through 19.
 21 32. Page 114, by striking lines 24 through 35,
 22 and inserting in lieu thereof the following:
 23 1. "Administrator" means the attorney general or
 24 his designee.
 25 2. "Division" means the division of consumer

Page 5

- 1 fraud and consumer credit protection in the office of
 2 the attorney general.
 3 33. Page 115, by striking lines 1 through 33.
 4 34. Page 116, by striking lines 7 through 15.
 5 35. Page 116, line 17, by striking the syllable
 6 "di-" and inserting in lieu thereof the word
 7 "comptroller."
 8 36. Page 116, line 18, by striking "rector."
 9 37. Page 116, line 22, by inserting after the word
 10 "secretary" the words "and attorneys".
 11 38. Page 116, line 23, by striking the syllable
 12 "di-" and inserting in lieu thereof the word
 13 "comptroller."
 14 39. Page 116, line 24, by striking "rector."
 15 40. Page 35, line 35, by striking the word "di-
 16 rector" and inserting in lieu thereof the words
 17 "secretary of state".
 18 41. Page 117, by striking lines 7 through 10.
 19 42. Page 117, by striking lines 1 through 35.
 20 43. Page 118, by striking lines 1 through 7.
 21 44. Page 118, by striking lines 24 and 25 and in-
 22 serting in lieu thereof the following:
 23 a. in actions or proceedings brought by the admin-
 24 istrator or other officer or agency of the state re-
 25 sponsible for enforcing this Act.

Page 6

- 1 45. Page 119, by striking lines 5 through 34.
 2 46. Page 120, by inserting before line 1 the
 3 following:
 4 Sec. Chapter five hundred thirty-six (536),
 5 Code 1973, is amended by adding the following new
 6 sections:
 7 *NEW SECTION. DEFINITIONS.* As used in this part,
 8 unless the context otherwise requires:
 9 1. "Administrator" means the administrator of con-
 10 sumer credit protection designated in section six
 11 point one hundred three (6.103) of this Act.
 12 2. "Licensee" means a person licensed under this
 13 chapter. A license hereunder is also a supervised
 14 loan licensee as defined and used in the Iowa con-
 15 sumer credit code.
 16 *NEW SECTION. ENFORCEMENT OF IOWA CONSUMER*

CREDIT

17 CODE.

18 1. The superintendent shall enforce the Iowa con-
 19 sumer credit code with respect to holders of chattel
 20 loan licensees, as provided in section six point one
 21 hundred five (6.105) of this Act.

22 2. The superintendent shall cooperate with the
 23 administrator, and shall assist the administrator
 24 whenever necessary, to provide for the discharge of the
 25 duties of the administrator.

Page 7

1 3. The superintendent may authorize to be furnished
 2 to the administrator, access to or copies of records
 3 in the possession of the superintendent or other per-
 4 sons which relate to a person licensed under this
 5 chapter.

6 47. Page 120, by striking lines 1 through 35.

7 48. Page 121, by striking lines 1 through 35.

8 49. Page 122, by striking lines 1 through 35.

9 50. Page 123, by striking lines 1 through 35.

10 51. Page 124, by striking lines 1 through 35.

11 52. Page 125, by striking lines 1 through 35.

12 53. Page 126, by striking lines 1 through 35.

13 54. Page 127, by striking lines 1 through 35.

14 55. Page 128, by striking lines 1 through 35.

15 56. Page 129, by inserting before line 6, the
 16 following:

17 Sec. Chapter five hundred thirty-three (533),
 18 Code 1973, is amended by adding the following new
 19 sections:

20 *NEW SECTION. DEFINITIONS.* As used in this part
 21 unless the context otherwise requires:

22 1. "Administrator" means the administrator of con-
 23 sumer credit protection designated in section six
 24 point one hundred three (6.103) of this Act.

25 2. "Credit union" means a person having a

Page 8

1 certificate of approval issued pursuant to this chapter.

2 A credit union is also a supervised financial organiza-
 3 tion as defined and used in the Iowa consumer credit
 4 code.

5 *NEW SECTION. ENFORCEMENT OF IOWA CONSUMER
 CREDIT*

6 CODE.

7 1. The superintendent shall enforce the Iowa con-
 8 sumer credit code with respect to credit unions, as
 9 provided in section six point one hundred five (6.105)
 10 of this Act.

11 2. The superintendent shall cooperate with the ad-
 12 ministrator, and shall assist the administrator when-
 13 ever necessary to provide for the discharge of the
 14 duties of the administrator.

15 3. The superintendent may authorize to be furnished
 16 to the administrator, access to or copies of records

- 17 in the possession of the superintendent or other
- 18 persons which relate to a credit union.
- 19 57. Page 129, by striking lines 6 through 35.
- 20 58. Page 130, by striking lines 1 through 35.
- 21 59. Page 131, by striking lines 1 through 35.
- 22 60. Page 132, by striking lines 1 through 35.
- 23 61. Page 133, by striking lines 1 through 35.
- 24 62. Page 134, by striking lines 1 through 35.
- 25 63. Page 135, by striking lines 1 through 35.

Page 9

- 1 64. Page 136, by striking lines 1 through 35.
- 2 65. Page 137, by striking lines 1 through 35.
- 3 66. Page 138, by striking lines 1 through 35.
- 4 67. Page 139, by striking lines 1 through 35.
- 5 68. Page 140, by striking lines 1 through 15.
- 6 69. Page 140, by striking line 17.
- 7 70. Page 140, by striking lines 21 and 22.
- 8 71. Page 140, by striking lines 26 through 29.
- 9 72. Page 140, by striking lines 31 and 32 and in-
- 10 serting in lieu thereof the following:
- 11 "tor of consumer credit protection in the consumer
- 12 fraud division of the office of the attorney general."
- 13 73. Page 140, by striking lines 33 and 34.
- 14 74. Page 141, by striking lines 8 through 13 and
- 15 inserting in lieu thereof the following:
- 16 "to the administrator, records or other information
- 17 in the possession of the superintendent or other per-
- 18 sons which relate to persons subject to regulation
- 19 under this chapter."
- 20 75. Page 141, by striking lines 23 through 26.
- 21 76. Page 141, line 27, by striking the words
- 22 "from the bank."
- 23 77. Page 141, by striking lines 31 through 35,
- 24 and inserting in lieu thereof the following:
- 25 "The superintendent shall enforce the Iowa con-

Page 10

- 1 sumer credit code as provided in section six point
- 2 one hundred five (6.105) of this Act, against a person
- 3 subject to regulation under this chapter."
- 4 78. Page 142, by striking lines 1 through 35.
- 5 79. Page 143, by striking lines 1 through 10.
- 6 80. Page 143, by striking line 12.
- 7 81. Page 143, by striking lines 13 through 17.
- 8 82. Page 143, line 20 by striking the word "sub-
- 9 sections" and inserting in lieu thereof the word "sub-
- 10 section".
- 11 83. Page 143, by striking lines 21 through 28.
- 12 84. Page 143, by striking lines 30 and 31 and
- 13 inserting in lieu thereof the following:
- 14 "of consumer credit protection in the consumer
- 15 fraud division of the office of the attorney general."
- 16 85. Page 143, by striking lines 34 and 35.
- 17 86. Page 144, by striking lines 1 through 35.
- 18 87. Page 145, by striking lines 1 through 20.

19 88. Page 145, line 22 by striking the word "super-
20 intentent" and inserting in lieu thereof the word
21 "auditor".

22 89. Page 145, line 25, by striking the word "super-
23 intentent" and inserting in lieu thereof the word
24 "auditor".

25 90. Page 145, by striking lines 26 through 32 and

Page 11

1 inserting in lieu thereof the following:

2 "authorize to be furnished to the administrator,
3 records in the possession of the auditor or other
4 persons which relate to a person subject to regulation
5 under this chapter."

6 91. Page 145, by striking lines 33 through 35.

7 92. Page 146, by striking lines 1 through 35.

8 93. Page 147, by striking lines 1 through 35.

9 94. Page 148, by striking lines 1 through 35.

10 95. Page 149, by striking lines 1 through 35.

11 96. Page 150, by striking lines 1 through 35.

12 97. Page 151, by striking lines 1 through 35.

13 98. Page 152, by striking lines 1 through 33.

14 99. Page 153, line 3, by striking the word "super-
15 intentent" and inserting in lieu thereof the word
16 "auditor".

17 100. Page 153, line 6, by striking the word "super-
18 intentent" and inserting in lieu thereof the word
19 "auditor".

20 101. Page 153, by striking lines 8 through 12 and
21 inserting in lieu thereof the following:

22 "protection. The auditor shall enforce the Iowa
23 consumer credit code as provided in section six point
24 one hundred five (6.105) of this Act. A violation
25 of the Iowa".

Page 12

1 102. Page 153, line 16, by striking the word
2 "superintendent." and inserting in lieu thereof the
3 word "auditor." and striking the remainder of the
4 sentence.

5 103. Page 153, by striking lines 17 through 35.

6 104. Page 154, by striking lines 1 through 35.

7 105. Page 155, by striking lines 1 through 35.

8 106. Page 156, by striking lines 1 through 35.

9 107. Page 157, by striking lines 1 through 35.

10 108. Page 158, by striking lines 1 through 19.

11 109. Page 158, by striking lines 22 through 31.

12 110. By renumbering sections and correcting in-
13 ternal references in accordance with this amendment.

WARREN E. CURTIS

S—2412

1 Amend Senate File 1264, as follows:

2 1. Page 23, line 25, by striking the word

3 "Twenty-one" and insert in lieu thereof the

4 word "Eighteen".

- 5 2. Page 23, line 28, by striking the word
6 "Fifteen" and insert in lieu thereof the word
7 "Twelve".
8 3. Page 23, by striking lines 31 and 32.
9 4. Page 35, line 9, by striking the word
10 "Twenty-one" and insert in lieu thereof the
11 word "Eighteen".
12 5. Page 35, line 12, by striking the word
13 "Fifteen" and insert in lieu thereof the word
14 "Twelve".
15 6. Page 35, by striking lines 15 and 16.

WILLIAM D. PALMER

S—2431

- 1 Amend Senate File 1264 as follows:
2 1. Page 35, line 1, by inserting after the word
3 "Act," the words "and except as provided with respect
4 to the maximum finance charge for loans by a credit
5 union prescribed in subsection seven (7) of this sec-
6 tion,".
7 2. Page 36, by inserting after line 30, the follow-
8 ing:
9 7. A corporation authorized pursuant to chapter five
10 hundred thirty-three (533) of the Code to transact
11 business in this state as a credit union, with respect
12 to a supervised loan, may contract for and receive a
13 finance charge calculated according to the actuarial
14 method not exceeding fifteen percent per year on the
15 unpaid balances of the amount financed.

WILLIAM E. GLUBA

S—2408

- 1 Amend Senate File 1264, page 39, line 19, by
2 striking the word "Five" and inserting in lieu
3 thereof the words "One and one-half".

WILLIAM D. PALMER

S—2427

- 1 Amend Senate File 1264 as follows:
2 1. Page 56, insert after line 19 the following new
3 section:
4 Sec..... **NEW SECTION. BILINGUAL DISCLOSURES.**
5 1. The disclosures required by this Act and any
6 other law with respect to goods or services which are
7 the subject of a consumer credit transaction shall be
8 given in writing both in English and in a language
9 other than English if the other language is the
10 principal language of the consumer to whom the dis-
11 closure is required to be made, and if the creditor
12 required to give the disclosure uses the other language
13 in any advertisement or other solicitation of the con-
14 sumer, or in any printed writing, for use by the con-
15 sumer, or in any face-to-face negotiation with the
16 consumer.
17 2. The administrator may develop and make available
18 standard forms utilizing proper translations of terms
19 which are required to be disclosed in languages other

- 20 than English pursuant to this section.
 21 2. Renumber sections and correct internal refer-
 22 ences in accordance with this amendment.

WILLIAM E. GLUBA

S—2415

- 1 Amend Senate File 1264, page 64, by striking
 2 lines 28 through 31 and inserting in lieu thereof
 3 the following: "Act; unless the consumer has agreed
 4 in writing not to assert".

CALVIN O. HULTMAN
 W. R. RABEDAUX
 KARL NOLIN

S—2428

- 1 Amend Senate File 1264 as follows:
 2 1. Page 70, lines 4 and 5, strike the words "one
 3 thousand seven hundred fifty" and insert in lieu
 4 thereof the words "two thousand".
 5 2. Page 70, lines 15 and 16, strike the words
 6 "one thousand seven hundred fifty" and insert in
 7 lieu thereof the words "two thousand".
 8 3. Page 70, lines 30 and 31, strike the words "one
 9 thousand seven hundred fifty" and insert in lieu
 10 thereof the words "two thousand".

WILLIAM E. GLUBA

S—2409

- 1 Amend Senate File 1264, page 73, by inserting after
 2 line 21 the following:
 3 5. A judgment creditor who has completed all other
 4 procedures to enforce a judgment by garnishment shall
 5 notify the employer of the consumer as to the portion of
 6 the consumer's earnings for a pay period which are
 7 exempt from garnishment under the provisions of this
 8 section, and shall direct the employer as to the time
 9 and manner in which the employer shall pay the non-
 10 exempt earnings to the creditor.

WILLIAM D. PALMER

S—2416

- 1 Amend Senate File 1264 as follows:
 2 1. Page 81, line 34, strike the word "creditor" and
 3 insert in lieu thereof the word "person".
 4 2. Page 83, line 34, strike the word "creditor" and
 5 insert in lieu thereof the word "person".
 6 3. Page 84, line 8, strike the word "creditor" and
 7 insert in lieu thereof the word "person".
 8 4. Page 84, line 12, strike the word "creditor" and
 9 insert in lieu thereof the words "person who contracted
 10 for or received the charge".
 11 5. Page 85, line 1, strike the word "creditor" and
 12 insert in lieu thereof the word "person".
 13 6. Page 85, line 3, strike the word "creditor" and
 14 insert in lieu thereof the word "person".
 15 7. Page 85, line 5, strike the word "creditor" and

- 16 insert in lieu thereof the word "person".
 17 8. Page 85, line 16, strike the word "creditor" and
 18 insert in lieu thereof the word "person".
 19 9. Page 85, line 18, strike the word "creditor" and
 20 insert in lieu thereof the word "person".
 21 10. Page 85, line 19, strike the word "creditor"
 22 and insert in lieu thereof the word "person".
 23 11. Page 85, line 20, strike the word "creditor"
 24 and insert in lieu thereof the word "person".
 25 12. Page 85, line 25, strike the word "creditor"

Page 2

- 1 and insert in lieu thereof the word "person".
 2 13. Page 103, strike lines 25 through 27.
 3 14. Page 106, line 10, strike the word "debtor"
 4 and insert in lieu thereof the word "debt".

ELIZABETH SHAW

S—2418

- 1 Amend Senate File 1264 as follows:
 2 1. Page 85, line 19, by inserting after the word
 3 "creditor" the words "or debt collector".
 4 2. Page 85, line 2, by inserting after the word
 5 "creditor" the words "or debt collector".

ELIZABETH SHAW

S—2429

- 1 Amend Senate File 1264, page 90, line 31, by strik-
 2 ing the word "may" and inserting in lieu thereof the
 3 word "shall".

WILLIAM E. GLUBA

S—2430

- 1 Amend Senate File 1264, page 93, line 16, by strik-
 2 ing the words "he may" and inserting in lieu thereof
 3 the words "or upon receipt of a written complaint
 4 signed by ten or more consumers, the administrator
 5 shall".

WILLIAM E. GLUBA

S—2420

- 1 Amend Senate File 1264, as follows:
 2 1. Page 115, lines 17 and 18 by striking
 3 the words ", subject to removal at the pleasure
 4 of the governor".
 5 2. Page 117, line 18, by striking the
 6 word "six" and inserting in lieu thereof the
 7 word "seven".
 8 3. Page 117, line 22, by striking the
 9 word "two" and inserting in lieu thereof the
 10 word "four".

MINNETTE DODERER
 JAMES V. GALLAGHER
 NORMAN RODGERS**S—2423**

- 1 Amend Senate File 1264, as follows:

- 2 1. Page 121, lines 2, 3 and 4 by striking
 3 the words “, and no person shall be appointed
 4 who has not had at least five years experience in
 5 small loan or industrial loan company management,
 6 examination or supervision”.
 7 2. Page 121, lines 8 and 9 by striking
 8 the words “, subject to removal at the pleasure
 9 of the governor”.
 10 3. Page 121, line 21, by striking the
 11 words “governor and comptroller” and inserting
 12 in lieu thereof the words “merit employment
 13 department”.

MINNETTE DODERER
 JAMES V. GALLAGHER
 NORMAN RODGERS

S—2422

- 1 Amend Senate File 1264, as follows:
 2 1. Page 130, lines 5, 6, 7 and 8, by
 3 striking the words “, and no person shall be
 4 appointed who has not had at least five years
 5 experience in credit union management, examination
 6 or supervision”.
 7 2. Page 130, lines 12 and 13, by striking
 8 the words “, subject to removal at the pleasure
 9 of the governor”.
 10 3. Page 130, line 25, by striking the
 11 words “governor and comptroller” and inserting
 12 in lieu thereof the words “merit employment
 13 department”.

MINNETTE DODERER
 JAMES V. GALLAGHER
 NORMAN RODGERS

S—2421

- 1 Amend Senate File 1264, as follows:
 2 1. Page 132, line 35, by striking the
 3 word “six” and inserting in lieu thereof the
 4 word “seven”.
 5 2. Page 133, line 2, by striking the word
 6 “four” and inserting in lieu thereof the word
 7 “three”.
 8 3. Page 133, line 5, by striking the word
 9 “Two” and inserting in lieu thereof the word
 10 “Four”.
 11 4. Page 144, lines 14, 15, 16 and 17, by
 12 striking the words “, and no person shall be
 13 appointed who has not had at least five years
 14 experience in savings and loan association
 15 management, examination or supervision”.
 16 5. Page 144, lines 21 and 22, by striking
 17 the words “, subject to removal at the pleasure
 18 of the governor”.
 19 6. Page 144, line 34, by striking the words

20 "governor and comptroller" and inserting in lieu
21 thereof the words "merit employment department".

22 7. Page 146, line 2, by striking the word
23 "six" and inserting in lieu thereof the word
24 "seven".

25 8. Page 146, line 3, by striking the word

Page 2

1 "four" and inserting in lieu thereof the word

2 "three".

3 9. Page 146, line 6, by striking the word

4 "Two" and inserting in lieu thereof the word

5 "Four".

MINNETTE DODERER
JAMES V. GALLAGHER
NORMAN RODGERS

S—2432

1 Amend the Shaw, et al., amendment S—2333, to

2 Senate File 1264, as follows:

3 1. Page 1, by striking lines 12 through 14, and
4 inserting in lieu thereof the following:

5 "may not exceed an amount equal to a percentage of
6 that part of the maximum amount pursuant to subsection
7 two (2) of this section, which percentage shall be as
8 follows:

9 a. If the annual adjusted gross income of the
10 creditor for the preceding twelve-month period as
11 shown on the federal income tax return of the
12 creditor is equal to or greater than twenty million
13 dollars, inclusive of all income whether or not earned
14 in this state, one percent.

15 b. If the adjusted gross income of the creditor
16 for the preceding twelve-month period as shown on the
17 federal income tax return of the creditor is less
18 than twenty million dollars, inclusive of all income
19 whether or not earned in this state, one and one-
20 fourth percent. If the billing".

WILLIAM E. GLUBA

S—2426

1 Amend the Shaw, et al., amendment S—2333, to

2 Senate File 1264, as follows:

3 1. Page 1, by striking lines 12 through 14, and
4 inserting in lieu thereof the following:

5 "may not exceed an amount equal to a percentage of
6 that part of the maximum amount pursuant to subsection
7 two (2) of this section, which percentage shall be as
8 follows:

9 a. If the annual adjusted gross income of the
10 creditor for the preceding twelve-month period as
11 shown on the federal income tax return of the
12 creditor is equal to or greater than twenty million
13 dollars, inclusive of all income whether or not earned
14 in this state, one and one-fourth percent.

15 b. If the adjusted gross income of the creditor
 16 for the preceding twelve-month period as shown on the
 17 federal income tax return of the creditor is less
 18 than twenty million dollars, inclusive of all income
 19 whether or not earned in this state, one and one-
 20 half percent. If the billing”.

WILLIAM E. GLUBA

S—2413

1 Amend the Shaw, et al., amendment S—2333, to page
 2 25 of Senate File 1264 as follows:
 3 1. Page 1, lines 13 and 14, by striking
 4 the words “of the maximum amount pursuant to
 5 subsection two (2) of the section” and inserting
 6 in lieu thereof the following:
 7 “of the balance of one hundred dollars or
 8 less, one and one-fourth per cent interest per
 9 month on that part of the balance of one hundred
 10 and one dollars to three hundred dollars, and one
 11 per cent interest per month on that in excess of
 12 three hundred dollars”.
 13 2. Page 2, lines 22 and 23, by striking
 14 the words “of the maximum amount pursuant to
 15 subsection two (2) of this section” and inserting
 16 in lieu thereof the following:
 17 “of the balance of one hundred dollars or
 18 less, one and one-fourth per cent interest per
 19 month on that part of the balance of one hundred
 20 and one dollars to three hundred dollars, and
 21 one per cent interest per month on that in excess
 22 of three hundred dollars”.

WILLIAM D. PALMER

S—2414

1 Amend Senate File 1272, page 26, line 23, by inserting
 2 after the word “[mill]” the words “*three-tenths of*”.

RALPH W. POTTER

S—2406

1 Amend House File 299 as amended and passed by the
 2 House as follows:
 3 1. Page 1, after line 14, insert the following:
 4 As used in this subsection:
 5 a. “Heat” means the use of water bottles, baths,
 6 towels, lamps, electric pads, diathermy or controlled
 7 local heat application, and ultra sound for the purpose
 8 of increasing blood circulation to an area of applica-
 9 tion.
 10 b. “Cold” means the use of water bottles, ice
 11 packs, and towels.
 12 c. “Exercise” means the active physical activity
 13 carried out by the patient himself or passive ex-
 14 ercise resulting from muscle work or the use of a
 15 vibrator.
 16 d. “Nutrition” means suggested use of the seven

- 17 basic foods, the oral application of nonprescription
 18 food supplements in diet including but not limited to
 19 the use of vitamins and minerals in the diet.
 20 e. "Supports" means the use of tape, cervical
 21 collars, for neck support, and the use of belts
 22 primarily for the low back but including the mid
 23 back.
 24 2. By adding after line 14 the following subsec-
 25 tion:

Page 2

- 1 3. A chiropractor shall not use in his practice
 2 the procedures, modalities, or treatments described
 3 in subsection two (2) of this section unless he has
 4 received training in their use in a college of
 5 chiropractic offering courses of instruction
 6 approved by the board of chiropractic examiners and
 7 by the department of health.

EUGENE M. HILL**S—2400**

- 1 Amend the committee on ways and means amendment
 2 S—2330, to House File 773, as follows:
 3 1. Line 19, by striking the word "location" and
 4 inserting in lieu thereof the word "relocation".

ROGER J. SHAFF**S—2398**

- 1 Amend House File 1060, as amended and passed by the
 2 House, page 2, line 32 by inserting after the word
 3 "dependency" the words ", provided, however, that an
 4 individual whose primary illness is diagnosed as being
 5 an alcoholic shall be referred to a facility defined
 6 in chapter one hundred twenty-three B (123B) of the
 7 Code if such a facility exists in the county where
 8 the community mental health center is located".

TOM RILEY**WILLIAM E. GLUBA****S—2404**

- 1 Amend House File 1060, as amended and passed by the
 2 House, page 6, line 23 by striking the words "The
 3 chairman shall draw", and by striking lines 24 through
 4 27 and inserting in lieu thereof the following:
 5 "The chairman shall then file a claim for payment as
 6 specified in sections three hundred thirty-one point
 7 twenty (331.20), three hundred thirty-three point
 8 two (333.2) and three hundred thirty-four point one
 9 (334.1) through three hundred thirty-four point
 10 seven (334.7), Code 1973.

CALVIN O. HULTMAN**S—2405**

- 1 Amend House File 1060 as amended and passed by
 2 the House, page 12, by striking lines 12 through
 3 17 and inserting in lieu thereof the following:

4 "3. The financial condition and transactions of
5 each community mental health center shall be
6 audited once each year by the auditor of state;
7 provided, however, that in lieu of an audit by state
8 accountants, the local governing body of a community
9 mental health center organized under the terms of
10 this chapter in case it elects to do so, may contract
11 with or employ certified public accountants to
12 conduct such audit, pursuant to the applicable terms
13 and conditions prescribed by sections eleven point
14 eighteen (11.18) and eleven point nineteen (11.19) of
15 the Code and audit format prescribed by the auditor
16 of state. Copies of each audit shall be furnished by
17 the accountant employed to the Iowa mental health
18 authority and the board of supervisors supporting
19 the audited community mental health center.

BERL E. PRIEBE

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Wednesday, March 13, 1974.

JOURNAL OF THE SENATE

FIFTY-NINTH DAY

SENATE CHAMBER
DES MOINES, IOWA, WEDNESDAY, MARCH 13, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by Father Edward Kaufenbach, pastor of the Sacred Heart Church, Dubuque, Iowa.

The Journal of Tuesday, March 12, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Charles Beckman, Kalona, Iowa.

PRESENTATION OF VISITORS

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

Fifteen students, members of the girls basketball team, from West Lyon Community School, Inwood, Iowa, accompanied by their coach, Bill Lombard, and assistant coach, Eileen Friest. Senator DeKoster.

Thirty-four students, members of Boy Scout Troop 108, from Cedar Rapids, Iowa, accompanied by Mr. Davidson. Senator Riley.

Fifty students from Perry High School, Perry, Iowa, accompanied by John Turner, Don Mathews and Hugh Morris. Senator Rodgers.

PETITIONS

The following petitions were presented and placed on file:

By Senator Orr, from twenty-five residents of Poweshiek and adjoining counties supporting alternatives suggested by the Johnson-Iowa County wholesale beer distributors to help in the litter problem.

By Senator Lamborn, from twelve residents of Jones County, favoring cost-of-living salary increases and increased retirement benefits for state employees.

COMMUNICATION

The following communication from the Governor was presented:

The Honorable Arthur A. Neu
Lieutenant Governor of Iowa
State Capitol Building
Local

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name of Allen J. Meier, Cedar Rapids, Linn County, Iowa, for reappointment as a member of the Occupational Safety and Health Review Commission pursuant to Section 88.10, Code 1973, for the term ending June 30, 1980.

Sincerely,
ROBERT D. RAY
Governor

ANNOUNCEMENT OF INVESTIGATING COMMITTEE

President Neu, in accordance with Section 2.32, Code 1973, announced the appointment of the following Senators to an investigating committee:

Mr. Allen J. Meier, Cedar Rapids, Linn County, Iowa, as a member of the Occupational Safety and Health Review Commission.

Senator Robinson, Chairman
Senator Riley
Senator Shaw

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 1264.

Senate File 1264

On motion of Senator Shaw, Senate File 1264, a bill for an act relating to credit related transactions, acts, practices and conduct, enacting the Iowa Consumer Credit Code, establishing the department of financial affairs and consumer credit protection containing the divisions of banking, savings and loans, supervised loan licensees, credit unions, and consumer credit protection to facilitate enforcement of the Iowa Consumer Credit Code, making coordinating amendments to the Code, and providing penalties for violations, was taken up for consideration.

COMMITTEE OF THE WHOLE

Senator Lamborn moved that the Senate resolve itself into a committee of the whole and that Senator Shaw, George

Wallace, Professor of Law, University of Iowa, Iowa City, and Neil Butler, practicing attorney from Denver, Colorado, former administrator of the Colorado Credit Code, and formerly employed by the Commission on Uniform State Laws, be invited to appear before the committee.

The motion prevailed and the Senate resolved itself into a committee of the whole.

The Chair presented Senator Shaw, Professor Wallace and Mr. Butler, who appeared in the well of the Senate and answered questions put to them by members of the Senate.

Senator Ramsey took the chair at 10:40 a.m.

The Chair presented Robert Oberbillig, Director of the Polk County Legal Aid Society, who appeared in the well of the Senate to answer questions.

President Neu took the chair at 11:00 a.m.

Senator McCartney took the chair at 11:30 a.m.

On motion of Senator Lamborn, the Senate arose from the committee of the whole and resumed consideration of Senate File 1264.

Senator Shaw asked and received unanimous consent that Professor Wallace be permitted to remain in the Senate chamber as a consultant during consideration of the bill.

Senator Shaw offered amendment S—2417 filed by her and moved its adoption:

S—2417

- 1 Amend Senate File 1264 as follows:
- 2 1. Page 9, line 26, by striking the word "creditor"
- 3 and inserting in lieu thereof the word "person".
- 4 2. Page 9, line 30, by striking the word "creditor"
- 5 and inserting in lieu thereof the word "person".
- 6 3. Page 9, line 33, by striking the word "creditor"
- 7 and inserting in lieu thereof the word "person".

Amendment S—2417 was adopted.

Senator Curtis offered amendment S—2425 filed by him on March 12, 1974, and found on pages 753-758, inclusive, of the Senate Journal.

Senator Curtis offered amendment S—2433 to amendment S—2425 and moved its adoption:

S—2433

- 1 Amend the Curtis amendment S—2425 to Senate File
- 2 1264, as follows:
- 3 1. Page 7, by inserting after line 14 the following
- 4 amendment:
- 5 Page 129, by striking lines 1 through 4.
- 6 2. Page 9, line 6, by inserting after the number "17"
- 7 the word and number "through 20".
- 8 3. Amend the title, page 1, lines 3, 4, 5, and 6
- 9 by striking the words "the department of financial
- 10 affairs and consumer credit protection containing
- 11 the divisions of banking, savings and loans, super-
- 12 vised loan licensees, credit unions, and" and in-
- 13 serting in lieu thereof the words "an administrator
- 14 of".
- 15 4. By renumbering the amendment to conform with
- 16 this amendment.

Amendment S—2433 to amendment S—2425 was adopted.

Senator Curtis moved the adoption of amendment S—2425 as amended and requested a roll call.

On the question "Shall amendment S—2425 as amended be adopted?" (S.F. 1264) the vote was:

Ayes, 19:

Bergman	Griffin	McCartney	Ramsey
Briles	Hansen	Miller of	Schwengels
Burroughs	Heying	Marshall	Schwieger
Coleman	Hultman	Nystrom	Shaff
Curtis	Kinley	Priebe	Winkelman

Nays, 28:

Andersen	Kennedy	Palmer	Schaben
Blouin	Lamborn	Plymat	Scott
DeKoster	Miller of	Potter	Shaw
Doderer	Des Moines	Rabedeaux	Taylor
Glenn	Murray	Riley	Tieden
Gluba	Nolin	Robinson	Van Gilst
Hill	Orr	Rodgers	Willits
Junkins			

Voting present, 2:

Kelly (under Rule 24)

Milligan (under Rule 24)

Absent or not voting, 1:

Gallagher

Amendment S—2425 as amended lost.

(Senate File 1264 pending at recess.)

On motion of Senator Lamborn, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate reconvened, Senator McCartney presiding.

CONSIDERATION OF BILLS

Senate File 1264

The Senate resumed consideration of Senate File 1264.

Senator Glenn offered amendment S—2394 filed by him and called for a division of the amendment as follows:

S—2394

Division S—2394A

- 1 Amend Senate File 1264 as follows:
- 2 1. Page 23, line 22, by striking the words
- 3 "Thirty-six" and inserting the word "Thirty".

Division S—2394B

- 4 2. Page 23, line 25, by striking the words
- 5 "Twenty-one" and inserting the word "Eighteen".

Division S—2394C

- 6 3. Page 23, line 28, by striking the word
- 7 "Fifteen" and inserting the word "Twelve".

Division S—2394D

- 8 4. Page 23, line 31, by striking the word
- 9 "Eighteen" and inserting the word "Twelve".

Senator Glenn moved the adoption of division S—2394A of the amendment and requested a roll call.

On the question "Shall division S—2394A of the amendment be adopted?" (S.F. 1264) the vote was:

Ayes, 26:

Blouin	Heying	Miller of	Robinson
Coleman	Hill	Des Moines	Schaben
Curtis	Junkins	Orr	Schwieger
Doderer	Kennedy	Palmer	Scott
Gallagher	Kinley	Plymat	Van Gilst
Glenn	McCartney	Priebe	Willits
Gluba		Ramsey	Winkelman

Nays, 20:

Andersen	Hansen	Murray	Riley
Bergman	Hultman	Nolin	Schwengels
Briles	Kelly	Nystrom	Shaw
Burroughs	Lamborn	Potter	Tieden
DeKoster	Miller of	Rabedeaux	
Griffin	Marshall		

Absent or not voting, 4:

Milligan	Rodgers	Shaff	Taylor
----------	---------	-------	--------

Division S—2394A of the amendment was adopted.

Senator Glenn moved the adoption of division S—2394B of the amendment and requested a roll call.

On the question “Shall division S—2394B of the amendment be adopted?” (S.F. 1264) the vote was:

Ayes, 27:

Blouin	Heying	Orr	Rodgers
Coleman	Hill	Palmer	Schaben
Curtis	Junkins	Plymat	Schwieger
Doderer	Kennedy	Priebe	Scott
Gallagher	Kinley	Ramsey	Van Gilst
Glenn	Miller of	Riley	Willits
Gluba	Des Moines	Robinson	Winkelman

Nays, 23:

Andersen	Hultman	Milligan	Schwengels
Bergman	Kelly	Murray	Shaff
Briles	Lamborn	Nolin	Shaw
Burroughs	McCartney	Nystrom	Taylor
DeKoster	Miller of	Potter	Tieden
Griffin	Marshall	Rabedeaux	
Hansen			

Division S—2394B of the amendment was adopted.

President Neu took the chair at 3:06 p.m.

Senator Glenn moved the adoption of division S—2394C of the amendment.

Roll call was requested.

On the question “Shall division S—2394C of the amendment be adopted?” (S.F. 1264) the vote was:

Rule 24 was invoked.

Ayes, 20:

Blouin	Gluba	Miller of	Rodgers
Coleman	Heying	Des Moines	Schaben
Curtis	Hill	Orr	Van Gilst
Doderer	Kennedy	Palmer	Willits
Gallagher	Kinley	Plymat	Winkelman
Glenn			

Nays, 28:

Andersen	Junkins	Murray	Robinson
Bergman	Kelly	Nolin	Schwengels
Briles	Lamborn	Nystrom	Schwieger
Burroughs	McCartney	Potter	Scott
DeKoster	Miller of	Rabedeaux	Shaw
Griffin	Marshall	Ramsey	Taylor
Hansen	Milligan	Riley	Tieden
Hultman			

Absent or not voting, 2:

Priebe	Shaff
--------	-------

Division S—2394C of the amendment lost.

Senator Glenn offered amendment S—2450 to division S—2394D and moved its adoption:

S—2450

- 1 Amend the Glenn amendment S—2394 to Senate File 1264 as follows:
- 2 Line 9, by striking the word "Twelve" and inserting in lieu thereof
- 3 the word "Fifteen".

On the question "Shall amendment S—2450 to division S—2394D be adopted?" (S.F. 1264) the vote was:

Ayes, 25:

Blouin	Heying	Nolin	Rodgers
Coleman	Hill	Orr	Schaben
Curtis	Junkins	Palmer	Scott
Doderer	Kennedy	Plymat	Van Gilst
Gallagher	Kinley	Priebe	Willits
Glenn	Miller of	Robinson	Winkelman
Gluba	Des Moines		

Nays, 24:

Andersen	Kelly	Murray	Schwengels
Bergman	Lamborn	Nystrom	Schwieger
Briles	McCartney	Potter	Shaff
Burroughs	Miller of	Rabedeaux	Shaw
DeKoster	Marshall	Ramsey	Taylor
Griffin	Milligan	Riley	Tieden
Hansen			

Absent or not voting, 1:

Hultman

Amendment S—2450 to division S—2394D was adopted.

Senator Glenn moved the adoption of division S—2394D of the amendment as amended and requested a roll call.

On the question "Shall division S—2394D of the amendment as amended be adopted?" (S.F. 1264) the vote was:

Ayes, 23:

Blouin	Heying	Nolin	Schaben
Coleman	Hill	Orr	Scott
Curtis	Kennedy	Palmer	Van Gilst
Doderer	Kinley	Plymat	Willits
Gallagher	Miller of	Priebe	Winkelman
Glenn	Des Moines	Rodgers	
Gluba			

Nays, 27:

Andersen	Hultman	Milligan	Robinson
Bergman	Junkins	Murray	Schwengels
Briles	Kelly	Nystrom	Schwieger
Burroughs	Lamborn	Potter	Shaff
DeKoster	McCartney	Rabedeaux	Shaw
Griffin	Miller of	Ramsey	Taylor
Hansen	Marshall	Riley	Tieden

Division S—2394D of the amendment as amended lost.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 295, a bill for an act relating to the department of social services and merit system.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 531, a bill for an act relating to public employment relations.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1103, a bill for an act relating to authorizing students of veterinary medicine to perform duties of a veterinarian under direction.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1081, a bill for an act to provide a one hundred dollar allowance to inmates upon release from a penal institution.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1222, a bill for an act relating to the vocational youth organizational fund.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1362, a bill for an act relating to the licensing of sheep dealers.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1376, a bill for an act relating to the inclusion of nursing and pharmacy within the definition of profession for purposes of the Iowa Professional Corporation Act.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1396, a bill for an act relating to compensation for services rendered in aiding the sheriff.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 295

- 1 Amend Senate File 295, as passed by the Senate, by
- 2 striking all of lines 7 through 10 and inserting in
- 3 lieu thereof the following: "divisions within the
- 4 department of social services."

HOUSE AMENDMENT TO SENATE FILE 531

- 1 Amend Senate File 531, as passed by the Senate and
- 2 reprinted, as follows:

3 1. Page 2, line 5, by striking the second word "and" and
4 inserting in lieu thereof a semicolon.

5 2. Page 2, line 8, by inserting after the word "welfare"
6 the words "; to prohibit and prevent all strikes by public
7 employees; and to protect the rights of public employees to
8 join or refuse to join, and to participate in or refuse to
9 participate in, employee organizations".

10 3. Page 2, by inserting after line 16 the following new
11 subsection:

12 "Governing body" means the board, council, or commission,
13 whether elected or appointed, of a political subdivision
14 of this state, including school districts and other special
15 purpose districts, which determines the policies for the
16 operation of the political subdivision.

17 4. Page 3, by inserting after line 4 the following:

18 "Confidential employee" also includes the personal
19 secretary of any of the following: any elected official or
20 person appointed to fill a vacancy in an elective office,
21 member of any board or commission, the administrative officer,
22 director, or chief executive officer of a public employer or
23 major division thereof, or the deputy or first assistant of
24 any of the foregoing.

25 5. Page 3, by inserting after line 15, the following:

Page 2

1 10. "Professional employee" means any one of the
2 following:

3 a. Any employee engaged in work:

4 (1) Predominantly intellectual and varied in character
5 as opposed to routine mental, manual, mechanical, or physical
6 work;

7 (2) Involving the consistent exercise of discretion and
8 judgment in its performance;

9 (3) Of such a character that the output produced or the
10 result accomplished cannot be standardized in relation to a
11 given period of time; and

12 (4) Requiring knowledge of an advanced type in a field
13 of science or learning customarily acquired by a prolonged
14 course of specialized intellectual instruction and study
15 in an institution of higher learning or a hospital, as
16 distinguished from a general academic education or from an
17 apprenticeship or from training in the performance of routine
18 mental, manual, or physical processes.

19 b. Any employee who (i) has completed the courses of
20 specialized intellectual instruction and study described in
21 subparagraph four (4) of paragraph a of this subsection, and
22 (ii) is performing related work under the supervision of
23 a professional person to qualify himself or herself to become
24 a professional employee as defined in paragraph a of this
25 subsection.

Page 3

1 6. Page 3, by inserting after line 15 the following new
2 subsection:

3 "Fact-finding" means the procedure by which a qualified
4 person shall make written findings of fact and recommendations

5 for resolution of an impasse.

6 7. Page 3, lines 25 through 27, by striking the words
7 "In defining supervisory employees, the board shall consider
8 the authority of an employee to perform, in the interest of
9 the public employer, such duties as" and inserting in lieu
10 thereof the words "Supervisory employee means any individual
11 having authority in the interest of the public employer".

12 8. Page 3, by inserting after line 33 the words "All
13 school superintendents, assistant superintendents, principals,
14 and assistant principals shall be deemed to be supervisory
15 employees."

16 9. Page 3, line 35, by striking the word "less".

17 10. Page 4A, line 1, by striking the word "than".

18 11. Page 4A, line 1, by inserting after the word "week"
19 the words "or less".

20 12. Page 4A, line 1, by changing the period to a comma
21 and adding:

22 "except graduate or other post-graduate students in
23 preparation for a profession who are engaged in academically
24 related employment as a teaching, research, or service
25 assistant."

Page 4

1 13. Page 4A, line 3, by striking the word "three" and
2 inserting in lieu thereof the word "four".

3 14. Page 4A, line 11, by striking the words "Iowa
4 General Assembly and the".

5 15. Page 4A, by striking line 13.

6 16. Page 4A, by inserting after line 13 the following
7 new subsection:

8 11. Persons employed by the commission for the blind.

9 17. Page 4A, by striking lines 22 through 31 and
10 inserting in lieu thereof the following:

11 Each member shall be appointed for a term of four years,
12 except that of the members first appointed, two members shall
13 be appointed for a term of two years commencing July 1, 1974
14 and ending June 30, 1976, and one member shall be
15 appointed for a term of four years commencing July 1, 1974 and
16 ending June 30, 1978.

17 The member first appointed for a term of four years shall
18 serve as chairman and each of his successors shall also
19 serve as chairman.

20 18. Page 5, lines 4 and 5, by striking the words "The
21 members of the board shall be selected on the basis of
22 their knowledge, ability and experience in the field of" and
23 inserting in lieu thereof the words "In selecting the members
24 of the board, consideration shall be given to their knowledge,
25 ability, and experience in the field of".

Page 5

1 19. Page 5, line 7, by striking the words "equal to that
2 of a district court judge" and inserting in lieu thereof
3 the words "of twenty-four thousand (24,000) dollars".

4 20. Page 5, line 24, by inserting after the word "Collect"
5 the words ", for public employers other than the state and
6 its boards, commissions, departments, and agencies,".

7 21. Page 6, line 11, by inserting after the word "have"
8 the words ", in addition to all powers, duties, and rights
9 established by constitutional provision, statute, ordinance,
10 charter, or special act, the exclusive power, duty, and".

11 22. Page 6, by inserting after line 18 the following
12 new subsection:

13 6. Determine and implement methods, means, assignments
14 and personnel by which the public employer's operations are
15 to be conducted.

16 23. Page 6, by striking lines 19 and 20 and inserting
17 in lieu thereof the following:

18 7. Take such actions as may be necessary to carry out
19 the mission of the public employer.

20 8. Initiate, prepare, certify, and administer its budget.

21 9. Exercise all powers and duties granted to the public
22 employer by law.

23 24. Page 7, by striking from lines 3 and 4 the following:

24 "and other terms and conditions of employment, including"
25 and inserting in lieu thereof, "vacations, insurance, holidays,

Page 6

1 leaves of absence, shift differentials, overtime compensation,
2 supplemental pay, seniority, transfer procedures, job
3 classifications, health and safety matters, evaluation
4 procedures, procedures for staff reduction, in-service training
5 and other matters mutually agreed upon. Negotiations shall
6 also include".

7 25. Page 7, by inserting after the period in line 8 the
8 following:

9 If an agreement provides for dues checkoff, a member's
10 dues may be checked off only upon the member's written
11 request and the member may terminate the dues checkoff at
12 any time by giving thirty days written notice.

13 26. Page 7, line 12, by inserting following the word
14 "department" the words ", board of regents' merit system,
15 educational radio and television facility board's merit
16 system,".

17 27. Page 7, line 32, by inserting after the word
18 "interfere" the word "with".

19 28. Page 7, by striking lines 34 and 35 and inserting
20 in lieu thereof the following: "b. Dominate or interfere
21 in the administration of any employee organization."

22 29. Page 8, line 10, by striking the word "recognized"
23 and inserting in lieu thereof the word "certified".

24 30. Page 8, by inserting after line 14, the following:

25 h. Engage in a lockout.

Page 7

1 31. Page 8, by striking lines 15 and 16 and inserting
2 in lieu thereof the following:

3 3. It shall be a prohibited practice for public employees
4 or an employee organization or for any person, union, or
5 organization or their agents willfully to:

6 32. Page 8, by striking lines 17 and 18 and inserting
7 in lieu thereof the following:

8 a. Interfere with, restrain, coerce, or harass any public

9 employee with respect to any of his rights under this Act
 10 or in order to prevent or discourage his exercise of any
 11 such right, including, without limitation, all rights under
 12 section eight (8) of this Act.

13 33. Page 8, by inserting after line 26 the following new
 14 paragraph:

15 Violate section twelve (12) of this Act.

16 34. Page 8, by inserting after line 26 the following new
 17 paragraphs:

18 Violate the provisions of chapter seven hundred thirty-
 19 six B (736B), sections one (1), two (2) and three (3) of the
 20 Code, which are hereby made applicable to public employers,
 21 public employees and public employee organizations.

22 Picket in a manner which interferes with ingress and
 23 egress to the facilities of the public employer.

24 Engage in, initiate, sponsor or support any picketing
 25 that is performed in support of a strike, work stoppage,

Page 8

1 boycott or slowdown against a public employer.

2 Picket for any unlawful purpose.

3 4. The expressing of any views, argument, or opinion, or
 4 the dissemination thereof, whether in written, printed,
 5 graphic, or visual form, shall not constitute or be evidence
 6 of any unfair labor practice under any of the provisions of
 7 this Act, if such expression contains no threat of reprisal
 8 or force or promise of benefit.

9 35. Page 8, line 34, by adding after the period the words
 10 "However, the board may conduct a preliminary investigation
 11 of the alleged violation, and if the board determines that
 12 the complaint has no basis in fact, the board may dismiss the
 13 complaint."

14 36. Page 10, line 16, by inserting after the word
 15 "fraud" the words "or is contrary to law".

16 37. Page 10, lines 19 and 20, by striking the words
 17 "If there is not sufficient competent evidence in the record
 18 to warrant the making of the order or decision," and inserting
 19 in lieu thereof the words "If the order is not supported by
 20 a preponderance of the competent evidence on the record
 21 considered as a whole."

22 38. Page 10, line 24, by striking the word "as" and
 23 inserting in lieu thereof the word "or".

24 39. Page 10, by striking lines 32 through 35, and inserting
 25 in lieu thereof the following:

Page 9

1 1. It shall be unlawful for any public employee or any
 2 employee organization, directly or indirectly, to induce,
 3 instigate, encourage, authorize, ratify, or participate in a
 4 strike against any public employer.

5 40. Page 10, by inserting after line 35 the following new
 6 subsection:

7 2. It shall be unlawful for any public employer to
 8 authorize, consent to, or condone a strike; or to pay or

9 agree to pay any public employee for any day in which the
 10 employee participates in a strike; or to pay or agree to
 11 pay any increase in compensation or benefits to any public
 12 employee in response to or as a result of any strike or any
 13 act which violates subsection one (1) of this section. It
 14 shall be unlawful for any official, director, or representative
 15 of any public employer to authorize, ratify, or participate
 16 in any violation of this subsection. Nothing in this sub-
 17 section shall prevent new or renewed bargaining and agreement
 18 within the scope of negotiations as defined by this Act, at
 19 any time after such violation of subsection one (1) has ceased;
 20 but it shall be unlawful for any public employer or employee
 21 organization to bargain at any time regarding suspension or
 22 modification of any penalty provided in this section or regard-
 23 ing any request by the public employer to a court for such
 24 suspension or modification.

25 41. Page 11, by striking lines 1 through 18 and inserting

Page 10

1 in lieu thereof the following new subsection:
 2 In the event of any violation or imminently threatened
 3 violation of subsection one (1) or two (2) of this section,
 4 any citizen domiciled within the jurisdictional boundaries of
 5 the public employer may petition the district court for the
 6 county in which the violation occurs or the district court for
 7 Polk county for an injunction restraining such violation or
 8 imminently threatened violation. Chapter six hundred sixty-
 9 four (664) of the Code and the pertinent rules of civil
 10 procedure regarding injunctions shall apply. However, the
 11 court shall grant a temporary injunction if it appears to the
 12 court that a violation has occurred or is imminently
 13 threatened; the plaintiff need not show that the violation or
 14 threatened violation would greatly or irreparably injure him;
 15 and no bond shall be required of the plaintiff unless the
 16 court determines that a bond is necessary in the public
 17 interest. Failure to comply with any temporary or
 18 permanent injunction granted pursuant to chapter six
 19 constitute a contempt punishable pursuant to chapter six
 20 hundred sixty-five (665) of the Code. The punishment shall
 21 not exceed five hundred dollars for an individual, or ten
 22 thousand dollars for an employee organization or public
 23 employer, for each day during which the failure to comply
 24 continues, or imprisonment in a county jail not exceeding six
 25 months, or both such fine and imprisonment. An individual or

Page 11

1 an employee organization which makes an active good faith
 2 effort to comply fully with the injunction shall not be deemed
 3 to be in contempt.
 4 42. Page 11, by striking lines 19 through 33 and inserting
 5 in lieu thereof the following new subsection:
 6 If a public employee is held to be in contempt of court for
 7 failure to comply with an injunction pursuant to this section,
 8 or is convicted of violating this section, he shall be
 9 ineligible for any employment by the same public employer

10 for a period of twelve months. His public employer shall
 11 immediately discharge him, but upon his request the court
 12 shall stay his discharge to permit further judicial pro-
 13 ceedings.

14 43. Page 11, by inserting after line 33 the following
 15 new subsection:

16 If an employee organization or any of its officers is
 17 held to be in contempt of court for failure to comply with
 18 an injunction pursuant to this section, or is convicted of
 19 violating this section, the employee organization shall be
 20 immediately decertified, shall cease to represent the
 21 bargaining unit, shall cease to receive any dues by checkoff,
 22 and may again be certified only after twelve months have
 23 elapsed from the effective date of decertification and only
 24 after a new compliance with section fourteen (14) of this
 25 Act. The penalties provided in this section may be suspended

Page 12

1 or modified by the court, but only upon request of the public
 2 employer and only if the court determines that suspension or
 3 modification is in the public interest.

4 44. Page 11, by inserting after line 33 the following
 5 new subsection:

6 Each of the remedies and penalties provided by this section
 7 is separate and several, and is in addition to any other
 8 legal or equitable remedy or penalty.

9 45. Page 12, line 2, by inserting the word "or" after the
 10 comma and by striking the words "or upon the board's own
 11 ini-".

12 46. Page 12, line 3, by striking "tiative".

13 47. Page 12, by inserting after line 16 the following:

14 4. Professional and non-professional employees shall not
 15 be included in the same bargaining unit unless a majority of
 16 both agree.

17 48. Page 13, by striking lines 25 through 33 and inserting
 18 in lieu thereof the following:

19 1. Upon the filing of a petition for certification of an
 20 employee organization, the board shall submit two questions
 21 to the public employees at an election in an appropriate
 22 bargaining unit. The first question on the ballot shall
 23 permit the public employees to determine whether or not such
 24 public employees desire exclusive bargaining representation.
 25 The second question on the ballot shall list any employee

Page 13

1 organization which has petitioned for certification or
 2 which has presented proof satisfactory to the board of support
 3 of ten percent or more of the public employees in the
 4 appropriate unit.

5 2. If a majority of the votes cast on the first question
 6 are in the negative, the public employees shall not be
 7 represented by an employee organization. If a majority of
 8 the votes cast on the first question is in the affirmative,
 9 then the employee organization receiving a majority of the
 10 votes cast on the second question shall represent the

11 public employees in an appropriate bargaining unit.

12 49. Page 13, by striking from line 34 the words "a
13 majority", and in line 35 the words "of the votes cast," and
14 inserting in lieu thereof the following: "the vote of a
15 majority of the public employees who could be represented
16 by an employee organization,".

17 50. Page 14, line 2, by striking the word "If" and
18 inserting in lieu thereof the words "Upon written objections
19 filed by any party to the election within ten days after
20 notice of the results of the election, if".

21 51. Page 14, by striking from line 8 the words "of those
22 voting" and inserting in lieu thereof the following: "of
23 the employees who could be represented by an employee
24 organization".

25 52. Page 14, line 18, by inserting after the word "years."

Page 14

1 the words "A collective bargaining agreement with the state,
2 its boards, commissions, departments, and agencies shall be
3 for two years and the effective date of any such agreement
4 shall be July first of odd-numbered years."

5 53. Page 14, line 25, by inserting after the word "Act"
6 the words " provided that no such petition and no election
7 conducted pursuant to such petition within one year from
8 decertification shall include as a party the decertified
9 employee organization".

10 54. Page 15, by striking lines 2 through 6 and inserting
11 in lieu thereof the following: "all public employees fairly.
12 However, any public employee may meet and adjust individual
13 complaints with a public employer."

14 55. Page 15, line 10, by inserting after the comma the
15 words "including strategy meetings of public employers or
16 employee organizations,".

17 56. Page 15, by striking lines 14 through 17 and inserting
18 in lieu thereof the following:

19 4. The terms of a proposed collective bargaining agreement
20 shall be made public and reasonable notice shall be given
21 to the public employees prior to a ratification election. The
22 collective bargaining agreement shall become effective only if
23 ratified by a majority of those voting by secret ballot.

24 57. Page 15, by striking lines 22 through 28 and inserting
25 in lieu thereof the following:

Page 15

1 6. No collective bargaining agreement or arbitrators'
2 decision shall be valid or enforceable if its implementation
3 would be inconsistent with any statutory limitation on the
4 public employer's funds, spending, or budget or would
5 substantially impair or limit the performance of any
6 statutory duty by the public employer. A collective
7 bargaining agreement or arbitrators' award may provide for
8 benefits conditional upon specified funds to be obtained
9 by the public employer, but the agreement shall provide
10 either for automatic reduction of such conditional benefits
11 or for additional bargaining if the funds are not obtained
12 or if a lesser amount is obtained.

13 58. Page 15, line 34, by striking the words “, subject
14 to the approval of the board”.

15 59. Page 16, following line 5, by adding the following new
16 subsection:

17 A public employee or any employee organization shall not
18 negotiate or attempt to negotiate directly with a member of
19 the governing board of a public employer if the public employer
20 has appointed or authorized a bargaining representative for
21 the purpose of bargaining with the public employees or their
22 representative, unless the member of the governing board is
23 the designated bargaining representative of the public
24 employer”.

25 60. Page 16, lines 14 through 16 by striking the words

Page 16

1 “An arbitrator’s decision on a grievance may not extend
2 arbitration to changes or proposed changes in agreements or
3 public employer policy.” and inserting in lieu thereof the
4 words “An arbitrator’s decision on a grievance may not change
5 or amend the terms, conditions or applications of the
6 collective bargaining agreement.”

7 61. Page 16, line 23 by striking the words “or a
8 grievance procedure” and inserting in lieu thereof the words
9 “, or in the event that no such procedures are so provided,
10 shall follow grievance procedures”.

11 62. Page 16, by striking line 32 and in line 33 the
12 words “by the public employer and the employee organization.”

13 63. Page 17, by striking lines 12 through 35 and
14 inserting in lieu thereof the following new sections:

15 Sec. *NEW SECTION. FACT-FINDING.* If the impasse
16 persists ten days after the mediator has been appointed, the
17 board shall appoint a fact-finder representative of the
18 public, from a list of qualified persons maintained by the
19 board. The fact-finder shall conduct a hearing, may administer
20 oaths, and may request the board to issue subpoenas. The
21 fact-finder shall make written findings of facts and
22 recommendations for resolution of the dispute and, not later
23 than fifteen days from the day of appointment, shall serve
24 such findings on the public employer and the certified
25 employee organization.

Page 17

1 The public employer and the certified employee organization
2 shall immediately accept the fact-finder’s recommendation or
3 shall within five days submit the fact-finder’s recommendations
4 to the governing body and members of the certified employee
5 organization for acceptance or rejection. If the dispute
6 continues ten days after the report is submitted, the report
7 shall be made public by the board.

8 Sec. *NEW SECTION. BINDING ARBITRATION.*

9 1. If an impasse persists after the findings of fact and
10 recommendations are made public by the fact-finder, the
11 parties may continue to negotiate or, the board shall have
12 the power, upon request of either party, to arrange for
13 arbitration, which shall be binding. The request for
14 arbitration shall be in writing and a copy of the request shall
15 be served upon the other party.

16 2. Each party shall submit to the board within four days
17 of request a final offer on the impasse items with proof of
18 service of a copy upon the other party. Each party shall also
19 submit a copy of a draft of the proposed collective bargaining
20 agreement to the extent to which agreement has been reached
21 and the name of its selected arbitrator. The parties may
22 continue to negotiate all offers until an agreement is reached
23 or a decision rendered by the panel of arbitrators.
24 As an alternative procedure, the two parties may agree to
25 submit the dispute to a single arbitrator. If the parties

Page 18

1 cannot agree on the arbitrator within four days, the selection
2 shall be made pursuant to subsection five (5) of this section.
3 The full costs of arbitration under this provision shall be
4 shared equally by the parties to the dispute.

5 3. The submission of the impasse items to the arbitrators
6 shall be limited to those issues that had been considered by
7 the fact-finder and upon which the parties have not reached
8 agreement. With respect to each such item, the arbitration
9 board award shall be restricted to the final offers on each
10 impasse item submitted by the parties to the arbitration board
11 or to the recommendation of the fact-finder on each impasse
12 item.

13 4. The panel of arbitrators shall consist of three members
14 appointed in the following manner:

15 a. One member shall be appointed by the public employer.

16 b. One member shall be appointed by the employee
17 organization.

18 c. One member shall be appointed mutually by the members
19 appointed by the public employer and the employee organization.
20 The last member appointed shall be the chairman of the panel
21 of arbitrators. No member appointed shall be an employee of
22 the parties.

23 d. The public employer and employee organization shall each
24 pay the fees and expenses incurred by the arbitrator each
25 selected. The fee and expenses of the chairman of the panel

Page 19

1 and all other costs of arbitration shall be shared equally.

2 5. If the third member has not been selected within four
3 days of notification as provided in subsection two (2) of this
4 section, a list of three arbitrators shall be submitted to the
5 parties by the board. The two arbitrators selected by the
6 public employer and the employee organization shall determine
7 by lot which arbitrator shall remove the first name from the
8 list submitted by the board. The arbitrator having the right
9 to remove the first name shall do so within two days and the
10 second arbitrator shall have one additional day to remove one
11 of the two remaining names. The person whose name remains
12 shall become the chairman of the panel of arbitrators and shall
13 call a meeting within ten days at a location designated by him.

14 6. If a vacancy should occur on the panel of arbitrators,
15 the selection for replacement of such member shall be in the
16 same manner and within the same time limits as the original

17 member was chosen. No final selection under subsection nine (9)
18 of this section shall be made by the board until the vacancy
19 has been filled.

20 7. The panel of arbitrators shall at no time engage in an
21 effort to mediate or otherwise settle the dispute in any
22 manner other than that prescribed in this section.

23 8. From the time of appointment until such time as the panel
24 of arbitrators makes its final determination, there shall be
25 no discussion concerning recommendations for settlement of the

Page 20

1 dispute by the members of the panel of arbitrators with parties
2 other than those who are direct parties to the dispute. The
3 panel of arbitrators may conduct formal or informal hearings to
4 discuss offers submitted by both parties.

5 9. The panel of arbitrators shall consider, in addition to
6 any other relevant factors, the following factors:

7 a. Past collective bargaining contracts between the parties
8 including the bargaining that led up to such contracts.

9 b. Comparison of wages, hours and conditions of employment
10 of the involved public employees with those of other public
11 employees doing comparable work, giving consideration to
12 factors peculiar to the area and the classifications involved.

13 c. The interests and welfare of the public, the ability
14 of the public employer to finance economic adjustments and
15 the effect of such adjustments on the normal standard of
16 services.

17 d. The power of the public employer to levy taxes and
18 appropriate funds for the conduct of its operations.

19 10. The chairman of the panel of arbitrators may hold
20 hearings and administer oaths, examine witnesses and documents,
21 take testimony and receive evidence, issue subpoenas to compel
22 the attendance of witnesses and the production of records, and
23 delegate such powers to other members of the panel of
24 arbitrators. The chairman of the panel of arbitrators may
25 petition the district court at the seat of government or of

Page 21

1 the county in which any hearing is held to enforce the order
2 of the chairman compelling the attendance of witnesses and the
3 production of records.

4 11. A majority of the panel of arbitrators shall select
5 within fifteen days after its first meeting the most reasonable
6 offer, in its judgment, of the final offers on each impasse
7 item submitted by the parties, or the recommendation of the
8 fact-finder on each impasse item.

9 12. The selections by the panel of arbitrators and items
10 agreed upon by the public employer and the employee
11 organization, shall be deemed to be the collective bargaining
12 agreement between the parties.

13 13. The determination of the panel of arbitrators shall be
14 by majority vote and shall be final and binding subject to
15 the provisions of section seventeen (17), subsection six (6),
16 of this Act. The panel of arbitrators shall give written
17 explanation for its selection and inform the parties of its

18 decision.

19 64. Page 18, by striking lines 1 through 34.

20 65. Page 19, by striking lines 1 through 35.

21 66. Page 20, by striking lines 1 through 9.

22 67. Page 20, by striking from lines 14 through 16 the words

23 "Individual assets of any public officials and an employee of

24 an employee organization shall be exempt from judgment." and

25 inserting in lieu thereof the words "Nothing in this Act shall

Page 22

1 be construed to make any individual or his assets liable for

2 any judgment against a public employer or an employee

3 organization.

4 68. Page 21, line 20, by striking the words "conform to"

5 and inserting in lieu thereof the words "comply with".

6 69. Page 21, line 22, by striking the words "or national

7 origin" and inserting in lieu thereof the words "national

8 origin, or physical disability as provided by law".

9 70. Page 22, line 23, by striking the word "shall" and

10 inserting in lieu thereof the word "may".

11 71. Page 22, by inserting after line 26 the following new

12 subsection:

13 Upon the written request of any member of a certified

14 employee organization, the auditor of state may audit the

15 financial records of the certified employee organization.

16 72. Page 22, line 31, by striking the word "political".

17 73. Page 22, by inserting at the end of line 31 the word

18 "elective".

19 74. Page 23, by inserting after line 15 the following:

20 Nothing in this section shall be construed to limit or deny

21 any civil remedy which may exist as a result of action which

22 may violate this section.

23 75. Page 23, by striking lines 16 through 21 and inserting

24 in lieu thereof the following new sections:

25 Sec. Section nineteen A point nine (19A.9), subsection

Page 23

1 two (2), Code 1973, is amended to read as follows:

2 2. For a pay plan within the purview of an appropriation

3 made by the general assembly and not otherwise provided by

4 law for all employees in the merit system, after consultation

5 with appointing authorities *with due regard to the results*

6 *of a collective bargaining agreement negotiated under the*

7 *provisions of this Act* and after a public hearing held by the

8 commission. Such pay plan shall become effective only after it

9 has been approved by the executive council after submission

10 from the commission. Review of the pay plan for revisions shall

11 be made in the same manner at the discretion of the director,

12 but not less than annually. *The annual review by the director*

13 *shall be made available to the governor a sufficient time in*

14 *advance of collective bargaining negotiations to permit its*

15 *recommendations to be considered during such negotiations.*

16 Each employee shall be paid at one of the rates set forth in

17 the pay plan for the class of position in which employed and,

18 unless otherwise designated by the commission, shall begin

19 employment at the first step of the established range for his

20 class. Unless otherwise established by law, the governor, with
 21 the approval of the executive council, shall establish a pay
 22 plan for all exempt positions in the executive branch of
 23 government except for employees of the governor, board of
 24 regents, the state educational radio and television facility
 25 board, the superintendent of public instruction and members

Page 24

1 of the professional staff of the department of public
 2 instruction, appointed under the provisions of section 257.24,
 3 who possess a current, valid teacher's certificate or who are
 4 assigned to vocational activities or programs, the commission
 5 for the blind, members of the Iowa highway safety patrol and
 6 other peace officers, as defined in section 97A.1, employed by
 7 the department of public safety, and officers and enlisted
 8 men of the armed services under state jurisdiction.

9 Sec. *NEW SECTION.* If any provision of this Act
 10 jeopardizes the receipt by the state or any of its political
 11 subdivisions of any federal grant-in-aid funds or other
 12 federal allotment of money, the provisions of this Act shall,
 13 insofar as the fund is jeopardized, be deemed to be inoperative.

14 76. Page 23, line 22, by striking "1973" and inserting
 15 "1974".

16 77. Page 23, line 24, by striking "1974" and inserting
 17 "1975".

18 78. Page 23, line 24, by inserting after the period the
 19 words "However, public employees of the state, its boards,
 20 commissions, departments, and agencies may not bargain
 21 collectively until June 1, 1976."

22 79. Correct section and subsection numbers and internal
 23 references as may be necessary to comply with this amendment.

INTRODUCTION OF BILLS

Senate File 1295, by committee on county government, a bill for an act relating to changing names of streets.

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

Senate File 1296, by committee on judiciary, a bill for an act permitting the advertisement of beer by brand name on the inside of fences surrounding ballparks.

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

Senate File 1297, by committee on judiciary, a bill for an act to establish the office of prosecuting attorneys coordination and to prescribe its powers and duties.

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

HOUSE MESSAGES CONSIDERED

House File 1081, a bill for an act to provide a one hundred

dollar allowance to inmates upon release from a penal institution.

Read first time and **passed on file.**

House File 1222, a bill for an act relating to the vocational youth organizational fund.

Read first time and **passed on file.**

House File 1362, a bill for an act relating to the licensing of sheep dealers.

Read first time and **passed on file.**

House File 1376, a bill for an act relating to the inclusion of nursing pharmacy within the definition of profession for purpose of the Iowa Professional Corporation Act.

Read first time and **passed on file.**

House File 1396, a bill for an act relating to compensation for services rendered in aiding the sheriff.

Read first time and **passed on file.**

EXPLANATION OF VOTE

MR. PRESIDENT: I was attending an Iowa State University Student-Faculty Energy Committee Symposium at the Memorial Union in Ames as a representative of the energy committee of the Senate, at noon on March 12. Had I been present in the Senate chamber when the votes were taken on House Files 1104, 1107, 1188, 416 and 489, I would have voted "Aye."

I was still absent from the chamber as chairman of the energy committee, which was then meeting, when the vote was taken on division A of amendment 2394 to Senate File 1264. Had I been present I would have voted "Nay."

GEORGE F. MILLIGAN

REPORTS OF COMMITTEES

Senator Riley submitted the following reports:

MR. PRESIDENT: Your committee on judiciary to which was referred **Senate File 354**, a bill for an act relating to property unlawfully placed on public or private property, begs leave to report it has had the same under consideration and recommends the same **do pass.**

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary to which was referred

Senate File 612, a bill for an act relating to the fifth judicial district and judicial nominating commission, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

S—2449

- 1 Amend Senate File 612 as follows:
- 2 1. Page 2, by inserting before line 1 the following:
- 3 Section 1. Section six hundred two point eighteen
- 4 (602.18), subsection four (4), is amended to read as
- 5 follows:
- 6 4. In those districts having more judges than the
- 7 number of judgeships specified by the formula set out in
- 8 subsection 2 hereof, vacancies shall not be filled.
- 9 *Provided, however, that such limitation shall not pre-*
- 10 *vent or delay the election district with the seat of*
- 11 *government from having its full formula complement of*
- 12 *judges plus the additional judge provided for the seat*
- 13 *of government.*
- 14 2. Page 2, line 12, by striking the figure "1973"
- 15 and inserting in lieu thereof the figure "1974".
- 16 3. Page 2, line 13, by striking the figure "1973"
- 17 and inserting in lieu thereof the figure "1974".
- 18 4. Page 2, line 17, by striking the figure "1973"
- 19 and inserting in lieu thereof the figure "1974".
- 20 5. Page 2, line 20, by striking the figure "1973"
- 21 and inserting in lieu thereof the figure "1974".
- 22 6. Page 2, line 21, by striking the figure "1974"
- 23 and inserting in lieu thereof the figure "1975".
- 24 7. Page 2, line 22, by striking the figure "1976"
- 25 and inserting in lieu thereof the figure "1977".

Page 2

- 1 8. Page 2, line 22, by striking the figure "1978"
- 2 and inserting in lieu thereof the figure "1979".
- 3 9. Page 2, line 30, by striking the figure "1973"
- 4 and inserting in lieu thereof the figure "1974".
- 5 10. Page 2, line 31, by striking the figure "1974"
- 6 and inserting in lieu thereof the figure "1975".
- 7 11. Page 2, line 32, by striking the figure "1976"
- 8 and inserting in lieu thereof the figure "1977".
- 9 12. Page 2, line 32, by striking the figure "1978"
- 10 and inserting in lieu thereof the figure "1979".
- 11 13. Renumber sections and correct internal references
- 12 as necessitated by this amendment.

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary to which was referred **Senate File 1009**, a bill for an act relating to the repeal of the requirement of corroboration of the testimony of the victim in a rape, begs leave to

report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary to which was referred **House File 67**, a bill for an act relating to expert witness fees, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary to which was referred **House File 462**, a bill for an act relating to municipal tort claims, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

S—2451

- 1 Amend House File 462 as follows:
- 2 1. Page 2, line 23, by striking the word "he"
- 3 and inserting in lieu thereof the following: "a
- 4 reasonable person would have".
- 5 2. Page 4, line 25, by striking the first word
- 6 "or" and inserting in lieu thereof the following:
- 7 "[or] , *willful and unauthorized injury to persons*
- 8 *or property, or*".

TOM RILEY, Chairman

Ordered passed on file.

Senator Milligan submitted the following reports:

MR. PRESIDENT: Your committee on natural resources to which was referred **House File 157**, a bill for an act repealing provision of the Code relating to the shipping, transferring, and sale of skins and hides, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE F. MILLIGAN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on natural resources to which was referred **House File 215**, a bill for an act relating to the quality of the pipe used for water well construction and providing a penalty for violations, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE F. MILLIGAN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on natural resources to which was referred **House File 1108**, a bill for an act relating to grading of spoil banks on land affected by surface mining operations, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE F. MILLIGAN, Chairman

Ordered passed on file.

Senator Hansen submitted the following report:

MR. PRESIDENT: Your committee on schools to which was referred **House File 569**, a bill for an act relating to the statute of limitations governing school fund mortgages, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WILLARD R. HANSEN, Chairman

Ordered passed on file.

Senator Curtis submitted the following report:

MR. PRESIDENT: Your committee on state government to which was referred **House File 363**, a bill for an act relating to the management of state records, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

S—2436

- 1 Amend House File 363 as amended and passed by the
- 2 House as follows:
- 3 1. Page 2, lines 24 and 25, by striking the words
- 4 "who shall serve as secretary".
- 5 2. Page 2, line 31, by inserting after the word
- 6 "services" the words "who shall act as secretary of
- 7 the commission".
- 8 3. Page 3, line 2, by inserting after the word
- 9 "compensation" the words " , except the members of the
- 10 general assembly who shall receive a per diem of forty
- 11 dollars".
- 12 4. Page 3, line 8, by striking lines 8 through 10
- 13 and inserting in lieu thereof the following:
- 14 "Sec. 6. *NEW SECTION. POWERS.* The primary agency
- 15 responsible for providing administrative personnel and
- 16 services for the commission shall be the department of
- 17 general services. The purchase".
- 18 5. Page 3, after line 33, insert the following
- 19 paragraph:
- 20 "In carrying out its duties under this Act, the
- 21 commission shall develop a records management manual
- 22 within one year of the effective date of this Act.
- 23 The records management manual shall be made available
- 24 to agencies subject to the provisions of this Act and
- 25 shall contain the rules and regulations required by

Page 2

- 1 this Act, such other information as is necessary, and
- 2 shall provide for implementing the provisions of this

3 Act. The commission may contract for services required
4 to develop the records management manual. The records
5 management manual shall be revised and updated period-
6 ically to reflect decisions made by the commission."

7 6. Page 3, line 34, by striking the word "January"
8 and inserting in lieu thereof the word "July".

9 7. Page 4, line 2, by inserting after the word
10 "granted" the words "or disposal is provided for in
11 the records management manual".

12 8. Page 4, by striking lines 5, 6, and 7, and
13 inserting in lieu thereof the words "in his custody.
14 The".

15 9. Page 4, line 11, by striking the word "SECRE-
16 TARY" and inserting in lieu thereof the words "CURATOR
17 OF HISTORY AND ARCHIVES".

18 10. Page 4, line 13, by striking the words "secre-
19 tary of the commission" and inserting in lieu thereof
20 the words "curator of history and archives".

21 11. Page 4, line 16, by striking the word "secre-
22 tary" and inserting in lieu thereof the words "curator
23 of history and archives".

24 12. Page 4, line 20, by striking the words "secre-
25 tary of the commission" and inserting in lieu thereof

Page 3

1 the words "curator of history and archives".

2 13. Page 5, by striking lines 18 and 19.

3 14. Page 5, line 20, by striking the number "5"
4 and inserting in lieu thereof the number "4".

5 15. Page 5, after line 34, insert the following
6 paragraph:

7 "The commission shall review all duplicating and
8 microfilming systems and installations of agencies
9 subject to this Act and recommend any changes neces-
10 sary to assure maximum efficiency and economic use of
11 equipment and procedures, including but not necessarily
12 limited to, the type of equipment, type of storage
13 files, methods and procedures for keeping duplicate
14 records, and the location of equipment. The commission
15 may establish centralized duplicating or microfilming
16 facilities if it deems it in the best interest of the
17 state. Agencies subject to this Act shall consult
18 with and receive approval of the commission prior to
19 the purchase of any duplicating or microfilming equip-
20 ment or files to be used for storage of records."

21 16. Page 6, after line 22, by inserting the fol-
22 lowing sections:

23 Sec. *NEW SECTION. EXEMPTION—DUTY OF BOARD OF*
24 *REGENTS.* Agencies and institutions under the control
25 of the state board of regents shall be exempt from the

Page 4

1 records management manual and the provisions of this
2 Act. However the state board of regents shall adopt
3 rules and regulations for its employees, agencies, and
4 institutions which shall be consistent with the
5 objectives of this Act. The rules and regulations

6 shall be approved by the state records commission and
 7 be subject to the provisions of chapter seventeen A
 8 (17A) of the Code.

9 Sec. Section ninety-six point eleven (96.11),
 10 subsection twelve (12), Code 1973, is amended to read
 11 as follows:

12 12. DESTRUCTION OF RECORDS. The *Iowa employment*
 13 *security* commission may [in its discretion] destroy or
 14 dispose of such original reports or records as have
 15 been properly recorded or summarized in the permanent
 16 records of the commission and are deemed by the *Iowa*
 17 *employment security* commission and the state records
 18 *commission* to be no longer necessary to the proper
 19 administration of this chapter. Wage records of the
 20 individual worker or transcripts therefrom may be
 21 destroyed or disposed of, *if approved by the state*
 22 *records commission*, two years after the expiration of
 23 the period covered by such wage records or upon proof
 24 of the death of the worker. Such destruction or dis-
 25 position shall be made only by order of the *Iowa*

Page 5

1 *employment security* commission in consultation with
 2 *the state records commission* and such order shall be
 3 spread on the minutes of the *Iowa employment security*
 4 commission. Any moneys received from the disposition
 5 of such records shall be deposited to the credit of
 6 the employment security administration fund.

7 Sec. Section ninety-seven B point six (97B.6),
 8 Code 1973, is amended to read as follows:

9 97B.6 OLD RECORDS. The *Iowa employment security*
 10 commission may [in its discretion] destroy or dispose of
 11 such original reports or records as have been properly
 12 recorded or summarized in the permanent records of the
 13 commission and are deemed by the *Iowa employment*
 14 *security* commission and state records commission to be
 15 no longer necessary to the proper administration of
 16 this chapter. Such destruction or disposition shall
 17 be made only by order of the *Iowa employment security*
 18 commission and such order shall be spread on the minutes
 19 of the *Iowa employment security* commission. Any moneys
 20 received from the disposition of such records shall be
 21 deposited to the credit of the public employees' re-
 22 tirement fund.

23 Sec. Section one hundred forty-seven point
 24 forty-three (147.43), Code 1973, is amended to read
 25 as follows:

Page 6

1 147.43 PRESERVATION OF RECORDS. All matters con-
 2 nected with each examination for a license shall be
 3 filed with the state department of health and preserved
 4 for [five years] *such period of time as specified by the*
 5 *state records commission* as a part of the records of
 6 the department[, during which time said]. *The records*

7 shall be open to public inspection.

8 Sec. Section one hundred sixty-nine point
9 thirty (169.30), Code 1973, is amended to read as
10 follows:

11 169.30 RECORDS. All matters connected with each
12 examination for license shall be filed with the de-
13 partment of agriculture and preserved for [five years]
14 such period of time as specified by the state records
15 commission as a part of the records of the department[,
16 during which time said] the records shall be open to
17 public inspection.

18 17. Page 7, by adding after line 34, the following:

19 Sec. There is appropriated from the general
20 fund of the state to the department of general services
21 for the fiscal year beginning July 1, 1974 and ending
22 June 3, 1975 the sum of three hundred thousand
23 (300,000) dollars, or so much thereof as may be neces-
24 sary, for use of the state records commission in
25 carrying out the provisions of this Act, including but

Page 7

1 not limited to, carrying out the study authorized by
2 this Act, employing a qualified records management
3 administrator, purchasing or leasing necessary dupli-
4 cating or microfilming equipment, and employing or
5 contracting for other necessary employees or services
6 which may be required to implement this Act.

7 18. By renumbering the sections as required by
8 this amendment.

9 19. Page 1, line 1, before the period insert the
10 words "and making an appropriation".

WARREN E. CURTIS, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2434

1 Amend Senate File 1243, page 1, by inserting after
2 line 8 the following section:

3 Sec. Section four hundred twenty-two
4 point five (422.5), unnumbered paragraph five (5),
5 Code 1973, is amended to read as follows:

6 The provisions of this division shall apply to
7 all salaries received by federal officials or employees
8 of the United States government as provided for here-
9 in. *However, a person who receives annuities from*
10 *the United States civil service retirement and dis-*
11 *ability trust fund shall include the amount of the*
12 *annuities received in computing net income, for the*
13 *purpose of determining eligibility for the exemption*
14 *provided in this section, to the same extent it is*
15 *included in federal adjusted gross income, but in*
16 *computing the tax imposed by this section, he may ex-*

17 *clude the amount of annuities received from the fund*
 18 *which equals the amount deducted from his salary or*
 19 *wages during employment, and an additional amount of*
 20 *annuities received from the fund not to exceed three*
 21 *thousand dollars each year.*

LEONARD C. ANDERSEN

S—2458

- 1 Amend Senate File 1264 as follows:
- 2 1. Page 23, by striking lines 19 through 32 and
- 3 inserting in lieu thereof the following:
- 4 "tuarial method, may not exceed fifteen percent on
- 5 the unpaid balances of the amount financed."

WILLIAM E. GLUBA

S—2445

- 1 Amend Senate File 1264 as follows:
- 2 1. Page 35, line 4, by striking the words "the
- 3 greater of either of the following:" and inserting in
- 4 lieu thereof the words "fifteen percent per year on the
- 5 unpaid balance of the amount financed."
- 6 2. Page 35, by striking lines 5 through 16.

WILLIAM E. GLUBA

S—2444

- 1 Amend Senate File 1264 as follows:
- 2 1. Page 35, line 4, by striking the words "greater
- 3 of either of the following:" and inserting in lieu thereof
- 4 the words "the following applicable rates:".
- 5 2. Page 35, by striking lines 5 through 16 and insert-
- 6 ing in lieu thereof the following:
- 7 a. With respect to a bank, the rate specified in
- 8 chapter five hundred twenty-four (524) of the Code.
- 9 b. With respect to a savings and loan association,
- 10 the rate specified in chapter five hundred thirty-four
- 11 (534) of the Code.
- 12 c. With respect to a credit union, the rate speci-
- 13 fied in chapter five hundred thirty-three (533) of the
- 14 Code.
- 15 d. With respect to a supervised loan licensee, the
- 16 rate specified in chapter five hundred thirty-six (536)
- 17 of the Code.
- 18 e. With respect to an automobile loan by a dealer,
- 19 the rate specified in chapter three hundred twenty-two
- 20 (322) of the Code.
- 21 f. With respect to any other lender, the rate speci-
- 22 fied in chapter five hundred thirty-five (535) of the
- 23 Code.
- 24 3. Page 36, line 35, by striking the words "section
- 25 five point" and inserting in lieu thereof the words

Page 2

- 1 "chapter five hundred thirty-five (535) of the Code."
- 2 4. Page 37, by striking line 1.
- 3 5. Page 126, by inserting after line 18 the follow-
- 4 ing:

5 Sec. *NEW SECTION.* INTEREST RATE. With
6 respect to a supervised loan, a supervised loan licensee
7 may contract for and receive a finance charge, calculated
8 according to the actuarial method, not exceeding the
9 greater of either of the following:

10 a. The total of:

11 (1) Twenty-one percent per year on that part of the
12 unpaid balances of the amount financed which is three
13 hundred dollars or less.

14 (2) Eighteen percent per year on that part of the
15 unpaid balances of the amount financed which is more
16 than three hundred dollars but does not exceed one
17 thousand dollars.

18 (3) Fifteen percent per year on that part of the
19 unpaid balances of the amount financed which is more
20 than one thousand dollars.

21 b. Eighteen percent per year on the unpaid balances
22 of the amount financed.

23 6. Page 138, by inserting after line 3, the follow-
24 ing:

25 Sec. Section five hundred thirty-three point

Page 3

1 fourteen (533.14), Code 1973, is amended to read as
2 follows:

3 *INTEREST RATES.* Interest rates on loans made by a
4 credit union shall not exceed, *when calculated according*
5 *to the actuarial method*, [one percent a month] *fifteen*
6 *percent per year on the unpaid balances of the amount*
7 *financed.*

8 7. Page 163, line 28, by striking the words "five
9 hundred".

10 8. Page 163, line 29, by striking the words "thirty-
11 three point fourteen (533.14)."

12 9. Page 150, by inserting after line 29, the follow-
13 ing:

14 Sec. Section five hundred thirty-four point
15 nineteen (534.19), subsection six (6), Code 1973, is
16 amended by adding the following new paragraph:

17 *NEW PARAGRAPH.* Such loans shall be amortized to
18 mature in not to exceed eight years. Such loans may
19 also be based on a discount or add-on charge of not to
20 exceed six dollars per one hundred dollars face amount
21 per year.

WILLIAM E. GLUBA

S—2442

1 Amend Senate File 1264 as follows:

2 1. Page 64, strike lines 28 through 35 and
3 insert in lieu thereof the word "Act."

4 2. Page 65, strike lines 1 through 28.

EARL M. WILLITS
JOAN ORR
WILLIAM D. PALMER

S—2435

- 1 Amend Senate File 1264 as follows:
 2 1. Page 90, line 26, by striking the word
 3 "financial" and inserting in lieu thereof "credit".
 4 2. Page 109, line 20, by striking the word
 5 "FINANCIAL" and inserting in lieu thereof "CREDIT".
 6 3. Page 110, line 6, by striking the word
 7 "financial" and inserting in lieu thereof "credit".
 8 4. Page 110, line 9, by striking the word
 9 "financial" and inserting in lieu thereof "credit".
 10 5. Page 114, line 23, by striking the word
 11 "financial" and inserting in lieu thereof "credit".
 12 6. Page 140, line 29, by striking the word
 13 "financial" and inserting in lieu thereof "credit".
 14 7. Page 143, line 26, by striking the word
 15 "financial" and inserting in lieu thereof "credit".
 16 8. Page 158, line 27, by striking the word
 17 "financial" and inserting in lieu thereof "credit".

ELIZABETH SHAW
 WILLIAM E. GLUBA

S—2440

- 1 Amend Senate File 1264, page 105, line 21, by inserting after
 2 the word "information" the following:
 3 " , or communicating with a credit reporting agency or
 4 other creditor of the debtor".

ROGER J. SHAFF

S—2447

- 1 Amend Senate File 1264, page 106, line 5, by insert-
 2 ing after the word "period" the following: "and
 3 once after each answer by such employer in response
 4 to any garnishment".

LUCAS J. DeKOSTER

S—2438

- 1 Amend Senate File 1264 as follows:
 2 1. Page 161, by inserting after line 19, the
 3 following:
 4 Sec. Section five hundred thirty-four point
 5 nineteen (534.19), subsection six (6), Code 1973, is
 6 amended to read as follows:
 7 6. PROPERTY IMPROVEMENT LOANS. To make property
 8 improvement loans to home owners and other property
 9 owners for maintenance, repair, landscaping, moderniza-
 10 tion, furniture and fixtures, improvement and equip-
 11 ment for their properties, and loans on mobile homes,
 12 with or without security provided that no such loan
 13 without security shall exceed five thousand dollars,
 14 and provided further that not in excess of fifteen
 15 percent of the assets of the association shall be so
 16 invested, said fifteen percent to be exclusive of the
 17 forty percent of assets power set out in section
 18 534.21 hereof. [Such loans shall be amortized to
 19 mature in not to exceed eight years. Such loans may

20 also be based on a discount or add-on charge of not to
 21 exceed six dollars per one hundred dollars face amount
 22 per year in lieu of straight interest otherwise pro-
 23 vided by law.]

24 2. By renumbering sections in accordance with
 25 this amendment.

ELIZABETH SHAW

S—2446

1 Amend Senate File 1264 as follows:

2 Page 162, insert after line 17 the following:

3 Sec. Section six hundred twenty-seven point
 4 one (627.1), Code 1973, is amended by striking the
 5 section and inserting in lieu thereof the following:

6 627.1 FAMILY DEFINED. The word "family," as used
 7 in this chapter, means persons related by
 8 consanguinity, affinity, or adoption and living in
 9 the same household.

10 Sec. Section six hundred twenty-seven point
 11 three (627.3), Code 1973, is amended to read as
 12 follows:

13 627.3 FAILURE TO CLAIM EXEMPTION. Any person
 14 entitled to any of the exemptions mentioned in this
 15 chapter does not waive his rights thereto by failing
 16 to designate or select such exempt property, or by
 17 failing to object to a levy thereon, unless he fails
 18 or neglects to do so when required in writing by the
 19 officer about to levy thereon *or, if no objection*
 20 *is made in writing at that time, if he fails to do*
 21 *so within ten days thereafter in writing as provided*
 22 *in sections six hundred twenty-six point fifty (626.50)*
 23 *through six hundred twenty-six point fifty-six (626.56)*
 24 *of the Code. If no claim of exemption is made within*
 25 *the periods set forth in this section, the exemptions*

Page 2

1 *shall thereafter be waived.*

2 Sec. Section six hundred twenty-seven point
 3 four (627.4), Code 1973, is amended to read as follows:

4 627.4 ABSCONDING DEBTOR. When a debtor absconds
 5 and leaves his family, such property as is exempt
 6 to him under this chapter shall be exempt in the hands
 7 of his [wife and children or either of them] *family*
 8 *members.*

9 Sec. Section six hundred twenty-seven point
 10 six (627.6), Code 1973, is amended by striking the
 11 section and inserting in lieu thereof the following:

12 627.6 GENERAL EXEMPTIONS.

13 1. Each debtor who is a resident of the state
 14 and the head of a family may hold exempt from execution
 15 the following property:

16 a. All personal property, as selected by the
 17 debtor, to a value not exceeding fifteen hundred
 18 dollars in the aggregate, provided, that no money

19 or securities, evidence of indebtedness, property
 20 held for commercial purposes or used in connection
 21 with any business, profession or occupation of the
 22 debtor or any member of his family, or anything
 23 specifically exempt under this section, shall be
 24 exempt under this paragraph.

25 b. One burial space for each member of the debtor's

Page 3

1 family.

2 c. If the debtor is engaged in a business or
 3 profession of any kind, other than as an employee
 4 on salary or commission or a combination thereof,
 5 the proper tools, equipment, instruments, books and
 6 any other items of value used in the business in a
 7 sum not to exceed twenty-five hundred dollars,
 8 excluding cash, accounts receivable and inventory.

9 d. One passenger automobile.

10 e. One mobile home, if the debtor does not also
 11 have a homestead as provided in section one hundred
 12 thirty-five D point twenty-six (135D.26) of the Code
 13 or chapter five hundred sixty-one (561) of the Code.

14 2. Each debtor who is a resident of the state
 15 and an unmarried person may hold exempt from execution
 16 the following property:

17 a. One passenger automobile, if no other member
 18 of his household is claiming an automobile as exempt.

19 b. All personal property selected by the debtor,
 20 to a value not exceeding five hundred dollars in the
 21 aggregate, provided, that no money or securities,
 22 evidence of indebtedness, property held for commercial
 23 business or used in connection with any business,
 24 profession or occupation of the debtor shall be exempt.

25 Sec. Section six hundred twenty-seven point

Page 4

1 nine (627.9), Code 1973, is amended by striking the
 2 section and inserting in lieu thereof the following:

3 627.9 HOMESTEAD BOUGHT WITH PENSION MONEY. The
 4 homestead of every pensioner purchased and paid for
 5 with any pension money from public or private
 6 retirement or pension plans or the proceeds or
 7 accumulations thereof, shall be exempt as to debts
 8 of such pensioner contracted prior to the purchase
 9 of the homestead.

10 Sec. Section six hundred twenty-seven point
 11 eleven (627.11), Code 1973, is amended to read as
 12 follows:

13 627.11 EXCEPTION UNDER DIVORCE DECREE AND
 14 DISSOLUTION OF MARRIAGE. Where the party in whose
 15 favor the order, decree, or judgment was [rendered]
 16 entered has not remarried, the personal earnings or
 17 property of the debtor shall not be exempt from any
 18 order, judgment, or decree for temporary or permanent
 19 [alimony] earnings hereafter rendered in this state,

20 nor from any installment of any such order, judgment,
 21 or decree heretofore rendered within this state which,
 22 by the provisions thereof, may hereafter become due.
 23 Sec. Section six hundred twenty-seven point
 24 thirteen (627.13), Code 1973, is amended by striking
 25 the section and inserting in lieu thereof the

Page 5

1 following:
 2 627.13 WORKMEN'S COMPENSATION. Any compensation
 3 due or that may become due an employee or dependent
 4 under the provisions of chapters eighty-five (85)
 5 or eighty-five A (85A) of the Code, whether in the
 6 actual possession of the recipient or deposited,
 7 loaned, or invested by him shall be exempt from
 8 execution, garnishment and attachment.

9 Sec. Section six hundred twenty-seven point
 10 seventeen (627.17), Code 1973, is amended to read
 11 as follows:

12 627.17 SENDING CLAIMS OUT OF STATE. Whoever,
 13 whether as principal, agent, or attorney, with intent
 14 to deprive a resident in good faith of [the] *this* state
 15 of the benefit of the exemption laws thereof, sends
 16 a claim against such resident and belonging to a
 17 resident, to another state for action, or causes
 18 action to be brought on such claim in another state,
 19 or assigns or transfers such claim to a nonresident
 20 of the state, with intent that action thereon be
 21 brought in the courts of another state, the action
 22 in either case being one which might have been brought
 23 in this state, and the property or debt sought to
 24 be reached by such action being such as might, but
 25 for the exemptions laws of this state, have been

Page 6

1 reached by action in the courts of this state, shall
 2 be guilty of a misdemeanor[,] and [punished by a fine
 3 of not less than ten nor more than fifty dollars] *shall*
 4 *be punished by a fine of not more than one thousand*
 5 *dollars or imprisoned not more than thirty days in*
 6 *the county jail.*

7 Sec. Chapter six hundred twenty-seven (627),
 8 Code 1973, is amended by adding the following new
 9 sections:

10 **NEW SECTION. SECURED PROPERTY.** None of the
 11 exemptions prescribed in this chapter shall be allowed
 12 against an execution, writ of replevin or writ of
 13 attachment issued or levied against property claimed
 14 to be exempt if the creditor issuing the execution
 15 or writ has a security interest in the property or
 16 by operation of law but not including a lien arising
 17 merely through the entry of a judgment against the
 18 debtor.

19 **NEW SECTION. EXCEPTIONS UNDER DECREE FOR SUP-
 PORT**
 20 **OF MINORS.** No property or personal earnings of a

21 debtor shall be exempt from any order, judgment or
 22 decree for the support of his minor child or children
 23 rendered in this state nor any installment of any
 24 such order, judgment or decree heretofore rendered
 25 in this state, which, by the provisions thereof may

Page 7

- 1 hereafter become due.
- 2 2. Page 162, line 21, strike the figure "643.2"
- 3 and insert in lieu thereof the figure "642.2".
- 4 3. Page 163, line 35, strike the word "and".
- 5 4. Page 164, line 1, insert after the comma the
- 6 words "section six hundred twenty-seven point fourteen
- 7 (627.14), and section six hundred twenty-seven point
- 8 fifteen (627.15), Code 1973,".
- 9 5. Renumber sections and correct internal
- 10 references in accordance with this amendment.

E. KEVIN KELLY
 MINNETTE F. DODERER

S—2437

- 1 Amend Senate File 1264 as follows:
- 2 1. Page 163, line 28, by inserting after the comma
- 3 the following:
- 4 "five hundred twenty-four point nine hundred six
- 5 (524.906), subsections one (1) through five (5),".

ELIZABETH SHAW

S—2439

- 1 Amend the Glenn amendment S—2371, to page 35 of
- 2 Senate File 1264, as follows:
- 3 1. Line 9, by striking the word "Twelve" and in-
- 4 serting in lieu thereof the word "Nine".

WILLIAM E. GLUBA

S—2455

- 1 Amend Senate File 1265 as follows:
- 2 1. Page 3, by inserting after line 5 the follow-
- 3 ing:
- 4 Sec. Section six hundred one A point seven
- 5 (601A.7), subsection two (2), paragraph d, Code 1973,
- 6 is amended to read as follows:
- 7 d. Any bona fide religious institution or its
- 8 educational facility, association, corporation, or
- 9 society with respect to [any qualifications for employ-
- 10 ment based on religion when such qualifications are
- 11 related to a bona fide religious purpose] the employ-
- 12 ment of an individual of a particular religion to
- 13 perform work connected with the activities of such
- 14 institution or its educational facility, association,
- 15 corporation, or society.
- 16 2. By renumbering the sections to accord with
- 17 this amendment.

WILLARD R. HANSEN

S—2453

- 1 Amend Senate File 1272 as follows:
- 2 1. Page 3, line 34, by striking the word "four" and

- 3 inserting in lieu thereof the words "*three and three-*
4 *fourths*".
- 5 2. Page 4, line 28, by striking the word "*fourteen*"
6 and inserting in lieu thereof the words "*thirteen and*
7 *one-half*".
- 8 3. Page 10, line 27, by striking the word "*fourteen*"
9 and inserting in lieu thereof the words "*thirteen and*
10 *one-half*".
- 11 4. Page 11, line 4, by striking the word "*-one*" and
12 inserting in lieu thereof the words "*and one-fourth*".
- 13 5. Page 11, line 14, by striking the word "*seven*"
14 and inserting in lieu thereof the words "*six and three-*
15 *fourths*".
- 16 6. Page 11, line 30, by striking the word "*seven*"
17 and inserting in lieu thereof the words "*six and three-*
18 *fourths*".
- 19 7. Page 12, line 11, by striking the word "*fourteen*"
20 and inserting in lieu thereof the words "*thirteen and*
21 *one-half*".
- 22 8. Page 12, line 14, by striking the word "*-one*" and
23 inserting in lieu thereof the words "*and one-fourth*".
- 24 9. Page 14, line 8, by striking the word "*fourteen*"
25 and inserting in lieu thereof the words "*thirteen and*

Page 2

- 1 *one-half*".
- 2 10. Page 14, line 12, by striking the word "*-one*" and
3 inserting in lieu thereof the words "*and one-fourth*".
- 4 11. Page 14, line 24, by striking the word "*fourteen*"
5 and inserting in lieu thereof the words "*thirteen and*
6 *one-half*".
- 7 12. Page 15, line 23, by striking the word "*-one*"
8 and inserting in lieu thereof the words "*and one-half*".
- 9 13. Page 15, line 26, by striking the word "*-one*"
10 and inserting in lieu thereof the word "*and one-half*".
- 11 14. Page 16, line 5, by striking the word "*eight*"
12 and inserting in lieu thereof the words "*seven and one-*
13 *half*".
- 14 15. Page 17, line 11, by striking the word "*-one*"
15 and inserting in lieu thereof the words "*and one-*
16 *fourth*".
- 17 16. Page 17, line 20, by striking the word "*-one*" and
18 inserting in lieu thereof the words "*and one-fourth*".
- 19 17. Page 17, line 31, by striking the word "*-one*"
20 and inserting in lieu thereof the words "*and one-*
21 *fourth*".
- 22 18. Page 19, line 3, by striking the word "*two*" and
23 inserting in lieu thereof the words "*one and four-*
24 *tenths*".
- 25 19. Page 20, line 7, by striking the word "*seven*"

Page 3

- 1 and inserting in lieu thereof the words "*six and three-*
2 *fourths*".
- 3 20. Page 23, line 2, by striking the word "*fourteen*"
4 and inserting in lieu thereof the words "*thirteen and*

5 *one-half*".

6 21. Page 23, line 13, by striking the word "*one*" and
7 inserting in lieu thereof the words "*three-eighths*".

8 22. Page 23, line 18, by striking the word "*seventeen*"
9 and inserting in lieu thereof the words "*sixteen and*
10 *seven-eighths*".

11 23. Page 23, line 25, by striking the word "*seven*"
12 and inserting in lieu thereof the words "*six and three-*
13 *fourths*".

14 24. Page 24, by striking from lines 4 and 5 the words
15 "*twenty-one*" and inserting in lieu thereof the words
16 "*twenty and one-fourth*".

17 25. Page 24, line 14, by striking the word "*seven*"
18 and inserting in lieu thereof the words "*six and three-*
19 *fourths*".

20 26. Page 27, line 10, by striking the word "*seven*"
21 and inserting in lieu thereof the words "*six and*
22 *three-fourths*".

23 27. Page 27, line 22, by inserting after the word
24 "*one*" the word "*-half*".

25 28. Page 28, line 13, by striking the word "*seven*"

Page 4

1 and inserting in lieu thereof the words "*six and*
2 *three-fourths*".

3 29. Page 28, line 21, by striking the word "*one*" and
4 inserting in lieu thereof the words "*and one-fourth*".

5 30. Page 29, line 1, by striking the word "*seven*"
6 and inserting in lieu thereof the words "*six and three-*
7 *fourths*".

8 31. Page 32, line 3, by striking the word "*two*" and
9 inserting in lieu thereof the words "*one and one-half*".

10 32. Page 33, line 11, by striking the word "*two*" and
11 inserting in lieu thereof the words "*one and one-half*".

12 33. Page 35, line 8, by striking the word "*fourteen*"
13 and inserting in lieu thereof the words "*thirteen and*
14 *one-half*".

15 34. Page 35, line 24, by striking the word "*one*" and
16 inserting in lieu thereof the words "*and one-half*".

17 35. Page 37, line 7, by striking the word "*one*" and
18 inserting in lieu thereof the words "*and one-half*".

19 36. Page 40, line 29, by striking the word "*seven*"
20 and inserting in lieu thereof the words "*six and three-*
21 *fourths*".

22 37. Page 41, line 1, by striking the word "*one*"
23 and inserting in lieu thereof the words "*and one-half*".

24 38. Page 41, line 19, by striking the word "*one*" and
25 inserting in lieu thereof the words "*and one-half*".

Page 5

1 39. Page 42, line 16, by striking the word "*one*" and
2 inserting in lieu thereof the words "*and one-fourth*".

3 40. Page 42, line 30, by striking the word "*fourteen*"
4 and inserting in lieu thereof the words "*thirteen and*
5 *one-half*".

6 41. Page 44, line 8, by striking the word "*eleven*"

- 7 and inserting in lieu thereof the words "*ten and one-*
8 *eighth*".
- 9 42. Page 46, line 24, by striking the word "*-one*"
10 and inserting in lieu thereof the words "*and one-*
11 *fourth*".
- 12 43. Page 47, line 24, by striking the word "*fourteen*"
13 and inserting in lieu thereof the words "*thirteen and*
14 *one-half*".
- 15 44. Page 47, line 34, by striking the word "*fourteen*"
16 and inserting in lieu thereof the words "*thirteen and*
17 *one-half*".
- 18 45. Page 48, line 5, by striking the word "*four*" and
19 inserting in lieu thereof the words "*three and three-*
20 *eighths*".
- 21 46. Page 48, line 28, by striking the word "*fourteen*"
22 and inserting in lieu thereof the words "*thirteen*
23 *and one-half*".
- 24 47. Page 48, line 35, by striking the word "*seven*"
25 and inserting in lieu thereof the words "*six and*

Page 6

- 1 *three-fourths*".
- 2 48. Page 49, line 31, by striking the word "*fourteen*"
3 and inserting in lieu thereof the words "*thirteen and*
4 *one-half*".
- 5 49. Page 50, line 5, by striking the word "*four*" and
6 inserting in lieu thereof the words "*three and three-*
7 *eighths*".
- 8 50. Page 50, line 16, by striking the word "*four*" and
9 inserting in lieu thereof the words "*three and three-*
10 *eighths*".
- 11 51. Page 50, line 28, by striking the word "*four*"
12 and inserting in lieu thereof the words "*three and*
13 *three-eighths*".
- 14 52. Page 51, line 3, by striking the word "*four*" and
15 inserting in lieu thereof the words "*three and three-*
16 *eighths*".
- 17 53. Page 52, line 25, by striking the word "*eight*"
18 and inserting in lieu thereof the words "*seven and one-*
19 *half*".
- 20 54. Page 53, line 13, by striking the word "*seven*"
21 and inserting in lieu thereof the words "*six and three-*
22 *fourths*".
- 23 55. Page 54, line 5, by striking the word "*fourteen*"
24 and inserting in lieu thereof the words "*thirteen and*
25 *one-half*".

Page 7

- 1 56. Page 54, line 12, by striking the word "*fourteen*"
2 and inserting in lieu thereof the words "*thirteen and*
3 *one-half*".
- 4 57. Page 54, line 21, by striking the word "*fourteen*"
5 and inserting in lieu thereof the words "*thirteen and*
6 *one-half*".
- 7 58. Page 54, line 31, by striking the word "*four*" and
8 inserting in lieu thereof the words "*three and three-*

- 9 *eighths*.”
 10 59. Page 56, line 5, by striking the word “*fourteen*”
 11 and inserting in lieu thereof the words “*thirteen and*
 12 *one-half*”.
 13 60. Page 56, line 34, by striking the word “*fourteen*”
 14 and inserting in lieu thereof the words “*thirteen and*
 15 *one-half*”.
 16 61. Page 57, line 13, by striking the word “*fourteen*”
 17 and inserting in lieu thereof the words “*thirteen and*
 18 *one-half*”.
 19 62. Page 57, line 25, by striking the word “*fourteen*”
 20 and inserting in lieu thereof the words “*thirteen and*
 21 *one-half*”.
 22 63. Page 59, line 34, by striking the word “*four*”
 23 and inserting in lieu thereof the words “*three and*
 24 *three-fourths*”.
 25 64. Page 60, line 6, by striking the word “*fourteen*”

Page 8

- 1 and inserting in lieu thereof the words “*thirteen and*
 2 *one-half*”.
 3 65. Page 60, by striking from lines 33 and 34 the
 4 word “*fourteen*” and inserting in lieu thereof the
 5 words “*thirteen and one-half*”.
 6 66. Page 62, line 34, by striking the word “*four*” and
 7 inserting in lieu thereof the words “*three and three-*
 8 *fourths*”.
 9 67. Page 62, line 35, by striking the word “*fourteen*”
 10 and inserting in lieu thereof the words “*thirteen and*
 11 *one-half*”.
 12 68. Page 63, line 21, by striking the word “*four*”
 13 and inserting in lieu thereof the words “*three and*
 14 *three-fourths*”.
 15 69. Page 64, line 21, by striking the word “*-one*”
 16 and inserting in lieu thereof the words “*and one-fourth*”.
 17 70. Page 65, line 7, by striking the word “*four*”
 18 and inserting in lieu thereof the words “*three and*
 19 *three-fourths*”.
 20 71. Page 65, line 26, by striking the word “*seven*”
 21 and inserting in lieu thereof the words “*six and*
 22 *three-fourths*”.
 23 72. Page 66, line 21, by striking the word “*four*”
 24 and inserting in lieu thereof the words “*three and*
 25 *three-eighths*”.

Page 9

- 1 73. Page 66, line 27, by striking the word “*four-*
 2 *teen*” and inserting in lieu thereof the words
 3 “*thirteen and one-half*”.
 4 74. Page 68, line 29, by striking the word “*seven*”
 5 and inserting in lieu thereof the words “*six and*
 6 *three-fourths*”.
 7 75. Page 73, line 18, by striking the word “*-one*”
 8 and inserting in lieu thereof the words “*and one-*
 9 *half*”.
 10 76. Page 78, line 22, by striking the word “*four*”

11 and inserting in lieu thereof the words "*three and*
12 *three-fourths*".

13 77. Page 80, line 35, by striking the word "*-one*"
14 and inserting in lieu thereof the words "*and one-*
15 *half*".

16 78. Page 86, line 35, by striking the word "*two*"
17 and inserting in lieu thereof the words "*one and*
18 *one-half*".

19 79. Page 87, line 9, by striking the word "*five*"
20 and inserting in lieu thereof the words "*four and*
21 *one-half*".

22 80. Page 87, line 29, by striking the word "*four*"
23 and inserting in lieu thereof the words "*three and*
24 *three-eighths*".

25 81. Page 88, line 20, by striking the word "*seven*"

Page 10

1 and inserting in lieu thereof the words "*six and three-*
2 *fourths*".

3 82. Page 88, line 35, by striking the word "*eight*"
4 and inserting in lieu thereof the words "*seven and*
5 *one-half*".

6 83. Page 89, line 21, by striking the word "*eight*"
7 and inserting in lieu thereof the words "*seven and*
8 *one-half*".

9 84. Page 90, line 10, by striking the word "*seven*"
10 and inserting in lieu thereof the words "*six and three-*
11 *fourths*".

12 85. Page 91, by striking from lines 12 and 13 the
13 words "*twenty-one*" and inserting in lieu thereof the
14 words "*twenty and one-fourth*".

15 86. Page 91, by striking from lines 23 and 24 the
16 words "*twenty-one*" and inserting in lieu thereof the
17 words "*twenty and one-fourth*".

18 87. Page 92, line 9, by striking the word "*-one*" and
19 inserting in lieu thereof the words "*and one-fourth*".

20 88. Page 92, line 17, by striking the word "*-one*"
21 and inserting in lieu thereof the words "*and one-fourth*".

22 89. Page 93, line 28, by inserting after the word
23 "*one*" the word "*-half*".

24 90. Page 94, line 7, by striking the word "*four*"
25 and inserting in lieu thereof the words "*three and*

Page 11

1 *three-fourths*".

2 91. Page 94, line 19, by striking the word "*eight*"
3 and inserting in lieu thereof the words "*seven and*
4 *one-half*".

5 92. Page 95, line 10, by striking the word "*fourteen*"
6 and inserting in lieu thereof the words "*thirteen and*
7 *one-half*".

8 93. Page 95, line 28, by striking the word "*four*"
9 and inserting in lieu thereof the words "*three and*
10 *three-eighths*".

11 94. Page 96, line 33, by striking the word "*eight*"
12 and inserting in lieu thereof the words "*seven and*

13 *one-half*".

14 95. Page 97, line 5, by striking the word "*eight*"
15 and inserting in lieu thereof the words "*seven and*
16 *one-half*".

17 96. Page 97, line 11, by striking the word "*four*"
18 and inserting in lieu thereof the words "*three and*
19 *three-eighths*".

20 97. Page 98, line 8, by striking the word "*fourteen*"
21 and inserting in lieu thereof the words "*thirteen*
22 *and one-half*".

23 98. Page 98, line 11, by striking the word "*seven*"
24 and inserting in lieu thereof the words "*six and*
25 *three-fourths*".

Page 12

1 99. Page 98, line 23, by striking the word "*seven*"
2 and inserting in lieu thereof the words "*six and three-*
3 *fourths*".

4 100. Page 98, line 29, by striking the word "*eight*"
5 and inserting in lieu thereof the words "*seven and*
6 *one-half*".

7 101. Page 98, line 32, by striking the word "*-one*"
8 and inserting in lieu thereof the words "*and one-half*".

RALPH W. POTTER

S—2452

1 Amend Senate File 1285 as follows:

2 Page 5, lines 13 and 14, by striking the word
3 "*recommended*".

WILLIAM P. WINKELMAN

S—2457

1 Amend House File 416 as passed by the House as
2 follows:

3 1. Page 2, by striking lines 4 through 11, inclu-
4 sive, and inserting in lieu thereof the following:
5 "*evidence that the applicant has completed one year*
6 *of internship or resident training in a hospital approved*
7 *for such training by the [state board of] medical examiners.*
8 *[No hospital shall be approved which does not provide*
9 *the internship without expense to the intern.]"*

10 2. Page 2, line 13, by striking the word "*to*" and
11 inserting in lieu thereof the following:
12 "*by striking the paragraph and inserting in lieu*
13 *thereof the following:*

14 c. Present to the state department of health
15 satisfactory evidence that the applicant has completed
16 one year of internship or resident training in a
17 hospital approved for such training by the medical
18 examiners."

19 3. Page 2, by striking lines 14 through 29,
20 inclusive.

MINNETTE F. DODERER
CLIFTON C. LAMBORN
CLIFF BURROUGHS

S—2443

- 1 Amend House File 658, line 12, by striking the
- 2 word "They" and inserting in lieu thereof the
- 3 following: "*With approval of a majority of the*
- 4 *city council the additional members [They]*".

MINNETTE F. DODERER
RALPH W. POTTER

S—2448

- 1 Amend the Potter, et al., amendment S—2318 to page 1
- 2 of House File 664 as follows:
- 3 1. Page 1, line 16, by striking the words "*NEW*
- 4 *SECTION.*".
- 5 2. Page 2, line 5, by striking the words "*NEW*
- 6 *SECTION.*".

RALPH W. POTTER

S—2456

- 1 Amend House File 733, as amended and passed by the
- 2 House, as follows:
- 3 1. Page 3, by striking lines 8 through 16, inclu-
- 4 sive.
- 5 2. By renumbering the remaining sections.

MINNETTE F. DODERER

S—2454

- 1 Amend House File 773 as follows:
- 2 1. Page 2, insert after line 5 the following:
- 3 Sec. Chapter three hundred forty-five (345),
- 4 Code 1973, is amended by adding the following new
- 5 section:
- 6 *NEW SECTION. IMPROVEMENT ACCOUNT.* Upon adoption
- 7 of a resolution by the board of supervisors, the county
- 8 commissioner of elections shall place on the ballot at
- 9 the next general election a question asking the quali-
- 10 fied electors of the county if the board of super-
- 11 visors may establish an improvement account within the
- 12 county general fund. The electors of the county shall
- 13 vote on the establishment of the fund and the annual
- 14 expenditure limitation to be placed on the account.
- 15 The question shall read: Shall the board of
- 16 supervisors establish within the general fund of the
- 17 county an improvement account into which the annual
- 18 sum of money credited and appropriated from the
- 19 account shall not exceed dollars?
- 20 After approval of the question by the electors,
- 21 the board of supervisors may credit to and appropriate
- 22 funds from the improvement account for the purposes
- 23 provided in this chapter.
- 24 The board may continue to function under the
- 25 limitations approved by the electors for a period of

Page 2

- 1 four full fiscal years after the question was approved.
- 2 The authorization for collecting taxes for the account
- 3 shall expire at the close of the fourth full fiscal
- 4 year after the question was approved. Any unexpended

5 balance in the account after the lapse of four full
6 fiscal years shall carry over until all funds have
7 been appropriated from the account at which time the
8 account shall be closed unless reapproved by the
9 electors of the county.

RAY TAYLOR

S—2441

1 Amend House File 1199, as passed by the House, as
2 follows:

3 1. Page 1, by inserting after line 18 the follow-
4 ing:

5 *All registrations must be valid for the current*
6 *registration period prior to the transfer of any*
7 *registration, including assignment to a dealer.*

8 Sec. 2. Section three hundred twenty-one G point
9 nine (321G.9), subsection four (4), paragraph b, Code
10 1973, is amended to read as follows:

11 b. On that portion of county [roads] *roadways* that
12 have not been plowed during the snow season and not
13 maintained or utilized for the operation of conventional
14 motor vehicles.

15 Sec. 3. Section three hundred twenty-one G point
16 nine (321G.9), subsection four (4), Code 1973, is
17 amended by adding the following new paragraph:

18 *NEW PARAGRAPH.* On the roadways of that portion of
19 county highways designated by the county board of
20 supervisors for such use during a specified period.
21 The county board of supervisors shall evaluate the
22 traffic conditions on all county highways and
23 designate roadways on which snowmobiles may be
24 operated for the specified period without unduly
25 interfering with or constituting an undue hazard to

Page 2

1 conventional motor vehicle traffic. Signs warning of
2 the operation of snowmobiles on the roadway shall be
3 **placed and maintained** on the portions of highway thus
4 designated during the period specified for such
5 operation.

6 Sec. 4. Section three hundred twenty-one G point
7 eleven (321G.11), Code 1973, is amended by adding the
8 following new unnumbered paragraph:

9 *NEW UNNUMBERED PARAGRAPH.* A snowmobile manufactured
10 after July 1, 1975, which is sold, offered for sale or
11 used in this state, except in an authorized special
12 event, shall have a muffler system that limits engine
13 noise to not more than seventy-eight decibels as
14 measured on the "A" scale at a distance of fifty feet.

15 Sec. 5. Section three hundred twenty-one G point
16 thirteen (321G.13), subsection four (4), Code 1973, is
17 amended to read as follows:

18 4. Without a lighted headlight and taillight [when
19 required for safety] *from sunset to sunrise and at such*
20 *other time when conditions provide insufficient light-*
21 *ing to render clearly discernible persons and vehicles*

22 *at a distance of five hundred feet ahead.*

23 Sec. 6. Section three hundred twenty-one G point
24 thirteen (321G.13), Code 1973, is amended by adding
25 the following new subsections:

Page 3

1 *NEW SUBSECTION.* On any public road or street with-
2 out a bright colored pennant or flag displayed at
3 least sixty inches above the ground. Said pennant or
4 flag shall be a minimum of six inches by nine inches,
5 shall be orange and shall provide a fluorescent effect.

6 *NEW SUBSECTION.* No person shall operate or ride in
7 any snowmobile with any firearm in his possession un-
8 less it is unloaded and enclosed in a carrying case,
9 or any bow unless it is unstrung or enclosed in a
10 carrying case.

11 Sec. 7. Section three hundred twenty-one G point
12 twenty-one (321G.21), Code 1973, is amended by adding
13 the following new subsections:

14 *NEW SUBSECTION.* Dealers using special certificates
15 under the provisions of this chapter shall, before
16 January tenth of each year, furnish the commission
17 with a list of all used snowmobiles held by them for
18 sale or trade, and upon which the registration fee for
19 the current year has not been paid, giving the
20 previous registration number, name of previous owner
21 at the time such snowmobile was transferred to the
22 dealer, and such other information as the commission
23 may require.

24 *NEW SUBSECTION.* When the purchaser or transferee
25 of a snowmobile is a dealer who holds the same for re-

Page 4

1 sale and operates the snowmobile only for purposes
2 incidental to a resale and displays thereon his
3 special dealer's certificate, or does not operate
4 such snowmobile or permit it to be operated, such
5 transferee shall not be required to obtain a new
6 registration certificate but upon transferring his
7 title or interest to another person he shall sign the
8 reverse side of the registration certificate of such
9 snowmobile indicating the name and address of the new
10 purchaser.

11 *NEW SUBSECTION.* Whenever a dealer purchases or
12 otherwise acquires a snowmobile registered in this
13 state, he shall issue a signed receipt to the previous
14 owner, indicating the date of purchase or acquisition,
15 the name and address of such previous owner, and the
16 registration number of the snowmobile purchased or
17 acquired. The original receipt shall be delivered to
18 the previous owner and one copy shall be mailed or
19 delivered by the dealer to the county recorder of the
20 county in which the snowmobile is registered, and one
21 copy shall be delivered to the commission within
22 forty-eight hours.

23 *NEW SUBSECTION.* Nothing in this section shall pro-

24 hibit a dealer from obtaining a new registration and
25 transfer of registration in the same manner as other

Page 5

1 purchasers.

2 2. Amend the title, page 1, line 1, by striking
3 the words "the transfer of snowmobile registrations"
4 and inserting in lieu thereof the words "snowmobile
5 registrations and operations".

E. KEVIN KELLY

On motion of Senator Lamborn, the Senate adjourned until
10:00 a.m., Thursday, March 14, 1974.

JOURNAL OF THE SENATE

SIXTIETH DAY

SENATE CHAMBER
DES MOINES, IOWA, THURSDAY, MARCH 14, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Arnold E. Sommer, pastor of the Salem Lutheran Church, Correctionville, Iowa.

The Journal of Wednesday, March 13, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Merlin Broers, Schleswig, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Hansen for the day on request of Senator Milligan.

SPECIAL GUEST

President Neu welcomed to the Senate nine-year-old Jimmy Wirty, Urbandale, Iowa, the Central Iowa Poster Child for the Muscular Dystrophy Association of America.

PRESENTATION OF VISITORS

President Neu welcomed to the Senate the Honorable Rudy Van Drie, former member of the Senate and House of Representatives from Story County.

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

Thirty-one students, members of Boy Scout Troop 58 from Cedar Rapids, Iowa, accompanied by Bob Dolezal. Senator Riley.

Eighteen students from Sumner High School, Sumner, Iowa, members of the girls' basketball team, accompanied by their coach, Otis Grovey. Senator Heying.

Thirty students from the Maquoketa Junior High School, Maquoketa, Iowa, accompanied by Miss Vincent and Mr. Sheridan. Senators Kennedy and Lamborn.

PETITIONS

The following petitions were presented and placed on file:

By Senator Griffin, from fifteen hundred seventy residents of Pottawattamie County favoring protective legislation concerning the abortion issue.

By Senator Taylor, from twenty-seven residents of Franklin County, favoring legislation prohibiting obscene behavior and nudity in public.

UNFINISHED BUSINESS

Senate File 1264

The Senate resumed consideration of Senate File 1264, a bill for an act relating to credit related transactions, acts, practices and conduct, enacting the Iowa Consumer Credit Code, establishing the department of financial affairs and consumer credit protection containing the divisions of banking, savings and loans, supervised loan licensees, credit unions, and consumer credit protection to facilitate enforcement of the Iowa Consumer Credit Code, making coordinating amendments to the Code, and providing penalties for violations.

Senator Gluba asked and received unanimous consent that Blair Schick, Legislative Director, National Consumer Law Center, Boston, Massachusetts, be permitted to remain in the Senate chamber as his consultant during consideration of the bill.

Senator Palmer withdrew amendment S—2412 filed by him on March 12, 1974, and found on pages 758 and 759 of the Senate Journal.

Senator Glenn offered amendment S—2461:

S—2461

- 1 Amend Senate File 1264, page 23, line 19 by
- 2 striking the word "greater" and inserting in lieu
- 3 thereof the word "lesser".

Senator Shaw raised the point of order that amendment S—2461 was out of order.

The Chair ruled the point not well taken and the amendment in order.

Senator Glenn moved the adoption of amendment S—2461 and requested a roll call.

On the question "Shall amendment S—2461 be adopted?" (S.F. 1264) the vote was:

Rule 24 was invoked.

Ayes, 22:

Bergman	Glenn	Miller of	Schaben
Blouin	Gluba	Des Moines	Scott
Coleman	Heying	Orr	Van Gilst
Curtis	Hill	Plymat	Willits
Doderer	Kennedy	Priebe	Winkelman
Gallagher	Kinley	Rodgers	

Nays, 25:

Andersen	Lamborn	Nystrom	Robinson
Briles	McCartney	Palmer	Schwengels
Burroughs	Miller of	Potter	Shaff
DeKoster	Marshall	Rabedeaux	Shaw
Hultman	Milligan	Ramsey	Taylor
Junkins	Murray	Riley	Tieden
Kelly	Nolin		

Absent or not voting, 3:

Griffin	Hansen	Schwieger
---------	--------	-----------

Amendment S—2461 lost.

Senator Gluba withdrew amendment S—2458 filed by him on March 13, 1974, and found on page 794 of the Senate Journal.

Senator Gluba offered amendment S—2460:

S—2460

- 1 Amend Senate File 1264 as follows:
- 2 1. Page 23, by striking lines 18 through 32 and
- 3 inserting in lieu thereof the following:
- 4 "2. The finance charge, calculated according to
- 5 the actuarial method, may not exceed the following
- 6 applicable rates:
- 7 a. With respect to a consumer credit sale for
- 8 an agricultural purpose, eighteen percent per year on the
- 9 unpaid balances of the amount financed.
- 10 b. With respect to a consumer credit sale
- 11 other than for an agricultural purpose, fifteen
- 12 percent per year on the unpaid balances of the amount
- 13 financed."

Senator Schaben offered amendment S—2462 to amendment S—2460 by Senators Schaben and Coleman and moved its adoption:

S—2462

- 1 Amend the Gluba amendment S—2460, to page 23 of
- 2 Senate File 1264, as follows:
- 3 1. Line 8 by striking the word "eighteen" and
- 4 inserting in lieu thereof the word "fifteen".

Roll call was requested.

On the question "Shall amendment S—2462 to amendment S—2460 be adopted?" (S.F. 1264) the vote was:

Ayes, 33:

Bergman	Heying	Murray	Rodgers
Blouin	Hill	Nolin	Schaben
Briles	Junkins	Nystrom	Schwengels
Coleman	Kelly	Orr	Schwieger
DeKoster	Kennedy	Palmer	Scott
Doderer	Kinley	Priebe	Shaff
Gallagher	McCartney	Ramsey	Van Gilst
Glenn	Miller of	Robinson	Willits
Gluba	Des Moines		

Nays, 16:

Andersen	Lamborn	Plymat	Shaw
Burroughs	Miller of	Potter	Taylor
Curtis	Marshall	Rabedaux	Tieden
Griffin	Milligan	Riley	Winkelman
Hultman			

Absent or not voting, 1:

Hansen

Amendment S—2462 to amendment S—2460 was adopted.

Senator Murray took the chair at 11:23 a.m.

President Neu took the chair at 11:33 a.m.

Senator Gluba moved the adoption of amendment S—2460 as amended.

Roll call was requested.

Rule 24 was invoked on request of Senator Blouin.

On the question "Shall amendment S—2460 as amended be adopted?" (S.F. 1264) the vote was:

Ayes, 27:

Andersen	Gluba	Nystrom	Rodgers
Blouin	Heying	Orr	Schaben
Coleman	Hill	Palmer	Schwieger
Curtis	Kennedy	Plymat	Scott
Doderer	Kinley	Priebe	Van Gilst
Gallagher	Miller of	Ramsey	Willits
Glenn	Des Moines	Riley	Winkelman

Nays, 22:

Bergman	Junkins	Milligan	Schwengels
Briles	Kelly	Murray	Shaff
Burroughs	Lamborn	Nolin	Shaw
DeKoster	McCartney	Potter	Taylor
Griffin	Miller of	Rabedaux	Tieden
Hultman	Marshall	Robinson	

Absent or not voting, 1:

Hansen

Amendment S—2460 as amended was adopted.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which amendment S—2461 failed to be adopted by the Senate on March 14, 1974.

WILLIAM D. PALMER

(Senate File 1264 pending at recess.)

On motion of Senator Lamborn, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

QUORUM CALL

Senator Lamborn requested a roll call to determine that a quorum was present:

Present, 46:

Andersen	Griffin	Murray	Rodgers
Bergman	Heying	Nolin	Schaben
Blouin	Hill	Nystrom	Schwengels
Briles	Hultman	Orr	Schwieger
Burroughs	Junkins	Palmer	Scott
Coleman	Kelly	Plymat	Shaw
Curtis	Kennedy	Potter	Taylor
DeKoster	Kinley	Priebe	Tieden
Doderer	Lamborn	Rabedaux	Van Gilst
Gallagher	McCartney	Ramsey	Willits
Glenn	Miller of	Riley	Winkelman
Gluba	Marshall	Robinson	

Absent, 4:

Hansen	Miller of	Milligan	Shaff
	Des Moines		

Roll call revealed a quorum present.

UNFINISHED BUSINESS

Senate File 1264

The Senate resumed consideration of Senate File 1264.

Senator Shaw offered amendment S—2333 filed by Senators Shaw, et al.:

S—2333

1 Amend Senate File 1264 as follows:

2 1. Page 25, by striking lines 15 through 21, inclu-
3 sive, and inserting in lieu thereof the following:

4 Sec. 2.202 *NEW SECTION. FINANCE CHARGE FOR*
5 *CONSUMER CREDIT SALES PURSUANT TO OPEN END*
CREDIT.

6 1. With respect to a consumer credit sale made
7 pursuant to open end credit, a creditor may contract
8 for and receive a finance charge not exceeding that
9 permitted in this section.

10 2. Page 26, by adding the following after line 13:

11 3. If the billing cycle is monthly, the charge
12 may not exceed an amount equal to one and one-half
13 per cent of that part of the maximum amount pursuant
14 to subsection two (2) of this section. If the billing
15 cycle is not monthly, the maximum charge for the bil-
16 ling cycle shall bear the same relation to the appli-
17 cable monthly maximum charge as the number of days in
18 the billing cycle bears to three hundred sixty-five
19 divided by twelve. A billing cycle is monthly if the
20 closing date of the cycle is the same date each month
21 or does not vary by more than four days from the reg-
22 ular date.

23 4. If the charge determined pursuant to subsec-
24 tion three (3) of this section is less than fifty
25 cents, a charge may be made which does not exceed

Page 2

1 fifty cents if the billing cycle is monthly or longer,
2 or the pro rata part of fifty cents which bears the
3 same relation to fifty cents as the number of days in
4 the billing cycle bears to three hundred sixty-five
5 divided by twelve if the billing cycle is shorter
6 than monthly.

7 3. Page 34, line 35 by striking the words "open end
8 credit" and inserting in lieu thereof the words "a
9 lender credit card".

10 4. Page 36, by striking lines 31 through 35 and page
11 37, by striking line 1, and inserting in lieu thereof
12 the following:

13 Sec. 2.402. *NEW SECTION. FINANCE CHARGE FOR*
14 *CONSUMER LOANS PURSUANT TO A LENDER CREDIT CARD.*

15 1. With respect to a supervised loan made pur-
16 suant to a lender credit card, a creditor may con-
17 tract for and receive a finance charge not exceeding
18 that permitted in this section.

19 5. Page 37, by adding the following after line 27:

20 3. If the billing cycle is monthly, the charge
21 may not exceed an amount equal to one and one-half
22 per cent of that part of the maximum amount pursuant
23 to subsection two (2) of this section. If the billing
24 cycle is not monthly, the maximum charge for the
25 billing cycle shall bear the same relation to the

Page 3

1 applicable monthly maximum charge as the number of

2 days in the billing cycle bears to three hundred sixty-five divided by twelve. A billing cycle is monthly if the closing date is the same date each month or does not vary by more than four days from the regular date.

4. If the charge determined pursuant to subsection three (3) of this section is less than fifty cents, a charge may be made which does not exceed fifty cents if the billing cycle is monthly or longer, or the pro rata part of fifty cents which bears the same relation to fifty cents as the number of days in the billing cycle bears to three hundred sixty-five divided by twelve if the billing cycle is shorter than monthly.

Senator Glenn offered amendment S—2374 to amendment S—2333, moved its adoption and requested a roll call:

S—2374

- 1 Amend the Shaw, et al., amendment S—2333 to page 25 of Senate File 1264 as follows:
- 2 1. Page 1, line 12, by striking the words
- 3 “one-half” and inserting in lieu thereof the words
- 4 “one-quarter”.
- 5 2. Page 2, line 21, by striking the words
- 6 “one-half” and inserting in lieu thereof the words
- 7 “one-quarter”.
- 8

On the question “Shall amendment S—2374 to amendment S—2333 be adopted?” (S.F. 1264) the vote was:

Rule 24 was invoked.

Ayes, 17:

Blouin	Gluba	Orr	Rodgers
Coleman	Heying	Palmer	Schaben
Doderer	Kennedy	Priebe	Schwieger
Gallagher	Kinley	Ramsey	Willits
Glenn			

Nays, 29:

Andersen	Junkins	Nolin	Schwengels
Bergman	Kelly	Nystrom	Scott
Burroughs	Lamborn	Plymat	Shaw
Curtis	McCartney	Potter	Taylor
DeKoster	Miller of	Rabedeaux	Tieden
Griffin	Marshall	Riley	Van Gilst
Hill	Milligan	Robinson	Winkelman
Hultman	Murray		

Absent or not voting, 4:

Briles	Hansen	Miller of	Shaff
		Des Moines	

Amendment S—2374 to amendment S—2333 lost.

(Senate File 1264 pending on adjournment.)

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File 501, a bill for an act relating to the establishment of zoos or zoological gardens.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 117, urging the Interstate Commerce Commission to act favorably upon the request of the Rock Island Railroad for authority to merge with the Union Pacific Railroad.

WILLIAM H. HARBOR, Chief Clerk

HOUSE CONCURRENT RESOLUTION 117

By Committee on Agriculture

- 1 *Whereas*, the movement of grain from the producer to market
 2 is essential to the economy of Iowa; and
 3 *Whereas*, the lack of energy sources has greatly hampered
 4 the movement of grain and other Iowa products from the point
 5 of production to the market places; and
 6 *Whereas*, railroads have the capability of moving products
 7 without expending energy sources in as large a degree as other
 8 modes of transportation; and
 9 *Whereas*, the Chicago, Rock Island and Pacific Railroad
 10 Company, commonly known as the Rock Island Railroad is an
 11 integral part of rail transportation in Iowa but is in need
 12 of financial assistance; and
 13 *Whereas*, efforts of the Rock Island Railroad to merge with
 14 the Union Pacific Railroad Company, which merger would add new
 15 financial vitality to the Rock Island Railroad and benefit the
 16 state of Iowa, are being deterred by failure of the Interstate
 17 Commerce Commission to act favorably on such merger proposal;
 18 *Now Therefore*,
 19 *Be It Resolved by the House of Representatives, the Senate*
 20 *Concurring*, That the General Assembly of the state of Iowa
 21 strongly urges the Interstate Commerce Commission to act
 22 favorably upon the request of the Rock Island Railroad for
 23 the appropriate authority to merge with the Union Pacific
 24 Railroad; and
 25 *Be It Further Resolved*, That copies of this resolution be
 26 forwarded to the United States Secretary of Commerce and to
 27 each member of the Iowa congressional delegation.

INTRODUCTION OF BILLS

Senate File 1298, by Senator Rabedeaux, a bill for an act relating to the occupational safety and health and providing penalties.

Read first time and **passed on file.**

Senate File 1299, by committee on state government (commit-

tee on state government), a bill for an act to revise certain statutes relating to elections which were amended or affected by passage of House File 745, Acts of the Sixty-fifth General Assembly, 1973 Session, and which appear in chapters thirty-nine (39), forty-three (43), forty-four (44), forty-nine (49), fifty (50), fifty-two (52), fifty-three (53), sixty-nine (69), two hundred seventy-three (273), two hundred seventy-five (275), two hundred seventy-seven (277), two hundred seventy-eight (278), two hundred seventy-nine (279), two hundred eighty A (280A), two hundred ninety-six (296), two hundred ninety-eight (298), three hundred sixty-three (363), and six hundred nine (609) of the Code, chapter one thousand eighty-eight (1088), Acts of the Sixty-fourth General Assembly, 1972 Session, and chapter two hundred (200), Acts of the Sixty-fifth General Assembly, 1973 Session, and to revise and clarify a temporary statute appearing in chapter one hundred thirty-six (136), Acts of the Sixty-fifth General Assembly, 1973 Session.

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

Senate File 1300, by Senator Doderer, a bill for an act relating to publication of names of persons subscribing to telephone service.

Read first time and **passed on file.**

Senate File 1301, by committee on appropriations, a bill for act to appropriate from the general fund of the state to the state comptroller for restoration of the old capitol building in Iowa City, Iowa.

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

Senate File 1302, by Senators Blouin and Murray, a bill for an act relating to the establishment and construction of large energy facilities.

Read first time and **passed on file.**

Senate File 1303, by committee on judiciary, a bill for an act relating to the reproduction and duplication of sound recordings and providing a penalty.

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

Senate File 1304, by Senator Murray, a bill for an act relating to the use of bicycles upon the public roads and highways and providing penalties for violations.

Read first time and **passed on file.**

HOUSE MESSAGE CONSIDERED

House File 501, a bill for an act relating to the establishment of zoos or zoological gardens and authorizing the levy of taxes and the issuance of bonds therefor.

Read first time and **passed on file**.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S. F. 1292 State government
- S. F. 1293 County government
- S. F. 1294 Human resources
- H. F. 1057 Judiciary
- H. F. 1081 Human resources
- H. F. 1089 Judiciary
- H. F. 1190 Agriculture
- H. F. 1245 Judiciary
- H. F. 1274 Natural resources
- H. F. 1276 Agriculture
- H. F. 1302 Agriculture
- H. F. 1362 Agriculture
- H. F. 1376 Commerce

REPORT OF INVESTIGATING COMMITTEE

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mr. Kevin J. Burns of Des Moines, Polk County, Iowa, for appointment as Commissioner of Social Services under the provisions of Section 217.5, Code 1973, to serve at the pleasure of the Governor begs leave to report that it has made investigation and recommends that the appointment be confirmed.

LUCAS J. DeKOSTER, Chairman
 GENE V. KENNEDY
 BART SCHWIEGER

COMMUNICATION FROM THE SECRETARY OF STATE

Mr. Ralph R. Brown
 Secretary of the Senate
 State Capitol Building
 Des Moines, Iowa 50319

I hereby certify that Senate File 1116 was published in the Council

Bluffs Nonpareil, Council Bluffs, Iowa, March 8, 1974, and in The Oelwein Daily Register, Oelwein, Iowa, March 8, 1974.

Respectfully submitted,
MELVIN D. SYNHORST
 Secretary of State

REPORTS OF COMMITTEES

Senator Griffin submitted the following report:

MR. PRESIDENT: Your committee on cities and towns to which was referred **House File 664**, a bill for an act relating to the installation of automatic fire extinguishing systems in high-rise buildings, and providing penalties, begs leave to report it has had the same under consideration and recommends the same **be amended in accordance with the Potter, et al., amendment S—2318** filed March 4, 1974, and found on pages 630 and 631 of the Senate Journal, and that amendment S—2318 be amended in accordance with the Potter amendment S—2448 filed March 13, 1974, and found on page 807 of the Senate Journal, and when so amended the bill do pass.

JAMES W. GRIFFIN, SR., Chairman

Ordered passed on file.

Senator McCartney submitted the following reports:

MR. PRESIDENT: Your committee on commerce to which was referred **Senate File 1117**, a bill for an act relating to the organization, powers and duties of credit unions, begs leave to report it has had the same under consideration and recommends the same **be amended as follows, and when so amended the bill do pass:**

S—2483

- 1 Amend Senate File 1117 as follows:
- 2 1. Page 2, lines 4 and 5, by striking the words
- 3 "[which shall be five dollars each] *as established by the*
- 4 *boards*" and inserting in lieu thereof the words "which
- 5 shall [be five dollars each] *not exceed twenty-five dol-*
- 6 *lars each and shall be established by the board*".
- 7 2. Page 2, line 6, by striking the words "*of the*
- 8 *respective credit unions*".
- 9 3. Page 2, line 28, by inserting after the period
- 10 the sentence "However, the aggregate amount invested
- 11 pursuant to this subsection shall not exceed twenty
- 12 percent of the unimpaired legal reserve account of the
- 13 credit union."
- 14 4. Page 3, line 4, by inserting after the word
- 15 "union" the words ", but only one credit union may at
- 16 any time make the deposit".
- 17 5. Page 3, line 12, by inserting after the word
- 18 "loans" the words ", without recourse".
- 19 6. Page 4, line 8, by inserting after the second
- 20 "*chairman*" the word "*, president*".
- 21 7. Page 5, line 1, by striking the words "treasurer
- 22 or assistant treasurer" and inserting in lieu thereof
- 23 the words "[treasurer or assistant treasurer] *president*
- 24 *or vice president*".

25 8. Page 5, line 35, by striking the words “[only] on
26 [unencumbered]” and inserting in lieu thereof the words

Page 2

- 1 “only on unencumbered”.
2 9. Page 6, line 11, by striking the word “; however”
3 and inserting in lieu thereof the words “not to exceed
4 *twenty-five years. The value of the property given as*
5 *security must be determined by an independent appraiser*
6 *and the maximum loan must not exceed ninety percent of*
7 *the appraised value. However”.*
8 10. Page 6, line 12, by inserting after the word
9 “balances” the words “of this type”.
10 11. Page 8, lines 3 and 4, by striking the words
11 “to be paid from the undivided earnings”.
12 12. Page 8, line 20, by striking the word “suspended”
13 and inserting in lieu thereof the word “expelled”.
14 13. Page 8, line 24, by striking the word “suspended”
15 and inserting in lieu thereof the word “expelled”.
16 14. Page 9, lines 13 and 14, by striking the words
17 “union present at a meeting of its members called for
18 such purpose” and inserting in lieu thereof the word
19 “unions”.
20 15. Page 9, line 16, by striking the words “union,
21 the president” and inserting in lieu thereof the words
22 “unions, the chairman of the board”.
23 16. Page 9, line 17, by striking the word “union”
24 and inserting in lieu thereof the word “unions”.
25 17. Page 9, lines 21 and 22, by striking the words

Page 3

- 1 “adoption by the board of the plan” and inserting in
2 lieu thereof the words “plan adopted by the boards of
3 the respective credit unions”.
4 18. Page 9, by striking all of lines 25 and 26.
5 19. Page 9, line 27, by striking the letter “e” and
6 inserting in lieu thereof the letter “d”.

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on commerce to which was referred **House File 1177**, a bill for an act to provide for reciprocal enforcement of court orders against insurers, begs leave to report it has had the same under consideration and recommends the same **do pass**.

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

Senator Schwieger submitted the following reports:

MR. PRESIDENT: Your committee on human resources to which was referred **Senate File 1039**, a bill for an act relating to the signatures of persons with physical disabilities, begs leave to report it has had the same under consideration and recommends the same **do pass**.

BART SCHWIEGER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on human resources to which was referred **Senate File 1174**, a bill for an act relating to migratory labor camps and providing penalties, begs leave to report it has had the same under consideration and recommends the same **be amended as follows, and when so amended the bill do pass:**

S—2481

- 1 Amend Senate File 1174 as follows:
- 2 1. Page 2, by striking lines 2 and 3 and in-
- 3 serting in lieu thereof the following: "(138.1),
- 4 subsections one (1) and sixteen (16), Code 1973,
- 5 are amended to read as follows:"
- 6 2. Page 2, line 13, insert the following:
- 7 "16. 'Migrant' means any individual who customarily
- 8 and repeatedly travels from state to state for the
- 9 purpose of obtaining seasonal employment in agricul-
- 10 ture, *greenhouse or nursery, or processing of farm*
- 11 *products, including but not limited, to poultry,*
- 12 *dairy, livestock, fruit, vegetable, and grain pro-*
- 13 *ducts, and including the spouse and children of such*
- 14 *individuals, whether or not authorized by law to*
- 15 *engage in such employment."*
- 16 3. Page 1, line 1, by inserting after the word
- 17 "to" the words "migrant workers,".

BART SCHWIEGER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on human resources to which was referred **Senate File 1225**, a bill for an act relating to child abuse, the creation of a bureau of the central registry for child abuse information and providing penalties, begs leave to report it has had the same under consideration and recommends the same **be amended as follows, and when so amended the bill do pass:**

S—2482

- 1 Amend Senate File 1225 as follows:
- 2 1. Page 3, line 22, by inserting before the word
- 3 "religious" the words "member of the staff of a mental
- 4 health center,".
- 5 2. Page 4, line 26, by inserting after the word
- 6 "if" the word "not".
- 7 3. Page 5, lines 1 and 2, by striking the words
- 8 "the identity of the person" and inserting in lieu
- 9 thereof the word "in".
- 10 4. Page 5, line 6, by inserting before the word
- 11 "shall" the words "hospital, or similar institution".
- 12 5. Page 5, line 10, by striking the word "welfare"
- 13 and inserting in lieu thereof the word "services".
- 14 6. Page 5, line 12, by striking the word "welfare"
- 15 and inserting in lieu thereof the word "services".

- 16 7. Page 5, line 13, by striking the word "welfare"
 17 and inserting in lieu thereof the word "services".
 18 8. Page 5, line 30, by inserting after the word
 19 "report" the words "and any other children in the
 20 same home as the parents of other persons responsible
 21 for their care".
 22 9. Page 5, by striking lines 31 and 32.
 23 10. Page 7, line 6, by inserting after the word
 24 "both" the words " , if it is explained that the
 25 department has no legal authority to compel such

Page 2

- 1 family to receive such services".
 2 11. Page 8, line 8, by striking the word "section".
 3 12. Page 9, lines 24 through 27, by striking the
 4 sentence "Any photographs or x-rays taken shall be
 5 sent to the county department of social services to
 6 which the report is made as soon as possible and
 7 treated as part of that report." and inserting in lieu
 8 thereof the sentence "Any person who takes any photo-
 9 graphs or x-rays pursuant to this section shall notify
 10 the county department of social services that such
 11 photographs or x-rays have been taken, and shall re-
 12 tain such photographs or x-rays for a reasonable
 13 time thereafter."
 14 13. Page 10, line 8, by striking the words "dis-
 15 semination of" and inserting in lieu thereof the word
 16 "disseminating".
 17 14. Page 13, lines 31 and 32, by striking the word
 18 "elimination" and inserting in lieu thereof the word
 19 "expungement".
 20 15. Page 14, by striking lines 21 and 22 and in-
 21 serting in lieu thereof the following:
 22 2. The person to whom such information would be
 23 redisseminated would have independent access to the
 24 same information under section fourteen (14) of this
 25 Act.

Page 3

- 1 16. Page 14, line 34, by striking the word "infor-
 2 mation" and inserting in lieu thereof the words "a
 3 subsequent report of a suspected case of child abuse".
 4 17. Page 15, line 11, by striking the word "either"
 5 and inserting in lieu thereof the word "any".
 6 18. Page 15, line 27, by inserting after the word
 7 "sealed" the words "and remain sealed unless good cause
 8 be shown why the information should remain open to
 9 authorized access".
 10 19. Page 15, line 29, by striking the word
 11 "ELIMINATION" and inserting in lieu thereof the word
 12 "EXPUNGEMENT".
 13 20. Page 20, by inserting after line 7 the
 14 following:
 15 Sec. Section two hundred thirty-two point
 16 eleven (232.11), Code 1973, is amended to read as
 17 follows:

18 232.11 PARENT OR GUARDIAN TO BE PRESENT. The
 19 hearing on the merit of the petition shall not take
 20 place without the presence of one or both of the
 21 parents or the guardian, or if none is present a
 22 guardian ad litem shall be appointed by the court to
 23 protect the interests of the child. The court [may]
 24 shall also appoint a guardian ad litem whenever
 25 necessary for the welfare of the child whether or not

Page 4

- 1 a parent or guardian is present.
- 2 21. By renumbering the sections and subsections
- 3 to accord with these amendments.

BART SCHWIEGER, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2486

- 1 Amend Senate File 44, page 2, by striking lines 4 and
- 2 5 and inserting in lieu thereof the following:
- 3 "a person standing among the highest [three] *ten percent*
- 4 on the appropriate eligible list to fill a vacancy *or*
- 5 *among the highest five persons if there are less than*
- 6 *fifty persons on the list.*

MINNETTE DODERER
 WILLIAM P. WINKELMAN

S—2464

- 1 Amend the Griffin, et al., amendment S—2292, to page
- 2 14 of Senate File 1150, as follows:
- 3 1. Page 4, line 8 by striking the words "capital
- 4 offense" and inserting in lieu thereof the words
- 5 "class A felony".

RAY TAYLOR

S—2489

- 1 Amend Senate File 1192, page 5, line 23, by inserting
- 2 after the period the following: "The procedure prescribed
- 3 by the department of agriculture shall include a procedure
- 4 for distribution of ballots, and an objective explanation
- 5 of the referendum proposal by the department, by utiliza-
- 6 tion of milk collection men who are employees of dairy
- 7 cooperative associations. Ballots and explanations of
- 8 the proposal shall be distributed to dairy cooperative
- 9 associations and each milk collection man shall distrib-
- 10 ute a ballot and explanation to each producer on his
- 11 route. The explanation shall contain instructions for
- 12 the first producer to transmit his marked ballot by
- 13 ordinary mail to the county agricultural extension
- 14 office. Provision shall be made by the department for
- 15 voting by producers who do not have milk collected by a
- 16 dairy cooperative association."

JOAN ORR

S—2480

- 1 Amend the Gallagher amendment S—2377 to page 7
 2 of Senate File 1192 as follows:
 3 1. Line 7, by inserting after the word “removed”
 4 the following: “but not sooner than two years after
 5 adoption of such tax”.
 6 2. Line 7, by inserting after the period the
 7 following: “The petitioners shall guarantee payment
 8 of the costs of such referendums.”

IRVIN L. BERGMAN
 CLIFF BURROUGHS

S—2469

- 1 Amend Senate File 1264 as follows:
 2 1. Page 23, by striking lines 19 through 32, and
 3 inserting in lieu thereof the following:
 4 “terial method, may not exceed fifteen percent per
 5 year on the unpaid balances of the amount financed.”
 6 2. Page 25, line 19 by striking the words “section
 7 five” and inserting in lieu thereof the words “this
 8 section.”
 9 3. Page 25, by striking lines 20 and 21.
 10 4. Page 26, by adding after line 13 the following:
 11 3. If the billing cycle is monthly, the charge
 12 may not exceed an amount equal to the sum of one and
 13 one-fourth percent of that part of the maximum amount
 14 pursuant to subsection two (2) of this section which
 15 is equal to or less than five hundred dollars, and
 16 one percent of that part of the maximum amount pursuant
 17 to subsection two (2) of this section which exceeds
 18 five hundred dollars. If the billing cycle is not
 19 monthly, the maximum charge for the billing cycle
 20 shall bear the same relation to the applicable
 21 monthly maximum charge as the number of days in
 22 the billing cycle bears to three hundred sixty-five
 23 divided by twelve. A billing cycle is monthly if
 24 the closing date of the cycle is the same date each
 25 month or does not vary by more than four days from

Page 2

- 1 the regular date.
 2 4. If the charge determined pursuant to subsec-
 3 tion three (3) of this section is less than fifty
 4 cents, a charge may be made which does not exceed
 5 fifty cents if the billing cycle is monthly or longer,
 6 or the pro rata part of fifty cents which bears the
 7 same relation to fifty cents as the number of days in
 8 the billing cycle bears to three hundred sixty-five
 9 divided by twelve if the billing cycle is shorter
 10 than monthly.
 11 5. Page 35, line 4, by striking the words “greater
 12 of either of the following” and inserting in lieu
 13 thereof the words “following applicable rates”.
 14 6. Page 35, by striking lines 5 through 16 and in-
 15 serting in lieu thereof the following:
 16 a. With respect to a bank, the rate specified in

- 17 chapter five hundred twenty-four (524) of the Code.
- 18 b. With respect to a savings and loan association,
- 19 the rate specified in chapter five hundred thirty-four
- 20 (534) of the Code.
- 21 c. With respect to a credit union, the rate speci-
- 22 fied in chapter five hundred thirty-three (533) of the
- 23 Code.
- 24 d. With respect to a supervised loan licensee, the
- 25 rate specified in chapter five hundred thirty-six (536)

Page 3

- 1 of the Code.
- 2 7. Page 126, by inserting after line 18, the fol-
- 3 lowing:
- 4 Sec. *NEW SECTION. INTEREST RATE.* With re-
- 5 spect to a supervised loan, a supervised loan licensee
- 6 may contract for and receive a finance charge calculated
- 7 according to the actuarial method, not exceeding the
- 8 sum of the following:
- 9 a. Three percent per month on any part of the un-
- 10 paid balances of the amount financed not exceeding
- 11 two hundred fifty dollars.
- 12 b. Two percent per month on any part of the un-
- 13 paid balances of the amount financed in excess of
- 14 two hundred fifty dollars, but not exceeding four
- 15 hundred dollars.
- 16 c. One and one-half percent per month on any
- 17 part of the unpaid balances of the amount financed
- 18 in excess of four hundred dollars but not exceeding
- 19 one thousand dollars.
- 20 d. One percent per month on any part of the un-
- 21 paid balances of the amount financed in excess of one
- 22 thousand dollars.
- 23 8. Page 138, by inserting after line 3, the follow-
- 24 ing:
- 25 Sec. Section five hundred thirty-three point

Page 4

- 1 fourteen (533.14), Code 1973, is amended to read as
- 2 follows:
- 3 *INTEREST RATES.* Interest rates on loans made by a
- 4 credit union shall not exceed, *when calculated accord-*
- 5 *ing to the actuarial method,* [one percent a month]
- 6 *fifteen percent per year on the unpaid balances of the*
- 7 *amount financed.*
- 8 9. Page 150, by inserting after line 29, the fol-
- 9 lowing:
- 10 Sec. Section five hundred thirty-four point
- 11 nineteen (534.19), subsection six (6), Code 1973, is
- 12 amended by adding the following new paragraph:
- 13 *NEW PARAGRAPH.* Such loans shall be amortized to
- 14 mature in not to exceed eight years. Such loans may
- 15 also be based on a discount or add-on charge of not to
- 16 exceed six dollars per one hundred dollars face amount
- 17 per year.

- 18 10. Page 161, by striking lines 16 through 19.
 19 11. Page 163, line 28, by striking the words
 20 "five hundred".
 21 12. Page 163, line 29, by striking the words
 22 "thirty-three point fourteen (533.14)".

WILLIAM E. GLUBA

S—2470

- 1 Amend Senate File 1264 as follows:
 2 1. Page 32, line 21, by striking the word "one"
 3 and inserting in lieu thereof the word "two".

WILLIAM E. GLUBA

S—2466

- 1 Amend Senate File 1264 as follows:
 2 1. Page 38, line 10, by inserting after the word
 3 "issuer" the words "if all balances are payable in
 4 full when billed to the consumer.

WILLIAM E. GLUBA

S—2476

- 1 Amend Senate File 1264 as follows:
 2 1. Page 40, by striking line 12 and inserting in
 3 lieu thereof the following:
 4 "is not in excess of one and one-half percent per
 5 month for the period of time for which it is deferred,
 6 but not to exceed the rate of finance charge which".

WILLIAM E. GLUBA

S—2478

- 1 Amend Senate File 1264 as follows:
 2 1. Page 40, by striking lines 28 through 31.
 3 2. Page 40, by striking line 32 and inserting in
 4 lieu thereof the following:
 5 "3. No deferral charge may be made for".

WILLIAM E. GLUBA

S—2467

- 1 Amend Senate File 1264 as follows:
 2 1. Page 41, by striking lines 9 through 19, and
 3 inserting in lieu thereof the following:
 4 "resulting from the refinancing at a rate of
 5 finance charge not to exceed that which was required
 6 to be disclosed in the original transaction pursuant
 7 to section three point two hundred one (3.201) of
 8 this Act. For the purpose of determining".

WILLIAM E. GLUBA

S—2465

- 1 Amend Senate File 1264 as follows:
 2 1. Page 42, by striking lines 25 through 35, and
 3 inserting in lieu thereof the following:
 4 3. If all debts consolidated arise exclusively from
 5 consumer loans, the creditor may contract for and re-
 6 ceive the finance charge permitted by the provisions
 7 on finance charge for consumer loans pursuant to sec-
 8 tion two point four hundred one (2.401) of this Act.
 9 If the debts consolidated include a debt arising from

10 a consumer credit sale, including a transaction
11 pursuant to a lender credit card, the amount of the
12 finance charge is governed by the provisions on
13 finance charge for consumer credit sales in section
14 two point two hundred one (2.201) of this Act.

15 2. Page 43, by striking lines 1 through 5.

WILLIAM E. GLUBA

S—2468

1 Amend Senate File 1264 as follows:

2 1. Page 44, by striking lines 7 through 12 and in-
3 serting in lieu thereof the following:

4 "1. With respect to a consumer loan, the agreement
5 may not provide for the payment by the consumer of
6 attorney's fees. A provision in violation of this
7 subsection is unenforceable."

WILLIAM E. GLUBA

S—2471

1 Amend Senate File 1264 as follows:

2 1. Page 44, line 31, by striking the words "penalty
3 and minimum charge".

4 2. Page 46, by striking lines 5 through 25.

5 3. Page 47, by striking lines 33 through 35.

6 4. Page 48, by striking lines 1 through 15.

7 5. Page 48, line 21, by striking the words
8 "judgment is entered" and inserting in lieu thereof
9 the words "the maturity was accelerated".

10 6. Page 52, by striking lines 10 through 15.

11 7. By renumbering sections, subsections and
12 paragraphs as necessary.

WILLIAM E. GLUBA

S—2473

1 Amend Senate File 1264 as follows:

2 1. Page 52, by striking lines 25 through 35.

3 2. Page 53, by striking lines 1 through 18.

4 3. By renumbering sections in accordance with
5 this amendment.

WILLIAM E. GLUBA

S—2474

1 Amend Senate File 1264 as follows:

2 1. Page 54, line 27, by inserting after the word
3 "unless" the words "the creditor materially relied
4 on the cosigning as a condition for the extension
5 of credit unless".

WILLIAM E. GLUBA

S—2472

1 Amend Senate File 1264 as follows:

2 1. Page 55, line 28, by inserting after the word

3 "distribute," the word "utter,".

4 2. Page 55, line 29, by inserting after the word

5 "distributed," the word "uttered,".

WILLIAM E. GLUBA

S—2475

1 Amend Senate File 1264 as follows:

- 2 1. Page 56, line 31, by striking the word "one"
3 and inserting in lieu thereof the word "two".

WILLIAM E. GLUBA

S—2477

- 1 Amend Senate File 1264 as follows:
2 1. Page 56, line 33, by striking the word "either".
3 2. Page 56, line 33, by striking the word "three"
4 and inserting in lieu thereof the word "five".
5 3. Page 56, by striking lines 34 and 35, and in-
6 serting in lieu thereof the words "or more."
7 4. Page 57, by striking lines 1 and 2, and insert-
8 ing in lieu thereof the words "The seller may".

WILLIAM E. GLUBA

S—2487

- 1 Amend Senate File 1264, page 72, lines 26 and 27
2 by striking the words "an appropriate" and inserting
3 in lieu thereof the following words "a sixty day".

JAMES W. GRIFFIN, SR.

S—2488

- 1 Amend the Shaw, et al., amendment S—2333 to page
2 25 of Senate File 1264 as follows:
3 1. Page 1, by striking lines 23 through 25
4 and page 2, by striking lines 1 through 6.
5 2. Page 3, by striking lines 6 through 14.
6 3. Page 1, lines 13 and 14, by striking the
7 words "of the maximum amount pursuant to subsection
8 two (2) of this section" and inserting in lieu thereof
9 the following: "of the balance of five hundred dollars
10 or less, and one percent interest per month on that
11 in excess of five hundred dollars".
12 4. Page 2, lines 22 and 23, by striking the
13 words "of the maximum amount pursuant to subsection
14 two (2) of this section" and inserting in lieu thereof
15 the following: "of the balance of five hundred dol-
16 lars or less, and one percent interest per month
17 on that in excess of five hundred dollars".

EARL M. WILLITS

S—2485

- 1 Amend Senate File 1288 as follows:
2 Page 3, line 5, by striking the word "Failure" and
3 inserting in lieu thereof the following:
4 "Every corporation engaging in farming or proposing
5 to commence farming in this state on or after July 1, 1974,
6 except family farm corporations, which fails to file
7 reports required by this Act shall not maintain any action
8 in this state upon any contract made by it in this state
9 unless prior to making such contract it shall have filed all
10 reports required by this Act. This prohibition shall also
11 apply to any assignee of such corporation and to any person
12 claiming under such assignee of such corporation or under
13 either of them. In addition, failure".

TOM RILEY

S—2479

1 Amend Senate File 1299, page 16, by inserting in
 2 line 29 after the word "*election*" the words "*held for*
 3 *a school district or a city of five hundred or less*
 4 *population*".

COMMITTEE ON STATE GOVERNMENT
 WARREN CURTIS, Chairman

S—2459

1 Amend House File 306, as amended and passed by the House,
 2 line 12, by striking the period and adding the following:
 3 "*, provided such record system shall not cover any transaction*
 4 *occurring subsequent to the year 1940.*"

CLIFTON C. LAMBORN

S—2463

1 Amend House File 773, as passed by the House,
 2 as follows:
 3 1. Page 1, line 20, by inserting after the word
 4 "*voters*" the words "*, unless at least five percent*
 5 *of the qualified electors of the county who voted for*
 6 *governor in the last general election file a petition*
 7 *with the board of supervisors, within ten days after*
 8 *the public hearing, requesting an election on the*
 9 *issue,*".
 10 2. Page 2, line 5, insert after the period the
 11 words "*The notice of a public hearing required in*
 12 *this section must be published at least once, not*
 13 *less than ten nor more than twenty-five days before*
 14 *the date of the hearing.*"

JOAN ORR

S—2484

1 Amend House File 1060, as amended and passed by the
 2 House, as follows:
 3 1. Page 4, by striking lines 4 through 19 and in-
 4 serting in lieu thereof the following:
 5 "*of affiliated counties, shall appoint a board of*
 6 *seven community mental health center trustees, each*
 7 *of whom shall be a resident of the county or one of*
 8 *the counties served by the center. No employee of the*
 9 *center shall be eligible for the office of community*
 10 *mental health center trustee. In appointing the ini-*
 11 *tial board of trustees, the supervisors shall desig-*
 12 *nate two members to serve terms expiring on June 30*
 13 *of the next succeeding odd-numbered year, two members*
 14 *to serve terms expiring on June 30 of the second*
 15 *succeeding odd-numbered year, and three members to*
 16 *serve terms expiring on June 30 of the third succeed-*
 17 *ing odd-numbered year. Thereafter, one member shall*
 18 *be appointed in each odd-numbered year for a term of*
 19 *six years, to succeed each member whose term expires*
 20 *in that year.*"
 21 2. Page 4, by striking lines 20 through 33, inclusive.
 22 3. Page 5, by striking lines 13 through 17, and in-
 23 serting in lieu thereof the following:

24 "after their appointment. At the first meeting of
25 the trustees held after July 1 of each odd-numbered

Page 2

1 year, the board shall".

2 4. By renumbering sections to conform with this

3 amendment.

TOM RILEY

On motion of Senator Lamborn, the Senate adjourned until
8:30 a.m., Friday, March 15, 1974.

JOURNAL OF THE SENATE

SIXTY-FIRST DAY

SENATE CHAMBER

DES MOINES, IOWA, FRIDAY, MARCH 15, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Robert Clay, pastor of the Saint Paul A.M.E. Church, Des Moines, Iowa.

The Journal of Thursday, March 14, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. John Hess, Des Moines, Iowa.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Hansen from Friday, March 15, through Tuesday, March 19, on request of Senator Milligan; Senator Miller of Marshall for the day on request of Senator Lamborn; Senator Bergman for the day on request of Senator Lamborn.

PRESENTATION OF VISITORS

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

Sixty students from Nash Elementary School, Des Moines, Iowa, accompanied by Miss Lindquist, Mrs. King, Mr. Coleman, Mr. Coltrane and Miss Foulkes. Senator Willits.

Twenty students from the Western Christian High School, Hull, Iowa, members of the girls' basketball team, accompanied by Ken Drier. Senator DeKoster.

Two foreign exchange students from Dunlap, Iowa, Maria Durando and Ana Ricci of Guatemala, Central America, accompanied by their American parents, Mr. and Mrs. Dick Randall. Senator Schaben.

INTRODUCTION OF BILL

Senate File 1305, by committee on schools, a bill for an act to provide auxiliary services, including transportation, for nonpublic school children.

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

HOUSE AMENDMENT CONSIDERED

Senate File 1169

Senator Riley called up for consideration Senate File 1169, a bill for an act appropriating funds from the general fund of the state to Iowa commission for the blind for remodeling and repairs of the Iowa commission for the blind building, amended by the House, and moved that the Senate concur in the following amendment:

- 1 Amend Senate File 1169 as passed by the Senate as follows:
- 2 1. Page 2, line 9, by striking the words "for approval".

President pro tempore Shaff took the chair at 9:50 a.m.

The motion prevailed and the Senate concurred in the House amendment.

Senator Riley moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1169) the vote was:

Ayes, 47:

Andersen	Heying	Murray	Rodgers
Blouin	Hill	Nolin	Schaben
Briles	Hultman	Nystrom	Schwengels
Burroughs	Junkins	Orr	Schwieger
Coleman	Kelly	Palmer	Scott
Curtis	Kennedy	Plymat	Shaff
DeKoster	Kinley	Potter	Shaw
Doderer	Lamborn	Priebe	Taylor
Gallagher	McCartney	Rabedeaux	Tieden
Glenn	Miller of	Ramsey	Van Gilst
Gluba	Des Moines	Riley	Willits
Griffin	Milligan	Robinson	Winkelman

Nays, none.

Absent or not voting, 3:

Bergman	Hansen	Miller of Marshall
---------	--------	-----------------------

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

CONSIDERATION OF BILLS

House File 290

On motion of Senator Kinley, House File 290, a bill for an act relating to the imposition of penalties for violations of vehicle laws relating to movement of oversized and overweight vehicles and loads and weights in excess of those for which the vehicle is registered, with reports of committee recommending passage, was taken up, considered, and the reports of the committee adopted.

Senator Schaben offered amendment S—2490 and moved its adoption:

S—2490

- 1 Amend House File 290 by striking lines 17 and 18
- 2 on page 3 and inserting in lieu thereof the
- 3 following:
- 4 "*of not more than one hundred dollars. The*
- 5 *fine for violation of the length, height.*"

Roll call was requested.

On the question "Shall amendment S—2490 be adopted?" (H.F. 290) the vote was:

Ayes, 14:

Blouin	Junkins	Nolin	Schwieger
Briles	Kennedy	Priebe	Scott
Coleman	Miller of	Rodgers	Van Gilst
Heying	Des Moines	Schaben	

Nays, 31:

Andersen	Griffin	Murray	Riley
Burroughs	Hill	Nystrom	Robinson
Curtis	Hultman	Orr	Schwengels
DeKoster	Kelly	Palmer	Shaff
Doderer	Kinley	Plymat	Taylor
Gallagher	Lamborn	Potter	Willits
Glenn	McCartney	Rabedaux	Winkelman
Gluba	Milligan	Ramsey	

Absent or not voting, 5:

Bergman	Miller of	Shaw	Tieden
Hansen	Marshall		

Amendment S—2490 lost.

Senator Kinley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 290) the vote was:

Ayes, 40:

Andersen	Gluba	Nystrom	Rodgers
Blouin	Hill	Orr	Schwengels
Briles	Hultman	Palmer	Scott
Burroughs	Junkins	Plymat	Shaff
Coleman	Kinley	Potter	Shaw
Curtis	Lamborn	Priebe	Taylor
DeKoster	McCartney	Rabedeaux	Tieden
Doderer	Milligan	Ramsey	Van Gilst
Gallagher	Murray	Riley	Willits
Glenn	Nolin	Robinson	Winkelman

Nays, 6:

Heying	Kennedy	Miller of	Schaben
Kelly		Des Moines	Schwieger

Absent or not voting, 4:

Bergman	Griffin	Hansen	Miller of Marshall
---------	---------	--------	-----------------------

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

HOUSE AMENDMENT CONSIDERED

Senate File 1121

Senator Shaw called up for consideration Senate File 1121, a bill for an act to make an appropriation to the office of the secretary of state to print copies of the election laws, amended by the House, as follows:

- 1 Amend Senate File 1121, as passed by the Senate, page 2,
- 2 line 7, by inserting after the period the words "Any
- 3 amendments to the election laws enacted by the Sixty-fifth
- 4 General Assembly, 1974 Session, shall be included in the
- 5 publication authorized by this Act."

Senator Shaw withdrew amendment S—2313 to the House amendment filed on March 4, 1974, and found on page 628 of the Senate Journal.

Senator Nystrom took the chair at 11:12 a.m.

Senator DeKoster offered amendment S—2402 to the House amendment filed by him and moved its adoption:

S—2402

- 1 Amend the House amendment to Senate File 1121 by
- 2 striking lines 3 through 5 and inserting in lieu

- 3 thereof the following: "changes in the election
 4 laws enacted by the 1974 Session of the Sixty-fifth
 5 General Assembly which shall have been enacted under
 6 House File 1399 shall be included in the printing of
 7 the election law booklet authorized by this Act.

Amendment S—2402 to the House amendment was adopted.

On motion of Senator Shaw, the Senate concurred in the House amendment as amended.

Senator Shaw moved that the bill as amended by the House, further amended and concurred in by the Senate, be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1121) the vote was:

Ayes, 45:

Andersen	Hill	Nolin	Schaben
Blouin	Hultman	Nystrom	Schwengels
Briles	Junkins	Orr	Schwieger
Burroughs	Kelly	Palmer	Scott
Coleman	Kennedy	Plymat	Shaff
Curtis	Kinley	Potter	Shaw
DeKoster	Lamborn	Priebe	Taylor
Doderer	McCartney	Rabedeaux	Tieden
Gallagher	Miller of	Riley	Van Gilst
Glenn	Des Moines	Robinson	Willits
Griffin	Milligan	Rodgers	Winkelman
Heying	Murray		

Nays, 1:

Ramsey

Absent or not voting, 4:

Bergman	Gluba	Hansen	Miller of Marshall
---------	-------	--------	-----------------------

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

ADOPTION OF CONFERENCE COMMITTEE REPORT

Senate File 126

Senator Shaw called up the following conference committee report on Senate File 126 and moved its adoption:

REPORT OF THE CONFERENCE COMMITTEE ON SENATE FILE 126

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House of Representatives on Senate File 126, a bill for an act relating to the educational program of schools, respectfully make the following recommendations:

That the Senate recede from amendments 1, 2, and 3 to the House amendment to Senate File 126, as amended, passed, and reprinted by the Senate.

That the House amendment to Senate File 126, as amended, passed, and reprinted by the Senate, be further amended as follows:

1. Page 1, by striking lines 10 and 11 and inserting in lieu thereof the following:
3. Page 2A, line 34, by inserting after the word "teacher" the words "*employed by a school corporation or county or joint county school system, or its successor agency, and receiving a salary from state and local funds*".
2. Page 1, by striking lines 12 and 13 and inserting in lieu thereof the following:
4. Page 3A, by striking lines 14 and 15 and inserting in lieu thereof the following words "*of the United States and Iowa with attention given to the role in history played by all persons, and a positive effort shall be made to reflect the achievements of women, minorities, and any others who, in the past, may have been ignored or overlooked by reason of race, sex, religion, physical disability, or ethnic background, cultures of other peoples*".
3. Page 1, by striking lines 17, 18, and 19 and inserting in lieu thereof the following:
6. Page 3A, by striking lines 26 and 27 and inserting in lieu thereof the words "*social studies with attention given to the role in history played by all persons, and a positive effort shall be made to reflect the achievements of women, minorities, and any others who, in the past, may have been ignored or overlooked by reason of race, sex, religion, physical disability, or ethnic background.*".
4. Page 1, by striking lines 24 and 25.
5. Page 2, by striking line 1 and inserting in lieu thereof the following:
9. Page 4A, lines 18 and 19, by striking the words "*include the history and contributions of minority racial and ethnic groups*" and inserting in lieu thereof the words "*give attention to the role in history played by all persons, and a positive effort shall be made to reflect the achievements of women, minorities, and any others who, in the past, may have been ignored or overlooked by reason of race, sex, religion, physical disability, or ethnic background*".
6. Page 3, line 13, by striking the word "educational".
7. Page 3, line 16, by striking the word "educational".
8. Page 3, line 20, by striking the word "EDUCATIONAL".
9. Page 3, line 22, by striking the word "educational".
10. Page 3, line 25, by striking the word "educational".
11. Page 4, line 3, by striking the word "educational".
12. Page 4, line 6, by striking the word "educational".

On the Part of the Senate:
 ELIZABETH SHAW, Chairman
 MINNETTE F. DODERER
 ELIZABETH R. MILLER
 JOAN Y. ORR
 DALE L. TIEDEN

On the Part of the House:
 DONALD L. LIPPOLD, Chairman
 REID W. CRAWFORD
 LESTER D. MENKE
 MARY T. O'HALLORAN
 JOHN E. PATCHETT

Senator Coleman moved that action on the conference committee report be deferred.

The motion lost.

Senator Shaw moved the adoption of the conference committee report and the recommendations and amendments contained therein.

Senator Coleman moved that Senate File 126 and the conference committee report be rereferred to the conference committee.

The Chair ruled the motion out of order.

Senator Shaw restated her motion that the conference committee report and the recommendations and amendments contained therein be adopted.

Division was called for.

The motion prevailed and the conference committee report and the recommendations and amendments contained therein were adopted.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 126) the vote was:

Ayes, 43:

Andersen	Griffin	Murray	Rodgers
Blouin	Heying	Nystrom	Schaben
Briles	Hill	Orr	Schwengels
Burroughs	Junkins	Palmer	Schwieger
Coleman	Kennedy	Plymat	Scott
Curtis	Kinley	Potter	Shaff
DeKoster	Lamborn	Priebe	Shaw
Doderer	McCartney	Rabedeaux	Taylor
Gallagher	Miller of	Ramsey	Tieden
Glenn	Des Moines	Riley	Van Gilst
Gluba	Milligan	Robinson	Willits

Nays, 3:

Hultman	Nolin	Winkelman
---------	-------	-----------

Absent or not voting, 4:

Bergman	Hansen	Kelly	Miller of Marshall
---------	--------	-------	-----------------------

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

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 126 passed the Senate.

C. JOSEPH COLEMAN

INTRODUCTION OF BILLS

Senate File 1306, by committee on ways and means, a bill for an act to correlate the statute granting property tax relief to persons sixty-five years of age and older or totally disabled with the statute providing for an extended fiscal year.

Read first time and placed on calendar.

Senate File 1307, by committee on energy, a bill for an act to provide for fair trade practices in the marketing and distribution of motor fuel and special fuel and providing a penalty.

Read first time and placed on calendar.

Senate File 1308, by committee on ways and means, a bill for an act to provide additional property tax relief for owners of mobile homes who are sixty-five years of age and older or are totally disabled.

Read first time and placed on calendar.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on March 15, 1974, the Governor approved and transmitted to the Secretary of State the following bills:

- H. F. 659—Redesignating county homes as county care facilities, and revising the laws governing operation of those facilities.
- H. F. 787—Making a correction to House File one hundred eighty-six (186) of the 1973 Session of the Sixty-fifth General Assembly.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S. F. 1298 Human and industrial relations
- S. F. 1300 Commerce
- S. F. 1302 Commerce

S. F. 1304 Judiciary
 H. F. 501 Ways and means
 H. F. 1132 Judiciary
 H.C.R. 117 Agriculture

SUBCOMMITTEE ASSIGNMENTS

Senate Joint Resolution 1006 Judiciary— Willits, Chairman Kennedy Ramsey	Senate File 1254 Human Resources— Burroughs, Chairman Andersen Coleman	House File 475 Ways and Means— Van Gilst, Chairman Lamborn Curtis
Senate File 1228 Ways and Means— Schwengels, Chairman Hill Griffin	Senate File 1256 Human Resources— Burroughs, Chairman Andersen Coleman	House File 753 Schools— Shaw, Chairman Andersen Orr
Senate File 1229 Cities and Towns— Schwengels, Chairman Hansen Junkins	Senate File 1260 Judiciary— Kinley, Chairman Glenn McCartney	House File 1297 Appropriations— Natural Resources
Senate File 1236 Schools— Taylor, Chairman Shaw Rodgers	Senate File 1268 Judiciary— Kennedy, Chairman Willits Kelly	House File 1305 Appropriations— Natural Resources
Senate File 1244 Judiciary— Potter, Chairman McCartney Willits	Senate File 1274 Appropriations— Human Resources	House File 1306 Appropriations— Natural Resources
Senate File 1245 Judiciary— Ramsey, Chairman DeKoster Kennedy	Senate File 1275 Ways and Means— Curtis, Chairman Orr Schwengels	House File 1372 Appropriations— Natural Resources
Senate File 1253 Commerce— Taylor, Chairman Priebe Curtis	Senate File 1277 Schools— Griffin, Chairman Shaff Kennedy	House File 1373 Appropriations— Natural Resources
	Senate File 1278 Ways and Means— Curtis, Chairman Orr Schwengels	House File 1374 Appropriations— Natural Resources
		House File 1377 Appropriations— State Department
		House File 1378 Appropriations— State Department

REPORTS OF COMMITTEES

Senator Tieden submitted the following report:

MR. PRESIDENT: Your committee on agriculture to which was referred **House File 1105**, a bill for an act relating to indemnification for slaughtered

animals, begs leave to report it has had the same under consideration and recommends the same **do pass**.

DALE L. TIEDEN, Chairman

Ordered passed on file.

Senator Shaff submitted the following report:

MR. PRESIDENT: Your committee on ways and means to which was referred **House File 1028**, a bill for an act relating to implementation of the change in the dates of the fiscal year to July first through June thirtieth, begs leave to report it has had the same under consideration and recommends the same **be amended as follows, and when so amended the bill do pass**:

S—2492

1 Amend House File 1028, as amended and passed by
2 the House, page 21, by inserting after line 23 the
3 following section:
4 Sec. Section four hundred forty-two point
5 three (442.3), Code 1973, as amended by Acts of the
6 Sixty-fifth General Assembly, 1973 Session, chapter
7 two hundred fifty-eight (258), section two (2), is
8 amended to read as follows:
9 442.3 STATE FOUNDATION BASE. The state founda-
10 tion base for the school year beginning July 1, 1972,
11 is seventy percent of the state cost per pupil. For
12 each succeeding school year the state foundation base
13 shall be increased by the amount of one percent of the
14 state cost per pupil, *except for the school year be-*
15 *ginning July 1, 1975 only when the one percent in-*
16 *crease in the state foundation base shall not apply,*
17 up to a maximum of eighty percent of the state cost
18 per pupil. The district foundation base is the
19 larger of the state foundation base or the amount per
20 pupil which the district will receive from foundation
21 property tax and state school foundation aid. *The*
22 *provisions of this section shall be effective*
23 *December 1, 1974.*

S—2493

1 Amend House File 1028, as amended and passed by the
2 House, as follows:
3 1. Page 4, line 33, by inserting after the word
4 "*inclusive,*" the word "*and*".
5 2. Page 4, line 34, by striking the words and figure
6 "*, and ninety-four (94)*".
7 3. Page 5, line 8, by striking the word and figure
8 "*twenty-nine (29)*".
9 4. Page 12, line 21, by inserting after the figure
10 "1973," the words "as amended by Acts of the Sixty-fifth
11 General Assembly, 1973 Session, chapter two hundred
12 fifty-five (255), section three (3)".
13 5. Page 12, line 35, by striking the comma and in-
14 serting in lieu thereof the words "and the assessed
15 values and assessment practices which affect the amounts

16 of credits”.

17 6. Page 21, line 14, by striking the word “and”.

18 7. Page 21, line 15, by inserting after the word
19 “inclusive,” the words and figures “forty-one (41),
20 and forty-two (42)”.

21 8. Page 21, line 18, by inserting after the figure
22 “(15),” the word and figure “twenty-three (23),”.

23 9. Page 21, line 18, by striking the word “and”.

24 10. Page 21, line 19, by inserting after the figure

25 “(29)” the words and figure “, and thirty-eight (38)”.

26 11. Page 21, line 21, by striking the word “through”

Page 2

1 and inserting in lieu thereof the word and figure

2 “, twenty-four (24),”.

3 12. Page 21, line 22, by striking the word “and”.

4 13. Page 21, line 22, by inserting after the figure
5 “(30)” the words and figures “, thirty-nine (39), and
6 forty (40)”.

7 14. Page 21, by inserting after line 23 the follow-
8 ing sections:

9 Sec. 38. Section two hundred eighty A point seven-
10 teen (280A.17), unnumbered paragraph one (1), Code 1973,
11 is amended to read as follows:

12 The board of directors of each merged area shall pre-
13 pare an annual budget designating the proposed expendi-
14 tures for operation of the area vocational school or
15 area community college. The board shall further desig-
16 nate the amounts which are to be raised by local taxa-
17 tion and the amounts which are to be raised by other
18 sources of revenue for such operation. The budget of
19 each merged area shall be submitted to the state board
20 no later than [June 1] *December first* preceding the next
21 fiscal year for approval. The state board shall review
22 the proposed budget and shall, prior to [July 1] *January*
23 *first*, either grant its approval or return the budget
24 without approval with the comments of the state board
25 attached thereto. Any unapproved budget shall be resub-

Page 3

1 mitted to the state board for final approval. Upon
2 approval of the budget by the state board, the board of
3 directors shall prorate the amount to be raised by
4 local taxation among the respective county school
5 systems, or parts thereof, in the proportion that
6 the value of taxable property in each system, or part
7 thereof, bears to the total value of taxable property
8 in the area. The board of directors shall certify
9 the amount so determined to the respective
10 county auditors and the boards of supervisors
11 shall levy a tax sufficient to raise the amount.
12 No tax in excess of three-fourths mill shall be
13 levied on taxable property in a merged area for
14 the operation of an area vocational school or
15 area community college. Taxes collected pursuant
16 to such levy shall be paid by the respective

17 county treasurers to the treasurer of the merged area
 18 in the same manner that other school taxes are paid
 19 to local school districts.

20 Sec. 39. Section four hundred twenty-two point
 21 seventy-eight (422.78), unnumbered paragraph one (1),
 22 Code 1973, as amended by Acts of the Sixty-fifth General
 23 Assembly, 1973 Session, chapter two hundred forty-eight
 24 (248), section one (1), is amended to read as follows:

25 There is created a permanent fund in the office of

Page 4

1 the treasurer of state to be known as the "moneys and
 2 credits replacement fund". The director shall determine
 3 the percentage which the aggregate taxable value for the
 4 year 1965 of the property described in and subject to
 5 taxation under section 429.2, Code 1966, owned or held
 6 by individuals, administrators, executors, guardians,
 7 conservators, trustees or an agent or nominee thereof,
 8 and the aggregate taxable value for the year 1965 of the
 9 property described in and subject to taxation under sec-
 10 tion 431.1, Code 1966, for the year 1965 but not subject
 11 to taxation under said section for the year 1966, in
 12 each county bears to the total aggregate taxable value
 13 of such property reported from all of the counties in
 14 the state and shall certify the percentage for each
 15 county to the state comptroller prior to January 1, 1967.
 16 [In January] *Commencing July 1, 1975, in July* of each year,
 17 the state comptroller shall apply said percentage to the
 18 money which shall have accumulated in the moneys and
 19 credits tax replacement fund prior to such [January] *July*
 20 and thereby determine the amount thereof due to each
 21 county. The state comptroller shall draw warrants on
 22 the moneys and credits tax replacement fund in such
 23 amounts payable to the county treasurer of each county
 24 and transmit them. The county treasurer shall apportion
 25 these amounts as follows: For the amounts received in

Page 5

1 January 1972, and all previously collected amounts,
 2 twenty percent to the county general fund, fifty percent
 3 to the school general fund, and the remaining thirty
 4 percent to cities and towns in the proportion that the
 5 taxable values for each city and town for 1965 of proper-
 6 ty subject to taxation in 1965 under sections 429.2,
 7 Code 1966, and 431.1, Code 1966, is to the total of such
 8 taxable values for all cities and towns within the coun-
 9 ty; for the amounts received in January 1973, and all
 10 subsequently collected amounts, forty percent to the
 11 county general fund, and the remaining sixty percent to
 12 cities and towns in the proportion that the taxable
 13 values for each city and town for the year 1965 under
 14 sections 429.2 and 431.1, Code 1966, is to the total of
 15 such taxable values for all the cities and towns within
 16 the county.

17 Sec. 40. Acts of the Sixty-fourth General Assembly,

18 1972 Session, chapter one thousand twenty (1020),
 19 section seventy-one (71), is amended to read as follows:
 20 Sec. 71. Section four hundred forty-four point one
 21 (444.1), Code 1971, is amended to read as follows:
 22 444.1 BASIS FOR AMOUNT OF TAX. In all taxing dis-
 23 tricts in the state, including townships, school dis-
 24 tricts, cities, towns, and counties, when by law then
 25 existing the people are authorized to determine by vote,

Page 6

1 or officers are authorized to estimate or determine, a
 2 rate of taxation required for any public purpose, such
 3 rate shall in all cases be estimated and based upon the
 4 adjusted taxable valuation of such taxing district for
 5 the preceding [fiscal] *calendar* year.
 6 Sec. 41. Acts of the Sixty-fourth General Assembly,
 7 1972 Session, chapter one thousand eighty-eight (1088),
 8 section forty-eight (48), subsection five (5), para-
 9 graph a, is amended to read as follows:
 10 a. The elective officers provided for in the
 11 adopted form are to be elected at the next regular city
 12 election held more than sixty days after the special
 13 election at which the form was adopted, and the
 14 adopted form becomes effective at the beginning of the
 15 [fiscal] *calendar* year which follows such regular city
 16 election.
 17 Sec. 42. Acts of the Sixty-fourth General Assembly,
 18 1972 Session, chapter one thousand twenty (1020), sec-
 19 tions ninety-four (94) and twenty-nine (29) are repealed.

ROGER J. SHAFF, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2494

1 Amend Senate File 1263 as follows:
 2 1. Page 4, by inserting after line 17 the follow-
 3 ing section:
 4 Sec. Acts of the Sixty-fifth General Assembly,
 5 1973 Session, chapter two hundred twenty-seven (227),
 6 is amended by adding the following new section:
 7 **NEW SECTION. MATRONS.** Matrons shall have charge
 8 of all persons under arrest and residing in the county
 9 jail, including accompanying persons to court who may
 10 require accompaniment. Matrons shall be subject to
 11 the authority of the county sheriff. Male matrons
 12 shall have charge of males over twelve years of age
 13 who are under arrest. Female matrons shall have
 14 charge of females and children under twelve years of
 15 age who are under arrest. The compensation of male
 16 and female matrons shall be identical for matrons of
 17 the same rank and grade. Part-time matrons shall be
 18 compensated on a per hour basis at the same rate per

- 19 hour as full-time matrons of the same rank and grade.
20 2. By renumbering sections as necessary.

MINNETTE F. DODERER

S—2491

- 1 Amend House File 98 as amended, passed and reprinted
2 by the House, page 4A, line 34, by striking the
3 word "agency" and inserting in lieu thereof the
4 word "agent".

WARREN E. CURTIS

On motion of Senator Lamborn, the Senate adjourned until
10:00 a.m., Monday, March 18, 1974.

JOURNAL OF THE SENATE

SIXTY-FOURTH DAY

SENATE CHAMBER
DES MOINES, IOWA, MONDAY, MARCH 18, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Don H. Polston, pastor of the Wesleyan Falls Avenue Church, Waterloo, Iowa.

The Journal of Friday, March 15, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. William Seidler, Jamaica, Iowa.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Hansen for the day on request of Senator Milligan; Senator McCartney for the day on request of Senator Briles.

PRESENTATION OF VISITORS

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

Thirty-six students from Midland Community High School, Wyoming, Iowa, accompanied by Brian Carter and Tom Taylor. Senator Lamborn.

Thirty-four students, members of the Cub Scouts from Mechanicsville, Iowa, accompanied by Ronald Albaugh. Senator Riley.

Thirty-four students, members of the Boy Scouts and Cub Scouts from Roosevelt, Fillmore, Grant and Wilson Schools, Cedar Rapids, Iowa, accompanied by Bob Thompson. Senator Riley.

Nine students, members of the Girl Scouts from Belmond Community School, Rowan, Iowa, accompanied by Mrs. Utz. Senator Taylor.

Sixty-three students from Hoak Elementary School, Des Moines, Iowa, accompanied by Mrs. Straley and Miss Brady. Senator Kinley.

Forty-one students, members of the Campfire Girls from Springville and Marion, Iowa, accompanied by Mrs. Cabbage. Senator Riley.

Thirty-six students, members of the Girl Scouts from Clear Lake Community School, Clear Lake, Iowa. Senator Scott.

One foreign exchange student, from Springville Junior-Senior High School, Springville, Iowa, Elione Pinho, of Brazil, South America. Senator Riley.

PETITIONS

The following petitions were presented and placed on file:

By Senator Doderer, from thirty-four graduate students of the University of Iowa, favoring legislation to remove all penalties for possession for private use, or distribution for no profit, of up to one ounce of marijuana.

By Senator Miller of Des Moines, from three hundred sixty-four residents of Des Moines County, members of the Iowa U.A.W.-CAP, opposing increased interest rates.

CONSIDERATION OF BILLS

House File 177

On motion of Senator Curtis, House File 177, a bill for an act increasing the interest penalty on delinquent property taxes, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Curtis offered amendment S—2329 by the committee on ways and means:

S—2329

- 1 Amend House File 177, as amended, passed, and re-
- 2 printed by the House, by striking everything after the
- 3 enacting clause and inserting in lieu thereof the
- 4 following:
- 5 Section. 1. Section four hundred forty-five point
- 6 thirty-nine (445.39), Code 1973, is amended to read as
- 7 follows:
- 8 445.39 INTEREST AS PENALTY. If the first install-

9 ment of taxes shall not be paid by April [1] *first*, said
 10 installment shall become due and draw interest, as a
 11 penalty, [of three fourths] of one percent per month until
 12 paid, from the first day of April following the levy;
 13 and if the last half shall not be paid by October [1]
 14 *first* following such levy, then a like interest shall
 15 be charged from the date such last half became delin-
 16 quent.

17 Sec. 2. Section four hundred forty-five point forty
 18 (445.40), Code 1973, is amended to read as follows:
 19 445.40 PENALTY ON PERSONAL TAXES. On all personal
 20 taxes not paid on or before the first Monday in December
 21 a penalty of five percent shall be added and collected
 22 in addition to the [three-fourths of] one percent per
 23 month penalty herein provided; and the tax with all
 24 penalties shall be collected at the same time and in
 25 the same manner.

Page 2

1 Sec. 3. Notwithstanding the provisions of sections
 2 two (2) and three (3) of this Act, it is the intent of
 3 the general assembly that the amendments in Acts of the
 4 Sixty-fourth General Assembly, 1972 Session, chapter
 5 one thousand twenty (1020), section eighty-two (82) to
 6 section four hundred forty-five point thirty-nine
 7 (445.39) of the Code and that the amendments in Acts of
 8 the Sixty-fourth General Assembly, 1972 Session, chapter
 9 one thousand twenty (1020), section eighty-three (83),
 10 to section four hundred forty-five point forty (445.40)
 11 of the Code shall be effective July 1, 1975. The pro-
 12 visions of this Act and Acts of the Sixty-fourth
 13 General Assembly, 1972 Session, chapter one thousand
 14 twenty (1020), sections eighty-two (82) and eighty-
 15 three (83), shall be construed together so that effect
 16 may be given to each.

Senator Winkelman took the chair at 10:47 a.m.

Senator Curtis moved the adoption of amendment S—2329.

Roll call was requested.

On the question "Shall amendment S—2329 be adopted?" (H.F. 177) the vote was:

Ayes, 30:

- | | | | |
|-----------|-----------|------------|-----------|
| Andersen | Kelly | Orr | Shaff |
| Bergman | Lamborn | Plymat | Shaw |
| Briles | Miller of | Potter | Taylor |
| Burroughs | Marshall | Rabedeaux | Tieden |
| Curtis | Milligan | Ramsey | Van Gilst |
| DeKoster | Murray | Riley | Willits |
| Gluba | Nolin | Rodgers | Winkelman |
| Hultman | Nystrom | Schwengels | |

Nays, 16:

Blouin	Heying	Kinley	Priebe
Coleman	Hill	Miller of Des Moines	Robinson
Doderer	Junkins	Palmer	Schaben
Gallagher	Kennedy		Scott
Glenn			

Absent or not voting, 4:

Griffin	Hansen	McCartney	Schwieger
---------	--------	-----------	-----------

Amendment S—2329 was adopted.

Senator Curtis moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 177) the vote was:

Ayes, 30:

Andersen	Junkins	Orr	Shaff
Bergman	Kelly	Plymat	Shaw
Briles	Lamborn	Potter	Taylor
Burroughs	Miller of Marshall	Rabedeaux	Tieden
Curtis	Murray	Ramsey	Van Gilst
DeKoster	Nolin	Riley	Willits
Gluba	Nystrom	Robinson	Winkelman
Hultman		Schwengels	

Nays, 16:

Blouin	Heying	Miller of Des Moines	Priebe
Coleman	Hill	Milligan	Rodgers
Doderer	Kennedy	Palmer	Schaben
Gallagher	Kinley		Scott
Glenn			

Absent or not voting, 4:

Griffin	Hansen	McCartney	Schwieger
---------	--------	-----------	-----------

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

House File 773

On motion of Senator Orr, House File 773, a bill for an act relating to expenditures for capital improvements by a board of supervisors, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Hill offered amendment S—2330 by the committee on ways and means:

S—2330

- 1 Amend House File 773 as follows:
- 2 1. Page 1, line 5, before the word "is" insert the
- 3 words "as amended by the Acts of the Sixty-fifth
- 4 General Assembly, 1973 Session, chapter one hundred

- 5 thirty-six (136), section three hundred fifty-seven
 6 (357)".
- 7 2. Page 1, line 15, by striking the words "legal
 8 voters" and inserting in lieu thereof the words
 9 "qualified electors".
- 10 3. Page 1, line 25, by inserting after the word
 11 "cost" the words "*of the entire project*".
- 12 4. Page 2, by striking line 1 and inserting in
 13 lieu thereof the following: "*dollars. If a project
 14 should be determined to cost in excess of one hundred
 15 thousand dollars, the proposition must be submitted
 16 to the qualified electors of the county without
 17 regard to the source from which such funds may be
 18 derived. However a proposition need not be submitted
 19 to the qualified electors [or] when a location and
 20 replacement is made*".

Senator Shaff offered amendment S—2400 to amendment S—2330 filed by him and moved its adoption:

S—2400

- 1 Amend the committee on ways and means amendment
 2 S—2330, to House File 773, as follows:
 3 1. Line 19, by striking the word "location" and
 4 inserting in lieu thereof the word "relocation".

Amendment S—2400 to amendment S—2330 was adopted.

On motion of Senator Hill, amendment S—2330 as amended was adopted.

Senator Orr offered amendment S—2463 filed by her:

S—2463

- 1 Amend House File 773, as passed by the House,
 2 as follows:
 3 1. Page 1, line 20, by inserting after the word
 4 "voters" the words "*, unless at least five percent
 5 of the qualified electors of the county who voted for
 6 governor in the last general election file a petition
 7 with the board of supervisors, within ten days after
 8 the public hearing, requesting an election on the
 9 issue*".
- 10 2. Page 2, line 5, insert after the period the
 11 words "*The notice of a public hearing required in
 12 this section must be published at least once, not
 13 less than ten nor more than twenty-five days before
 14 the date of the hearing*".

Action on amendment S—2463 was temporarily deferred for the preparation of an amendment to the amendment.

Senator Tieden offered amendment S—2499 and moved its adoption:

S—2499

- 1 Amend House File 773 as follows:

- 2 1. Page 1, line 19, by striking the words "*After*
 3 *notice and a public hearing,*".
 4 2. Page 2, line 5 after the period add the sentence
 5 "*When the probable project cost exceeds fifty*
 6 *thousand (50,000) dollars, the board shall provide*
 7 *notice and hold a public hearing on the project.*"

Amendment S—2499 was adopted.

The Senate resumed consideration of amendment S—2463.

Senator Lamborn offered amendment S—2500 to amendment S—2463 and moved its adoption:

S—2500

- 1 Amend the Orr amendment S—2463 to House File 773
 2 as passed by the House, line 14, by inserting after
 3 the word "*hearing*" the words "*and shall include a*
 4 *statement that five percent of the qualified electors*
 5 *of the county who voted for governor in the last gen-*
 6 *eral election may file a petition with the board of*
 7 *supervisors, within ten days after the public hearing,*
 8 *requesting an election on the issue*".

Amendment S—2500 to amendment S—2463 was adopted.

Senator Orr moved the adoption of amendment S—2463 as amended.

Roll call was requested.

On the question "Shall amendment S—2463 as amended be adopted?" (H.F. 773) the vote was:

Ayes, 20:

Coleman	Heying	Orr	Rodgers
DeKoster	Kelly	Palmer	Scott
Doderer	Kennedy	Potter	Shaff
Gallagher	Lamborn	Priebe	Willits
Glenn	Nolin	Robinson	Winkelman

Nays, 26:

Andersen	Hill	Milligan	Schwengels
Bergman	Hultman	Murray	Schwieger
Blouin	Junkins	Nystrom	Shaw
Briles	Miller of	Plymat	Taylor
Burroughs	Des Moines	Rabedeaux	Tieden
Curtis	Miller of	Ramsey	Van Gilst
Gluba	Marshall	Riley	
Griffin			

Absent or not voting, 4:

Hansen	Kinley	McCartney	Schaben
--------	--------	-----------	---------

Amendment S—2463 as amended lost.

(House File 773 pending at recess.)

On motion of Senator Lamborn, the Senate recessed until the fall of the gavel.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President pro tempore Shaff presiding.

CONSIDERATION OF BILLS

House File 773

The Senate resumed consideration of House File 773.

Senator Taylor offered amendment S—2454 filed by him:

S—2454

- 1 Amend House File 773 as follows:
- 2 1. Page 2, insert after line 5 the following:
- 3 Sec. Chapter three hundred forty-five (345),
- 4 Code 1973, is amended by adding the following new
- 5 section:
- 6 *NEW SECTION. IMPROVEMENT ACCOUNT.* Upon adoption
- 7 of a resolution by the board of supervisors, the county
- 8 commissioner of elections shall place on the ballot at
- 9 the next general election a question asking the quali-
- 10 fied electors of the county if the board of super-
- 11 visors may establish an improvement account within the
- 12 county general fund. The electors of the county shall
- 13 vote on the establishment of the fund and the annual
- 14 expenditure limitation to be placed on the account.
- 15 The question shall read: Shall the board of
- 16 supervisors establish within the general fund of the
- 17 county an improvement account into which the annual
- 18 sum of money credited and appropriated from the
- 19 account shall not exceed dollars?
- 20 After approval of the question by the electors,
- 21 the board of supervisors may credit to and appropriate
- 22 funds from the improvement account for the purposes
- 23 provided in this chapter.
- 24 The board may continue to function under the
- 25 limitations approved by the electors for a period of

Page 2

- 1 four full fiscal years after the question was approved.
- 2 The authorization for collecting taxes for the account
- 3 shall expire at the close of the fourth full fiscal
- 4 year after the question was approved. Any unexpended
- 5 balance in the account after the lapse of four full
- 6 fiscal years shall carry over until all funds have
- 7 been appropriated from the account at which time the

8 account shall be closed unless reapproved by the
9 electors of the county.

Senator Briles raised the point of order that amendment S—2454 was not germane to the bill.

The Chair ruled the point not well taken and amendment S—2454 in order.

QUORUM CALL

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

Present, 47:

Andersen	Hill	Murray	Rodgers
Bergman	Hultman	Nolin	Schaben
Blouin	Junkins	Nystrom	Schwengels
Briles	Kelly	Orr	Schwieger
Coleman	Kennedy	Palmer	Scott
Curtis	Kinley	Plymat	Shaff
DeKoster	Lamborn	Potter	Shaw
Doderer	Miller of	Priebe	Taylor
Gallagher	Des Moines	Rabedeaux	Tieden
Glenn	Miller of	Ramsey	Van Gilst
Gluba	Marshall	Riley	Willits
Griffin	Milligan	Robinson	Winkelman
Heying			

Absent, 3:

Burroughs	Hansen	McCartney
-----------	--------	-----------

Roll call revealed a quorum present.

DEFERRED

Senator Taylor asked and received unanimous consent that further action on **House File 773** be deferred and that the bill retain its place on the calendar.

CONSIDERATION OF BILLS

House File 550

On motion of Senator Riley, House File 550, a bill for an act to provide standards for the care of animals in animal shelters, pounds, and pet shops, and to regulate dealers, animal wardens, boarding kennels, commercial kennels, hobby kennels, public auctions, and commercial breeders, and provide penalties for violations, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Tieden offered amendment S—2171 by the committee on agriculture:

S—2171

- 1 Amend House File 550 as amended, passed and reprinted
- 2 by the House as follows:
- 3 1. Page 4, line 6, by inserting a comma after the
- 4 word "sells".
- 5 2. Page 4, by striking lines 7, 8 and 9 and inserting
- 6 in lieu thereof the following: "trades, or transfers
- 7 more than fifteen offspring during any calendar year,
- 8 he shall be".
- 9 3. Page 10, line 23, by striking the words "No
- 10 fee shall be charged for the license." and inserting
- 11 in lieu thereof the following: "The license fee
- 12 shall be two dollars per year."

Senator Ramsey offered amendment S—2260 to amendment S—2171 filed by Senators Ramsey and Briles and called for a division of the amendment, page 1, lines 7, 8, 9, 10, 12 and 13 to be considered as division S—2260A; the remainder of the amendment to the amendment to be considered as division S—2260B.

S—2260

Division S—2260B

- 1 Amend the Senate committee on agriculture amendment
- 2 S—2171, to House File 550, as amended, passed, and re-
- 3 printed by the House, as follows:

Division S—2260C

- 4 1. By inserting after line 2 the following amendment:
- 5 Page 3, line 27, by striking the word "one"
- 6 and inserting in lieu thereof the word "two".

Division S—2260A

- 7 2. By striking from line 8 the words "he shall be"
- 8 and inserting in lieu thereof the words ", the hobby
- 9 kennel shall be subject to licensing as a commercial
- 10 kennel and the keeper of the hobby kennel shall be".

Division S—2260B (cont'd)

- 11 3. By inserting after line 8 the following amendments:

Division S—2260A (cont'd)

- 12 Page 4, line 10, by inserting after the word
- 13 "breeder" the words "or dealer, whichever is applicable".

Division S—2260B (cont'd)

- 14 Page 8, line 17, by striking the word "ten"
- 15 and inserting in lieu thereof the word "five".
- 16 Page 8, line 17, by striking the words "or two".
- 17 Page 8, by striking line 18.
- 18 Page 8, line 19, by striking the words
- 19 "quarter of a year".
- 20 Page 9, line 9, by striking the word "ten" and
- 21 inserting in lieu thereof the word "five".

- 22 Page 9, line 9, by striking the words "or two
 23 dollars".
 24 Page 9, by striking line 10.
 25 Page 9, line 11, by striking the words "a

Page 2

- 1 year".
 2 Page 9, line 26, by striking the word "ten"
 3 and inserting in lieu thereof the word "five".
 4 Page 9, line 26, by striking the words "or
 5 two dollars".
 6 Page 10, by striking line 1.
 7 Page 10, line 2, by striking the words "of a
 8 year".

Division S—2260D

- 9 4. Line 12, by striking the word "two" and inserting
 10 in lieu thereof the word "five".

Senator Ramsey withdrew division S—2260A of the amendment to amendment S—2171.

Senator Riley called for a further division of the amendment to amendment S—2171, lines 4 through 6 on page 1, and lines 9 and 10 on page 2, to be considered as division S—2260C of the amendment.

Senator Kelly called for a further division of the amendment to amendment S—2171, lines 9 and 10 on page 2 to be considered as division S—2260D of the amendment.

Senator Ramsey withdrew division S—2260C of the amendment to amendment S—2171.

On motion of Senator Ramsey, division S—2260D of the amendment to amendment S—2171 was adopted.

DEFERRED

Senator Briles moved that further action on House File 550 be deferred and that the bill be placed on the calendar under unfinished business.

Roll call was requested.

On the question "Shall the motion to defer be adopted?" (H.F. 550) the vote was:

Ayes, 22:

Andersen	Hill	Miller of	Priebe
Briles	Hultman	Marshall	Ramsey
Coleman	Junkins	Nystrom	Schwengels
Curtis	Kennedy	Orr	Scott
Doderer	Miller of	Palmer	Van Gilst
Heying	Des Moines	Potter	Willits

Nays, 19:

Bergman	Kelly	Plymat	Shaff
Blouin	Kinley	Rabedeaux	Taylor
DeKoster	Lamborn	Riley	Tieden
Glenn	Milligan	Robinson	Winkelman
Gluba	Murray	Schwieger	

Absent or not voting, 9:

Burroughs	Hansen	Nolin	Schaben
Gallagher	McCartney	Rodgers	Shaw
Griffin			

The motion prevailed and further action on **House File 550** was deferred and the bill placed on the calendar under **unfinished business**.

INTRODUCTION OF BILLS

Senate File 1309, by Senator Blouin, a bill for an act to appropriate funds from the general fund of the state to the counties for replacement and repair of unsafe bridges.

Read first time and **passed on file**.

Senate File 1310, by committee on agriculture (committee on agriculture), a bill for an act relating to the sale or transfer of livestock and providing a penalty for violations.

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

REPORTS OF COMMITTEES

Senator Tieden submitted the following reports:

MR. PRESIDENT: Your committee on agriculture to which was referred **House File 1190**, a bill for an act relating to corrective changes in laws administered by the department of agriculture, begs leave to report it has had the same under consideration and recommends the same **do pass**.

DALE L. TIEDEN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on agriculture to which was referred **House File 1276**, a bill for an act relating to the labeling and adulteration of honey and providing a penalty, begs leave to report it has had the same under consideration and recommends the same **do pass**.

DALE L. TIEDEN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on agriculture to which was referred **House File 1302**, a bill for an act relating to the publications by the depart-

ment of agriculture, begs leave to report it has had the same under consideration and recommends the same **do pass**.

DALE L. TIEDEN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on agriculture to which was referred **House File 1362**, a bill for an act relating to the licensing of sheep dealers, begs leave to report it has had the same under consideration and recommends the same **do pass**.

DALE L. TIEDEN, Chairman

Ordered passed on file.

Senator Briles submitted the following report:

MR. PRESIDENT: Your committee on county government to which was referred **Senate File 1237**, a bill for an act relating to vital statistics, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

S—2507

- 1 Amend Senate File 1237 as follows:
- 2 1. Page 2, lines 1 and 2, by striking the word
- 3 and numbers "three (144.3)" and inserting in lieu
- 4 thereof the words and numbers "forty-three
- 5 (144.43)".
- 6 2. Page 2, line 14, by inserting after the
- 7 word "right" the words and numbers "under chapter
- 8 sixty-eight A (68A) of the Code".

JAMES E. BRILES, Chairman

Ordered passed on file.

Senator Curtis submitted the following report:

MR. PRESIDENT: Your committee on state government to which was referred **House File 59**, a bill for an act relating to changes in roads, streams, or dry runs, giving the state highway commission powers similar to the board of supervisors, and making chapter four hundred fifty-five A (455A) of the Code applicable, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2502

- 1 Amend Senate File 1200 as follows:
- 2 1. Page 4, by striking from line 19 the words
- 3 "However, if funds are distributed"
- 4 2. Page 4, by striking lines 20, 21 and 22.
- 5 3. Page 4, by striking from line 23 the word
- 6 "funds."

EARL M. WILLITS

S—2508

- 1 Amend Senate File 1237, page 2, by striking
- 2 lines 16 through 20, inclusive, and
- 3 inserting in lieu thereof the following:
- 4 Sec. 2. This Act, being deemed of immediate
- 5 importance, shall take effect and be in force
- 6 from and after its publication in the Adams
- 7 County Free Press, a newspaper published in
- 8 Corning, Iowa, and in The Clayton County Register,
- 9 a newspaper published in Elkader, Iowa.

JAMES V. GALLAGHER

S—2501

- 1 Amend Senate File 1264, page 111, by adding the
- 2 following subsection after line 30:
- 3 "..... Establish a program of credit counseling
- 4 to be made available through the area schools."

H. L. HEYING

S—2495

- 1 Amend Senate File 1272 as follows:
- 2 1. Page 75, line 21, strike the word "*fifty*" and
- 3 insert in lieu thereof the word "*eleven*".
- 4 2. Page 75, lines 24 and 25, strike the words
- 5 "*seven hundred*" and insert in lieu thereof the words
- 6 "*six hundred sixty-seven*".
- 7 3. Page 75, lines 30 and 31, strike the words
- 8 "*eight hundred [fifty]*" and insert in lieu thereof the
- 9 words "*seven hundred [fifty] seventy-eight*".
- 10 4. Page 75, lines 34 and 35, strike the words
- 11 "*nine hundred*" and insert in lieu thereof the words
- 12 "*eight hundred fifty-two*".
- 13 5. Page 79, insert after line 14 the following:
- 14 Sec. Section four hundred forty-one point
- 15 forty-five (441.45), subsections one (1) through
- 16 four (4), Code 1973, are amended to read as follows:
- 17 1. The number of acres of land and the aggregate
- 18 [actual and] taxable values of the same, exclusive of
- 19 town lots, returned by the assessors, as corrected by
- 20 the board of review.
- 21 2. The aggregate [actual and] taxable values of
- 22 real estate in each township, city, and town in the
- 23 county, returned as corrected by the board of review.
- 24 3. The aggregate [actual and] taxable values of
- 25 personal property.

Page 2

- 1 4. An abstract as to the number and value of all
- 2 animals as the same are returned by the assessor,
- 3 showing the aggregate [actual and] taxable values and
- 4 number of each kind or class, and such other facts as
- 5 may be required by the director of revenue.
- 6 6. Page 86, insert after line 8 the following:
- 7 Sec. Section four hundred forty-three point
- 8 two (443.2), Code 1973, is amended to read as follows:
- 9 443.2 TAX LIST. Before the first day of January
- 10 in each year, the county auditor shall transcribe the

11 assessments of the several townships, towns, or cities
 12 into a book or record, to be known as the tax list,
 13 properly ruled and headed, with separate columns, in
 14 which shall be entered the names of the taxpayers,
 15 descriptions of lands, number of acres and value,
 16 numbers of town lots and value, value of personal
 17 property and each description of tax, with a column
 18 for polls and one for payments, and shall complete
 19 the same by entering the amount due on each install-
 20 ment, separately, and carrying out the total of both
 21 installments. The total of all columns of each page
 22 of each book or other record shall balance with the
 23 tax totals. [In any case where in transcribing such
 24 assessments any county auditor has heretofore failed
 25 or hereafter fails to enter the actual value opposite

Page 3

1 each item of taxable property on the tax list, then
 2 the aggregate actual value, as well as the aggregate
 3 taxable value, of all such taxable property within
 4 such county and each political or municipal corporation
 5 therein shall be transcribed from such books and
 6 records of assessment onto such tax list in order that
 7 the actual value of the taxable property within each
 8 county or other political or municipal corporation
 9 therein may be ascertained and shown by the tax list
 10 for the purpose of computing the debt incurring
 11 capacity of such county or other political or municipal
 12 corporation therein.]

13 7. Page 86, insert after line 19 the following:

14 Sec. Section four hundred forty-three point
 15 five (443.5), Code 1973, is amended to read as fol-
 16 lows:

17 443.5 AGGREGATE VALUATIONS CERTIFIED. At the
 18 time of delivering the list to the treasurer, the
 19 auditor shall furnish to the director of revenue a
 20 certified statement showing separately the aggregate
 21 [actual and] taxable valuations of the real and personal
 22 property in the county, and also the aggregate amount
 23 of each separate tax as shown by the tax list.

24 Sec. Section four hundred forty-three point
 25 twenty-one (443.21), Code 1973, is amended to read

Page 4

1 as follows:

2 443.21 ASSESSMENTS CERTIFIED TO COUNTY AUDITOR.
 3 All assessors and assessing bodies, including the de-
 4 partment of revenue having authority over the assess-
 5 ment of property for tax purposes shall certify to the
 6 county auditor of each county the [actual and] assessed
 7 values of all the taxable property in such county as
 8 finally equalized and determined, and the same shall
 9 be transcribed onto the tax lists as required by
 10 section 443.2.

11 8. Page 99, insert after line 1 the following:

12 Sec. Acts of the Sixty-fifth General Assembly,

13 1973 Session, chapter two hundred fifty-five (255),
14 section one (1), third new section, is amended to
15 read as follows:

16 NEW SECTION. For each annual assessment of per-
17 sonal property through the final assessment, the total
18 assessed value of all personal property in each assess-
19 ing jurisdiction shall not exceed the total [assessed]
20 actual value of all personal property in the assessing
21 jurisdiction as of January 1, 1973, excluding live-
22 stock. The assessor shall determine the tentative
23 assessed value of all taxable personal property in
24 accordance with chapter four hundred forty-one (441)
25 of the Code. If the total tentative assessed value

Page 5

1 exceeds the limitation established by this section,
2 the assessor shall reduce the tentative assessed
3 value of each taxpayer's personal property by the
4 same percentage, so that the total assessed value of
5 all personal property in the assessing jurisdiction
6 shall be equal to the total [assessed] actual value of
7 all personal property in the assessing jurisdiction
8 as of January 1, 1973, excluding livestock. This
9 section shall prevail over all inconsistent statutes.

10 9. Page 99, line 10, strike the word "forty-five"
11 and insert in lieu thereof the word "forty-five".

12 10. Page 99, line 23, strike the words and figures
13 "July 1, 1974" and insert in lieu thereof the words
14 and figures "January 1, 1975".

15 11. Page 99, line 24, strike the words "levied
16 for" and insert in lieu thereof the words "collected
17 during".

18 12. Page 99, line 25, strike the figure "1975"
19 and insert in lieu thereof the figure "1976".

20 13. Page 99, line 26, strike the words "levied
21 for" and insert in lieu thereof the words "collected
22 during".

23 14. Page 99, line 27, insert after the figure
24 "1975" the words and figures ", or the fiscal year
25 beginning July 1, 1975".

Page 6

1 15. Renumber sections and correct internal refer-
2 ences in accordance with this amendment.

ROGER J. SHAFF

S—2505

1 Amend Senate File 1288 by striking everything
2 after the enacting clause and inserting in lieu
3 thereof the following:

4 Section 1. NEW SECTION.

5 1. All corporations, domestic or foreign,
6 which:

7 a. Own or lease agricultural land in this state
8 used for or which may be used for the growing of
9 crops, fruit or produce, or the keeping of poultry

10 or livestock; or

11 b. Own or lease any land on which poultry or
12 livestock are confined for feeding or other
13 purposes; or

14 c. Which contract for keeping and feeding
15 poultry or livestock; or

16 d. Which contract for the growing of agri-
17 cultural crops, fruits or horticulture products
18 in this state; shall, on or before June 15, 1975
19 and each year thereafter, file a special annual
20 report with the secretary of state containing the
21 material provided in subsection two (2) of this
22 section.

23 2. The report filed with the secretary of
24 state shall contain:

25 a. The name of the corporation and the state

Page 2

1 of its incorporation.

2 b. The address by street number of the
3 registered office of the corporation in Iowa, and
4 the name of its registered agent in Iowa, and, in
5 the case of a foreign corporation, the address of
6 its principal office in the state of its in-
7 corporation.

8 c. A declaration of whether it engages in
9 agricultural activity to any extent either as
10 family farm corporation or other corporate farm.
11 A family farm corporation is a corporation founded
12 for the purpose of farming and which owns or
13 leases agricultural land, in which the majority
14 of the voting stock is held by and the majority
15 of the stockholders are members of a family re-
16 lated to each other within the third degree of
17 consanguinity, and at least one of whose stock-
18 holders is a person residing on or actively
19 operating the farm and none of whose stockholders
20 are corporations. All other farm corporations are
21 nonfamily farm corporations.

22 d. The acreage and locations listed by section,
23 township, and county, or legally described urban
24 plat of each lot or parcel of land in this state
25 owned or leased by the corporation and used or

Page 3

1 usable for the growing of crops or the keeping
2 or feeding of poultry or livestock.

3 e. The names and addresses of the executive
4 officers and the board of directors of the cor-
5 poration as shown on the corporate records.

6 f. The amount and kind of poultry or live-
7 stock owned, contracted for, fed or kept during
8 the preceding calendar year.

9 g. The amount of agricultural crops, fruit,
10 or horticultural products grown or contracted for
11 during the preceding calendar year.

12 3. Each report shall be signed by the president
 13 or other authorized officer of the corporation.
 14 Any person who knowingly submits, or who through
 15 the proper and due exercise of care and diligence
 16 should have known that any information and state-
 17 ments required by this section are false or
 18 materially misleading, or who fails or refuses to
 19 submit such information and statements, is guilty
 20 of a misdemeanor, and is subject to a fine of not
 21 more than one hundred dollars, or imprisonment for
 22 not more than thirty days, or subject to both such
 23 fine and punishment.
 24 Sec. 2. *NEW SECTION.* The secretary of state
 25 shall prepare a summary of annual reports filed

Page 4

1 under this Act and shall make the summaries
 2 available to the public.

3 Sec. 3. *NEW SECTION.* The secretary of state
 4 may request such additional information as may be
 5 necessary or appropriate to enable the secretary
 6 of state to administer this Act.

JAMES E. BRILES

S—2496

1 Amend the Hill amendment S—2406 to House File
 2 299 as follows:
 3 Page 2, line 4, by striking the second word "in"
 4 and inserting the word "by".
 5 Page 2, line 5, by inserting after the word
 6 "chiropractic" the words ", or state university,".

EUGENE M. HILL

S—2497

1 Amend House File 306, as amended and passed by the
 2 House, page 2, line 8, by striking the period and
 3 adding the following: ", provided such record
 4 system shall not cover any transaction occurring
 5 subsequent to 1940."

CLIFTON C. LAMBORN

S—2510

1 Amend House File 550 as amended, passed and
 2 reprinted by the House as follows:
 3 1. Page 12, lines 10 and 11 by striking the words
 4 "or imprisoned in the county jail not more than
 5 thirty days".
 6 2. Page 12, lines 18 and 19, by striking the
 7 words "or imprisoned in the county jail not more
 8 than thirty days".
 9 3. Page 13, lines 18 and 19, by striking the words
 10 "or imprisoned in the county jail not more than
 11 thirty days".

MINNETTE DODERER

S—2509

1 Amend House File 550, as amended, passed and

- 2 reprinted by the House, page 12, lines 18 and 19
 3 by striking the words "or imprisoned in the county
 4 jail not more than thirty days".

MINNETTE DODERER

S—2498

- 1 Amend House File 550 as amended, passed and
 2 reprinted by the House as follows:
 3 1. Page 14, line 4, by inserting after the word
 4 "shall" the word "not".
 5 2. Page 14, line 12, by striking the words
 6 "the primary purpose of".

EARL M. WILLITS

S—2503

- 1 Amend the committee on agriculture amendment,
 2 S—2171, to House File 550, as amended, passed, and
 3 reprinted by the House, as follows:
 4 1. Line 7, by striking the word "fifteen" and
 5 inserting in lieu thereof the word "ten".
 6 2. By inserting after line 8 the following amend-
 7 ment:
 8 Page 4, line 10, by inserting after the
 9 word "breeder" the words "or dealer".
 10 3. By renumbering amendments as necessary.

RICHARD R. RAMSEY

S—2506

- 1 Amend the Taylor amendment S—2454 to House File 773,
 2 as follows:
 3 1. Page 1, lines 13 and 14 by striking the words
 4 "annual expenditure limitation to be placed on" and
 5 inserting in lieu thereof the words "maximum amount
 6 to be credited annually to".
 7 2. Page 1, line 18 by striking the words "and
 8 appropriated from" and inserting in lieu thereof
 9 the word "to".

RAY TAYLOR

LUCAS J. DeKOSTER

S—2504

- 1 Amend House File 1060, as amended and passed by the House,
 2 page 13, by adding the following sections after line 13:
 3 Sec. Section two hundred eighteen point one (218.1),
 4 Code 1973, is amended by adding the following new unnumbered
 5 paragraph:
 6 *NEW UNNUMBERED PARAGRAPH.* Neither the commissioner
 7 any other officer of the department shall close or discontinue
 8 the operation of any of the institutions named in subsections
 9 one (1) through sixteen (16) of this section unless the closing
 10 or discontinuation is specifically authorized by law.
 11 Sec. Section two hundred sixty-two point seven
 12 (262.7), Code 1973, is amended by adding the following new
 13 unnumbered paragraph:
 14 *NEW UNNUMBERED PARAGRAPH.* The board shall not close or

- 15 discontinue the operation of any of the institutions named in
 16 subsections one (1) through seven (7) of this section unless
 17 the closing or discontinuation is specifically authorized by
 18 law.

CALVIN O. HULTMAN
 JAMES E. BRILES

Senator Lamborn moved that the Senate adjourn until 9:00 a.m., Tuesday, March 19, 1974.

Roll call was requested.

On the question "Shall the motion to adjourn be adopted?" the vote was:

Ayes, 34:

Andersen	Hultman	Murray	Schwengels
Blouin	Junkins	Nystrom	Schwieger
Briles	Kennedy	Orr	Scott
Curtis	Lamborn	Palmer	Shaff
DeKoster	Miller of	Plymat	Taylor
Doderer	Des Moines	Potter	Tieden
Glenn	Miller of	Rabedeaux	Van Gilst
Heying	Marshall	Robinson	Willits
Hill	Milligan	Schaben	Winkelman

Nays, 8:

Bergman	Griffin	Kinley	Riley
Gluba	Kelly	Ramsey	Shaw

Absent or not voting, 8:

Burroughs	Gallagher	McCartney	Priebe
Coleman	Hansen	Nolin	Rodgers

The motion prevailed and the Senate adjourned until 9:00 a.m., Tuesday, March 19, 1974.

JOURNAL OF THE SENATE

SIXTY-FIFTH DAY

SENATE CHAMBER
DES MOINES, IOWA, TUESDAY, MARCH 19, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Ralph Cottier, pastor of the Park Avenue Presbyterian Church, Des Moines, Iowa.

The Journal of Monday, March 18, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Otterbeck, Perry, Iowa.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator McCartney for the day on request of Senator Shaw; Senator Hansen for the day on request of Senator Milligan.

SPECIAL ENTERTAINMENT

Immediately preceding the call to order, the State Employees Chorus assembled in the well of the Senate and offered several musical selections under the direction of Kitty McClintock. Their final presentation was the new Iowa song, "You Always Return to Things You Love," composed by Gus Horn.

PRESENTATION OF VISITORS

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

Sixty students from Bondurant-Farrar Junior High School, Bondurant, Iowa, accompanied by Dave Mohr. Senator Palmer.

Seventy students from Johnston High School, Johnston, Iowa, accompanied by Betty Doolittle and Dave Pitz. Senator Plymat.

Nine students, members of the Discovery Club, from Vernon Junior High School, Marion, Iowa, accompanied by Mrs. Morgan. Senator Riley.

Fifty students from Rockwell-Swaledale Elementary School, Rockwell, Iowa, accompanied by Mrs. Iverson and Mr. Callison. Senator Scott.

Sixty students from Woodbine High School, Woodbine, Iowa, accompanied by Phil Hummell. Senator Schaben.

Thirty students from Maquoketa High School, Maquoketa, Iowa, accompanied by Lynn Disney. Senator Lamborn.

Twenty-eight students, members of Boy Scout Troops 88 and 89 from Madison and Harding Schools, Cedar Rapids, Iowa, accompanied by Don Morton. Senator Riley.

PETITION

The following petition was presented and placed on file:

By Senator Schwieger, from forty-six residents of Black Hawk County relating to legislation which would abolish pornography.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate File 1169 and House File 1107.

DALE L. TIEDEN
Chairman, Senate Committee
CHARLES F. STROTHMAN
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: Senate File 1169 and House File 1107.

BILL SENT TO THE GOVERNOR

Senator Tieden, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 19th day of March, 1974, sent to the Governor for his approval: Senate File 1169.

DALE L. TIEDEN, Chairman

Passed on file.

Senator Kennedy took the chair at 9:15 a.m.

UNFINISHED BUSINESS

Senate File 1021

On motion of Senator Priebe, Senate File 1021, a bill for an act relating to the Iowa state fair board and convention, was taken up for further consideration.

Senator Blouin offered amendment S—2401 filed by Senators Blouin, et al., on March 12, 1974, and found on pages 748-751, inclusive, of the Senate Journal.

Senator Blouin asked unanimous consent to withdraw amendment S—2401.

Objection was raised by Senators Hill and Palmer.

Senator Blouin moved the adoption of amendment S—2401.

Roll call was requested.

On the question "Shall amendment S—2401 be adopted?" (S.F. 1021) the vote was:

Ayes, 12:

Blouin	Kelly	Miller of	Palmer
Doderer	Kennedy	Des Moines	Robinson
Glenn	Kinley	Orr	Willits
Hill			

Nays, 31:

Andersen	Griffin	Nystrom	Schwieger
Bergman	Junkins	Plymat	Scott
Briles	Lamborn	Potter	Shaff
Burroughs	Miller of	Priebe	Shaw
Coleman	Marshall	Ramsey	Taylor
Curtis	Milligan	Riley	Tieden
DeKoster	Murray	Rodgers	Van Gilst
Gallagher	Nolin	Schaben	Winkelman

Absent or not voting, 7:

Gluba	Heying	McCartney	Schwengels
Hansen	Hultman	Rabedeaux	

Amendment S—2401 lost.

Senator Priebe moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1021) the vote was:

Ayes, 42:

Andersen	Griffin	Milligan	Robinson
Bergman	Hill	Murray	Rodgers
Blouin	Junkins	Nolin	Schaben
Briles	Kelly	Nystrom	Schwieger
Burroughs	Kennedy	Orr	Scott
Coleman	Kinley	Palmer	Shaff
Curtis	Lamborn	Plymat	Taylor
DeKoster	Miller of	Potter	Van Gilst
Doderer	Des Moines	Priebe	Willits
Gallagher	Miller of	Ramsey	Winkelman
Glenn	Marshall	Riley	
Gluba			

Nays, none.

Absent or not voting, 8:

Hansen	Hultman	Rabedeaux	Shaw
Heying	McCartney	Schwengels	Tieden

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

MOTION TO SUSPEND RULES LOST

Senate File 1016

Senator Glenn moved to suspend Senate Rules 5, 6, 7, 10, 38, 41 and 42 for the purpose of taking up for immediate consideration Senate File 1016.

On the question "Shall the motion to suspend Senate Rules 5, 6, 7, 10, 38, 41 and 42 be adopted?" (S.F. 1016) the vote was:

Rule 24 was invoked.

Ayes, 20:

Blouin	Heying	Orr	Schaben
Coleman	Junkins	Palmer	Scott
Doderer	Kennedy	Priebe	Van Gilst
Gallagher	Kinley	Robinson	Willits
Glenn	Miller of	Rodgers	
Gluba	Des Moines		

Nays, 27:

Andersen	Hultman	Nolin	Schwengels
Bergman	Kelly	Nystrom	Schwieger
Briles	Lamborn	Plymat	Shaff
Curtis	Miller of	Potter	Shaw
DeKoster	Marshall	Rabedeaux	Taylor
Griffin	Milligan	Ramsey	Tieden
Hill	Murray	Riley	Winkelman

Absent or not voting, 3:

Burroughs	Hansen	McCartney
-----------	--------	-----------

The motion lost.

UNFINISHED BUSINESS

Senator Lamborn asked and received unanimous consent to take up out of order House File 773.

House File 773

On motion of Senator Orr, House File 773, a bill for an act relating to expenditures for capital improvements by a board of supervisors, was taken up for further consideration.

The Senate resumed consideration of amendment S—2454 offered and pending on March 18, 1974.

Senator Taylor offered amendment S—2506 to amendment S—2454 filed by Senators Taylor and DeKoster and moved its adoption:

S—2506

- 1 Amend the Taylor amendment S—2454 to House File 773,
- 2 as follows:
- 3 1. Page 1, lines 13 and 14 by striking the words
- 4 “annual expenditure limitation to be placed on” and
- 5 inserting in lieu thereof the words “maximum amount
- 6 to be credited annually to”.
- 7 2. Page 1, line 18 by striking the words “and
- 8 appropriated from” and inserting in lieu thereof
- 9 the word “to”.

Amendment S—2506 to amendment S—2454 was adopted.

On motion of Senator Taylor, amendment S—2454 as amended was adopted.

Senator Orr moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 773) the vote was:

Ayes, 36:

Andersen	Gluba	Miller of	Schaben
Bergman	Griffin	Marshall	Schwengels
Briles	Heying	Murray	Schwieger
Burroughs	Hill	Nolin	Scott
Coleman	Junkins	Orr	Taylor
Curtis	Kelly	Palmer	Tieden
DeKoster	Kinley	Plymat	Van Gilst
Doderer	Miller of	Ramsey	Willits
Gallagher	Des Moines	Riley	Winkelman
Glenn		Rodgers	

Nays, 7:

Blouin	Lamborn	Priebe	Shaw
Kennedy	Potter	Shaff	

Absent or not voting, 7:

Hansen	McCartney	Nystrom	Robinson
Hultman	Milligan	Rabedeaux	

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

CONSIDERATION OF BILLS

Senate File 1272

On motion of Senator Shaff, Senate File 1272, a bill for an act relating to valuation of property and property tax limitations by changing assessed and taxable value of property to one hundred percent of actual value, changing general property tax levies computed in mills to tax levies computed in dollars and cents per thousand dollars of assessed value, and making coordinating amendments, was taken up for consideration.

Senator Potter offered amendment S—2453, filed by him on March 13, 1974, and found on pages 800-806, inclusive, of the Senate Journal, and moved its adoption.

Amendment S—2453 was adopted.

Senator Potter offered amendment S—2414 filed by him and moved its adoption:

S—2414

- 1 Amend Senate File 1272, page 26, line 23, by inserting
- 2 after the word "[mill]" the words "*three-tenths of*".

Amendment S—2414 was adopted.

Senator Shaff offered amendment S—2495 filed by him on March 18, 1974, and found on pages 859-861, inclusive, of the Senate Journal, and moved its adoption.

Amendment S—2495 was adopted.

Senator Shaff moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1272) the vote was:

Ayes, 43:

Andersen	Heying	Murray	Rodgers
Bergman	Hill	Nolin	Schaben
Blouin	Junkins	Nystrom	Schwengels
Briles	Kelly	Orr	Schwieger
Burroughs	Kennedy	Palmer	Scott
Coleman	Kinley	Plymat	Shaff
Curtis	Lamborn	Potter	Taylor
DeKoster	Miller of	Priebe	Tieden
Doderer	Des Moines	Ramsey	Van Gilst
Gallagher	Miller of	Riley	Willits
Glenn	Marshall	Robinson	Winkelman
Griffin			

Nays, none.

Absent or not voting, 7:

Gluba	Hultman	Milligan	Shaw
Hansen	McCartney	Rabedeaux	

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

House File 1174

On motion of Senator Shaw, House File 1174, a bill for an act to make an appropriation from the general fund of the state to the department of general services for capital improvements to the capitol building, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1174) the vote was:

Ayes, 43:

Andersen	Heying	Murray	Schaben
Bergman	Hill	Nolin	Schwengels
Blouin	Junkins	Nystrom	Schwieger
Briles	Kelly	Orr	Scott
Burroughs	Kennedy	Plymat	Shaff
Coleman	Kinley	Potter	Shaw
Curtis	Lamborn	Priebe	Taylor
DeKoster	Miller of	Ramsey	Tieden
Doderer	Des Moines	Riley	Van Gilst
Gallagher	Miller of	Robinson	Willits
Glenn	Marshall	Rodgers	Winkelman
Griffin			

Nays, none.

Absent or not voting, 7:

Gluba	Hultman	Milligan	Rabedeaux
Hansen	McCartney	Palmer	

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

Senate File 1280

On motion of Senator Shaw, Senate File 1280, a bill for an act relating to the salary of the director of the Iowa state arts council, was taken up for consideration.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1280) the vote was:

Ayes, 39:

Andersen	Griffin	Nolin	Schaben
Bergman	Heying	Nystrom	Schwengels
Blouin	Hill	Orr	Schwieger
Briles	Junkins	Plymat	Scott
Burroughs	Kelly	Potter	Shaff
Coleman	Kinley	Priebe	Shaw
Curtis	Lamborn	Ramsey	Taylor
DeKoster	Miller of	Riley	Van Gilst
Gallagher	Marshall	Robinson	Willits
Glenn	Murray	Rodgers	Winkelman

Nays, 2:

Kennedy Tieden

Absent or not voting, 9:

Doderer	Hultman	Miller of	Palmer
Gluba	McCartney	Des Moines	Rabedeaux
Hansen		Milligan	

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

Senate File 1281

On motion of Senator Shaw, Senate File 1281, a bill for an act relating to the salary rate of the state librarian, was taken up for consideration.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1281) the vote was:

Ayes, 41:

Andersen	Griffin	Murray	Schaben
Bergman	Heying	Nolin	Schwengels
Blouin	Hill	Nystrom	Schwieger
Briles	Junkins	Orr	Scott
Burroughs	Kelly	Plymat	Shaff
Coleman	Kinley	Potter	Shaw
Curtis	Lamborn	Priebe	Taylor
DeKoster	Miller of	Ramsey	Van Gilst
Doderer	Des Moines	Riley	Willits
Gallagher	Miller of	Robinson	Winkelman
Glenn	Marshall	Rodgers	

Nays, 1:

Kennedy

Absent or not voting, 8:

Gluba	Hultman	Milligan	Rabedeaux
Hansen	McCartney	Palmer	Tieden

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

Senate File 1282

On motion of Senator Shaw, Senate File 1282, a bill for an act relating to the salary rate of the court administrator of the supreme court, was taken up for consideration.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1282) the vote was:

Ayes, 37

Andersen	Junkins	Nystrom	Schaben
Bergman	Kelly	Orr	Schwengels
Briles	Kinley	Palmer	Schwieger
Burroughs	Lamborn	Plymat	Shaff
Coleman	Miller of	Potter	Shaw
Curtis	Des Moines	Priebe	Taylor
DeKoster	Miller of	Ramsey	Van Gilst
Doderer	Marshall	Riley	Willits
Glenn	Murray	Robinson	Winkelman
Griffin	Nolin	Rodgers	

Nays, 7:

Blouin	Gluba	Kennedy	Tieden
Gallagher	Heying	Scott	

Absent or not voting, 6:

Hansen	Hultman	Milligan	Rabedaux
Hill	McCartney		

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

On motion of Senator Lamborn, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate reconvened, Senator Rabedaux presiding.

QUORUM CALL

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

Present, 42:

Andersen	Curtis	Heying	Kennedy
Bergman	DeKoster	Hill	Kinley
Blouin	Doderer	Hultman	Lamborn
Burroughs	Glenn	Junkins	Miller of
Coleman	Griffin	Kelly	Marshall

Murray	Potter	Rodgers	Taylor
Nolin	Priebe	Schwengels	Tieden
Nystrom	Rabedeaux	Schwieger	Van Gilst
Orr	Ramsey	Scott	Willits
Palmer	Riley	Shaff	Winkelman
Plymat	Robinson	Shaw	

Absent, 8:

Briles	Hansen	Miller of	Milligan
Gallagher	McCartney	Des Moines	Schaben
Gluba			

Roll call revealed a quorum present.

CONSIDERATION OF BILLS

Senate File 1285

On motion of Senator Winkelman, Senate File 1285, a bill for an act amending the appropriation from the primary road fund to the state highway commission, relating to funding of the state highway commission's share for administration of the state merit system and relating to the pay plan for state highway commission employees under the state merit system, was taken up for consideration.

Senator Winkelman offered amendment S—2453 filed by him and moved its adoption:

S—2453

- 1 Amend Senate File 1285 as follows:
- 2 Page 5, lines 13 and 14, by striking the word
- 3 "recommended".

Amendment S—2453 was adopted.

Senator Winkelman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1285) the vote was:

Ayes, 44:

Andersen	Heying	Murray	Robinson
Bergman	Hill	Nolin	Rodgers
Blouin	Hultman	Nystrom	Schwengels
Burroughs	Junkins	Orr	Schwieger
Coleman	Kelly	Palmer	Scott
Curtis	Kennedy	Plymat	Shaff
DeKoster	Kinley	Potter	Shaw
Doderer	Lamborn	Priebe	Taylor
Gallagher	Miller of	Rabedeaux	Tieden
Glenn	Des Moines	Ramsey	Van Gilst
Gluba	Miller of	Riley	Winkelman
Griffin	Marshall		

Nays, none.

Absent or not voting, 6:

Briles	McCartney	Schaben	Willits
Hansen	Milligan		

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

Senate File 1284

On motion of Senator Shaw, Senate File 1284, a bill for an act relating to funding for an adjustment to the merit system and executive council exempt pay plans and other exempt positions included in the state comptroller's centralized payroll system, was taken up for consideration.

Senator Willits offered amendment S—2511 and called for a division of the amendment as follows:

S—2511

Division S—2511A

1 Amend Senate File 1284 as follows:

- 2 1. Page 2, line 12, by striking the figures
3 "\$7,200,000" and inserting in lieu thereof the
4 figures "\$9,800,000".
5 2. Page 2, lines 16 and 17 by striking the
6 words "six point five" and inserting in lieu thereof
7 the words "eight point eight".

Division S—2511B

- 8 3. Page 3, line 22, by striking the figures
9 "5,000,000" and inserting in lieu thereof the
10 figures "6,900,000".

Division S—2511C

- 11 4. Page 3, by striking lines 23 through 25.

Senator Willits moved the adoption of division S—2511A of his amendment and requested a roll call.

On the question "Shall division S—2511A of the amendment be adopted?" (S.F. 1284) the vote was:

Ayes, 20:

Blouin	Heying	Nolin	Robinson
Coleman	Junkins	Nystrom	Rodgers
Doderer	Kennedy	Orr	Tieden
Gallagher	Kinley	Palmer	Willits
Glenn	Miller of	Riley	
Gluba	Des Moines		

Nays, 26:

Andersen	Hill	Murray	Scott
Bergman	Hultman	Plymat	Shaff
Briles	Kelly	Potter	Shaw
Burroughs	Lamborn	Priebe	Taylor
Curtis	Miller of	Rabedeaux	Van Gilst
DeKoster	Marshall	Schwengels	Winkelman
Griffin	Milligan	Schwieger	

Absent or not voting, 4:

Hansen McCartney Ramsey Schaben

Division S—2511A of the amendment lost.

Action on amendment S—2511 was temporarily deferred.

Senator Doderer offered amendment S—2519 and moved its adoption:

S—2519

- 1 Amend Senate File 1284 as follows:
- 2 1. Page 3, by striking lines 6 through 22.
- 3 2. Page 3, by renumbering the remaining
- 4 section.

Amendment S—2519 was adopted.

The Senate resumed consideration of amendment S—2511.

Senator Willits withdrew division S—2511B of the amendment.

President Neu took the chair at 3:16 p.m.

CALL OF THE SENATE

The Chair announced the following Call of the Senate had been filed at the desk and directed the Secretary to call the roll:

MR. PRESIDENT: Pursuant to Rule 19 of the Rules of the Senate of the Sixty-fifth General Assembly, we, the undersigned, do hereby request a Call of the Senate on Senate File 1284 and all amendments and motions thereto.

GENE W. GLENN
MICHAEL BLOUIN
WILLIAM D. PALMER
KARL NOLIN
JAMES V. GALLAGHER
NORMAN RODGERS
CHARLES P. MILLER
EARL M. WILLITS
KENNETH D. SCOTT
JOAN ORR

Roll call revealed all members present with the exception of Senators Hansen, McCartney and Schaben.

Senator Lamborn announced Senators Hansen and McCartney had already been excused for the day.

The Chair directed the sergeant-at-arms to locate Senator Schaben.

Senator Blouin asked and received unanimous consent that the Call of the Senate be lifted.

Senator Willits moved the adoption of division S—2511C of the amendment.

Roll call was requested.

On the question "Shall division S—2511C of the amendment be adopted?" (S.F. 1284) the vote was:

Rule 24 was invoked.

Ayes, 23:

Blouin	Hill	Nolin	Rodgers
Coleman	Junkins	Nystrom	Scott
Doderer	Kennedy	Orr	Tieden
Gallagher	Kinley	Palmer	Van Gilst
Glenn	Miller of	Priebe	Willits
Gluba	Des Moines	Robinson	
Heying			

Nays, 23:

Andersen	Griffin	Milligan	Schwengels
Bergman	Hultman	Murray	Schwieger
Briles	Kelly	Plymat	Shaff
Burroughs	Lamborn	Potter	Shaw
Curtis	Miller of	Rabedeaux	Taylor
DeKoster	Marshall	Ramsey	Winkelman

Absent or not voting, 4:

Hansen	McCartney	Riley	Schaben
--------	-----------	-------	---------

Division S—2511C of the amendment lost.

Senator Scott offered amendment S—2516 by Senators Scott, et al.:

S—2516

- 1 Amend Senate File 1284 as follows:
- 2 1. Page 2, line 12, strike the figure "\$7,200,000"
- 3 and insert in lieu thereof the figure "\$8,500,000".
- 4 2. Page 2, strike lines 13 through 35, and page 3,
- 5 strike lines 1 through 5 and insert in lieu thereof
- 6 the following:
- 7 Sec. 2. The salary schedule of the merit system
- 8 and the executive council exempt pay plan, provided
- 9 for in section nineteen A point nine (19A.9), subsection
- 10 two (2), of the Code, in effect June 30, 1974,
- 11 shall be adjusted as follows:
- 12 Salaried positions of eight thousand dollars or
- 13 less shall be increased by ten percent rounded to
- 14 the nearest dollar amount divisible by twenty-four,
- 15 and all salaried positions over eight thousand dollars
- 16 shall be increased by eight hundred sixteen dollars.
- 17 Salaries for other exempt positions pursuant to
- 18 chapter nineteen A (19A) of the Code not included in
- 19 the executive council exempt pay plan but which are

20 included in the state comptroller's central payroll
21 system shall be adjusted in the same manner as pro-
22 vided in this section except:

23 1. The salaries and wages of positions under the
24 jurisdiction of the state board of regents shall not
25 be increased pursuant to this Act.

Page 2

1 2. The salaries and wages of positions enumerated
2 in the Acts of the Sixty-fifth General Assembly, 1973
3 Session, chapter one (1), shall not be increased
4 pursuant to this Act.

5 3. The salaries and wages of positions enumerated
6 in the Acts of the Sixty-fifth General Assembly, 1973
7 Session, chapter two hundred eighty-three (283), sec-
8 tion three (3), and district associate judges and full-
9 time and part-time magistrates shall not be increased
10 pursuant to this Act.

11 4. The salaries and wages of positions for which
12 funds are appropriated from the primary road fund
13 shall not be increased pursuant to this Act.

14 5. The salaries and wages of the members of the
15 general assembly.

16 6. Members of boards and commissions established
17 by law.

18 7. All summer employment appointments during the
19 period May 15 through September 15, 1974.

20 Sec. 3. If the general assembly has established
21 a revolving, trust or special fund and has provided
22 for an operating budget to be made from such a fund,
23 a supplemental authorization is provided by this Act
24 for the expenditure of moneys from such funds to
25 provide a cost of living increase in the same manner

Page 3

1 as provided in this Act for employees whose salaries
2 and wages are paid from such funds.

3 3. Page 3, strike lines 23 through 25 and by adding
4 after line 25 the following:

5 Sec. It is the intent of the general assembly
6 in approving this Act:

7 1. That all state employees earning a state salary
8 of eight thousand dollars or less annually and subject
9 to this Act shall receive a ten percent increase of the
10 salary in effect on June 30, 1974 rounded to the
11 nearest dollar divisible by twenty-four in annual
12 salary on July 1, 1974, which increase shall represent
13 a cost of living adjustment to the salary they would
14 normally have been entitled to receive on July 1,
15 1974.

16 2. That all state employees earning an annual
17 salary of over eight thousand dollars and subject to
18 this Act shall receive an eight hundred sixteen dol-
19 lar annual salary increase, which increase shall
20 represent a cost of living adjustment to the salary

21 they would normally have been entitled to receive
22 on July 1, 1974.

23 3. That state employees whose salaries are
24 specifically established by law are not subject to
25 this Act.

Page 4

1 4. That employees of the board of regents are not
2 subject to the provisions of this Act.

3 5. That employees whose salaries and wages are
4 paid from funds appropriated from the primary road
5 fund are not subject to this Act, but such employees
6 shall be subject to other legislation to be acted upon
7 by the Sixty-fifth General Assembly, 1974 Session.

8 6. That employees whose salaries are paid from
9 revolving, trust, or special funds shall receive the
10 same adjustments as other employees entitled to
11 adjustments under this Act.

12 7. That a clerical error in the Acts of the Sixty-
13 fifth General Assembly, 1973 Session, chapter twelve
14 (12), section one (1), unnumbered paragraph two (2),
15 is corrected by section four (4) of this Act to pro-
16 vide for a five million dollar appropriation to the
17 salary adjustment fund for the fiscal year commencing
18 July 1, 1974.

19 4. Renumber sections and correct internal refer-
20 ences in accordance with this amendment.

Senator Scott offered amendment S—2521 to amendment S—2516 and moved its adoption:

S—2521

1 Amend the Scott, et al., amendment S—2516 to Senate

2 File 1284, as follows:

3 1. Page 4, by striking lines 12 through 18.

Amendment S—2521 to amendment S—2516 was adopted.

Senator Scott offered amendment S—2522 to amendment S—2516 and moved its adoption:

S—2522

1 Amend the Scott, et al., amendment S—2516 to Senate

2 File 1284, as follows:

3 1. Page 3, line 3 by striking the words "strike

4 lines 23 through 25 and".

Amendment S—2522 to amendment S—2516 was adopted.

Senator Scott moved the adoption of amendment S—2516 as amended.

Roll call was requested.

On the question "Shall amendment S—2516 as amended be adopted?" (S.F. 1284) the vote was:

Ayes, 12:

Blouin	Heying	Nystrom	Scott
Briles	Kennedy	Priebe	Tieden
Coleman	Nolin	Rodgers	Willits

Nays, 35:

Andersen	Hill	Milligan	Robinson
Bergman	Hultman	Murray	Schwengels
Burroughs	Junkins	Orr	Schwieger
Curtis	Kelly	Palmer	Shaff
DeKoster	Kinley	Plymat	Shaw
Doderer	Lamborn	Potter	Taylor
Gallagher	Miller of	Rabedeaux	Van Gilst
Glenn	Des Moines	Ramsey	Winkelman
Gluba	Miller of	Riley	
Griffin	Marshall		

Absent or not voting, 3:

Hansen	McCartney	Schaben
--------	-----------	---------

Amendment S—2516 as amended lost.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1284) the vote was:

Ayes, 47:

Andersen	Heying	Milligan	Robinson
Bergman	Hill	Murray	Rodgers
Blouin	Hultman	Nolin	Schwengels
Briles	Junkins	Nystrom	Schwieger
Burroughs	Kelly	Orr	Scott
Coleman	Kennedy	Palmer	Shaff
Curtis	Kinley	Plymat	Shaw
DeKoster	Lamborn	Potter	Taylor
Doderer	Miller of	Priebe	Tieden
Gallagher	Des Moines	Rabedeaux	Van Gilst
Glenn	Miller of	Ramsey	Willits
Gluba	Marshall	Riley	Winkelman
Griffin			

Nays, none.

Absent or not voting, 3:

Hansen	McCartney	Schaben
--------	-----------	---------

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

Senate File 1283

On motion of Senator Shaw, Senate File 1283, a bill for an act relating to the salary rate of the state geologist, was taken up for consideration.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1283) the vote was:

Ayes, 32:

Andersen	Hill	Murray	Riley
Bergman	Hultman	Nolin	Schwengels
Briles	Kelly	Nystrom	Schwieger
Burroughs	Lamborn	Palmer	Shaff
Coleman	Miller of	Plymat	Shaw
Curtis	Des Moines	Potter	Van Gilst
DeKoster	Miller of	Rabedeaux	Willits
Gallagher	Marshall	Ramsey	Winkelman
Glenn	Milligan		

Nays, 12:

Blouin	Junkins	Orr	Scott
Gluba	Kennedy	Priebe	Taylor
Heying	Kinley	Rodgers	Tieden

Absent or not voting, 6:

Doderer	Hansen	Robinson	Schaben
Griffin	McCartney		

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

Senate File 1286

On motion of Senator Winkelman, Senate File 1286, a bill for an act amending the appropriated funds to the Iowa state commerce commission, was taken up for consideration.

Senator Griffin took the chair at 4:25 p.m.

Senator Winkelman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1286) the vote was:

Ayes, 41:

Andersen	Gluba	Nolin	Rodgers
Bergman	Griffin	Nystrom	Schwengels
Blouin	Heying	Orr	Schwieger
Briles	Hill	Palmer	Scott
Burroughs	Hultman	Plymat	Shaff
Coleman	Kinley	Potter	Taylor
Curtis	Lamborn	Priebe	Tieden
DeKoster	Miller of	Rabedeaux	Van Gilst
Doderer	Marshall	Ramsey	Willits
Gallagher	Milligan	Riley	Winkelman
Glenn	Murray		

Nays, 4:

Junkins	Kelly	Kennedy	Miller of Des Moines
---------	-------	---------	-------------------------

Absent or not voting, 5:

Hansen	Robinson	Schaben	Shaw
McCartney			

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

Senate File 1289

On motion of Senator Riley, Senate File 1289, a bill for an act increasing the salary of the director of the educational radio and television facility board, was taken up for consideration.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1289) the vote was:

Ayes, 41:

Andersen	Griffin	Miller of	Ramsey
Bergman	Heying	Marshall	Riley
Blouin	Hill	Milligan	Rodgers
Briles	Hultman	Murray	Schwengels
Burroughs	Junkins	Nolin	Schwieger
Coleman	Kelly	Nystrom	Shaff
Curtis	Kinley	Orr	Shaw
DeKoster	Lamborn	Palmer	Taylor
Doderer	Miller of	Plymat	Van Gilst
Glenn	Des Moines	Potter	Willits
Gluba		Rabedeaux	Winkelman

Nays, 3:

Kennedy	Priebe	Scott
---------	--------	-------

Absent or not voting, 6:

Gallagher	McCartney	Schaben	Tieden
Hansen	Robinson		

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

Senate File 1301

On motion of Senator Riley, Senate File 1301, a bill for an act to appropriate from the general fund of the state to the state comptroller for restoration of the old capitol building in Iowa City, Iowa, was taken up for consideration.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1301) the vote was:

Ayes, 42:

Andersen	Griffin	Milligan	Rodgers
Bergman	Heying	Murray	Schwengels
Blouin	Hill	Nystrom	Schwieger
Briles	Hultman	Orr	Scott
Burroughs	Junkins	Palmer	Shaff
Coleman	Kelly	Plymat	Shaw
Curtis	Lamborn	Potter	Taylor
DeKoster	Miller of	Priebe	Van Gilst
Doderer	Des Moines	Rabedeaux	Willits
Gallagher	Miller of	Ramsey	Winkelman
Glenn	Marshall	Riley	
Gluba			

Nays, 1:

Kennedy

Absent or not voting, 7:

Hansen	McCartney	Robinson	Tieden
Kinley	Nolin	Schaben	

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

UNFINISHED BUSINESS

House File 550

On motion of Senator Riley, House File 550, a bill for an act to provide standards for the care of animals in animal shelters, pounds, and pet shops, and to regulate dealers, animal wardens, boarding kennels, commercial kennels, hobby kennels, public auctions, and commercial breeders, and provide penalties for violations, was taken up for further consideration.

The Senate resumed consideration of division S—2260B of the Ramsey-Briles amendment to amendment S—2171 pending on March 18, 1974.

Senator Ramsey moved the adoption of division S—2260B of the amendment to amendment S—2171.

Roll call was requested.

On the question "Shall division S—2260B of the amendment to amendment S—2171 be adopted?" (H.F. 550) the vote was:

Ayes, 18:

Bergman	Griffin	Plymat	Taylor
Briles	Hill	Ramsey	Tieden
Burroughs	Junkins	Riley	Van Gilst
DeKoster	Lamborn	Shaw	Winkelman
Glenn	Nystrom		

Nays, 24:

Andersen	Hultman	Murray	Rabedeaux
Blouin	Kelly	Nolin	Rodgers
Curtis	Kennedy	Orr	Schwengels
Doderer	Kinley	Palmer	Scott
Gallagher	Miller of	Potter	Shaff
Gluba	Des Moines	Priebe	Willits
Heying			

Absent or not voting, 8:

Coleman	Miller of	Milligan	Schaben
Hansen	Marshall	Robinson	Schwieger
McCartney			

Division S—2260B of the amendment to amendment S—2171 lost.

Senator Ramsey offered amendment S—2503 filed by him to amendment S—2171 and moved its adoption:

S—2503

- 1 Amend the committee on agriculture amendment,
- 2 S—2171, to House File 550, as amended, passed, and
- 3 reprinted by the House, as follows:
- 4 1. Line 7, by striking the word "fifteen" and
- 5 inserting in lieu thereof the word "ten".
- 6 2. By inserting after line 8 the following amend-
- 7 ment:
- 8 Page 4, line 10, by inserting after the
- 9 word "breeder" the words "or dealer".
- 10 3. By renumbering amendments as necessary.

Amendment S—2503 to amendment S—2171 lost.

On motion of Senator Tieden, amendment S—2171 as amended was adopted.

Senator Ramsey offered amendment S—2256 filed by Senators Ramsey, Tieden and Van Gilst and moved its adoption:

S—2256

- 1 Amend House File 550, as amended, passed, and re-
- 2 printed by the House, as follows:
- 3 1. Page 8, lines 20 and 21, by striking the words
- 4 "or the certificate".
- 5 2. Page 8, line 24, by inserting after the period
- 6 the following: "The certificate may be renewed upon
- 7 application and payment of the prescribed fee in the
- 8 manner provided by the secretary."
- 9 3. Page 9, line 11, by striking the words "or the
- 10 certificate".
- 11 4. Page 9, line 14, by inserting after the period
- 12 the following: "The certificate may be renewed upon
- 13 application and payment of the prescribed fee in the
- 14 manner provided by the secretary."
- 15 5. Page 10, line 2, by striking the words "or the
- 16 certificate".

17 6. Page 10, line 5, by inserting after the period the
18 following: "The certificate may be renewed upon applica-
19 tion and payment of the prescribed fee in the manner pro-
20 vided by the secretary."

21 7. Page 11, by striking lines 1 through 8 and in-
22 serting in lieu thereof the following:

23 Sec. 11. *NEW SECTION. EXCEPTIONS.*

24 1. Any dealer or commercial breeder and any person
25 who operates a commercial kennel or public auction who

Page 2

1 has obtained and is operating his business under a current
2 and valid federal license shall, upon payment of the
3 prescribed fee, be forwarded a certificate of registra-
4 tion by the secretary.

5 2. The certificate of registration may be denied or
6 revoked if the person no longer possesses a current and
7 valid federal license. Other than obtaining the certifi-
8 cate of registration from the secretary, any dealer or
9 commercial breeder and any person who operates a commercial
10 kennel or public auction shall not be subject to further
11 regulation under the provisions of this Act.

12 3. Any person who possesses a current and valid federal
13 license may, in lieu of obtaining a certificate of registra-
14 tion, make application for a state license as provided
15 in this Act. If properly qualified, and upon payment of
16 the prescribed fee, a license shall be issued under the
17 provisions of this Act.

Division was called for.

Amendment S—2256 was adopted.

Senator Ramsey offered amendment S—2262:

S—2262

1 Amend House File 550, as amended, passed, and re-
2 printed by the House, as follows:

3 1. Page 12, by striking line 8.

4 2. Page 12, line 9, by striking the words "separate
5 offense".

6 3. Page 12, line 19, by striking the words ". Such
7 animals" and inserting in lieu thereof the words ", and
8 any animals in the defendant's custody or possession".

9 4. Page 14, line 10, by striking the words ", except
10 that, if" and inserting in lieu thereof a period.

11 5. Page 14, by striking lines 11 through 16.
12 inclusive.

Action on amendment S—2262 was temporarily deferred.

Senator Gluba moved to reconsider the vote by which amend-
ment S—2171 as amended was adopted by the Senate.

The motion prevailed.

Senator Gluba moved to reconsider the vote by which division

S—2260B of the amendment to amendment S—2171 failed to be adopted by the Senate.

Roll call was requested.

On the question “Shall the motion to reconsider division S—2260B of the amendment to amendment S—2171 be adopted?” (H.F. 550) the vote was:

Ayes, 25:

Andersen	Hill	Murray	Riley
Briles	Hultman	Nolin	Schwieger
Burroughs	Junkins	Plymat	Shaw
Curtis	Kinley	Potter	Tieden
DeKoster	Lamborn	Rabedeaux	Van Gilst
Gallagher	Milligan	Ramsey	Winkelman
Gluba			

Nays, 16:

Bergman	Griffin	Orr	Schwengels
Blouin	Heying	Palmer	Scott
Doderer	Kelly	Priebe	Shaff
Glenn	Kennedy	Rodgers	Willits

Voting present, 2:

Coleman	Miller of Des Moines
---------	-------------------------

Absent or not voting, 7:

Hansen	Miller of	Nystrom	Schaben
McCartney	Marshall	Robinson	Taylor

The motion prevailed, and division S—2260B of the amendment to amendment S—2171 was taken up for reconsideration.

Senator Ramsey moved the adoption of division S—2260B of the amendment to amendment S—2171.

Roll call was requested.

On the question “Shall division S—2260B of the amendment to amendment S—2171 be adopted?” (H.F. 550) the vote was:

Ayes, 25:

Andersen	Griffin	Miller of	Ramsey
Briles	Hill	Des Moines	Riley
Burroughs	Hultman	Milligan	Shaw
Coleman	Junkins	Murray	Tieden
Curtis	Kinley	Nolin	Van Gilst
DeKoster	Lamborn	Plymat	Winkelman
Gluba		Potter	

Nays, 17:

Bergman	Heying	Priebe	Schwieger
Blouin	Kelly	Rabedeaux	Scott
Doderer	Orr	Rodgers	Shaff
Gallagher	Palmer	Schwengels	Willits
Glenn			

Absent or not voting, 8:

Hansen
Kennedy
McCartney

Miller of
Marshall

Nystrom
Robinson

Schaben
Taylor

Division S—2260B of the amendment to amendment S—2171 was adopted.

Senator Kelly moved to reconsider the vote by which division S—2260D of the amendment to amendment S—2171 was adopted by the Senate.

The motion prevailed and division S—2260D of the amendment to amendment S—2171 was taken up for reconsideration.

Senator Ramsey moved the adoption of division S—2260D of the amendment to amendment S—2171.

Division was called for.

Division S—2260D of the amendment to amendment S—2171 lost.

On motion of Senator Tieden, amendment S—2171 as amended was adopted.

Senator Ramsey withdrew amendment S—2262 previously deferred.

Senator Ramsey withdrew amendment S—2263 filed February 27, 1974, and found on pages 567 and 568 of the Senate Journal.

Senator Doderer withdrew amendment S—2509 filed March 18, 1974, and found on pages 863 and 864 of the Senate Journal.

Senator Doderer offered amendment S—2510 filed by her and moved its adoption:

S—2510

- 1 Amend House File 550 as amended, passed and
- 2 reprinted by the House as follows:
- 3 1. Page 12, lines 10 and 11 by striking the words
- 4 "or imprisoned in the county jail not more than
- 5 thirty days".
- 6 2. Page 12, lines 18 and 19, by striking the
- 7 words "or imprisoned in the county jail not more
- 8 than thirty days".
- 9 3. Page 13, lines 18 and 19, by striking the words
- 10 "or imprisoned in the county jail not more than
- 11 thirty days".

Amendment S—2510 lost.

Senator Doderer offered amendment S—2515 and called for a division of the amendment as follows:

S—2515

Division S—2515A

1 Amend House File 550, as amended, passed and re-
2 printed by the House, as follows:

3 1. Page 12, by inserting after line 27 the follow-
4 ing:

5 Sec. *NEW SECTION. RIGHTS AND REMEDIES. A*
6 dealer, as defined in section two (2), subsection
7 eleven (11) of this Act, who sells a diseased animal
8 shall, upon notice from the purchaser within thirty
9 days of the purchase, make a full and complete refund
10 of the purchase price to the purchaser. The purchaser
11 shall, upon demand of the dealer, return the diseased
12 animal, if living, to the dealer; provided, however,
13 that return of the diseased animal shall not be made
14 if the return would subject other animals or humans to
15 the disease. The purchaser shall also, upon demand of
16 the dealer, submit a veterinarian's statement that the
17 animal is diseased, and was diseased on the date of
18 purchase.

Division S—2515B

19 Any dealer violating the provisions of this section
20 shall be guilty of a misdemeanor and, upon conviction,
21 be subject to a fine not exceeding one hundred dol-
22 lars. Any purchaser violating the provisions of this
23 section shall be guilty of a misdemeanor and, upon
24 conviction, be subject to a fine not exceeding
25 fifty dollars.

Page 2

Division S—2515A (cont'd)

1 2. By renumbering sections to conform to this
2 amendment.

Senator Doderer moved the adoption of division S—2515A of the amendment.

Division was called for.

Division S—2515A of the amendment lost.

President Neu took the chair at 6:45 p.m.

Senator Doderer withdrew division S—2515B of the amend-
ment.

Senator Doderer offered amendment S—2525:

S—2525

1 Amend House File 550, as amended, passed, and re-
2 printed by the House, page 12, by adding the
3 following paragraph after line 27:

4 "It shall be unlawful for a dealer, as defined
5 in section two (2), subsection eleven (11) of this
6 Act, to ship a diseased animal. A dealer violating
7 the provisions of this paragraph shall be subject to
8 a fine not exceeding one hundred dollars. Each

9 diseased animal shipped in violation of this para-
10 graph shall constitute a separate offense."

Senator Doderer offered amendment S—2526 to amendment S—2525 by Senators Doderer and Riley and moved its adoption:

S—2526

- 1 Amend the Doderer amendment S—2525, to House File
- 2 550, as amended, passed and reprinted by the House,
- 3 as follows:
- 4 1. Line 6, by inserting before the word "ship" the
- 5 word "knowingly".

Amendment S—2526 to amendment S—2525 was adopted.

On motion of Senator Doderer, amendment S—2525 as amended was adopted.

Senator Willits withdrew amendment S—2222 filed February 21, 1974, and found on page 473 of the Senate Journal.

Senator Willits offered amendment S—2498 filed by him and moved its adoption:

S—2498

- 1 Amend House File 550 as amended, passed and
- 2 reprinted by the House as follows:
- 3 1. Page 14, line 4, by inserting after the word
- 4 "shall" the word "not".
- 5 2. Page 14, line 12, by striking the words
- 6 "the primary purpose of".

Amendment S—2498 was adopted.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 550) the vote was:

Ayes, 36:

Andersen	Glenn	Milligan	Schaben
Bergman	Gluba	Murray	Schwengels
Blouin	Griffin	Orr	Schwieger
Briles	Heying	Palmer	Scott
Burroughs	Hultman	Potter	Shaw
Coleman	Kelly	Priebe	Tieden
Curtis	Kennedy	Rabedeaux	Van Gilst
Doderer	Kinley	Ramsey	Willits
Gallagher	Lamborn	Riley	Winkelman

Nays, 5:

DeKoster	Junkins	Miller of	Nolin
Hill		Des Moines	

Absent or not voting, 9:

Hansen	Miller of	Plymat	Shaff
McCartney	Marshall	Robinson	Taylor
	Nystrom	Rodgers	

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

WITHDRAWN

Senator Riley asked and received unanimous consent that **Senate File 190** be **withdrawn** from further consideration of the Senate.

INTRODUCTION OF BILLS

Senate File 1311, by committee on agriculture (committee on agriculture), a bill for an act relating to the use and application of pesticides and providing penalties for violations.

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

Senate File 1312, by committee on natural resources, a bill for an act relating to the department of environmental quality and its authority regarding public water supplies, making an appropriation, and providing penalties for violations.

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

Senate File 1313, by Senator Ramsey, a bill for an act to require candidates and public officials to file financial statements and providing a penalty for violations.

Read first time and **passed on file**.

Senate File 1314, by committee on judiciary, a bill for an act to define certain additional substances as controlled substances under chapter two hundred four (204) of the Code.

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

Senate File 1315, by committee on judiciary, a bill for an act amending the Uniform Commercial Code and making coordinating amendments relating to security interests, securities depositories, sales contracts, rights of buyers, warranties, commercial paper, bank deposits and collections, letters of credit, and warehouseman's liens, establishing effective dates and transition provisions, and imposing a penalty.

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

SPECIAL ORDER

Senator Lamborn asked and received unanimous consent that **Senate File 1315** be made a **special order** of business for Wednesday, March 27, 1974, at 9:00 a.m.

REPORT OF INVESTIGATING COMMITTEE

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mr. Robert G. Koons of Clinton, Clinton County, Iowa, for an appointment as a member of the State Board of Public Instruction under the provisions of Sections 257.1, 257.2, and 257.3, 1973 Code of Iowa, for the regular six-year term ending January 2, 1980, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

ROGER J. SHAFF, Chairman
IRVIN L. BERGMAN
JOAN ORR

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

S. F. 1309 Appropriations

H. F. 1396 County government

EXPLANATION OF VOTE

MR. PRESIDENT: I voted against Senator Glenn's motion to suspend the rules and place Senate File 1016 on the Senate calendar for the reason that suspending the rules establishes a precedent which would encourage similar efforts by other Senators on other bills now in committee. Our Senate calendar carries seven pages of bills on the calendar awaiting Senate action. There are approximately 1,000 other bills in committee. If the Senate suspended the rules on Senator Glenn's motion, we would undoubtedly spend days of debate hereafter on similar efforts by other Senators. There are a number of bills that I would like to see on the Senate calendar which have not yet received committee action. The proper procedure to follow is to utilize rather than suspend the rules. The rules provide for a discharge petition when a majority of the Senate wishes action on a bill which is not receiving committee approval. I circulated such a discharge petition on the collective bargaining bill in a previous session, obtained the necessary signatures, and without even having to file same, provided psychological impetus to get the collective bargaining bill on the Senate calendar. In the case of Senate File 1016, I might well have signed a discharge petition after having an opportunity to study the matter, vis-a-vis having to reach a decision on short notice and in contravention of Senate rules.

TOM RILEY

REPORT OF COMMITTEE

Senator Riley submitted the following report:

MR. PRESIDENT: Your committee on judiciary to which was referred House File 125, a bill for an act relating to providing standard uniforms for county sheriffs and their deputies, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2514

- 1 Amend Senate File 1235 as follows:
- 2 1. Page 10, line 3, by striking the word "penalty"
- 3 and inserting in lieu thereof the word "delinquency".

DALE L. TIEDEN

S—2520

- 1 Amend Senate File 1264 as follows:
- 2 1. Page 162, by inserting the following section
- 3 after line 17:
- 4 Sec. Section five hundred fifty-four
- 5 point nine thousand four hundred four (554.9404),
- 6 subsection one (1), Code 1973, is amended to read
- 7 as follows:
- 8 1. Whenever there is no outstanding secured ob-
- 9 ligation and no commitment to make advances, incur
- 10 obligations or otherwise give value, the secured party
- 11 must [on written demand by the debtor] send the debtor
- 12 a statement that he no longer claims a security in-
- 13 terest under the financing statement, which shall be
- 14 identified by file number. A termination statement
- 15 signed by a person other than the secured party of
- 16 record must include or be accompanied by the assign-
- 17 ment or a statement by the secured party of record
- 18 that he has assigned the security interest to the
- 19 signer of the termination statement. The uniform fee
- 20 for filing and indexing such an assignment or state-
- 21 ment on a form conforming to standards prescribed by
- 22 the secretary of state shall be one dollar and fifty
- 23 cents, or if the assignment or statement thereof
- 24 otherwise conforms to the requirements of this sec-
- 25 tion, two dollars and fifty cents. If the affected

Page 2

- 1 secured party fails to send a termination statement
- 2 within ten days after [proper demand therefor] *the date*
- 3 *on which there is no outstanding secured obligation*
- 4 *and no commitment to make advances, incur obligations*
- 5 *or otherwise give value* he shall be liable to the
- 6 debtor for [one] *five* hundred dollars, and in addition
- 7 for any loss caused to the debtor by such failure.

- 8 2. By renumbering the remaining sections to conform
9 with this amendment.

BASS VAN GILST

S—2524

1 Amend the Shaw, et al., amendment S—2333 to
2 Senate File 1264 as follows:

3 1. Page 1, by striking lines 6 through 9 and in-
4 serting in lieu thereof the following:

5 1. The lawful interest or finance charge which may be
6 charged, exacted or received with respect to a con-
7 sumer credit sale, including a sale pursuant to a
8 lender credit card, except motor vehicles sold under
9 section three hundred twenty-two point nineteen
10 (322.19) of the Code, shall not exceed eighteen per-
11 cent per year, calculated according to the actuarial
12 method, on the first three hundred dollars of the un-
13 paid balance of the principal of the account or
14 amount financed, or fifteen percent when same is in
15 excess of three hundred dollars, provided, however:

16 Any person, or his successor in interest in any
17 business, who has charged, exacted or received interest
18 or finance charges for the sale of personal property
19 in this state, except motor vehicles under the
20 aforesaid section, in excess of nine percent per year
21 calculated according to the actuarial method, during
22 any time period prior to the effective date of this
23 Act, shall not charge, exact or receive interest or
24 finance charges in excess of twelve percent per year
25 calculated according to the actuarial method, for a

Page 2

1 time equal to the period during which such was exacted
2 or received. If any substantial evidence is presented
3 to the administrator that any such person, or his
4 successors in interest in any business, has charged,
5 exacted or received such excessive interest or finance
6 charge, the burden shall shift to said person or his
7 successor to show the period of time during which he
8 charged, exacted or received such finance charge or
9 interest, and the time he received an amount equal to
10 or less than nine percent, facts the administrator
11 shall determine. Any decision of the administrator
12 regarding said time period may be the subject of
13 certiorari under Division fourteen (XIV), Iowa Rules
14 of Civil Procedure.

15 In the event that any finance charge or interest
16 provision of this Act is unconstitutional, the in-
17 terest or finance charge shall remain at nine percent per
18 year for the sale of any personal property in Iowa,
19 motor vehicles under section three hundred twenty-two
20 point nineteen (322.19) of the Code, excepted. Any
21 person violating any provision of this Act, in addi-
22 tion to any other penalties herein exacted, must credit
23 the purchaser's account with all interest received on

24 said account, and in the event the principal of that
25 account has been paid in full, or a credit balance

Page 3

1 remains after crediting said interest or finance
2 charge, he must refund all of said balance of interest
3 or finance charge to the purchaser, his heirs,
4 executors or assigns.

5 2. Page 1, by striking lines 12 and 13 and in-
6 serting in lieu thereof the following:

7 "may not exceed an amount which is equal to one-
8 twelfth of the applicable rate specified in subsec-
9 tion one (1) of this section multiplied by the
10 maximum amount pursuant".

11 3. Page 2, by striking lines 21 and 22, and in-
12 serting in lieu thereof the following:

13 "may not exceed an amount which is equal to one-
14 twelfth of the applicable rate specified in section
15 two point two hundred two (2.202) of this Act multi-
16 plied by the maximum amount pursuant".

WILLIAM E. GLUBA
GEORGE R. KINLEY
NORMAN RODGERS

S—2523

1 Amend Senate File 1306, page 3, by striking lines
2 2 through 6 and inserting in lieu thereof the
3 following:

4 Sec. This Act, being deemed of immediate
5 importance, shall take effect and be in force from
6 and after its publication in The Marion Sentinel,
7 a newspaper published in Marion, Iowa, and in the
8 Oskaloosa Daily Herald, a newspaper published in
9 Oskaloosa, Iowa.

RALPH W. POTTER
BASS VAN GILST

S—2518

1 Amend House File 215 as follows:

2 1. Page 1, line 8, by striking the words "of any
3 pipe sold or offered for sale in this state for" and
4 inserting in lieu thereof the words "or any person
5 who sells or offers for sale any pipe for".

6 2. Page 1, line 13, after the word "manufacturer"
7 insert the words "or other person".

ELIZABETH R. MILLER

S—2513

1 Amend House File 299, as amended and passed by
2 the House, line 9, by striking the word
3 "nutrition,".

MINNETTE DODERER
JAMES E. BRILES
JAMES V. GALLAGHER
DALE L. TIEDEN

S—2512

- 1 Amend the Hill amendment S—2406 filed March 12
- 2 to House File 299, page 1, by striking lines 16
- 3 through 19 and relettering the remaining paragraph.

MINNETTE DODERER

S—2517

- 1 Amend House File 306, as amended and passed by the
- 2 House, page 2, line 8, by striking the period and
- 3 inserting in lieu thereof the following: “, provided
- 4 that a record system other than an index book system
- 5 shall not be used to cover transactions occurring
- 6 subsequent to 1940.”

CLIFTON C. LAMBORN

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Wednesday, March 20, 1974.

JOURNAL OF THE SENATE

SIXTY-SIXTH DAY

SENATE CHAMBER
DES MOINES, IOWA, WEDNESDAY, MARCH 20, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Richard Hogan, pastor of the First Christian Church, Council Bluffs, Iowa.

The Journal of Tuesday, March 19, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Warne Ramsey, Bettendorf, Iowa.

PRESENTATION OF VISITORS

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

Seventy-five students from Rex Mathes School, West Des Moines, Iowa, accompanied by Mrs. Challis, Mrs. Freed, Mrs. Proctor, Mrs. LaRue and Mrs. Olson. Senator Milligan.

One hundred forty-five students from Winterset Junior-Senior High School, Winterset, Iowa, accompanied by Mr. Wilson, Mr. King, Mrs. Kauffman, Mr. Christensen, Miss Perry and Mrs. Bass. Senator Rodgers.

Seventy students from Belle Plaine High School, Belle Plaine, Iowa, accompanied by Mrs. Roberson, Mr. Nielsen and Mr. Hanson. Senator Orr.

Thirty-five students, members of Boy Scout Troop 23 and Cub Scout Pack 23, from St. Matthews School, Cedar Rapids, Iowa, accompanied by Gary Sumdell. Senator Riley.

PETITION

The following petition was presented and placed on file:

By Senator Shaw, from one hundred sixteen residents of Scott County favoring House File 1234, relating to the licensing of real estate apprentice **salesmen**.

COMMUNICATIONS FROM THE GOVERNOR

The following communications from the Governor were presented:

March 14, 1974

The Honorable Arthur A. Neu
Lieutenant Governor of Iowa
State Capitol Building
Local

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name of Mrs. Marshall R. (Jane) Beard, Cedar Falls, Black Hawk County, Iowa, for appointment as a member of the Commission on Judicial Qualifications pursuant to Chapter 285, Section 1, Acts of the Sixty-fifth General Assembly, 1973 Session, for a term which is to be determined by lot.

Sincerely,

ROBERT D. RAY
Governor

Also:

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name of Richard C. Grossman, Marshalltown, Marshall County, Iowa, for appointment as a member of the Commission on Judicial Qualifications pursuant to Chapter 285, Section 1, Acts of the Sixty-fifth General Assembly, 1973 Session, for a term which is to be determined by lot.

Sincerely,

ROBERT D. RAY
Governor

Also:

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name of Mrs. Richard L. (Doris Ann) Peick, Cedar Rapids, Linn County, Iowa, for appointment as a member of the Commission on Judicial Qualifications pursuant to Chapter 285, Section 1, Acts of the Sixty-fifth General Assembly, 1973 Session, for a term which is to be determined by lot.

Sincerely,

ROBERT D. RAY
Governor

Also:

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name of Dr. Al Cornish, O.D., Sigourney, Keokuk County, Iowa, for appointment as a member of the Commission on Judicial Qualifications pursuant to Chapter 285, Section 1, Acts of the Sixty-fifth General Assembly, 1973 Session, for a term which is to be determined by lot.

Sincerely,

ROBERT D. RAY
Governor

ANNOUNCEMENT OF INVESTIGATING COMMITTEES

President Neu, in accordance with Section 2.32, Code 1973, announced the appointment of the following Senators to investigating committees:

As members of the Commission on Judicial Qualifications, pursuant to the provisions of Chapter 285, Section 1, Acts of the Sixty-fifth General Assembly, 1973 Session, for terms to be determined by lot.

Mrs. Jane Beard, Cedar Falls, Black Hawk County, Iowa.

Senator Hansen, Chairman

Senator Tieden

Senator Doderer

Mr. Richard C. Grossman, Marshalltown, Marshall County, Iowa.

Senator Miller of Marshall, Chairman

Senator Murray

Senator Gallagher

Mrs. Doris Ann Peick, Cedar Rapids, Linn County, Iowa.

Senator Potter, Chairman

Senator Taylor

Senator Robinson

Dr. Al Cornish, Sigourney, Keokuk County, Iowa.

Senator Schwengels, Chairman

Senator Nystrom

Senator Van Gilst

CALL OF THE SENATE

The Chair announced the following Call of the Senate had been filed at the desk and directed the Secretary to call the roll:

MR. PRESIDENT: Pursuant to Rule 19 of the Rules of the Senate of the Sixty-fifth General Assembly, we, the undersigned, do hereby request a Call of the Senate on Senate File 1264 and all amendments and motions thereto.

CLIFTON C. LAMBORN
DALE L. TIEDEN
CALVIN O. HULTMAN
RALPH F. McCARTNEY
W. R. RABEDEAUX
LEONARD C. ANDERSEN
JAMES W. GRIFFIN, SR.
ELIZABETH SHAW
RICHARD R. RAMSEY
JOHN N. NYSTROM
RAY TAYLOR
LUCAS J. DeKOSTER

Roll call revealed all members present.

Senator Rodgers asked and received unanimous consent to be excused from the Call of the Senate from twelve o'clock noon until 2:00 p.m.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

Senator Lamborn asked and received unanimous consent that the Call of the Senate be lifted on **Senate File 1264**.

On motion of Senator Lamborn, the Senate recessed until 1:00 p.m.

AFTERNOON SESSION

The Senate reconvened, Senator Willits presiding.

CONSIDERATION OF BILLS

Senate File 1306

On motion of Senator Potter, Senate File 1306, a bill for an act to correlate the statute granting property tax relief to persons sixty-five years of age and older or totally disabled with the statute providing for an extended fiscal year, was taken up for consideration.

Senator Potter offered amendment S—2523 filed by Senators Potter and Van Gilst and moved its adoption:

S—2523

- 1 Amend Senate File 1306, page 3, by striking lines
- 2 2 through 6 and inserting in lieu thereof the
- 3 following:
- 4 Sec. This Act, being deemed of immediate
- 5 importance, shall take effect and be in force from
- 6 and after its publication in The Marion Sentinel,
- 7 a newspaper published in Marion, Iowa, and in the
- 8 Oskaloosa Daily Herald, a newspaper published in
- 9 Oskaloosa, Iowa.

Amendment S—2523 was adopted.

Senator Potter moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1306) the vote was:

Ayes, 42:

Andersen	Doderer	Hill	Lamborn
Bergman	Gallagher	Hultman	McCartney
Blouin	Glenn	Junkins	Miller of
Burroughs	Griffin	Kelly	Des Moines
Curtis	Hansen	Kennedy	Miller of
DeKoster	Heying	Kinley	Marshall

Murray	Priebe	Schaben	Taylor
Nolin	Rabedeaux	Schwengels	Tieden
Nystrom	Ramsey	Schwieger	Van Gilst
Orr	Riley	Scott	Willits
Potter	Robinson	Shaff	Winkelman

Nays, none.

Absent or not voting, 8:

Briles	Gluba	Palmer	Rodgers
Coleman	Milligan	Plymat	Shaw

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

House File 1028

On motion of Senator Potter, House File 1028, a bill for an act relating to implementation of the change in the dates of the fiscal year to July first through June thirtieth, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Potter offered amendment S—2493 filed by the committee on ways and means on March 15, 1974, and found on pages 842-845, inclusive, of the Senate Journal, and moved its adoption.

Amendment S—2493 was adopted.

Senator Lamborn offered amendment S—2492 by the committee on ways and means and moved its adoption:

S—2492

1 Amend House File 1028, as amended and passed by
 2 the House, page 21, by inserting after line 23 the
 3 following section:
 4 Sec. Section four hundred forty-two point
 5 three (442.3), Code 1973, as amended by Acts of the
 6 Sixty-fifth General Assembly, 1973 Session, chapter
 7 two hundred fifty-eight (258), section two (2), is
 8 amended to read as follows:
 9 442.3 STATE FOUNDATION BASE. The state founda-
 10 tion base for the school year beginning July 1, 1972,
 11 is seventy percent of the state cost per pupil. For
 12 each succeeding school year the state foundation base
 13 shall be increased by the amount of one percent of the
 14 state cost per pupil, *except for the school year be-*
 15 *ginning July 1, 1975 only when the one percent in-*
 16 *crease in the state foundation base shall not apply,*
 17 up to a maximum of eighty percent of the state cost
 18 per pupil. The district foundation base is the
 19 larger of the state foundation base or the amount per
 20 pupil which the district will receive from foundation

- 21 property tax and state school foundation aid. *The*
 22 *provisions of this section shall be effective*
 23 *December 1, 1974.*

Roll call was requested.

On the question "Shall amendment S—2492 be adopted?" (H.F. 1028) the vote was:

Rule 24 was invoked.

Ayes, 22:

Andersen	Hansen	Miller of	Rabedaux
Bergman	Hultman	Marshall	Ramsey
Burroughs	Kelly	Murray	Schwengels
Curtis	Lamborn	Nystrom	Schwieger
DeKoster	McCartney	Plymat	Shaw
Griffin		Potter	Taylor

Nays, 25:

Blouin	Hill	Orr	Scott
Coleman	Junkins	Palmer	Shaff
Doderer	Kennedy	Priebe	Tieden
Gallagher	Kinley	Riley	Van Gilst
Glenn	Miller of	Robinson	Willits
Gluba	Des Moines	Schaben	Winkelman
Heying	Nolin		

Voting present, 1:

Milligan (under Rule 24)

Absent or not voting, 2:

Briles Rodgers

Amendment S—2492 lost.

DEFERRED

Senator Potter asked and received unanimous consent that further action on **House File 1028** be **deferred** and that the bill retain its place on the calendar.

Senate File 1308

On motion of Senator Riley, Senate File 1308, a bill for an act to provide additional property tax relief for owners of mobile homes who are sixty-five years of age and older or are totally disabled, was taken up for consideration.

Senator Riley offered amendment S—2548 and moved its adoption:

S—2548

- 1 Amend Senate File 1308 as follows:
- 2 1. Page 3, line 7, by inserting after the word
- 3 "homestead" the words "or mobile home".

Amendment S—2548 was adopted.

Senator Riley offered amendment S—2547 by Senators Riley and Shaff and moved its adoption:

S—2547

- 1 Amend Senate File 1308 as follows:
- 2 1. Page 2, line 11, by striking the word “How-
- 3 ever” and inserting in lieu thereof the words
- 4 “Effective January 1, 1975”.
- 5 2. Page 3, by inserting after line 22 the follow-
- 6 ing new section:
- 7 Sec. This Act, being deemed of immediate
- 8 importance, shall take effect and be in force from
- 9 and after its publication in The Cedar Rapids
- 10 Gazette, a newspaper published in Cedar Rapids, Iowa,
- 11 and in the Clinton Herald, a newspaper published in
- 12 Clinton, Iowa.

Amendment S—2547 was adopted.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 1308) the vote was:

Ayes, 47:

Andersen	Heying	Milligan	Robinson
Bergman	Hill	Murray	Rodgers
Blouin	Hultman	Nolin	Schaben
Burroughs	Junkins	Nystrom	Schwengels
Coleman	Kelly	Orr	Scott
Curtis	Kennedy	Palmer	Shaff
DeKoster	Kinley	Plymat	Shaw
Doderer	Lamborn	Potter	Tieden
Gallagher	McCartney	Priebe	Van Gilst
Glenn	Miller of	Rabedaux	Willits
Gluba	Des Moines	Ramsey	Winkelman
Griffin	Miller of	Riley	
Hansen	Marshall		

Nays, none.

Absent or not voting, 3:

Briles	Schwieger	Taylor
--------	-----------	---------------

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

MOTION TO RECONSIDER ADOPTED

House File 416

Senator Lamborn called up the following motion to reconsider filed by him on March 12, 1974, and moved its adoption:

MR PRESIDENT: I move to reconsider the vote by which House File 416 passed the Senate on March 12, 1974.

On the question "Shall the motion to reconsider be adopted?" (H.F. 416) the vote was:

Ayes, 45:

Andersen	Hansen	Milligan	Robinson
Bergman	Hultman	Murray	Rodgers
Blouin	Junkins	Nolin	Schaben
Burroughs	Kelly	Nystrom	Schwengels
Coleman	Kennedy	Orr	Scott
Curtis	Kinley	Palmer	Shaw
DeKoster	Lamborn	Plymat	Taylor
Doderer	McCartney	Potter	Tieden
Gallagher	Miller of	Priebe	Van Gilst
Glenn	Des Moines	Rabedeaux	Willits
Gluba	Miller of	Ramsey	Winkelman
Griffin	Marshall	Riley	

Nays, 1:

Heying

Absent or not voting, 4:

Briles	Hill	Schwieger	Shaff
--------	------	-----------	-------

The motion prevailed.

Senator Lamborn moved to reconsider the vote by which House File 416 went to its last reading, which motion prevailed.

On motion of Senator Plymat, House File 416, a bill for an act relating to the internship requirements of physicians and surgeons and osteopathic physicians and surgeons, was taken up for reconsideration.

Senator Doderer offered amendment S—2457 filed by Senators Doderer, Lamborn and Burroughs and moved its adoption:

S—2457

- 1 Amend House File 416 as passed by the House as
- 2 follows:
- 3 1. Page 2, by striking lines 4 through 11, inclu-
- 4 sive, and inserting in lieu thereof the following:
- 5 "evidence that *the* applicant has completed one year
- 6 of internship *or resident training* in a hospital approved
- 7 for such training by the [state board of] medical examiners.
- 8 [No hospital shall be approved which does not provide
- 9 the internship without expense to the intern.]"
- 10 2. Page 2, line 13, by striking the word "to" and
- 11 inserting in lieu thereof the following:
- 12 "by striking the paragraph and inserting in lieu
- 13 thereof the following:
- 14 c. Present to the state department of health
- 15 satisfactory evidence that the applicant has completed
- 16 one year of internship or resident training in a

17 hospital approved for such training by the medical
 18 examiners."
 19 3. Page 2, by striking lines 14 through 29,
 20 inclusive.

Amendment S—2457 was adopted.

Senator Plymat moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 416) the vote was:

Ayes, 48:

Andersen	Heying	Milligan	Robinson
Bergman	Hill	Murray	Rodgers
Blouin	Hultman	Nolin	Schaben
Burroughs	Junkins	Nystrom	Schwengels
Coleman	Kelly	Orr	Scott
Curtis	Kennedy	Palmer	Shaff
DeKoster	Kinley	Plymat	Shaw
Doderer	Lamborn	Potter	Taylor
Gallagher	McCartney	Priebe	Tieden
Glenn	Miller of	Rabedaux	Van Gilst
Gluba	Des Moines	Ramsey	Willits
Griffin	Miller of	Riley	Winkelman
Hansen	Marshall		

Nays, none.

Absent or not voting, 2:

Briles Schwieger

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

UNFINISHED BUSINESS

Senator Lamborn asked and received unanimous consent to take up out of order House File 453.

House File 453

On motion of Senator Miller of Des Moines, House File 453, a bill for an act relating to administration of small estates, was taken up for further consideration.

Senator Riley offered amendment S—2392 filed by him and moved its adoption:

S—2392

- 1 Amend House File 453, page 3, line 26, by inserting
- 2 after the word "property" the words "of the
- 3 estate".

Amendment S—2392 was adopted.

Senator Schaben offered amendment S—2393 filed by Senator Schaben:

S—2393

- 1 Amend House File 453, page 5, by adding the following
- 2 section after line 33:
- 3 Sec. Section six hundred thirty-three
- 4 point two hundred eleven (633.211), subsections one
- 5 (1) and three (3), Code 1973, are amended to read as
- 6 follows:
- 7 1. [One-third] *One-half* in value of all the legal
- 8 or equitable estates in real property possessed by the
- 9 decedent at any time during the marriage, which have
- 10 not been sold on execution or other judicial sale, and
- 11 to which the surviving spouse has made no relinquish-
- 12 ment of his right.
- 13 3. [One-third] *One-half* of all other personal
- 14 property of the decedent which is not necessary for
- 15 the payment of debts and charges.

Senator DeKoster raised the point of order that amendment S—2393 was not germane to the bill.

The Chair ruled the point well taken and amendment S—2393 out of order.

Senator Miller of Des Moines moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 453) the vote was:

Ayes, 47:

Andersen	Hill	Milligan	Robinson
Bergman	Hultman	Murray	Rodgers
Blouin	Junkins	Nolin	Schaben
Burroughs	Kelly	Nystrom	Schwengels
Curtis	Kennedy	Orr	Scott
DeKoster	Kinley	Palmer	Shaff
Doderer	Lamborn	Plymat	Shaw
Gallagher	McCartney	Potter	Taylor
Glenn	Miller of	Priebe	Tieden
Gluba	Des Moines	Rabedeaux	Van Gilst
Griffin	Miller of	Ramsey	Willits
Hansen	Marshall	Riley	Winkelman
Heying			

Nays, none.

Absent or not voting, 3:

Briles	Coleman	Schwieger
--------	---------	-----------

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

WITHDRAWN

Senator Miller of Des Moines asked and received unanimous consent that **Senate File 365** be **withdrawn** from further consideration of the Senate.

UNFINISHED BUSINESS

House File 4

On motion of Senator Kennedy, House File 4, a bill for an act relating to qualifications of civil service employees, was taken up for further consideration.

Senator Kennedy offered amendment S—2259 by the committee on judiciary:

S—2259

- 1 Amend House File 4, as amended and passed by the
- 2 House, by striking lines 5 through 10 and inserting
- 3 in lieu thereof the following: "subsection
- 4 seven (7)."

Senator Murray offered amendment S—2395 to amendment S—2259 filed by him:

S—2395

- 1 Amend the committee on judiciary amendment
- 2 S—2259 to House File 4, as amended and passed by
- 3 the House, by striking the words "subsection seven
- 4 (7)" in lines 3 and 4, and inserting in lieu thereof:
- 5 "subsections five (5), six (6) and seven (7)."

Senator Kennedy raised the point of order that amendment S—2395 to amendment S—2259 was not germane to the bill.

The Chair ruled the point well taken and amendment S—2395 to amendment S—2259 out of order.

Senator Kennedy moved the adoption of amendment S—2259.

Roll call was requested.

On the question "Shall amendment S—2259 be adopted?" (H.F. 4) the vote was:

Ayes, 33:

Bergman	Gluba	Murray	Robinson
Blouin	Griffin	Nolin	Rodgers
Briles	Hansen	Orr	Schaben
Burroughs	Heying	Palmer	Scott
Curtis	Kennedy	Plymat	Shaff
DeKoster	Kinley	Rabedaux	Shaw
Doderer	Lamborn	Ramsey	Van Gilst
Gallagher	Milligan	Riley	Willits
Glenn			

Nays, 13:

Andersen	Kelly	Miller of	Taylor
Hill	McCartney	Marshall	Tieden
Hultman	Miller of	Priebe	Winkelman
Junkins	Des Moines	Schwengels	

Absent or not voting, 4:

Coleman	Nystrom	Potter	Schwieger
---------	---------	--------	-----------

Amendment S—2259 was adopted.

The Chair ruled amendment S—2049 filed by Senator Murray out of order with the adoption of amendment S—2259.

Senator Griffin offered amendment S—2265 filed by him:

S—2265

- 1 Amend House File 4 as amended and passed by the
- 2 House as follows:
- 3 1. By inserting after line 2 the following new
- 4 section and renumbering the remaining sections:
- 5 "Section 1. Section three hundred sixty-five
- 6 point eight (365.8), unnumbered paragraph two (2),
- 7 Code 1973, is amended to read as follows:
- 8 All appointments to such positions shall be
- 9 conditional upon a probation period of not to exceed
- 10 [six] *twelve* months, and in the case of police patrol-
- 11 men in cities operating a police academy, a proba-
- 12 tion period not to exceed [twelve] *fourteen* months,
- 13 during which time the appointee may be removed or
- 14 discharged from such position by the appointing
- 15 person or body without the right of appeal to the
- 16 commission. Continuance in the position after the
- 17 expiration of such probationary period shall con-
- 18 stitute a permanent appointment."
- 19 2. By striking the period in line 1 and inserting
- 20 in lieu thereof the following:
- 21 "and to the length of time of the probationary
- 22 period for civil service appointees."

Senator Doderer raised the point of order that amendment S—2265 was not germane to the bill.

The Chair ruled the point well taken and amendment S—2265 out of order.

Senator Kennedy moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 4) the vote was:

Ayes, 42:

Andersen	Briles	DeKoster	Gluba
Bergman	Burroughs	Doderer	Griffin
Blouin	Curtis	Glenn	Hansen

Heying	Miller of	Rabedeaux	Scott
Hultman	Marshall	Ramsey	Shaff
Junkins	Milligan	Riley	Shaw
Kelly	Murray	Robinson	Taylor
Kennedy	Nolin	Rodgers	Tieden
Kinley	Palmer	Schaben	Van Gilst
Lamborn	Plymat	Schwengels	Willits
McCartney	Priebe	Schwieger	

Nays, 2:

Hill Winkelman

Voting present, 1:

Miller of
Des Moines

Absent or not voting, 5:

Coleman	Nystrom	Orr	Potter
Gallagher			

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

CONSIDERATION OF BILLS

House File 98

On motion of Senator Curtis, House File 98, a bill for an act to allow school boards, county school boards, area school boards, and the state board of public instruction to provide group contracts, and the board for the educational radio and television facility to provide group or individual contracts for tax-sheltered annuities to employees, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator McCartney offered amendment S—2144 filed by the committee on commerce:

S—2144

1 Amend House File 98 as amended, passed, and reprinted
 2 by the House as follows:
 3 1. By adding the following new section on page 4B,
 4 after line 44.
 5 Sec. Chapter two hundred sixty-two (262),
 6 Code 1973, is amended by adding the following new
 7 section:
 8 **NEW SECTION. ANNUITY CONTRACTS.** At the request
 9 of an employee through contractual agreement the
 10 board may arrange for the purchase of group or
 11 individual annuity contracts for any of its respective
 12 employees from any company the employee may choose
 13 that is authorized to do business in this state, for
 14 retirement or other purposes, and may make payroll

15 deductions in accordance with such arrangements for
 16 the purpose of paying the entire premium due and to
 17 become due under such contract. The deductions shall
 18 be made in the manner which will qualify the annuity
 19 premiums for the benefits afforded under section
 20 four hundred three b (403b) of the Internal Revenue
 21 Code of 1954 and amendments thereto. The employee's
 22 rights under such annuity contract shall be non-
 23 forfeitable except for the failure to pay premiums."

Senator Potter offered amendment S—2188 to amendment S—2144 filed by him:

S—2188

1 Amend the committee on commerce amendment S—2144 to
 2 House File 98 by inserting the following after line 23:
 3 "Whenever an existing tax sheltered annuity
 4 contract is to be replaced by a new contract the
 5 agent or representative of the company shall submit
 6 a letter of intent to the company being replaced,
 7 to the insurance commissioner of the state of Iowa,
 8 and to his own company at least thirty days prior
 9 to any action by registered mail. This letter of
 10 intent shall contain the policy number and description
 11 of the contract being replaced and a description of
 12 the replacement contract."

President Neu took the chair at 4:45 p.m.

On motion of Senator Potter, amendment S—2188 to amendment S—2144 was adopted.

Senator Andersen withdrew amendment S—2210 to amendment S—2144 filed by him on February 20, 1974, and found on page 459 of the Senate Journal.

On motion of Senator McCartney, amendment S—2144 as amended was adopted.

Senator McCartney offered amendment S—2145 filed by him and moved its adoption:

S—2145

1 Amend House File 98, as amended, passed, and
 2 reprinted by the House, page 1, line 2, by inserting
 3 after the word "boards," the following: "the state
 4 board of regents".

Amendment S—2145 was adopted.

Senator Potter offered amendment S—2189 filed by him and moved its adoption:

S—2189

1 Amend House File 98, as amended, passed and reprinted

2 by the House, as follows:

3 1. Page 2, by inserting the following after line
4 19: "Whenever an existing tax sheltered annuity
5 contract is to be replaced by a new contract the
6 agent or representative of the company shall submit
7 a letter of intent to the company being replaced,
8 to the insurance commissioner of the state of Iowa,
9 and to his own company at least thirty days prior
10 to any action by registered mail. This letter of
11 intent shall contain the policy number and description
12 of the contract being replaced and a description of
13 the replacement contract."

14 2. Page 3, by inserting the following after line
15 7: "Whenever an existing tax sheltered annuity
16 contract is to be replaced by a new contract the
17 agent or representative of the company shall submit
18 a letter of intent to the company being replaced,
19 to the insurance commissioner of the state of Iowa,
20 and to his own company at least thirty days prior
21 to any action by registered mail. This letter of
22 intent shall contain the policy number and a description
23 of the contract being replaced and a description of
24 the replacement contract."

25 3. Page 4A, by inserting the following after line

Page 2

1 6: "Whenever an existing tax sheltered annuity
2 contract is to be replaced by a new contract the
3 agent or representative of the company shall submit
4 a letter of intent to the company being replaced,
5 to the insurance commissioner of the state of Iowa,
6 and to his own company at least thirty days prior
7 to any action by registered mail. This letter of
8 intent shall contain the policy number and description
9 of the contract being replaced and a description of
10 the replacement contract."

11 4. Page 4A, by inserting the following after line 25:
12 "Whenever an existing tax sheltered annuity contract
13 is to be replaced by a new contract the agent or
14 representative of the company shall submit a letter
15 of intent to the company being replaced, to the
16 insurance commissioner of the state of Iowa, and to
17 his own company at least thirty days prior to any
18 action by registered mail. This letter of intent
19 shall contain the policy number and description of
20 the contract being replaced and a description of the
21 replacement contract."

22 5. Page 4B, by inserting the following after line
23 44: "Whenever an existing tax sheltered annuity
24 contract is to be replaced by a new contract the
25 agent or representative of the company shall submit

Page 3

1 a letter of intent to the company being replaced,
2 to the insurance commissioner of the state of Iowa,
3 and to his own company at least thirty days prior

4 to any action by registered mail. This letter of
5 intent shall contain the policy number and description
6 of the contract being replaced and a description of
7 the replacement contract.”

Amendment S—2189 was adopted.

Senator Andersen withdrew amendment S—2211 filed by him on February 20, 1974, and found on pages 457 and 458 of the Senate Journal.

Senator Curtis offered amendment S—2491 filed by him and moved its adoption:

S—2491

1 Amend House File 98 as amended, passed and reprinted
2 by the House, page 4A, line 34, by striking the
3 word “agency” and inserting in lieu thereof the
4 word “agent”.

Amendment S—2491 was adopted.

Senator Orr offered amendment S—2555 by Senators Orr and Schaben and moved its adoption:

S—2555

1 Amend House File 98, as amended, passed and
2 reprinted by the House, page 4B, by inserting
3 the following section after line 44:
4 Sec. NEW SECTION. All group
5 contracts authorized under this Act must be awarded
6 through competitive bid.

Senator Scott took the chair at 5:20 p.m.

Roll call was requested.

On the question “Shall amendment S—2555 be adopted?” (H.F. 98) the vote was:

Ayes, 18:

Andersen	Heying	Miller of	Riley
Blouin	Junkins	Des Moines	Robinson
Doderer	Kennedy	Orr	Schaben
Glenn	Kinley	Plymat	Scott
Gluba		Potter	Willits

Nays, 26:

Bergman	Hultman	Murray	Schwieger
Burroughs	Kelly	Nolin	Shaff
Curtis	Lamborn	Priebe	Shaw
DeKoster	McCartney	Rabedeaux	Taylor
Griffin	Miller of	Ramsey	Tieden
Hansen	Marshall	Rodgers	Winkelman
Hill	Milligan	Schwengels	

Voting present, 1:

Palmer

Absent or not voting, 5:

Briles	Gallagher	Nystrom	Van Gilst
Coleman			

Amendment S—2555 lost.

Senator Andersen moved that House File 98 be referred to the committee on state government for further study.

The motion lost.

Senator Curtis moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 98) the vote was:

Ayes, 27:

Andersen	Griffin	Miller of	Ramsey
Bergman	Hill	Marshall	Schwengels
Burroughs	Hultman	Milligan	Schwieger
Curtis	Kelly	Murray	Shaff
Doderer	Kinley	Plymat	Tieden
Glenn	Lamborn	Priebe	Willits
Gluba	McCartney	Rabedeaux	Winkelman

Nays, 18:

Blouin	Junkins	Orr	Schaben
Briles	Kennedy	Potter	Scott
DeKoster	Miller of	Riley	Shaw
Hansen	Des Moines	Robinson	Taylor
Heying	Nolin	Rodgers	

Voting present, 1:

Palmer

Absent or not voting, 4:

Coleman	Gallagher	Nystrom	Van Gilst
---------	-----------	---------	-----------

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

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which House File 98 passed the Senate.

LEONARD C. ANDERSEN

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File 393, a bill for an act relating to the military service tax exemption.

Also: That the House has concurred in Senate amendment to House amendment and repassed the following bill in which the concurrence of the House was asked:

Senate File 1121, a bill for an act making an appropriation to the office of secretary of state to print election laws.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1165, a bill for an act appropriating from general fund to bureau of labor for amusement park inspection.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1166, a bill for an act increasing the appropriation to the commission on uniform state laws.

Also: That the House has amended Senate amendment to, concurred in Senate amendment as amended, and repassed the following bill in which the concurrence of the House was asked:

House File 308, a bill for an act relating to definition of vehicle.

Also: That the House has concurred in Senate amendment and repassed the following bill in which the concurrence of the House was asked:

House File 392, a bill for an act relating to the annual statement of insurance companies.

Also: That the House has concurred in Senate amendment and repassed the following bill in which the concurrence of the House was asked:

House File 489, a bill for an act relating to the testing for sickle cell anemia.

Also: That the House has concurred in Senate amendment and repassed the following bill in which the concurrence of the House was asked:

House File 1067, a bill for an act relating to the sale of county-owned property.

Also: That the House has concurred in Senate amendment and repassed the following bill in which the concurrence of the House was asked:

House File 1104, a bill for an act relating to care review committees for health care facilities licensed under chapter 135C.

Also: That the House has amended the Senate amendment to, concurred in the Senate amendment as amended, and repassed the following bill in which the concurrence of the House was asked:

House File 1121, a bill for an act amending the state school foundation program.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1444, a bill for an act relating to reversions of appropriations made for state libraries.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1454, a bill for an act relating to the appropriation for incorporating the Code on magnetic tape.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE AMENDMENT TO
HOUSE FILE 308

- 1 Amend the Senate amendment to House File 308 by adding
- 2 after line 21 the following:
- 3 "Page 1, line 1, by inserting after the word "vehicle" the
- 4 words "and legalizing the operation of existing motor vehicles
- 5 with van boxes fastened thereon."

HOUSE AMENDMENT TO SENATE AMENDMENT TO
HOUSE FILE 1121

- 1 Amend the Senate amendment to House File 1121 as
- 2 follows:
- 3 1. By striking lines 24 through 40, inclusive.
- 4 2. By striking lines 47 through 51, inclusive.
- 5 3. By striking lines 77 through 87, inclusive.

INTRODUCTION OF BILLS

Senate File 1316, by Senator Glenn, a bill for an act relating to state income tax rates and providing a temporary deduction.

Read first time and **passed on file**.

Senate File 1317, by Senators Shaw, Miller of Marshall, Doderer, Riley, Murray, and Gluba, a bill for an act relating to discrimination in credit.

Read first time and **passed on file**.

Senate File 1318, by committee on ways and means, a bill for an act to define property which is assessed and taxed as real property.

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

Senate File 1319, by Senator Andersen, a bill for an act relating to the employment of consultants by a public agency.

Read first time and **passed on file**.

Senate File 1320, by committee on cities and towns, a bill for an act to legalize and validate the proceedings of the Board of Trustees of the Municipal Electric Plant and System of the City of Harlan, Iowa, authorizing and providing for the issuance of electric revenue bonds of said city and declaring the bonds

issued pursuant to said proceedings to be enforceable obligations of said city.

Read first time and referred to committee on judiciary, under Rule 37.

HOUSE MESSAGES CONSIDERED

House File 1444, a bill for an act relating to reversions of appropriations made for state libraries and providing a supplemental appropriation.

Read first time and passed on file.

House File 1454, a bill for an act relating to the appropriation for incorporating the Code on magnetic tape.

Read first time and passed on file.

SENATE CONCURRENT RESOLUTION 113

By Schwengels, Van Gilst, Junkins, Potter,
Milligan, Murray, Ramsey, Riley, Nystrom,
Miller of Des Moines and Doderer

1 *Whereas*, because of the construction of the Red Rock and
2 Coralville Reservoirs certain areas of the state have suffered
3 adverse effects in the form of severe erosion and damage which
4 never occurred before construction of such reservoirs; and

5 *Whereas*, flooding from the Red Rock and Coralville Reservoirs
6 has affected farming operations because of land becoming too
7 soft to plow and, in addition, natural vegetation has been
8 destroyed both upstream and downstream from such reservoirs; and

9 *Whereas*, highwater levels have affected the use of roads,
10 bridges, school bus routes, and have left debris which cause
11 hardship in regard to the use of land; and

12 *Whereas*, while the use of such reservoirs has enhanced
13 recreational activities, the effect on the economy of the
14 areas located in proximity to the reservoirs has been **adverse**;

15 *Now Therefore*,

16 *Be It Resolved by the Senate, the House Concurring*, That
17 the legislative council is authorized to conduct a study of
18 the effects of the construction of the Red Rock and Coralville
19 Reservoirs upon the economy and people of the state of Iowa
20 with emphasis upon the operation of the reservoirs, the pool
21 level, damage to property and the restitution for such damage,
22 the control of erosion, the effect on agricultural and other
23 land, the effect upon roads and bridges, the priorities of
24 operation of such reservoirs, and such other effects as may
25 be necessary; and

26 *Be It Further Resolved*, That the study committee shall be
27 composed of members of both houses of the general assembly
28 representing both political parties, as well as citizens of

29 this state knowledgeable in problems caused by the construc-
30 tion of the Red Rock and Coralville Reservoirs and changes

Page 2

- 1 affecting the environment of this state; and
- 2 *Be It Further Resolved*, That the study committee make a
- 3 report to the legislative council prior to the commencement
- 4 of the Sixty-sixth General Assembly and to the General Assembly
- 5 meeting in the year 1975, accompanied by legislative bill
- 6 drafts designed to carry out recommendations of the study
- 7 committee.

BILL ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bill to committee:

S. F. 1313 State government

PROOF OF PUBLICATION

Published copy of Senate File 1320 and verified proof of publication in The Harlan News-Advertiser, a weekly newspaper published at Harlan, Shelby County, Iowa, on March 18, 1974, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

RALPH R. BROWN
Secretary of the Senate

EXPLANATION OF VOTE

MR. PRESIDENT: I was absent from the Senate chamber when the votes were taken on the following Senate files:

Senate Files 1283, 1284, 1285 and 1289.

Had I been present, I would have voted "Aye".

JAMES F. SCHABEN

REPORT OF COMMITTEE

Senator Briles submitted the following report:

MR. PRESIDENT: Your committee on county government to which was referred **Senate File 1293**, a bill for an act relating to the issuance of a new certificate of title for a demolished or destroyed vehicle which has been issued a certificate of inspection, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JAMES E. BRILES, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2550

- 1 Amend Senate File 403 as follows:
- 2 1. Page 2, by inserting before line 1 the follow-

3 ing new section, and renumbering the remaining sections:
 4 Sec. Section four hundred seventy-two point
 5 thirty-three (472.33), Code 1973, is amended to read
 6 as follows:
 7 472.33 COST AND ATTORNEY FEES. The applicant
 8 shall pay all costs of the assessment made by the com-
 9 missioners and reasonable attorney fees and costs
 10 incurred by the condemnee as determined by the commis-
 11 sioners if the award of the commissioners exceeds one
 12 hundred ten percent of the final offer of the applicant
 13 prior to condemnation. The applicant shall file with
 14 the sheriff an affidavit setting forth the most recent
 15 offer made to the person whose property is sought to
 16 be condemned. Members of such commissions shall re-
 17 ceive a per diem of fifty dollars and actual and neces-
 18 sary expenses incurred in the performance of their
 19 official duties. The applicant shall also pay all
 20 costs occasioned by the appeal, including reasonable
 21 attorney fees to be taxed by the court[, unless] *if* on
 22 the trial thereof the [same or a less] amount of damages
 23 [is] awarded [than was] *exceeds one hundred ten percent of*
 24 *that* allowed by the tribunal from which the appeal was
 25 taken. *In fixing the amount of attorney fees the*

Page 2

1 *court shall consider the amount in controversy, the*
 2 *result accomplished, and any fee agreements between the*
 3 *condemnee and the attorney.*
 4 2. Amend the title, page 1, line 1, by inserting
 5 after the word "attorneys" the words "and attorneys"
 6 fees".

RALPH F. McCARTNEY

S—2549

1 Amend Senate File 434 as follows:
 2 1. Page 2, line 28, by striking the comma
 3 and inserting in lieu thereof a period (.).
 4 2. By striking lines 29 through 31, inclusive,
 5 and inserting in lieu thereof:
 6 "Adequate standard of living shall be
 7 defined as at or below the minimum living standard
 8 budget determined by the bureau of labor statistics
 9 of the United States department of labor, adjusted
 10 regionally and for family size."

JOHN S. MURRAY

S—2546

1 Amend Senate File 1093 as follows:
 2 1. Page 2, line 19, by striking the word "his"
 3 and inserting in lieu thereof the words "[his] *the*
 4 *employee's*".
 5 2. Page 3, line 23, by striking the word "he"
 6 and inserting in lieu thereof the words "[he] *the*
 7 *governor*".
 8 3. Page 3, line 34, by striking the word "his"
 9 and inserting in lieu thereof the words "[his] *the*".
 10 4. Page 4, line 1, by striking the word "his"

11 and inserting in lieu thereof the words "[his] *the*
12 *officer or enlisted person's*".

13 5. Page 4, line 14, by striking the word "his"
14 and inserting in lieu thereof the words "[his] *the*
15 *officer or enlisted person's*".

16 6. Page 4, line 19, by striking the word "his"
17 and inserting in lieu thereof the words "[his] *the*
18 *officer or enlisted person's*".

19 7. Page 4, line 22, by striking the word "his"
20 and inserting in lieu thereof the words "[his] *the*
21 *officer or enlisted person's*".

22 8. Page 4, line 33, by striking the word "he"
23 and inserting in lieu thereof the words "[he] *the*
24 *officer or enlisted person*".

25 9. Page 4, line 34, by striking the word "his"

Page 2

1 and inserting in lieu thereof the words "[his] *the*
2 *officer or enlisted person's*".

3 10. Page 5, line 1, by striking the word "his"
4 and inserting in lieu thereof the words "[his] *the*
5 *officer or enlisted person's*".

6 11. Page 5, line 4, by striking the word "his"
7 and inserting in lieu thereof the words "[his] *the*
8 *member's*".

9 12. Page 5, line 6, by striking the word "him"
10 and inserting in lieu thereof the words "[him] *the*
11 *member*".

12 13. Page 5, line 14, by striking the word "his"
13 and inserting in lieu thereof the word "[his]".

14 14. Page 5, line 17, by striking the word "him"
15 and inserting in lieu thereof the words "[him] *the*
16 *officer or enlisted person*".

17 15. Page 5, line 18, by striking the word "he"
18 and inserting in lieu thereof the words "[he] *such*
19 *person*".

20 16. Page 5, line 24, by striking the word "his"
21 and inserting in lieu thereof the words "[his] *the*
22 *member's*".

23 17. Page 5, line 35, by striking the word "his"
24 and inserting in lieu thereof the words "[his] *the*
25 *employee's*".

Page 3

1 18. Page 6, line 10, by striking the word "his"
2 and inserting in lieu thereof the words "[his] *the*
3 *officer's*".

4 19. Page 6, line 13, by striking the word "him"
5 and inserting in lieu thereof the words "[him] *the*
6 *officer*".

7 20. Page 6, line 26, by striking the words "him
8 and his" and inserting in lieu thereof the words "[him]
9 *the plaintiff* and [his] *the plaintiff's*".

10 21. Page 6, line 28, by striking the word "his"
11 and inserting in lieu thereof the words "[his] *the*
12 *judge advocate's*".

13 22. Page 6, line 31, by striking the word "his"
14 and inserting in lieu thereof the words "[his] *the*
15 *judge advocate's*".

16 23. Page 8, line 24, by striking the word "he"
17 and inserting in lieu thereof the words "[he] *the*
18 *commissioner*".

19 24. Page 8, line 27, by striking the words "his
20 entire" and inserting in lieu thereof the words "[his
21 entire] *full*".

22 25. Page 8, line 27, by striking the word "he"
23 and inserting in lieu thereof the words "[he] *the*
24 *commissioner*".

25 26. Page 8, line 29, by striking the words "shall

Page 4

1 he" and inserting in lieu thereof the words "[shall
2 he]".

3 27. Page 8, line 29, by striking the word "He" and
4 inserting in lieu thereof the words "[He] *The commis-*
5 *sioner*".

6 28. Page 9, line 2, by striking the word "his" and
7 inserting in lieu thereof the words "[his] *the commis-*
8 *sioner's*".

9 29. Page 9, line 7, by striking the word "his" and
10 inserting in lieu thereof the words "[his] *the*".

11 30. Page 9, line 21, by striking the word "his"
12 and inserting in lieu thereof the words "[his] *the*
13 *member's*".

14 31. Page 9, line 27, by striking the word "his"
15 and inserting in lieu thereof the words "[his] *the*
16 *member's*".

17 32. Page 10, line 9, by striking the word "his"
18 and inserting in lieu thereof the words "[his] *the*
19 *member's*".

20 33. Page 10, line 22, by striking the word "his"
21 and inserting in lieu thereof the words "[his] *the*
22 *member's*".

23 34. Page 11, line 16, by striking the word
24 "operate" and inserting in lieu thereof the word
25 "operate".

Page 5

1 35. Page 11, line 18, by striking the words "his
2 own" and inserting in lieu thereof the words "[his] *the*
3 *person's own*".

4 36. Page 11, line 18, by striking the words "his
5 practice" and inserting in lieu thereof the words
6 "[his] *the dentist's practice*".

7 37. Page 11, line 19, by striking the word "his"
8 and inserting in lieu thereof the words "[his] *the*
9 *dentist's*".

10 38. Page 13, line 19, by striking the word "him"
11 and inserting in lieu thereof the words "[him] *the*
12 *person*".

13 39. Page 13, line 28, by striking the word "he"
14 and inserting in lieu thereof the words "[he] *the*

15 *deceased soldier, sailor, or marine*".

16 40. Page 17, by striking lines 12 through 26,
17 inclusive and inserting in lieu thereof the follow-
18 ing:

19 "(252.16), subsections four (4) and six (6), Code
20 1973, are amended by striking the subsections and re-
21 numbering the remaining subsections.

22 Sec. Section two hundred fifty-two point six-
23 teen (252.16), subsection five (5), Code 1973, is
24 amended by striking the subsection and inserting in
25 lieu thereof the following:

Page 6

1 5. Minor children who reside with both parents take
2 the settlement of the parents. If the minor child
3 resides on a permanent basis with only one parent or
4 a guardian, the minor child takes the settlement of
5 the parent of guardian with whom the child resides."

6 41. Page 19, line 29, by striking the words "his
7 sentence" and inserting in lieu thereof the words
8 "[his sentence] *their sentences*".

9 42. Page 20, by striking lines 23 and 24 and in-
10 serting in lieu thereof the following:

11 "(428.1), subsection two (2), Code 1973, is amended
12 to read as follows:

13 2. **The property of a married [woman] *person***, by
14 [herself or husband] *either party*."

15 43. Page 23, line 8, by striking the word "he"
16 and inserting in lieu thereof the words "[he] *the*
17 *director*".

18 44. Page 23, line 10, by striking the word "him"
19 and inserting in lieu thereof the words [him] *the*
20 *director*".

21 45. Page 23, line 14, by striking the word "he"
22 and inserting in lieu thereof the words "[he] *the*
23 *director*".

24 46. Page 23, line 16, by striking the word "he"
25 and inserting in lieu thereof the words "[he] *the*

Page 7

1 *director*".

2 47. Page 23, line 22, by striking the words "he
3 shall" and inserting in lieu thereof the words "[he] *the*
4 *officer shall*".

5 48. Page 23, line 22, by striking the words "he
6 were" and inserting in lieu thereof the words "[he] *the*
7 *officer were*".

8 49. Page 23, line 25, by striking the word "he"
9 and inserting in lieu thereof the words "[he] *the*
10 *director or officer*".

11 50. Page 24, line 18, by striking the word "he"
12 and inserting in lieu thereof the words "[he] *the*
13 *secretary of state*".

14 51. Page 24, line 18, by striking the word "his"
15 and inserting in lieu thereof the word "[his]".

16 52. Page 24, line 26, by striking the word "he"

17 and inserting in lieu thereof the words “[he] *the*
18 *secretary of state*”.

19 53. Page 25, line 2, by striking the word “he”
20 and inserting in lieu thereof the words “[he] *the*
21 *person*”.

22 54. Page 26, line 33, by striking the word “he”
23 and inserting in lieu thereof the words “[he] *the*
24 *director*”.

25 55. Page 26, line 34, by striking the word “him”

Page 8

1 and inserting in lieu thereof the words “[him] *the*
2 *director*”.

3 56. Page 27, line 3, by striking the word “he” and
4 inserting in lieu thereof the words “[he] *the director*”.

5 57. Page 27, line 15, by striking the word “he” and
6 inserting in lieu thereof the words “[he] *the officer*”.

7 58. Page 27, line 18, by striking the word “his”
8 and inserting in lieu thereof the words “[his] *the*
9 *officer's*”.

10 59. Page 27, line 21, by striking the word “he”
11 and inserting in lieu thereof the words “[he] *the*
12 *superintendent*”.

13 60. Page 27, line 25, by striking the word “he”
14 and inserting in lieu thereof the words “[he] *the*
15 *officer*”.

16 61. Page 28, line 8, by striking the word “ware-
17 houseman” and inserting in lieu thereof the words
18 “[warehouseman] *warehouse person*”.

19 62. Page 28, line 9, by striking the word “his”
20 and inserting in lieu thereof the words “[his] *the*
21 *warehouse person's*”.

22 63. Page 28, line 12, by striking the word “he”
23 and inserting in lieu thereof the words “[he] *the ware-*
24 *house person*”.

25 64. Page 28, line 30, by striking the words “his

Page 9

1 capital” and inserting in lieu thereof the words “[his]
2 *the prudent person's capital*”.

3 65. Page 28, line 30, by striking the word “he”
4 and inserting in lieu thereof the words “[he] *the*
5 *custodian*”.

6 66. Page 28, line 30, by striking the words “in
7 his” and inserting in lieu thereof the words “in [his]
8 *the custodian's*”.

9 67. Page 28, line 31, by striking the word “his”
10 and inserting in lieu thereof the words “[his] *the*
11 *minor's*”.

12 68. Page 29, lines 13 and 14, by striking the word
13 “clergyman” and inserting in lieu thereof the words
14 “[clergyman] *a cleric*”.

15 69. Page 29, line 15, by striking the second word
16 “the” and inserting in lieu thereof the word “[the]”.

17 70. Page 29, line 20, by striking the word “her”
18 and inserting in lieu thereof the words “[her] *the*

19 *person*".

20 71. Page 29, line 22, by striking the word "he"
21 and inserting in lieu thereof the words "[he] *the*
22 *partner*".

23 72. Page 29, line 27, by striking the word "his"
24 and inserting in lieu thereof the words "[his] *the*
25 *debtor's*".

Page 10

1 73. Page 29, line 27, by striking the word "him"
2 and inserting in lieu thereof the words "[him] *the*
3 *debtor*".

4 74. Page 29, line 28, by striking the word "his"
5 and inserting in lieu thereof the words "[his] *the*
6 *debtor's*".

7 75. Page 29, line 35, by striking the word "she"
8 and inserting in lieu thereof the word "[she] *the*
9 *spouse*".

10 76. Page 32, line 18, by striking the word "he"
11 and inserting in lieu thereof the words "[he] *the*
12 *person*".

13 77. Page 32, line 25, by striking the word "he"
14 and inserting in lieu thereof the words "[he] *the*
15 *person*".

16 78. Page 32, line 34, by striking the word "he"
17 and inserting in lieu thereof the words "[he] *the*
18 *sheriff or other person*".

19 79. Page 32, line 35, by striking the word "his"
20 and inserting in lieu thereof the words "[his] *the*".

21 80. Page 32, line 35, by striking the word "he"
22 and inserting in lieu thereof the words "[he] *the*
23 *sheriff or other person*".

24 81. Page 33, line 2, by striking the word "him"
25 and inserting in lieu thereof the words "[him] *the*

Page 11

1 *sheriff or other person*".

2 82. Page 33, by striking lines 6 through 16,
3 inclusive.

4 83. By renumbering sections as necessary.

MINNETTE F. DODERER
ELIZABETH SHAW

S—2551

1 Amend Senate File 1200, page 4, line 4, by in-
2 serting after the period the words "*Any interest in-*
3 *come received by the treasurer of state from invest-*
4 *ment of moneys deposited in the fund shall be de-*
5 *posited in the Iowa election campaign fund.*"

JOHN S. MURRAY

S—2527

1 Amend Senate File 1150 as follows:

2 1. By striking pages 2 through 61.

3 2. Page 62, line 1, by striking the words "CHAPTER

4 2" and inserting in lieu thereof the words "CHAPTER 1".

5 3. Page 63, lines 17, 18, and 19, by striking the

6 words "sections two hundred forty-seven point twenty
7 (247.20) and chapter three (3), section five hundred two
8 (502) of this Act" and inserting in lieu thereof the
9 words "Acts of the Sixty-fifth General Assembly, 1973
10 Session, chapter two hundred ninety-five (295)".

11 4. Page 64, by inserting after line 12, the follow-
12 ing:

13 11. "Forcible felony" is any felonious murder,
14 assault, rape, kidnapping, robbery, arson, or burglary.

15 5. Page 64, line 16, by striking the words "criminal
16 homicide" and inserting in lieu thereof the word
17 "murder".

18 6. Page 64, line 19, by striking the words "sexual
19 abuse" and inserting in lieu thereof the word "rape".

20 7. Page 64, line 24, by striking the word "aggra-
21 vated" and inserting in lieu thereof the word
22 "indictable".

23 8. Page 64, line 27, by striking the words "simple
24 or serious" and inserting in lieu thereof the word
25 "nonindictable".

Page 2

1 9. Page 66, line 3, by striking the word
2 "solicitation".

3 10. Page 66, line 9, by striking the word "homicide"
4 and inserting in lieu thereof the word "murder".

5 11. Page 68, line 6, by striking the word "simple"
6 and inserting after the word "misdemeanor" the words
7 "and punished by imprisonment in the county jail for
8 not to exceed thirty days or fined not to exceed one
9 hundred dollars or be subject to both such fine and
10 imprisonment".

11 12. Page 75, line 29, by striking the word "con-
12 cealing" and insert in lieu thereof the words "taking
13 possession of".

14 13. Page 75, lines 29, 30 and 31, by striking the words
15 "chapter one (1), section one thousand four hundred six
16 (1406) of this Act" and inserting in lieu thereof the
17 words "section seven hundred nine point twenty (709.20)
18 of the Code".

19 14. Page 76, line 11, by striking the word "conceal"
20 and inserting in lieu thereof the words "take possession
21 of".

22 15. Page 76, lines 12 and 13, by striking the words
23 "chapter one (1), section one thousand four hundred six
24 (1406) of this Act" and inserting in lieu thereof the
25 words "section seven hundred nine point twenty-one

Page 3

1 (709.21) of the Code".

2 16. Page 76, line 35, by striking the word "simple"
3 and inserting after the words "misdemeanor" the words
4 "and upon conviction shall be imprisoned in the county
5 jail for not to exceed thirty days or be fined not to
6 exceed one hundred dollars or be subject to both such
7 fine and imprisonment".

8 17. Page 89, line 10, by striking the words "class
9 A felony" and inserting in lieu thereof the words
10 "murder or rape".

11 18. Page 92, line 26, by striking the words "class
12 D" and inserting after the word "felony" the words
13 "and shall, upon conviction, be imprisoned not to exceed
14 five years or fined not to exceed one thousand dollars
15 or be subject to both such fine and imprisonment".

16 19. Page 92, lines 29, by striking the word "serious"
17 and inserting after the word "misdemeanor" the words
18 "and shall, upon conviction be imprisoned in the county
19 jail for not to exceed one year or fined not to exceed
20 one thousand dollars or be subject to both such fine
21 and imprisonment".

22 20. Page 92, line 31, by striking the word "simple"
23 and inserting after the word "misdemeanor" the words
24 "and shall, upon conviction, be imprisoned in the county
25 jail for not to exceed thirty days or fined not to

Page 4

1 exceed one hundred dollars or be subject to both such
2 fine and imprisonment".

3 21. Page 149, line 29, by striking the word
4 "CRIMINATING" and inserting in lieu thereof the word
5 "INCRIMINATING".

6 22. Page 165, lines 24 and 25, by striking the
7 words "chapter seven hundred eighty-three (783) of the
8 Code" and inserting in lieu thereof the words "division
9 twelve (XII) of this chapter".

10 23. By striking lines 9 through 35 from page 175 and
11 by striking pages 176 through 178, and by striking line
12 1 from page 179 and inserting in lieu thereof:

13 Affray—A. B. and C. D. made an affray.

14 Arson—A. B. committed arson of the dwelling of C. D.
15 (Other burnings) A. B. willfully and maliciously burned
16 the warehouse of C. D. A. B. willfully and maliciously
17 set fire to the haystack of C. D.

18 Assault—A. B. assaulted C. D.

19 Assault and battery—A. B. committed assault and
20 battery upon C. D.

21 Assault with intent—A. B. assaulted C. D. with
22 intent to murder (or to rob or to inflict great bodily
23 injury, as the case may be).

24 Assault while masked—A. B., while masked, assaulted
25 C. D.

Page 5

1 Attempt—A. B. attempted to break and enter the
2 dwelling of C. D. with intent to commit a public offense
3 (or attempted to commit arson of the dwelling of C. D.,
4 or attempted to produce the miscarriage of C. D., or
5 whatever the indictable attempt may be).

6 Bigamy—A. B. committed bigamy with C. D.

7 Bribery—A. B. bribed C. D. (or offered a bribe to
8 C. D., or accepted a bribe from C. D., etc.).

9 Burglary—A. B. committed burglary of the dwelling

- 10 of C. D.
 11 Burglary by means of explosives—A. B.
 12 committed burglary of the building of
 13 C. D. by means of
 14 explosives.
 15 Burglary by means of electricity—A. B. committed
 16 burglary of the building of C. D. by means of electri-
 17 city.
 18 (Other breaking and enterings)—A. B. broke and
 19 entered the dwelling of C. D. (or A. B. committed an
 20 entry of the dwelling of C. D., or A. B. broke and
 21 entered office of C. D. as the case may be).
 22 Carrying concealed weapons—A. B. carried concealed
 23 weapons.
 24 Cigarettes—A. B. sold cigarettes to C. D. without
 25 affixing stamps.

Page 6

- 1 Common felon—A. B. committed burglary of the dwell-
 2 ing of C. D. (or robbed C. D., or set forth any other
 3 crime mentioned in section seven hundred forty-seven
 4 point one (747.1) after the following convictions (set
 5 forth convictions of D. of two prior offenses mentioned
 6 in section seven hundred forty-seven point one (747.1),
 7 giving the court, date and place of rendition)).
 8 Conspiracy—A. B. and C. D. conspired together to
 9 murder E. F. (or to steal the property of E. F. or to
 10 rob E. F., as the case may be).
 11 Desertion—A. B. deserted his wife C. B. (or his
 12 child D. B.).
 13 Embezzlement—A. B. embezzled fifty dollars of C. D.
 14 Failure to report automobile accident—A. B., while
 15 operating a motor vehicle, injured C. D. and failed to
 16 give notice of the accident.
 17 False pretenses—A. B. obtained an automobile from
 18 C. D. by means of false pretenses.
 19 Forgery—A. B. forged a certain instrument purporting
 20 to be a promissory note (or describe the note or give
 21 its tenor or substance).
 22 Gambling—A. B. gambled with C. D.
 23 Incest—A. B. committed incest with C. D.
 24 Indecent exposure—A. B. made an indecent exposure
 25 of his person.

Page 7

- 1 Intoxicating liquors—
 2 Nuisance—A. B. kept a building at (give street
 3 and number and city or otherwise describe or identify
 4 the building for purposes of abatement) in which he
 5 unlawfully possessed intoxicating liquors.
 6 Possession—A. B. unlawfully possessed intoxicating
 7 liquors.
 8 Keeping house of ill fame—A. B. kept a house of
 9 ill fame.
 10 Kidnapping—A. B. kidnapped C. D.
 11 Larceny—A. B. stole from C. D. a horse worth more

12 than twenty dollars.

13 Lascivious acts with children—A. B. committed
14 lascivious acts with C. D. who was under sixteen years
15 of age.

16 Lewdness—A. B. and C. D. lewdly associated together.

17 Libel—A. B. published a libel concerning C. D. in
18 the form of a letter (book, picture, etc., as the case
19 may be), (the particulars should specify the pages and
20 lines constituting the libel, when necessary, as where
21 it is contained in a book or pamphlet).

22 Malicious mischief—A. B. maliciously injured the
23 building of C. D.

24 Manslaughter—A. B. unlawfully killed C. D.

25 Murder—A. B. murdered C. D.

Page 8

1 Perjury—A. B. committed perjury by testifying as
2 follows: (Set forth the testimony).

3 Prostitution—A. B. resorted to a house of ill fame
4 for the purpose of prostitution (or A. B. was found in
5 a hotel leading a life of prostitution, as the case may
6 be).

7 Rape—A. B. raped C. D.

8 Receiving stolen property—A. B. received a stolen
9 watch belonging to C. D. and worth more than twenty
10 dollars, knowing that it had been stolen.

11 Robbery—A. B. robbed C. D.

12 Seduction—A. B. seduced C. D.

13 Sodomy—A. B. committed sodomy with C. D.

14 Uttering a forged instrument—A. B. uttered as
15 genuine a forged instrument purporting to be a promis-
16 sory note (or described the note or give its tenor or
17 substance).

18 24. Page 179, line 8, by striking the word "simple"
19 and inserting in lieu thereof the word "nonindictable".

20 25. Page 179, line 16, by striking the word "simple"
21 and inserting in lieu thereof the word "nonindictable".

22 26. Page 179, line 17, by striking the word "simple"
23 and inserting in lieu thereof the word "nonindictable".

24 27. Page 179, line 20, by striking the word "simple"
25 and inserting in lieu thereof the word "nonindictable".

Page 9

1 28. Page 184, line 11, by striking the word "simple"
2 and inserting in lieu thereof the word "nonindictable".

3 29. Page 190, line 28, by striking the word "Simple"
4 and inserting in lieu thereof the word "Nonindictable".

5 30. Page 197, line 8, by striking the words "class
6 A felony" and inserting after the word "cases" the
7 words "of murder or rape".

8 31. Page 210, by striking lines 4 through 35.

9 32. By striking pages 211 through 239.

10 33. Page 240 by striking lines 1 through 24.

11 34. Page 240, line 25, by striking the words
12 "CHAPTER 4" and inserting in lieu thereof the words

13 "CHAPTER 2".

14 35. Page 240, lines 34 and 35, by striking the
15 words "*chapter two (2)*" and inserting in lieu thereof
16 the words "*chapter one (1)*".

17 36. By striking pages 241 through 277.

18 37. Page 278, by striking line 1 and lines 10
19 through 35.

20 38. By striking pages 279 through 287.

21 39. Page 288, by striking lines 1 through 19.

22 40. Page 289, by striking lines 4 through 35.

23 41. By striking pages 290 through 314.

24 42. Page 315, by striking lines 1 through 22.

25 43. Page 316, by striking lines 14 through 35.

Page 10

1 44. By striking pages 317 through 319.

2 45. Page 320, by striking lines 1 through 28.

3 46. Page 320, line 33, by striking the word

4 "*two (2)*" and inserting in lieu thereof the word
5 "*one (1)*".

6 47. Page 320, by striking line 35.

7 48. By striking pages 321 through 330.

8 49. Page 331, by striking lines 1 through 13.

9 50. Page 331, line 20, by striking the words
10 "*chapter two (2)*" and inserting in lieu thereof the
11 words "*chapter one (1)*".

12 51. Page 331, by striking lines 22 through 35.

13 52. By striking pages 332 through 344.

14 53. Page 345, by striking lines 1 through 6.

15 54. Page 345, line 15, by striking the words

16 "*chapter two (2)*" and inserting in lieu thereof the
17 words "*chapter one (1)*".

18 55. Page 345, by striking lines 26 through 35.

19 56. By striking pages 346 through 414.

20 57. Page 415, by striking lines 1 through 33.

21 58. Page 416, lines 3 and 4, by striking the words

22 "*chapter one (1), divisions four (IV), six (VI), eight*
23 *(VIII), eleven (XI) of this Act,*".

24 59. Page 416, line 5, by striking the words "*forty-*
25 *seven (47)*" and inserting in lieu thereof the words

Page 11

1 "*fifty-seven (57)*".

2 60. Page 416, by striking lines 9 through 35.

3 61. Page 417, by striking lines 1 through 11.

4 62. Page 418, by striking lines 2 through 35.

5 63. By striking pages 419 through 424.

6 64. Page 425, by striking lines 1 through 6.

7 65. By striking lines 13 through 35 from page 425

8 and by striking page 426 and by striking lines 1 through
9 30 from page 427 and inserting in lieu thereof:

10 Sec. Sections six hundred twenty-two point

11 fourteen (622.14), six hundred twenty-two point fifteen

12 (622.15), six hundred twenty-two point sixteen (622.16),

13 seven hundred fifty-three point one (753.1), seven

14 hundred fifty-three point two (753.2), seven hundred
 15 fifty-three point three (753.3), seven hundred fifty-
 16 three point four (753.4), seven hundred fifty-three
 17 point five (753.5), seven hundred fifty-three point six
 18 (753.6), seven hundred fifty-three point seven (753.7),
 19 seven hundred fifty-three point eight (753.8) and
 20 seven hundred fifty-three point nine (753.9), Code 1973,
 21 are repealed.

22 66. By striking lines 31 through 35 from page 427
 23 and by striking page 428 and by striking lines 1 through
 24 13 from page 429 and inserting in lieu thereof:
 25 Sec. Chapters seven hundred forty-eight (748),

Page 12

1 seven hundred fifty-one (751), seven hundred fifty-two
 2 (752), seven hundred fifty-four (754), seven hundred
 3 fifty-five (755), seven hundred fifty-six (756), seven
 4 hundred fifty-seven (757), seven hundred fifty-eight
 5 (758), seven hundred sixty-two (762), seven hundred
 6 sixty-three (763), seven hundred sixty-four (764),
 7 seven hundred sixty-five (765), seven hundred sixty-six
 8 (766), seven hundred sixty-seven (767), seven hundred
 9 sixty-eight (768), seven hundred sixty-nine (769),
 10 seven hundred seventy (770), seven hundred seventy-one
 11 (771), seven hundred seventy-two (772), seven hundred
 12 seventy-three (773), seven hundred seventy-four (774),
 13 seven hundred seventy-five (775), seven hundred seventy-
 14 six (776), seven hundred seventy-seven (777), seven
 15 hundred seventy-eight (778), seven hundred seventy-nine
 16 (779), seven hundred eighty (780), seven hundred eighty-
 17 one (781), seven hundred eighty-two (782), seven hundred
 18 eighty-three (783), seven hundred eighty-four (784),
 19 seven hundred eighty-five (785), seven hundred eighty-
 20 six (786), seven hundred eighty-seven (787), seven
 21 hundred eighty-eight (788), seven hundred eighty-nine
 22 (789), seven hundred ninety (790), seven hundred ninety-
 23 one (791), seven hundred ninety-three (793), seven
 24 hundred ninety-four (794), and seven hundred ninety-
 25 five (795), Code 1973, are repealed.

Page 13

1 67. Page 429, by striking lines 14 through 35.
 2 68. Page 430, by striking lines 1 through 20.
 3 69. Page 1, amend the title by striking from line
 4 1 the words "relating to the complete revision of the
 5 substantive" and by striking lines 2 through 7 and in-
 6 serting in lieu thereof:
 7 "relating to a complete revision of the criminal
 8 procedure laws of this state and providing rules of
 9 criminal procedure and providing penalties."

TOM RILEY

S—2554

1 Amend Senate File 1263 as follows:
 2 1. Page 2, line 14, by striking the word "matrons"
 3 and inserting in lieu thereof the word "jailers".

- 4 2. Page 2, line 19, by striking the word "matrons"
 5 and inserting in lieu thereof the word "jailers".
 6 3. Page 2, line 22, by striking the word "matrons"
 7 and inserting in lieu thereof the word "jailers".
 8 4. Page 2, line 28, by striking the word "matrons"
 9 and inserting in lieu thereof the word "jailers".
 10 5. Page 3, line 10, by striking the word "matrons"
 11 and inserting in lieu thereof the word "jailers".
 12 6. Page 3, line 15, by striking the word "matrons"
 13 and inserting in lieu thereof the word "jailers".
 14 7. Page 3, line 16, by striking the word
 15 "matrons" and inserting in lieu thereof the word
 16 "jailers".
 17 8. Page 4, line 1, by striking the word "matrons"
 18 and inserting in lieu thereof the word "jailers".
 19 9. Page 4, line 6, by striking the word "matron"
 20 and inserting in lieu thereof the word "jailer".
 21 10. Page 4, line 14, by striking the word
 22 "matron" and inserting in lieu thereof the word
 23 "jailer".
 24 11. Page 4, by inserting after line 17, the
 25 following section:

Page 2

- 1 Sec. Acts of the Sixty-fifth General Assembly,
 2 1973 Session, chapter two hundred twenty-seven (227),
 3 is amended by adding the following new section:
 4 **NEW SECTION. JAILERS.** Jailers shall have charge
 5 of all persons under arrest and residing in the county
 6 jail, including accompanying persons to court who may
 7 require accompaniment. Jailers shall be subject to
 8 the authority of the county sheriff. Male jailers
 9 shall have charge of males over twelve years of age
 10 who are under arrest. Female jailers shall have
 11 charge of females and children under twelve years of
 12 age who are under arrest. The compensation of male
 13 and female jailers shall be the same for jailers of
 14 the same rank and grade and shall be the same as that
 15 of deputy sheriffs of the same rank and grade. Part-
 16 time jailers shall be compensated on a per hour basis
 17 at the same rate per hour as full-time jailers of the
 18 same rank and grade.
 19 12. Amend the title, page 1, line 1, by striking
 20 the words "matrons under" and inserting in lieu
 21 thereof the words "and define the position of jailer
 22 in".
 23 13. By renumbering sections as necessary.

MINNETTE F. DODERER
 JOAN ORR
 ELIZABETH SHAW
 ELIZABETH MILLER

S—2541

- 1 Amend Senate File 1264 as follows:
 2 1. Page 27, line 12, by adding the following sentence
 3 after the period: "No person who has been convicted

4 of a crime constituting a felony shall be entitled
5 to a license to make supervised loans."

EUGENE HILL

S—2545

1 Amend Senate File 1264 as follows:
2 1. Page 32, by striking lines 21 and 22 and inserting
3 in lieu thereof the following: "the rate of finance
4 charge is in excess of fifteen percent computed
5 according to the actuarial method, and the amount
6 financed is two thousand dollars or less, a lender
7 may not contract for a security interest in real pro-
8 perty used as a residence for the consumer or his
9 dependents. A".

WILLIAM E. GLUBA

S—2542

1 Amend Senate File 1264 as follows:
2 1. Page 44, by striking lines 7 through 20, and
3 inserting in lieu thereof the following:
4 1. With respect to a consumer credit transaction,
5 the agreement may not provide for payment by the
6 consumer of attorneys' fees. A provision in violation
7 of this section is unenforceable.

WILLIAM E. GLUBA

S—2544

1 Amend Senate File 1264 as follows:
2 1. Page 56, line 31, by striking the word "one"
3 and inserting in lieu thereof the word "two".
4 2. Page 56, line 31, by striking the word "land"
5 and inserting in lieu thereof the words "real property
6 used as a residence of the consumer or his
7 dependents".

WILLIAM E. GLUBA

S—2530

1 Amend Senate File 1264 as follows:
2 1. Page 57, by striking lines 17 through 20 and
3 inserting in lieu thereof the words "curity interest,
4 in the clothing, personal articles, and household
5 furnishings and appliances used by the".

MINNETTE DODERER

S—2538

1 Amend Senate File 1264, page 60, by striking
2 lines 2 through 8 and inserting in lieu thereof the
3 following:
4 "Sec. 3.306 *NEW SECTION. AUTHORIZATION TO*
5 *CONFESS JUDGMENT PROHIBITED.* In a consumer credit
6 transaction, a creditor shall not take a confession
7 of judgment, power of attorney, or other authoriza-
8 tion to act on behalf of the consumer. A writing,
9 or any term or provision thereof in violation of
10 this section is void."

MICHAEL T. BLOUIN

S—2539

1 Amend Senate File 1264 as follows:
2 1. Page 60, by striking lines 17 through 25, and

3 inserting in lieu thereof the following:
 4 "1. With respect to a consumer credit transaction
 5 other than one pursuant to an open-end credit plan,
 6 except as authorized in subsection two (2) of this
 7 section, no creditor shall enter into an agreement
 8 which contains or anticipates a schedule of install-
 9 ments pursuant to which any one payment other than
 10 the first payment is not substantially equal to all
 11 other installments, excluding any down payment re-
 12 ceived by the creditor, or pursuant to which the time
 13 intervals between any consecutive installments are
 14 not substantially equal. For purposes of this sec-
 15 tion a payment or a time interval between payments is
 16 substantially equal to other payments or time inter-
 17 vals if it does not deviate more than ten percent
 18 from the average payment amount or average interval
 19 of time between payments. The consumer shall have
 20 the right at any time without further obligation, to
 21 revise any schedule of installments in violation of
 22 this section to conform with the requirements of
 23 this section."
 24 2. Page 83, by inserting after line 22 the
 25 following:

Page 2

1 "bb. Balloon payments under section three point
 2 three hundred eight (3.308)."

MICHAEL T. BLOUIN

S—2528

1 Amend Senate File 1264 as follows:
 2 1. Page 63, line 5, by inserting after the word
 3 "issuer", the words "including the issuer of a
 4 lender credit card,".

MINNETTE DODERER

S—2537

1 Amend Senate File 1264 as follows:
 2 1. Page 67, by inserting after line 24, the
 3 following:
 4 g. The lender otherwise knowingly participates
 5 with the seller in the sale. The fact that the
 6 lender takes a security interest in goods sold in that
 7 sale, and/or makes the proceeds of the loan payable
 8 to the seller does not in itself constitute knowing
 9 participation in the sale.

EARL M. WILLITS

S—2529

1 Amend Senate File 1264 as follows:
 2 1. Page 68, line 24, by inserting after the word
 3 "by" the words "a lender credit card or".

MINNETTE DODERER

S—2534

1 Amend Senate File 1264 as follows:
 2 1. Page 69, by striking lines 27 through 35, and
 3 inserting in lieu thereof the following:
 4 1. If a creditor repossesses, accepts voluntary

5 surrender of collateral, or otherwise realizes on goods
6 in which he has a security interest arising from a con-
7 sumer credit transaction, the consumer is not personally
8 liable to the creditor for the unpaid balance of the
9 debt unless the unpaid balance of the debt at the
10 time of default was one thousand seven hundred fifty
11 dollars or more.

12 2. Page 70, by striking lines 1 through 35.

13 3. Page 71, by striking lines 1 and 2.

14 4. By renumbering the subsections in section
15 5.104 in conformity with this amendment.

16 5. Page 71, by striking lines 15 through 18, and
17 inserting in lieu thereof the words "consumer for a
18 debt arising from a consumer credit transaction, when
19 under this".

JAMES V. GALLAGHER

S—2536

1 Amend Senate File 1264 as follows:

2 1. Page 74, line 12, by striking the word "law"
3 and inserting in lieu thereof the word "fact".

EARL M. WILLITS

S—2535

1 Amend Senate File 1264 as follows:

2 1. Page 74, line 11, by striking the words "in an
3 action other than a class action,".

4 2. Page 81, line 30, by striking the words "in an
5 action other than a".

6 3. Page 81, line 31, by striking the words "class
7 action".

8 4. Page 84, line 13, by striking the words ", in
9 an action other than a class action,".

EARL M. WILLITS

S—2533

1 Amend Senate File 1264 as follows:

2 1. Page 76, line 33, by inserting after the word
3 "agreement", the words ", if such failure amounts to
4 a substantial breach of the consumer's total obliga-
5 tion under the transaction".

6 2. Page 77, line 4, by inserting after the word
7 "establishing" the words "substantial breach or".

JAMES V. GALLAGHER

S—2532

1 Amend Senate File 1264 as follows:

2 1. Page 80, by striking line 21 and inserting
3 in lieu thereof the following:
4 Sec. 5.112 *NEW SECTION. CREDITOR'S RIGHT TO*
5 *POSSESSION AFTER DEFAULT.* Upon default of the con-
6 sumer with respect to a consumer credit transaction,
7 unless the consumer voluntarily surrenders possession
8 of the collateral to the creditor, the creditor may
9 take possession of the collateral only pursuant to
10 court order.

JAMES V. GALLAGHER

S—2531

- 1 Amend Senate File 1264 as follows:
- 2 1. Page 87, by striking lines 23 through 25, and
- 3 inserting in lieu thereof the following:
- 4 6. With respect to violations arising from transac-
- 5 tions pursuant to open-end credit, no action pursuant
- 6 to this section may be brought more than two years
- 7 after the violation occurs. With respect to viola-
- 8 tions arising from other consumer credit transactions,
- 9 no action may be brought more than one year after the
- 10 due date of the last scheduled payment of the agree-
- 11 ment.

MINNETTE DODERER

S—2540

- 1 Amend Senate File 1264 as follows:
- 2 1. Page 104, by striking lines 28 thru 30.
- 3 2. Page 105, by striking lines 7 thru 35 and page
- 4 106, by striking lines 1 thru 20, and inserting
- 5 in lieu thereof the following: " a. The communi-
- 6 cation or threat to communicate false information
- 7 concerning debtors."
- 8 3. Page 106, by striking lines 21 thru 26.
- 9 4. Page 107, by striking lines 4 thru 8.
- 10 5. Page 107, by striking lines 19 thru 25.
- 11 6. By re-numbering to conform with this
- 12 amendment.

CALVIN O. HULTMAN

S—2543

- 1 Amend Senate File 1264 as follows:
- 2 1. Page 105, by striking lines 29 through 35.
- 3 2. Page 106, by striking lines 1 through 3.
- 4 3. By renumbering subsections in conformity with
- 5 this amendment.

WILLIAM E. GLUBA

S—2553

- 1 Amend the Hill amendment S—2406 filed March 12
- 2 to House File 299, page 2, line 7, by striking the
- 3 word "department" and inserting in lieu thereof
- 4 the words "state board".

RAY TAYLOR

S—2556

- 1 Amend House File 1028, as amended and passed by
- 2 the House, page 21, by inserting after line 23 the
- 3 following section:
- 4 Sec. Notwithstanding the provisions of sec-
- 5 tion seven (7) of this Act, any veteran who files a
- 6 claim for a military service tax exemption under
- 7 section four hundred twenty-seven point five (427.5)
- 8 of the Code for the extended fiscal year and who sub-
- 9 sequently sells his property and purchases property
- 10 upon which no claim for a military service tax exemp-
- 11 tion has been allowed for the extended fiscal year
- 12 may file a claim by December 1, 1974 with the depart-
- 13 ment of revenue for reimbursement in an amount equal

- 14 to one-third of the amount determined by multiplying
15 the exemption by the millage.
16 The provisions of this section shall become
17 effective upon publication under the provisions of
18 section thirty-seven (37) of this Act.

RALPH F. McCARTNEY
RALPH W. POTTER

S—2552

- 1 Amend the ways and means committee amendment S—2492
2 to House File 1028, line 15, by striking the
3 numeral "1975" and inserting in lieu thereof "1976".

ROGER J. SHAFF

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Thursday, March 21, 1974.

JOURNAL OF THE SENATE

SIXTY-SEVENTH DAY

SENATE CHAMBER
DES MOINES, IOWA, THURSDAY, MARCH 21, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Dean A. Olson, pastor of the First Baptist Church, Des Moines, Iowa.

The Journal of Wednesday, March 20, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Stanley Haugland, Lake Mills, Iowa.

PRESENTATION OF VISITORS

The Chair welcomed the Honorable Lawrence Putney, former member of the Senate and House of Representatives from Tama County.

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

Twenty-seven students, members of Cub Scout Pack 87, from Jackson Elementary School, Cedar Rapids, Iowa, accompanied by Pat Miller. Senator Riley.

Thirty students from Lincoln High School, Des Moines, Iowa, accompanied by Mr. Hokanson. Senator Kinley.

Twenty-seven students from Swea City High School, Swea City, Iowa, accompanied by John Larson. Senator Priebe.

Forty-eight students from Panora-Linden Elementary School, Panora, Iowa, accompanied by Mrs. Zieser and Mrs. Keith. Senator Rodgers.

One American Field Service student, Ulla Raiha from Kankannpa, Finland, accompanied by Mr. and Mrs. Robert Martin, Beth Martin and Debra Lehmann of Davenport, Iowa. Senator Shaw.

PETITIONS

The following petitions were presented and placed on file:

By Senator Lamborn, from fifty-nine residents of the community of Spragueville, Jackson County, Iowa, requesting the return of their polling place to Fairfield Township.

By Senator Lamborn, from thirty-two residents of Jones County favoring an increase in the inheritance tax exemption.

UNFINISHED BUSINESS

House File 1028

On motion of Senator Potter, House File 1028, a bill for an act relating to implementation of the change in the dates of the fiscal year to July first through June thirtieth, was taken up for further consideration.

Senator Shaff moved to reconsider the vote by which amendment S—2492 failed to be adopted by the Senate on March 20, 1974.

Senator Shaw took the chair at 9:40 a.m.

Roll call was requested.

On the question "Shall the motion to reconsider amendment S—2492 be adopted?" (H.F. 1028) the vote was:

Ayes, 29:

Andersen	Heying	Murray	Schwengels
Bergman	Hultman	Nystrom	Schwieger
Briles	Kelly	Plymat	Shaff
Burroughs	Lamborn	Potter	Shaw
Curtis	McCartney	Rabedeaux	Taylor
DeKoster	Miller of	Ramsey	Tieden
Griffin	Marshall	Riley	Winkelman
Hansen	Milligan		

Nays, 19:

Blouin	Junkins	Nolin	Schaben
Coleman	Kennedy	Orr	Scott
Doderer	Kinley	Priebe	Van Gilst
Gallagher	Miller of	Robinson	Willits
Glenn	Des Moines	Rodgers	
Hill			

Absent or not voting, 2:

Gluba	Palmer
-------	--------

The motion prevailed and amendment S—2492 was taken up for reconsideration.

Senator Shaff offered amendment S—2552 to amendment S—2492 filed by him and moved its adoption:

S—2552

- 1 Amend the ways and means committee amendment S—2492
- 2 to House File 1028, line 15, by striking the
- 3 numeral "1975" and inserting in lieu thereof "1976".

President Neu took the chair at 10:18 a.m.

Amendment S—2552 to amendment S—2492 was adopted.

Senator Shaw took the chair at 10:23 a.m.

Senator Lamborn moved the adoption of amendment S—2492 as amended.

Roll call was requested.

On the question "Shall amendment S—2492 as amended be adopted?" (H.F. 1028) the vote was:

Ayes, 27:

Andersen	Hultman	Murray	Schwengels
Bergman	Kelly	Nystrom	Schwieger
Burroughs	Lamborn	Plymat	Shaff
Curtis	McCartney	Potter	Shaw
DeKoster	Miller of	Rabedeaux	Taylor
Griffin	Marshall	Ramsey	Tieden
Hansen	Milligan	Riley	Winkelman

Nays, 22:

Blouin	Heying	Miller of	Robinson
Coleman	Hill	Des Moines	Rodgers
Doderer	Junkins	Nolin	Schaben
Gallagher	Kennedy	Orr	Scott
Glenn	Kinley	Palmer	Van Gilst
Gluba		Priebe	Willits

Absent or not voting, 1:

Briles

Amendment S—2492 as amended was adopted.

Senator McCartney offered amendment S—2556 filed by Senators McCartney and Potter and moved its adoption:

S—2556

- 1 Amend House File 1028, as amended and passed by
- 2 the House, page 21, by inserting after line 23 the
- 3 following section:
- 4 Sec. Notwithstanding the provisions of sec-
- 5 tion seven (7) of this Act, any veteran who files a
- 6 claim for a military service tax exemption under
- 7 section four hundred twenty-seven point five (427.5)
- 8 of the Code for the extended fiscal year and who sub-
- 9 sequently sells his property and purchases property

10 upon which no claim for a military service tax exemp-
 11 tion has been allowed for the extended fiscal year
 12 may file a claim by December 1, 1974 with the depart-
 13 ment of revenue for reimbursement in an amount equal
 14 to one-third of the amount determined by multiplying
 15 the exemption by the millage.
 16 The provisions of this section shall become
 17 effective upon publication under the provisions of
 18 section thirty-seven (37) of this Act.

Roll call was requested.

On the question "Shall amendment S—2556 be adopted?"
 (H.F. 1028) the vote was:

Ayes, 47:

Andersen	Hansen	Milligan	Rodgers
Bergman	Heying	Murray	Schaben
Blouin	Hill	Nolin	Schwengels
Burroughs	Hultman	Nystrom	Schwieger
Coleman	Junkins	Palmer	Scott
Curtis	Kelly	Plymat	Shaff
DeKoster	Kennedy	Potter	Shaw
Doderer	Kinley	Priebe	Taylor
Gallagher	Lamborn	Rabedeaux	Tieden
Glenn	McCartney	Ramsey	Van Gilst
Gluba	Miller of	Riley	Willits
Griffin	Marshall	Robinson	Winkelman

Nays, none.

Voting present, 1:

Miller of
 Des Moines

Absent or not voting, 2:

Briles Orr

Amendment S—2556 was adopted.

Senator McCartney offered amendment S—2557 by Senators
 McCartney and Potter and moved its adoption:

S—2557

1 Amend House File 1028, as amended and passed by
 2 the House, page 21, by inserting after line 23 the
 3 following section:
 4 Sec. For any person who liquidated personal
 5 property at any time between January 2, 1973 and
 6 December 31, 1973 and who files a claim with the
 7 county board of supervisors, the county board of
 8 supervisors shall forgive the third third of
 9 personal property taxes due that become delinquent
 10 on April 1, 1975.
 11 The provisions of this section shall become
 12 effective upon publication under the provisions
 13 of section thirty-seven (37) of this Act.

Amendment S—2557 was adopted.

Senator Willits offered amendment S—2559 and moved its adoption:

S—2559

- 1 Amend House File 1028, page 20, by striking
- 2 lines 12 through 14 and renumbering the remaining
- 3 sections.

Roll call was requested.

On the question "Shall amendment S—2559 be adopted?" (H.F. 1028) the vote was:

Ayes, 8:

Glenn	Kinley	Palmer	Rodgers
Gluba	Orr	Riley	Willits

Nays, 39:

Andersen	Hansen	Miller of	Schaben
Bergman	Heying	Marshall	Schwengels
Blouin	Hill	Murray	Schwieger
Briles	Hultman	Nolin	Scott
Burroughs	Junkins	Nystrom	Shaff
Coleman	Kennedy	Plymat	Shaw
Curtis	Lamborn	Potter	Taylor
DeKoster	McCartney	Rabedeaux	Tieden
Doderer	Miller of	Ramsey	Van Gilst
Gallagher	Des Moines	Robinson	Winkelman
Griffin			

Voting present, 1:

Milligan (under Rule 24)

Absent or not voting, 2:

Kelly Priebe

Amendment S—2559 lost.

Senator Rabedeaux took the chair at 1:15 p.m.

Senator Potter moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1028) the vote was:

Rule 24 was invoked.

Ayes, 24:

Andersen	Hultman	Nystrom	Schwieger
Bergman	Lamborn	Plymat	Shaff
Burroughs	McCartney	Potter	Shaw
Curtis	Miller of	Rabedeaux	Taylor
DeKoster	Marshall	Ramsey	Tieden
Griffin	Murray	Schwengels	Winkelman
Hansen			

Nays, 23:

Blouin	Hill	Nolin	Rodgers
Coleman	Junkins	Orr	Schaben
Doderer	Kennedy	Palmer	Scott
Gallagher	Kinley	Priebe	Van Gilst
Glenn	Miller of	Riley	Willits
Gluba	Des Moines	Robinson	
Heying			

Voting present, 1:

Milligan (under Rule 24)

Absent or not voting, 2:

Briles Kelly

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

MOTION TO SPECIAL ORDER LOST

Senator Schaben asked unanimous consent that **Senate File 1279** be made a special order of business for Monday, March 25, 1974, at 10:00 a.m.

Objection was raised.

Senator Schaben moved that Senate File 1279 be made a special order of business for Monday, March 25, 1974, at 10:00 a.m.

CALL OF THE SENATE

The Chair announced the following Call of the Senate had been filed at the desk and directed the Secretary to call the roll:

MR. PRESIDENT: Pursuant to Rule 19 of the Rules of the Senate of the Sixty-fifth General Assembly, we, the undersigned, do hereby request a Call of the Senate on Senate File 1279 and all amendments and motions thereto.

CLIFTON C. LAMBORN
 LUCAS J. DeKOSTER
 RAY TAYLOR
 ROGER J. SHAFF
 ELIZABETH R. MILLER
 WARREN E. CURTIS
 IRVIN BERGMAN
 JOHN S. MURRAY
 CLIFF BURROUGHS
 WILLIAM N. PLYMAT

Roll call revealed all members present with the exception of Senators Briles, Gallagher, Hansen, Heying, Hultman, Priebe, Rodgers, Tieden and Van Gilst.

The Chair directed the sergeant-at-arms to locate the absent members.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, Senator Rabedeaux presiding.

The Chair announced all members of the Senate were now present in the Senate chamber.

Senator Schaben restated his motion that Senate File 1279 be made a special order of business for Monday, March 25, 1974, at 10:00 a.m.

The motion lost.

Senator Lamborn asked and received unanimous consent that the Call of the Senate on Senate File 1279 be lifted.

REFERRED TO COMMITTEE

Senator Lamborn moved that Senate File 1264 be referred to the committee on commerce.

Roll call was requested.

On the question "Shall the motion to refer the bill to the committee on commerce be adopted?" (S.F. 1264) the vote was:

Ayes, 27:

Andersen	Hansen	Milligan	Schwengels
Bergman	Hultman	Nystrom	Schwieger
Briles	Kelly	Plymat	Shaff
Burroughs	Lamborn	Potter	Shaw
Curtis	McCartney	Rabedeaux	Taylor
DeKoster	Miller of	Ramsey	Tieden
Griffin	Marshall	Riley	Winkelman

Nays, 22:

Blouin	Heying	Miller of	Priebe
Coleman	Hill	Des Moines	Rodgers
Doderer	Junkins	Murray	Schaben
Gallagher	Kennedy	Nolin	Scott
Glenn	Kinley	Orr	Van Gilst
Gluba		Palmer	Willits

Absent or not voting, 1:

Robinson

The motion prevailed and Senate File 1264 was referred to the committee on commerce.

REFERRED TO COMMITTEE

Senator Riley asked and received unanimous consent that House File 306 be referred to the committee on judiciary.

CALL OF THE SENATE

The Chair announced the following Call of the Senate had been filed at the desk and directed the Secretary to call the roll:

MR. PRESIDENT: Pursuant to Rule 19 of the Rules of the Senate of the Sixty-fifth General Assembly, we, the undersigned, do hereby request a Call of the Senate on House File 1028 and all amendments and motions thereto.

CLIFTON C. LAMBORN
 JOHN S. MURRAY
 RAY TAYLOR
 ELIZABETH R. MILLER
 ELIZABETH SHAW
 FORREST V. SCHWENGELS
 LEONARD C. ANDERSEN
 WILLIAM N. PLYMAT
 RALPH F. McCARTNEY
 JAMES W. GRIFFIN, SR.

Roll call revealed all members present with the exception of Senator Schwieger.

The Chair directed the sergeant-at-arms to locate the absent Senator.

MOTION TO RECONSIDER ADOPTED

House File 1028

Senator Riley called up the following motion to reconsider filed at the desk and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which House File 1028 failed to pass the Senate on March 21, 1974.

On the question "Shall the motion to reconsider be adopted?" (H.F. 1028) the vote was:

Ayes, 27:

Andersen	Hansen	Murray	Schwengels
Bergman	Hultman	Nystrom	Schwieger
Briles	Kelly	Plymat	Shaff
Burroughs	Lamborn	Potter	Shaw
Curtis	McCartney	Rabedaux	Taylor
DeKoster	Miller of	Ramsey	Tieden
Griffin	Marshall	Riley	Winkelman

Nays, 21:

Blouin	Heying	Nolin	Rodgers
Coleman	Hill	Orr	Schaben
Doderer	Junkins	Palmer	Scott
Gallagher	Kennedy	Priebe	Van Gilst
Glenn	Kinley	Robinson	Willits
Gluba			

Voting present, 2:

Miller of
Des Moines Milligan

The motion prevailed.

On the question "Shall the bill pass?" (H.F. 1028) the vote was:

Ayes, 27:

Andersen	Hansen	Murray	Schwengels
Bergman	Hultman	Nystrom	Schwieger
Briles	Kelly	Plymat	Shaff
Burroughs	Lamborn	Potter	Shaw
Curtis	McCartney	Rabedeaux	Taylor
DeKoster	Miller of	Ramsey	Tieden
Griffin	Marshall	Riley	Winkelman

Nays, 22:

Blouin	Heying	Miller of	Robinson
Coleman	Hill	Des Moines	Rodgers
Doderer	Junkins	Nolin	Schaben
Gallagher	Kennedy	Orr	Scott
Glenn	Kinley	Palmer	Van Gilst
Gluba		Priebe	Willits

Voting present, 1:

Milligan

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

HOUSE AMENDMENT TO SENATE AMENDMENT CONSIDERED

House File 1121

Senator Hansen called up for consideration House File 1121, a bill for an act amending the state school foundation program, amended by the Senate and further amended by the House, and moved that the Senate refuse to concur in the following House amendment to the Senate amendment:

- 1 Amend the Senate amendment to House File 1121 as
- 2 follows:
- 3 1. By striking lines 24 through 40, inclusive.
- 4 2. By striking lines 47 through 51, inclusive.
- 5 3. By striking lines 77 through 87, inclusive.

Senator Glenn moved that the Senate concur in the House amendment to the Senate amendment.

Roll call was requested.

On the question "Shall the motion to concur in the House

amendment to the Senate amendment be adopted?" (H.F. 1121) the vote was:

Rule 24 was invoked.

Ayes, 14:

Bergman	DeKoster	Miller of	Schaben
Briles	Glenn	Marshall	Scott
Coleman	Hultman	Priebe	Taylor
Curtis		Ramsey	Winkelman

Nays, 35:

Andersen	Hill	Milligan	Riley
Blouin	Junkins	Murray	Robinson
Burroughs	Kelly	Nolin	Rodgers
Doderer	Kennedy	Nystrom	Schwengels
Gallagher	Kinley	Orr	Schwieger
Gluba	Lamborn	Palmer	Shaw
Griffin	McCartney	Plymat	Tieden
Hansen	Miller of	Potter	Van Gilst
Heying	Des Moines	Rabedaux	Willits

Absent or not voting, 1:

Shaff

The motion lost, and the Senate refused to concur in the House amendment to the Senate amendment on House File 1121.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 277, a bill for an act relating to the establishment and administration of professional and occupational licensing boards.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 277

- 1 Amend Senate File 277, as passed by the Senate and reprinted,
- 2 as follows:
- 3 1. Page 2A, by striking lines 15 through 19 inclusive.
- 4 2. Page 4A, line 21, by striking the word "may" and in-
- 5 serting in lieu thereof the words "shall not".
- 6 3. Page 4A, line 27, by inserting after the word
- 7 "applicant" the words "only if the felony conviction relates
- 8 directly to the practice of engineering or land surveying".
- 9 4. Page 5, line 34, by inserting after the period the
- 10 following:
- 11 "All examinations in theory shall be in writing and the
- 12 identity of the person taking the examination shall be
- 13 concealed until after the examination papers have been
- 14 graded. For examinations in practice, the identity of the

15 *person taking the examination shall also be concealed as far*
 16 *as possible."*

17 5. Page 6A, by striking lines 9 through 12, inclusive, and
 18 inserting in lieu thereof the words "*applicant who has failed*
 19 *the examination may request in writing information from the*
 20 *board concerning his examination grade and subject areas or*
 21 *questions which he failed to answer correctly, except that if*
 22 *the board administers a uniform, standardized examination,*
 23 *the board shall only be required to provide the examination*
 24 *grade and such other information concerning the applicant's*
 25 *examination results which are available to the board."*

Page 2

1 6. Page 7, line 13, by striking the words "*Failure to renew*
 2 *the certificate*".

3 7. Page 7, by striking lines 14 and 15.

4 8. Page 7, line 16 by striking the words "*assessed by the*
 5 *board*" and inserting in lieu thereof the following:

6 "*A person who fails to renew his certificate by the*
 7 *expiration date shall be allowed to do so within thirty days*
 8 *following its expiration, but the board may assess a*
 9 *reasonable penalty.*"

10 9. Page 9, by striking lines 19, 20, and 21 and inserting
 11 in lieu thereof the following:

12 **NEW SECTION. DISCLOSURE OF CONFIDENTIAL INFORMA-**
 TION. A

13 member of the board shall not disclose information relating to
 14 the following:

- 15 1. Criminal history or prior misconduct of the applicant.
- 16 2. Information relating to the contents of the examination.
- 17 3. Information relating to the examination results other
 18 than final score except for information about the results of
 19 an examination which is given to the person who took the
 20 examination.

21 A member of the board who willfully communicates or seeks
 22 to communicate such information, and any person who willfully
 23 requests, obtains, or seeks to obtain such information, is
 24 guilty of a public offense which is punishable by a fine not
 25 exceeding one hundred dollars or by imprisonment in the county

Page 3

1 jail for not more than thirty days.

2 10. Page 10, line 34, by inserting after the period the
 3 following: "*The salary of the secretary shall be set by the*
 4 *general assembly.*"

5 11. Page 11, line 13, by striking the word "*may*" and
 6 inserting in lieu thereof the words "*shall not*".

7 12. Page 11, line 18, by inserting after the word
 8 "*applicant*" the words "*only if the felony conviction relates*
 9 *directly to the practice of certified shorthand reporting*".

10 13. Page 11, by striking lines 27, 28, and 29 and in-
 11 sserting in lieu thereof the following: "*date. A person who*
 12 *fails to renew his certificate by the expiration date shall*
 13 *be allowed to do so within thirty days following its expira-*
 14 *tion, but the board may assess a reasonable penalty.*"

15 14. Page 11, line 35, by inserting after the period the

16 following:

17 "All examinations in theory shall be in writing and the
18 identity of the person taking the examination shall be con-
19 cealed until after the examination papers have been graded.
20 For examinations in practice, the identity of the person
21 taking the examination shall also be concealed as far as
22 possible."

23 15. Page 12A, line 4, by striking the comma.

24 16. Page 12A, by striking lines 5, 6, and 7 and inserting
25 in lieu thereof the words "request in writing information

Page 4

1 from the board concerning his examination grade and subject
2 areas or questions which he failed to answer correctly, except
3 that if the board administers a uniform, standardized
4 examination, the board shall only be required to provide the
5 examination grade and such other information concerning the
6 applicant's examination results which are available to the
7 board."

8 17. Page 12A, by striking lines 17, 18, and 19 and in-
9 serting in lieu thereof the following:

10 *NEW SECTION. DISCLOSURE OF CONFIDENTIAL INFORMA-*
TION. A

11 member of the board shall not disclose information relating to
12 the following:

- 13 1. Criminal history or prior misconduct of the applicant.
- 14 2. Information relating to the contents of the examination.
- 15 3. Information relating to the examination results other
16 than final score except for information about the results of
17 an examination which is given to the person who took the
18 examination.

19 A member of the board who willfully communicates or seeks
20 to communicate such information, and any person who will-
21 fully requests, obtains, or seeks to obtain such information,
22 is guilty of a public offense which is punishable by a fine
23 not exceeding one hundred dollars or by imprisonment in
24 the county jail for not more than thirty days.

25 18. Page 15A, line 5, by inserting after the period the

Page 5

1 following:

2 "All examinations in theory shall be in writing and the
3 identity of the person taking the examination shall be con-
4 cealed until after the examination papers have been graded.
5 For examinations in practice, the identity of the person taking
6 the examination shall also be concealed as far as possible."

7 19. Page 15A, by striking lines 9 through 12, inclusive,
8 and inserting in lieu thereof the words "applicant who has
9 failed the examination may request in writing information
10 from the board concerning his examination grade and subject
11 areas or questions which he failed to answer correctly,
12 except that if the board administers a uniform, standardized
13 examination, the board shall only be required to provide the
14 examination grade and such other information concerning the
15 applicant's examination results which are available to the
16 board."

17 20. Page 15A, line 30, by striking the word "may" and
18 inserting in lieu thereof the words "shall not".

19 21. Page 15B, line 37, by inserting after the word
20 "applicant" the words "only if the felony conviction relates
21 directly to the practice of accountancy".

22 22. Page 16, by striking lines 31 through 34, inclusive,
23 and inserting in lieu thereof the following:

24 A person who fails to renew his certificate or registration
25 by the expiration date shall be allowed to do so within thirty

Page 6

1 days following its expiration, but the board may assess a
2 reasonable penalty.

3 23. Page 17, by striking lines 27, 28, and 29 and inserting
4 in lieu thereof the following:

5 **NEW SECTION. DISCLOSURE OF CONFIDENTIAL INFORMATION. A**

6 member of the board shall not disclose information relating
7 to the following:

- 8 1. Criminal history or prior misconduct of the applicant.
- 9 2. Information relating to the contents of the examination.
- 10 3. Information relating to the examination results other
11 than final score except for information about the results
12 of an examination which is given to the person who took the
13 examination.

14 A member of the board who willfully communicates or seeks
15 to communicate such information, and any person who will-
16 fully requests, obtains, or seeks to obtain such information,
17 is guilty of a public offense which is punishable by a fine
18 not exceeding one hundred dollars or by imprisonment in the
19 county jail for not more than thirty days.

20 **NEW SECTION. CONTINUING EDUCATION.** The board shall
21 prescribe continuing education requirements for all certified
22 public accountants holding certificates and all other
23 certified public accountants working under certificates to
24 engage in the practice of public accounting in this state,
25 and compliance by certified public accountants shall be a

Page 7

1 condition to the renewal of a certificate to practice under
2 section one hundred sixteen point thirteen (116.13) of the
3 Code.

4 24. Page 18, line 16, by inserting after the word
5 "salesman" the words "except that if the licensed real estate
6 salesman becomes a licensed real estate broker during his
7 term of office, he shall be allowed to complete his term, but
8 shall not be eligible for reappointment on the commission as a
9 licensed real estate salesman".

10 25. Page 19A, line 31, by striking the word "An" and
11 inserting in lieu thereof the words "Except as provided in
12 section one hundred seventeen point twenty (117.20) of the
13 Code, an".

14 26. Page 20, by striking from lines 5 and 6 the following:
15 "An applicant shall not be ineligible because of age, citizen-
16 ship," and inserting in lieu thereof the following: "Every
17 applicant for a license as a real estate broker or salesman

18 *shall be of the age of eighteen years or over. Provided,*
 19 *however, an applicant shall not be ineligible because of*
 20 *citizenship."*

21 27. Page 20, line 10, by inserting after the word
 22 "applicant" the words "*only if the felony conviction relates*
 23 *directly to the practice of real estate selling*".

24 28. Page 21, line 6, by striking the word "may" and
 25 inserting in lieu thereof the words "*shall not*".

Page 8

1 29. Page 21, line 23, by striking the word "may" and
 2 inserting in lieu thereof the words "*shall not*".

3 30. Page 22A, line 18, by inserting after the period the
 4 following:

5 "*All examinations in theory shall be in writing and the*
 6 *identity of the person taking the examination shall be con-*
 7 *cealed until after the examination papers have been graded.*
 8 *For examinations in practice, the identity of the person taking*
 9 *the examination shall also be concealed as far as possible."*

10 31. Page 22A, by striking lines 23, 24, and 25 and insert-
 11 ing in lieu thereof the words "*examination may request in*
 12 *writing information from the commission concerning his*
 13 *examination grade and subject areas or questions which he*
 14 *failed to answer correctly, except that if the commission*
 15 *administers a uniform, standardized examination, the*
 16 *commission shall only be required to provide the examination*
 17 *grade and such other information concerning the applicant's*
 18 *examination results which are available to the commission."*

19 32. Page 23, line 7, by striking the words "*Failure to*
 20 *renew the license within*".

21 33. Page 23, by striking lines 8, 9, and 10 and inserting
 22 in lieu thereof the following:

23 "*A person who fails to renew his license by the expiration*
 24 *date shall be allowed to do so within thirty days following*
 25 *its expiration, but the commission may assess a reasonable*

Page 9

1 *penalty. The commission shall upon the written request".*

2 34. Page 25, by striking lines 10, 11, and 12 and insert-
 3 ing in lieu thereof the following:

4 **NEW SECTION. DISCLOSURE OF CONFIDENTIAL INFORMA-**
 TION. A

5 member of the board shall not disclose information relating
 6 to the following:

7 1. Criminal history or prior misconduct of the applicant.
 8 2. Information relating to the contents of the examination.

9 3. Information relating to the examination results other
 10 than final score except for information about the results of an
 11 examination which is given to the person who took the examination.

12 A member of the board who willfully communicates or seeks
 13 to communicate such information, and any person who willfully
 14 requests, obtains, or seeks to obtain such information, is
 15 guilty of a public offense which is punishable by a fine not
 16 exceeding one hundred dollars or by imprisonment in the county
 17 jail for not more than thirty days.

18 34½. Page 27A, line 6, by striking the word "may" and

19 inserting in lieu thereof the words "shall not".

20 35. Page 27A, line 12, by inserting after the period the
21 following:

22 *"All examinations in theory shall be in writing and the*
23 *identity of the person taking the examination shall be con-*
24 *cealed until after the examination papers have been graded.*
25 *For examinations in practice, the identity of the person*

Page 10

1 *taking the examination shall also be concealed as far as possible."*

2 36. Page 27A, by striking lines 16, 17, and 18 and in-
3 serting in lieu thereof the words "*examination may request in*
4 *writing information from the board concerning his examination*
5 *grade and subject areas or questions which he failed to*
6 *answer correctly, except that if the board administers a*
7 *uniform, standardized examination, the board shall only be*
8 *required to provide the examination grade and such other*
9 *information concerning the applicant's examination results*
10 *which are available to the board. In lieu of examination,*
11 *the board"*.

12 37. Page 28A, by striking lines 2 through 5, inclusive,
13 and inserting in lieu thereof the following:

14 A person who fails to renew his certificate of registration
15 by the expiration date shall be allowed to do so within thirty
16 days following its expiration, but the board may assess a
17 reasonable penalty.

18 38. Page 29A, line 12, by inserting after the word
19 "applicant" the words "only if the felony conviction relates
20 directly to the practice of architecture".

21 39. Page 29A, by striking lines 18, 19, and 20 and in-
22 serting in lieu thereof the following:

23 **NEW SECTION. DISCLOSURE OF CONFIDENTIAL INFORMA-**
TION. A

24 member of the board shall not disclose information relating
25 to the following:

Page 11

1 1. Criminal history or prior misconduct of the applicant.
2 2. Information relating to the contents of the examination.

3 3. Information relating to the examination results other
4 than final score except for information about the results of
5 an examination which is given to the person who took the
6 examination.

7 A member of the board who willfully communicates or seeks
8 to communicate such information, and any person who willfully
9 requests, obtains, or seeks to obtain such information, is
10 guilty of a public offense which is punishable by a fine not
11 exceeding one hundred dollars or by imprisonment in the county
12 jail for not more than thirty days.

13 40. Page 31, line 19, by striking the word "may" and
14 inserting in lieu thereof the words "shall not".

15 41. Page 31, line 24, by inserting after the word
16 "applicant" the words "only if the felony conviction relates
17 directly to the practice of watchmaking or watch repairing".

18 42. Page 32, line 27, by inserting after the period the
19 following:

20 "All examinations in theory shall be in writing and the
 21 identity of the person taking the examination shall be concealed
 22 until after the examination papers have been graded. For
 23 examinations in practice, the identity of the person taking the
 24 examination shall also be concealed as far as possible."

25 43. Page 33, line 9, by inserting after the period the

Page 12

1 following:

2 "An applicant who has failed the examination may request in
 3 writing information from the board concerning his examination
 4 grade and subject areas or questions which he failed to
 5 answer correctly, except that if the board administers a
 6 uniform, standardized examination, the board shall only be
 7 required to provide the examination grade and such other in-
 8 formation concerning the applicant's examination results which
 9 are available to the board."

10 44. Page 34, by striking lines 14 through 19, inclusive,
 11 and inserting in lieu thereof the following: "of his
 12 certificate. [Any watchmaker who allows his certificate to
 13 lapse by failing to renew the same as hereinafter provided,
 14 may obtain reinstatement thereof without examination, in the
 15 discretion of the board, if he applies therefor within three
 16 years following the expiration date of his certificate and
 17 pays the renewal fees then due.] A person who fails to renew
 18 his certificate by the expiration date shall be allowed to
 19 do so within thirty days following its expiration, but the
 20 board may assess a reasonable penalty."

21 45. Page 34, line 23, by striking the words "of good moral
 22 character," and inserting in lieu thereof the words "[of good
 23 moral character,]".

24 46. Page 35, line 7, by inserting after the period the
 25 following:

Page 13

1 A person who fails to renew his certificate by the expira-
 2 tion date shall be allowed to do so within thirty days
 3 following its expiration, but the board may assess a reasonable
 4 penalty.

5 47. Page 35, by striking lines 24, 25, and 26 and inserting
 6 in lieu thereof the following:

7 **NEW SECTION. DISCLOSURE OF CONFIDENTIAL INFORMATION. A**

8 member of the board shall not disclose information relating to
 9 the following:

10 1. Criminal history or prior misconduct of the applicant.

11 2. Information relating to the contents of the examina-
 12 tion.

13 3. Information relating to the examination results other
 14 than final score except for information about the results of
 15 an examination which is given to the person who took the
 16 examination.

17 A member of the board who willfully communicates or seeks
 18 to communicate such information, and any person who willfully
 19 requests, obtains, or seeks to obtain such information, is
 20 guilty of a public offense which is punishable by a fine not

21 exceeding one hundred dollars or by imprisonment in the
 22 county jail for not more than thirty days.
 23 48. Page 37, line 17, by inserting after the word
 24 "applicant" the words "only if the felony conviction relates
 25 directly to the practice of medicine, podiatry, osteopathy,

Page 14

1 osteopathy and surgery, chiropractic, nursing, psychology,
 2 optometry, pharmacy, physical therapy, cosmetology, barbering,
 3 or funeral directing or embalming for which the applicant
 4 requests to be licensed".

5 49. Page 39A, line 23, by striking "chiropractic,".

6 50. Page 39A, by striking all of lines 31 through 35, and
 7 page 39B by striking all of lines 36 and 37, and inserting
 8 in lieu thereof the following:

9 "2. For medical examiners, five members licensed to
 10 practice medicine and surgery, two members licensed to
 11 practice osteopathic medicine and surgery, and two members
 12 not licensed to practice either medicine and surgery or
 13 osteopathic medicine and surgery, and who shall represent
 14 the general public. A majority of members of the board shall
 15 constitute a quorum."

16 51. Page 40, by inserting after line 31 the following:

17 "8. For chiropractic examiners, five members licensed
 18 to practice chiropractic and two members who are not
 19 licensed to practice chiropractic and who shall represent
 20 the general public. A majority of the members of the board
 21 shall constitute a quorum."

22 52. Page 41A, lines 16 and 17, by striking the words
 23 "*and psychology examiners*".

24 53. Page 42, line 9, by striking the words "PUBLIC
 25 MEMBERS" and inserting in lieu thereof the words "EXAMINATION

Page 15

1 INFORMATION".

2 54. Page 42, by striking lines 12, 13, and 14 and inserting
 3 in lieu thereof the following:

4 A member of the board shall not disclose information relating
 5 to the following:

- 6 1. Criminal history or prior misconduct of the applicant.
- 7 2. Information relating to the contents of the examination.
- 8 3. Information relating to the examination results other
 9 than final score except for information about the results of
 10 an examination which is given to the person who took the
 11 examination.

12 A member of the board who willfully communicates or seeks
 13 to communicate such information, and any person who willfully
 14 requests, obtains, or seeks to obtain such information, is
 15 guilty of a public offense which is punishable by a fine not
 16 exceeding one hundred dollars or by imprisonment in the
 17 county jail for not more than thirty days.

18 55. Page 44A, line 3, by striking the word "*may*" and
 19 inserting in lieu thereof the words "*shall not*".

20 56. Page 44A, line 29, by striking the comma.

21 57. Page 44A, by striking lines 30, 31, and 32 and insert-
 22 ing in lieu thereof the words "request in writing information

23 from the examining board concerning his examination grade and
24 subject areas or questions which he failed to answer correctly,
25 except that if the examining board administers a uniform,

Page 16

1 standardized examination, the examining board shall only be
2 required to provide the examination grade and such other
3 information concerning the applicant's examination results
4 which are available to the examining board."

5 58. Page 46A, line 8, by inserting after the word "degree"
6 the words "and who represents himself as a certified practicing
7 psychologist".

8 59. Page 46A, line 22, by striking the word ". Renewal"
9 and inserting in lieu thereof the word ", renewal".

10 60. Page 49A, line 5, by striking the words "Failure to".

11 61. Page 49A, by striking lines 6, 7, and 8 and inserting
12 in lieu thereof the following:

13 "A person who fails to renew his license by the expiration
14 date shall be allowed to do so within thirty days following
15 its expiration, but the examining board may assess a
16 reasonable penalty."

17 62. Page 53A, line 34, by striking the words "*Failure*
18 *to renew the license*".

19 63. Pages 53A and 53B, by striking lines 35, 36, and 37
20 and inserting in lieu thereof the following:

21 "*A person who fails to renew his license by the expiration*
22 *date shall be allowed to do so within thirty days following*
23 *its expiration, but the board may assess a reasonable penalty.*"

24 64. Pages 54A and 54B, by striking lines 35 and 36 and
25 inserting in lieu thereof the words "*who has failed the*

Page 17

1 *examination may request in writing information from the*
2 *board concerning his examination grade and subject areas or*
3 *questions which he failed to answer correctly, except that*
4 *if the board administers a uniform, standardized examination,*
5 *the board shall only be required to provide the examination*
6 *grade and such other information concerning the applicant's*
7 *examination results which are available to the board."*

8 65. Page 55, line 20, by inserting after the word "shall"
9 the word "not".

10 66. Page 55, line 20, by striking the word ", unless".

11 67. Page 55, line 21, by striking the words "the board
12 deems the photograph unnecessary".

13 68. Page 55, line 26, by inserting after the word
14 "applicant" the words "only if the felony conviction relates
15 directly to the practice of nursing home administration".

16 69. Page 56, by striking lines 7, 8, and 9 and inserting
17 in lieu thereof the following:

18 **NEW SECTION. DISCLOSURE OF CONFIDENTIAL INFORMATION.**

19 A member of the board shall not disclose information relating
20 to the following:

- 21 1. Criminal history or prior misconduct of the applicant.
- 22 2. Information relating to the contents of the examination.
- 23 3. Information relating to the examination results other

24 than final score except for information about the results of
25 an examination which is given to the person who took the

Page 18

1 examination.

2 A member of the board who willfully communicates or seeks
3 to communicate such information, and any person who willfully
4 requests, obtains, or seeks to obtain such information, is
5 guilty of a public offense which is punishable by a fine not
6 exceeding one hundred dollars or by imprisonment in the
7 county jail for not more than thirty days.

8 70. Page 62, line 11, by inserting after the word "felony"
9 the words "*if the felony conviction relates directly to the
10 practice of dentistry or dental hygiene*".

11 71. Page 67, line 30, by striking the word "Failure".

12 72. Page 67, by striking lines 31, 32, and 33 and insert-
13 ing in lieu thereof the following:

14 "*A person who fails to renew his license by the expiration
15 date shall be allowed to do so within thirty days following
16 its expiration, but the board may assess a reasonable penalty.
17 Application for such*".

18 73. Page 69A, line 7, by inserting after the period the
19 following:

20 "*All examinations in theory shall be in writing and the
21 identity of the person taking the examination shall be
22 concealed until after the examination papers have been graded.
23 For examinations in practice, the identity of the person
24 taking the examination shall also be concealed as far as
25 possible.*"

Page 19

1 74. Page 69A, line 35, by striking the comma.

2 75. Page 69B, by striking lines 36, 37 and 38 and inserting
3 in lieu thereof the words "request in writing information from
4 the board concerning his examination grade and subject areas
5 or questions which he failed to answer correctly, except that
6 if the board administers a uniform, standardized examination,
7 the board shall only be required to provide the examination
8 grade and such other information concerning the applicant's
9 examination results which are available to the board."

10 76. Page 72, line 20, by striking the word "may" and
11 inserting in lieu thereof the words "shall not".

12 77. Page 72, line 29, by inserting after the word
13 "applicant" the words "*only if the felony conviction relates
14 directly to the practice of veterinary medicine*".

15 78. Page 74, by striking lines 4, 5, and 6 and inserting
16 in lieu thereof the following:

17 **NEW SECTION. DISCLOSURE OF CONFIDENTIAL INFORMA-
TION. A**

18 member of the board shall not disclose information relating
19 to the following:

- 20 1. Criminal history or prior misconduct of the applicant.
- 21 2. Information relating to the contents of the examination.
- 22 3. Information relating to the examination results other
23 than final score except for information about the results of
24 an examination which is given to the person who took the

25 examination.

Page 20

1 A member of the board who willfully communicates or seeks
2 to communicate such information, and any person who willfully
3 requests, obtains, or seeks to obtain such information, is
4 guilty of a public offense which is punishable by a fine not
5 exceeding one hundred dollars or by imprisonment in the county
6 jail for not more than thirty days.

7 79. Page 75A, line 31, by inserting after the period the
8 following sentence: "*All per diem and expense moneys paid*
9 *to the members shall be paid from funds appropriated to the*
10 *board.*"

11 80. Page 76A, line 3, by inserting after the period the
12 following:

13 "*All examinations in theory shall be in writing and the*
14 *identity of the person taking the examination shall be*
15 *concealed until after the examination papers have been graded.*
16 *For examinations in practice, the identity of the person taking*
17 *the examination shall also be concealed as far as possible.*"

18 81. Page 76A, line 4, by striking the word "comission"
19 and inserting in lieu thereof the word "[commission] board".

20 82. Page 76A, line 9, by striking the word ", upon".

21 83. Page 76A, by striking lines 10 and 11 and inserting
22 in lieu thereof the words "*request in writing information*
23 *from the board concerning his examination grade and subject*
24 *areas or questions which he failed to answer correctly, except*
25 *that if the board administers a uniform, standardized*

Page 21

1 *examination, the board shall only be required to provide the*
2 *examination grade and such other information concerning the*
3 *applicant's examination results which are available to the*
4 *board.*"

5 84. Page 76A, by inserting the following after line 11:

6 Sec. Section four hundred fifty-five B point
7 fifty-seven (455B.57), Code 1973, line four (4), is amended
8 by striking the word "comission" and inserting in lieu
9 thereof the words "[commission] board".

10 85. Page 76A, by striking lines 18, 19, and 20 and
11 inserting in lieu thereof the following:

12 "*state. A person who fails to renew his certificate by*
13 *the expiration date shall be allowed to do so within thirty*
14 *days following its expiration, but the board may assess a*
15 *reasonable penalty.*"

16 86. Page 77A, line 10, by striking the word "section"
17 and inserting in lieu thereof the word "sections".

18 87. Page 77A, line 13, by inserting after the word
19 "shall" the word "not".

20 88. Page 77A, line 13, by striking the word ", unless".

21 89. Page 77A, line 14, by striking the words "the board
22 deems the photograph unnecessary".

23 90. Page 77A, line 19, by inserting after the word
24 "applicant" the words "only if the felony conviction relates
25 directly to the practice of operation of waterworks or waste

Page 22

1 waterworks”.

2 91. Page 77A, by inserting after line 20 the following:

3 **NEW SECTION. DISCLOSURE OF CONFIDENTIAL INFORMATION. A**

4 member of the board shall not disclose information relating to
5 the following:

6 1. Criminal history or prior misconduct of the applicant.

7 2. Information relating to the contents of the examination.

8 3. Information relating to the examination results other
9 than final score except for information about the results of an
10 examination which is given to the person who took the examina-
11 tion.

12 A member of the board who willfully communicates or seeks
13 to communicate such information, and any person who willfully
14 requests, obtains, or seeks to obtain such information, is
15 guilty of a public offense which is punishable by a fine not
16 exceeding one hundred dollars or by imprisonment in the
17 county jail for not more than thirty days.

18 92. Page 77A, by striking lines 26 and 27 and inserting
19 in lieu thereof the words “*court which shall adopt and*
20 *promulgate rules to carry out the intent and purpose of this*
21 *chapter.*”

22 93. Page 78, line 2, by striking the words “in the United
23 States” and inserting in lieu thereof the words “. [in the
24 United States]”.

25 94. Page 78, line 11, by inserting after the word “shall”

Page 23

1 the word “not”.

2 95. Page 78, lines 12 and 13, by striking the words “,
3 *unless the board of law examiners deems the photograph un-*
4 *necessary.*”

5 96. Page 78, line 17, by inserting after the word “of”
6 the words “*guilty pleas and convictions of.*”

7 97. Page 78, line 17, by striking the word “*indictable.*”

8 98. Page 78, by striking lines 29 and 30, and

9 inserting in lieu thereof the following:

10 “supreme court. A member admitted to practice law shall
11 be”.

12 99. Page 78, by striking lines 31, 32, and 33 and in-
13 serting in lieu thereof the words “actively engaged in the
14 practice of law in this state.”

15 100. Page 79A, line 11, by striking the word “board”
16 and inserting in lieu thereof the word “court”.

17 101. Page 79A, line 12, by inserting after the period
18 the following:

19 “All examinations in theory shall be in writing and
20 the identity of the person taking the examination shall be
21 concealed until after the examination papers have been
22 graded. For examinations in practice, the identity of the
23 person taking the examination shall also be concealed as
24 far as possible.”

25 102. Page 79A, line 16, by striking the word “board”

Page 24

- 1 and inserting in lieu thereof the word "court".
 2 103. Page 79A, line 17, by striking the word ", upon".
 3 104. Page 79A, by striking lines 18, 19, and 20 and in-
 4 serting in lieu thereof the words "request in writing informa-
 5 tion from the court concerning his examination grade and sub-
 6 ject areas or questions which he failed to answer correctly,
 7 except that if the court administers a uniform, standardized
 8 examination, the court shall only be required to provide the
 9 examination grade and such other information concerning the
 10 applicant's examination results which are available to the
 11 court."
 12 105. Page 79A, by striking from lines 27 and 28 the
 13 following:
 14 "and shall be subject to senate confirmation".
 15 106. Page 80, line 7, by striking the words "shall serve
 16 for one examination only, and" and inserting in lieu thereof
 17 the words "[shall serve for one examination only, and]".
 18 107. Page 80, line 13, by striking the word "approval"
 19 and inserting in lieu thereof the word "rules".
 20 108. Page 80, line 25, by inserting after the word "the"
 21 the words "costs of conducting an investigation of the
 22 applicant and the".
 23 109. Page 81, by striking lines 2 through 15, inclusive,
 24 and inserting in lieu thereof the following:
 25 "Code 1973, is amended by striking the section and

Page 25

- 1 inserting in lieu thereof the following:
 2 **610.10 PRACTITIONERS FROM OTHER STATES.** Any person who
 3 is a resident of this state, and has been admitted to the
 4 bar of any other state in the United States or the District of
 5 Columbia, may, in the discretion of the court, be admitted to
 6 practice in this state without examination or proof of period
 7 of study. The person, in his application for admission to
 8 practice law in this state, in addition to all other require-
 9 ments stated in this chapter shall establish that he has pract-
 10 iced law for five full years under license in such jurisdiction
 11 within the seven years immediately preceding the date of his
 12 application and still holds a license to practice law. The
 13 teaching of law as a full-time instructor in a recognized law
 14 school in this state or some other state shall for the purposes
 15 of this section be deemed the practice of law. Any person who
 16 has discharged actual legal duties as a member of the armed
 17 services of the United States shall be deemed to have
 18 practiced law for the purposes of this section if certified
 19 to as such by the judge advocate general of the service. The
 20 court may charge an investigation fee based upon the cost of
 21 conducting the investigation as determined by the court."
 22 110. Page 81, by striking lines 21, 22, and 23 and in-
 23 serting in lieu thereof the words "in this state."
 24 111. Page 82, line 9, by striking the word and figures
 25 "January 1, 1974" and inserting in lieu thereof the word and

Page 26

1 figures "July 1, 1975".

2 112. Page 82, lines 11, 12, and 13, by striking the words
3 "derived therefrom shall be deposited in the general fund of
4 the state except those funds derived" and inserting in lieu
5 thereof the word "received".

6 113. Page 82, line 15, by striking the words "which funds".

7 114. Page 82, by inserting after line 17 the following new
8 section:

9 **NEW SECTION. CLIENT SECURITY FUND NOT AN INSURANCE COMPANY.**

10 A client security fund established by the supreme court is not
11 an insurance company and the insurance laws of this state and
12 the rules and regulations of the commissioner of insurance are
13 not applicable to such a client security fund.

14 115. Page 82, by striking lines 27, 28, and 29 and insert-
15 ing in lieu thereof the following:

16 **NEW SECTION. DISCLOSURE OF CONFIDENTIAL INFORMATION. A**

17 member of the board shall not disclose information relating to
18 the following:

- 19 1. Criminal history or prior misconduct of the applicant.
- 20 2. Information relating to the contents of the examination.
- 21 3. Information relating to the examination results other
22 than final score except for information about the results of an
23 examination which is given to the person who took the
24 examination.

25 A member of the board who willfully communicates or seeks to

Page 27

1 communicate such information, and any person who willfully
2 requests, obtains, or seeks to obtain such information, is
3 guilty of a public offense which is punishable by a fine not
4 exceeding one hundred dollars or by imprisonment in the county
5 jail for not more than thirty days.

6 116. Page 84, by striking lines 4 through 10, inclusive.

7 117. Page 84, lines 18 and 19, by striking the words "he
8 resides outside, and his major practice is outside, the state"
9 and inserting in lieu thereof the words "his residence and his
10 major practice are outside the state,".

11 118. Page 84, line 21, by striking the words "in another
12 state" and inserting in lieu thereof the words "in the state
13 in which he resides".

14 119. Page 87, by striking lines 8 through 11, inclusive.

15 120. Page 88, by inserting after line 24 the following
16 sections:

17 **Sec. 177. NEW SECTION. DEFINITIONS.** As used in this
18 Act, unless the context otherwise requires:

19 1. "Board" means the Iowa board of landscape architectural
20 examiners established pursuant to section one hundred seventy-
21 nine (179) of this Act.

22 2. "Landscape architect" means a person who engages in the
23 practice of landscape architecture as defined in this section.

24 3. The "practice of landscape architecture" means the
25 performance of professional services such as

Page 28

1 consultations, investigations, reconnaissance,
2 research, planning, design, or responsible supervision
3 in connection with projects involving the arranging
4 of land and the elements thereon for public and pri-
5 vate use and enjoyment, including the alignment of
6 roadways and the location of buildings, service areas,
7 parking areas, walkways, steps, ramps, pools, and
8 other structures, and the grading of the land, surface
9 and subsoil drainage, erosion control, planting,
10 reforestation, and the preservation of the natural
11 landscape and aesthetic values, in accordance with
12 accepted professional standards of public health,
13 welfare, and safety. This practice shall include
14 the location and arrangement of such tangible objects
15 and features as are incidental and necessary to the
16 purposes outlined in this Act but shall not include
17 the design of structures or facilities with separate
18 and self-contained purposes for habitation or industry,
19 or the design of public streets and highways, utili-
20 ties, storm and sanitary sewers, and sewage treatment
21 facilities, such as are ordinarily included in the
22 practice of engineering or achitecture; and shall
23 not include the making of land surveys or final land
24 plats for official approval or recording. Nothing
25 contained in this Act shall preclude a licensed

Page 29

1 landscape architect from performing any of the ser-
2 vices described in this section in connection with
3 the settings, approaches or environment for buildings,
4 structures or facilities. Nothing contained in this
5 Act shall be construed as authorizing a landscape
6 architect to engage in the practice of architecture,
7 engineering, or land surveying.

Sec. 178. NEW SECTION. REGISTRATION REQUIRED.

9 A person shall not use the title of landscape architect
10 for any title or device indicating or representing
11 in any manner that such person is a landscape architect
12 or is practicing landscape architecture unless such
13 person is a registered landscape architect as provided
14 in section one hundred eighty-seven (187) of this Act.
15 Every holder of a registration certificate as a regis-
16 tered landscape architect shall display it in a con-
17 spicuous place in his principal office.

Sec. 179. NEW SECTION. ESTABLISHMENT OF BOARD.

19 There is established a board of landscape architectural
20 examiners which shall consist of five members who
21 are registered landscape architects and two members
22 who are not registered landscape architects and who
23 shall represent the general public. Members shall
24 be appointed by the governor, subject to the approval
25 of two-thirds of the members of the senate. A

Page 30

1 registered member shall be actively engaged in the

2 practice of landscape architecture or the teaching
 3 of landscape architecture in an accredited college
 4 or university, and shall have been so engaged for
 5 five years preceding his appointment, the last two
 6 of which shall have been in Iowa. Professional
 7 associations or societies composed of registered
 8 landscape architects may recommend the names of
 9 potential board members to the governor, but the gov-
 10 ernor shall not be bound by the recommendations.
 11 A board member shall not be required to be a member
 12 of any professional association or society composed
 13 of professional landscape architects.

14 Appointments shall be for three-year terms and
 15 shall commence on July first of the year in which
 16 the appointment is made. Vacancies shall be filled
 17 for the unexpired term by appointment of the governor
 18 and shall be subject to senate confirmation. Members
 19 shall serve no more than three terms or nine years,
 20 whichever is less.

21 The initial five members of the board appointed
 22 by the governor as registered landscape architects
 23 shall meet the qualifications prescribed in this Act
 24 and shall become registered as landscape architects
 25 immediately upon confirmation of their respective

Page 31

1 appointments without examination.

2 Sec. 180. *NEW SECTION. ORGANIZATION OF THE BOARD—*
 3 *MEETINGS—QUORUM.* The board shall elect annually
 4 from its members a chairman, vice chairman, and
 5 secretary. The duties of the officers shall be such
 6 as are usually performed by such officers. The board
 7 shall hold at least one meeting each year at the seat
 8 of government, and meetings shall be called at other
 9 times by the secretary at the request of the chairman
 10 or four members of the board. A majority of the
 11 members shall constitute a quorum. No action at any
 12 meeting can be taken without the affirmative votes
 13 of a majority of the members of the board.

14 Sec. 181. *NEW SECTION. DUTIES.*
 15 enforce the provisions of sections one hundred seventy-
 16 seven (177) through one hundred ninety-seven (197)
 17 of this Act and may employ technical and clerical assist-
 18 ants and incur such expense as may be necessary within
 19 the limits of funds appropriated to the board. The
 20 board shall make rules for the examination of applic-
 21 ants for the certificate of registration, and shall,
 22 after public notice, conduct examinations of applicants
 23 for registration. The board shall keep a record of
 24 its proceedings. The board shall adopt and have an
 25 official seal which shall be affixed to all

Page 32

1 certificates of registration granted and the board
 2 may make such other rules, not inconsistent with law,
 3 necessary for the proper performance of its duty.

4 The board shall maintain a roster showing the name,
5 place of business and residence, and the date and
6 number of the certificate of registration of every
7 registered landscape architect in this state.

8 Sec. 182. *NEW SECTION. ANNUAL REPORT.* Before
9 the first day of July of each year the board shall
10 submit to the governor a report of its transactions
11 for the preceding year, together with a complete
12 statement of the receipts and expenditures of the
13 board. This report shall include the roster of
14 registered landscape architects. A copy of this
15 report shall be filed with the secretary of state.

16 Sec. 183. *NEW SECTION. COMPENSATION AND EXPENSES.*
17 Members of the board shall set their own per diem
18 compensation at a rate not exceeding forty dollars
19 per day for the time actually spent in traveling to
20 and from, and in attending meetings of the board and
21 its committees, and shall receive all necessary
22 traveling and incidental expenses incurred in the
23 discharge of their duties within the limits of funds
24 appropriated to the board. Warrants for payments
25 of expenses of the board shall be issued by the state

Page 33

1 comptroller and paid by the treasurer of state upon
2 presentation of vouchers signed by the chairman or
3 vice chairman and secretary and authorized by the
4 board.

5 Sec. 184. *NEW SECTION. EXAMINATION.* The board
6 shall conduct examinations of applicants for
7 certificates of registration as landscape architects
8 at least once each year, or, if there are sufficient
9 applications, at such additional times as the board
10 may deem necessary. The examination shall determine
11 the ability of the applicant to use and understand
12 the theory and practice of landscape architecture
13 and may be divided into such subjects as the board
14 deems necessary. The board shall determine the annual
15 cost of administering the examinations and shall set
16 the fees accordingly. The public members of the board
17 shall not participate in administering or grading
18 any portion of the examination.

19 An applicant who has failed the examination may
20 request in writing information from the board
21 concerning his examination grade and subject areas
22 or questions which he failed to answer correctly,
23 except that if the board administers a uniform,
24 standardized examination, the board shall only be
25 required to provide the examination grade and such

Page 34

1 other information concerning the applicant's
2 examination results which are available to the board.

3 Sec. 185. *NEW SECTION. APPLICATIONS.* Any person
4 may apply for a certificate of registration or may

5 apply to take an examination for such certification.
 6 Applications for registration shall
 7 be on forms prescribed and furnished by the board,
 8 shall contain statements made under oath, showing
 9 the applicant's education and detail summary of his
 10 pertinent practical landscape architectural work and
 11 experience. The board shall not require that a recent
 12 photograph of the applicant be attached to the
 13 application form. An applicant shall not be ineligible
 14 for registration because of age, citizenship, sex,
 15 race, religion, marital status, or national origin.
 16 The board may consider the past felony record of an
 17 applicant only if the felony conviction relates
 18 directly to the practice of landscape architecture.
 19 Character references may be required but shall not
 20 be obtained from landscape architects. An appli-
 21 cation for examination shall be accompanied by an
 22 examination fee in the amount determined by the board.
 23 Each applicant for registration as a landscape
 24 architect shall meet one of the following requirements:
 25 1. Graduation from a course in landscape

Page 35

1 architecture in a school, college, or university
 2 offering an accredited minimum four-year curriculum
 3 in landscape architecture, and a minimum of three
 4 years of practical experience in landscape archi-
 5 tectural work which in the opinion of the board is
 6 of satisfactory character, at least one year of which
 7 must be under the supervision of a registered landscape
 8 architect or a person who becomes a registered
 9 landscape architect within one year after the effective
 10 date of this Act.

11 2. Graduation from a nonaccredited course of
 12 landscape architecture of a minimum of four years
 13 in a school, college or university and a minimum of
 14 four years of practical experience in landscape
 15 architectural work which in the opinion of the board
 16 is of satisfactory character, at least one year of
 17 which must be under the supervision of a registered
 18 landscape architect or a person who becomes a
 19 registered landscape architect within one year after
 20 the effective date of this Act.

21 3. A minimum of ten years of practical experience
 22 in landscape architectural work which in the opinion
 23 of the board is of satisfactory character to properly
 24 prepare the applicant for the examination.

25 A satisfactorily completed year of study in an

Page 36

1 accredited court of landscape architecture in an
 2 accredited school, college, or university may be
 3 accepted in lieu of one year of practical experience.

4 A master's degree from an accredited school,
 5 college, or university may be accepted in lieu of

6 one year of practical experience.

7 Any four-year college or university degree may
8 be accepted in lieu of two years of practical
9 experience.

10 Sec. 186. *NEW SECTION.* FOREIGN REGISTRANTS.

11 Any applicant who holds a license or certificate to
12 practice landscape architecture issued to him upon
13 examination by a board of examiners in any other
14 state, territory, or possession of the United States,
15 the District of Columbia, or of any foreign country,
16 if the requirements for such license or certificate
17 were, at the time it was issued, in the opinion of
18 the board, equal to or higher than the requirements
19 of this state, may be registered without further
20 examination.

21 Sec. 187. *NEW SECTION.* REGISTRATION. When an
22 applicant has complied with the application
23 requirements of this Act and has passed the examination
24 to the satisfaction of a majority of the registered
25 members of the board, or is a foreign registrant and

Page 37

1 has qualified for registration under this Act, and
2 has paid the required registration fee, the secretary
3 shall enroll the applicant's name and address in the
4 roster of registered landscape architects and issue
5 to him a certificate of registration, signed by the
6 officers of the board.

7 Sec. 188. *NEW SECTION.* SEAL. Every registered
8 landscape architect shall have a seal, approved by
9 the board, which shall contain the name of the
10 landscape architect and the words "Registered Landscape
11 Architect, State of Iowa", and such other words or
12 figures as the board may deem necessary. All landscape
13 architectural plans and specifications, prepared by
14 such landscape architect or under the supervision
15 of such landscape architect, shall be dated and bear
16 the legible seal of such registered landscape
17 architect. Nothing contained in this section shall
18 be construed to permit the seal of a landscape
19 architect to serve as a substitute for the seal of
20 a licensed professional engineer
21 or land surveyor whenever the seal of an architect,
22 engineer or land surveyor is required under the laws
23 of this state.

24 Sec. 189. *NEW SECTION.* RENEWALS. Certificates
25 of registration shall expire annually as determined

Page 38

1 by the board. Registered landscape architects shall
2 renew their certificates of registration and pay a
3 renewal fee in the manner and amount prescribed by
4 the board. Failure to renew the certificate of
5 registration within a reasonable time after the
6 expiration shall not invalidate the certificate, but
7 a reasonable penalty may be assessed by the board.

8 Sec. 190. *NEW SECTION. FEES.* The board shall
 9 set the fees for a certificate of registration as
 10 a registered landscape architect, and for renewal
 11 of a certificate. The fee for a certificate of
 12 registration and for renewal of a certificate shall
 13 be based upon the administrative costs of sustaining
 14 the board which shall include, but shall not be limited
 15 to, the costs for:

16 1. Per diem, expenses, and travel for board
 17 members.

18 2. Office facilities, supplies, and equipment.

19 3. Clerical assistance.

20 All fees shall be collected by the secretary, paid
 21 to the treasurer of state and deposited in the general
 22 fund of the state.

23 Sec. 191. *NEW SECTION. SUSPENSION OR REVOCATION*
 24 *OF CERTIFICATE.* The board may, by a five-sevenths
 25 vote of the entire board, suspend for a period not

Page 39

1 exceeding two years, or revoke the certificate of
 2 registration of, or reprimand any registrant who is
 3 found guilty of:

4 1. Any fraud or deceit in obtaining a registra-
 5 tion;

6 2. Any fraud or deceit in his practice;

7 3. Any gross negligence, incompetence, or
 8 misconduct in his practice; or

9 4. Who is found to have been convicted of any
 10 felony that would affect his ability to practice
 11 landscape architecture.

12 Sec. 192. *NEW SECTION. PROCEDURE.* Any person
 13 may file charges with the board against a landscape
 14 architect or the board may initiate charges. Such
 15 charges shall be in writing, sworn to if by a
 16 complainant other than the board, and filed with the
 17 board. Unless the charges are dismissed by the board
 18 as unfounded or trivial, the board shall hold a hearing
 19 within six months after the date on which they are
 20 filed. The board shall fix the time and place for
 21 such hearing and shall cause a copy of the charges,
 22 together with a notice of the time and place fixed
 23 for the hearing, to be served on the accused at least
 24 thirty days before the date fixed for the hearing.
 25 Where personal service cannot be effected, service

Page 40

1 may be effected by publication. At such hearing,
 2 the accused shall have the right to appear personally
 3 or by counsel, to cross-examine witnesses against
 4 him, and to produce evidence and witnesses in his
 5 defense. After the hearing, the board may suspend
 6 or revoke the certificate of registration. The board
 7 may restore the certificate of registration to any
 8 person whose certificate of registration has been
 9 revoked. Application for the restoration of a certifi-

10 cate of registration shall be made in such manner,
11 form and content as the board may prescribe.

12 Sec. 193. *NEW SECTION. ATTORNEY GENERAL TO ASSIST*
13 *AND WITNESSES.* The board is entitled to the counsel
14 and services of the attorney general or such assistants
15 as he may so designate. The board may compel the
16 attendance of witnesses, pay witness fees and mileage,
17 and take testimony and affidavits and administer oaths
18 concerning any matter within its jurisdiction.

19 Sec. 194. *NEW SECTION. UNLAWFUL PRACTICE.* Any
20 person who uses the word landscape architect or any
21 word or any letters or figures indicating or tending
22 to imply that the person using the same is a landscape
23 architect, without having a valid certificate of
24 registration as a landscape architect issued pursuant
25 to this Act, is guilty of a misdemeanor and upon

Page 41

1 conviction may be sentenced to pay a fine of not more
2 than five hundred dollars or be imprisoned for not
3 more than three months, or be subject to both such
4 fine and imprisonment.

5 Sec. 195. *NEW SECTION. INJUNCTION.* In addition
6 to any other remedies, and on the petition of the
7 board or any person, any person violating any of the
8 provisions of sections one hundred seventy-seven (177)
9 through one hundred ninety-seven (197) of this Act may
10 be restrained and permanently enjoined from committing
11 or continuing the violations.

12 Sec. 196. *NEW SECTION. SCOPE OF ACT.* Nothing
13 contained in this Act shall be construed:

- 14 1. To apply to a professional engineer duly
15 registered under the laws of this state.
- 16 2. To apply to an architect registered under the
17 laws of this state.
- 18 3. To prevent a registered architect or
19 professional engineer from doing landscape planning
20 and designing.
- 21 4. To affect or prevent the practice of land
22 surveying by a land surveyor registered under the
23 laws of this state.
- 24 5. To apply to the business conducted in this
25 state by any planner, agriculturist, soil

Page 42

1 conservationist, horticulturist, tree expert, arborist,
2 forester, nurseryman or landscape nurseryman, gardener,
3 landscape gardener, landscape contractor, garden or
4 lawn caretaker, tiling contractor, grader or cultiva-
5 tor of land, golf course designer or contractor, or
6 similar business. However, such person shall not
7 use the designation landscape architect or any title
8 or device indicating or representing that such person
9 is a landscape architect or is practicing landscape
10 architecture unless such person is registered under

11 the provisions of section one hundred eighty-seven (187)
12 of this Act.

13 Sec. 197. *NEW SECTION. EXAMINATION NOT REQUIRED.*

14 Any person who within one year after the effective
15 date of this Act meets the application requirements
16 of section one hundred eighty-five (185) of this Act
17 shall upon application receive a
18 certificate of registration without examination upon
19 payment of the registration fee, provided that the
20 practical experience in landscape architectural work
21 need not have been under the supervision of a
22 registered landscape architect but shall be of such
23 a nature as in the opinion of the board to
24 satisfactorily qualify the applicant.

25 Sec. 198. Section four hundred ninety-six C point

Page 43

1 two (496C.2), subsection one (1), Code 1973, is amended to
2 read as follows:

3 1. "Profession" means the profession of certified public
4 accountancy, architecture, chiropractic, dentistry, pro-
5 fessional engineering, land surveying, *landscape architecture*,
6 law, medicine and surgery, optometry, osteopathy, osteopathic
7 medicine and surgery, podiatry, or veterinary medicine.

8 121. Page 89A, line 2, by inserting after the word "point"
9 the words and figures "fifty-six (147.56), one hundred forty-
seven point".

11 122. Page 89A, line 14, by striking the words and figures
12 "one hundred fifty-three point twenty-one (153.21)",

13 123. Page 89A, by striking lines 20 through 23, inclu-
14 sive, and inserting in lieu thereof the following:

15 "Sec. The treasurer of state shall transfer to and".

16 124. Page 89A, line 25, by striking the figure "1974"
17 and inserting in lieu thereof the figure "1975".

18 125. Page 89B, by striking lines 36 through 39, inclusive,
19 and inserting in lieu thereof the word "court."

20 126. Page 89B, by striking from lines 41, 42, and 43 the
21 words ", except the members of the initial board of
22 psychology examiners shall be appointed for terms commencing
23 July 1, 1974".

24 127. Page 90A, by inserting after line 30 the following
25 section:

Page 44

1 Sec. The provisions of this Act shall become
2 effective July 1, 1975 except for section one hundred
3 seventy-nine (179) of this Act, which shall become
4 effective July 1, 1974".

5 128. Amend by renumbering sections, subsections and
6 cross references as required by this amendment.

7 129. Amend the title, page 1, line 5, by inserting after
8 the word "fees" the words ", and providing penalties".

INTRODUCTION OF BILL

Senate File 1321, by Senator Doderer, a bill for an act pro-

viding for reparations to victims of criminally injurious conduct and creating a board to administer the Act.

Read first time and **passed on file.**

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S. F. 1316 Ways and means
- S. F. 1317 Commerce
- S. F. 1319 State government
- S.C.R. 113 State government
- H. F. 1444 Appropriations
- H. F. 1454 Appropriations

SENATE RESOLUTION 102

By Heying

- 1 *Whereas*, Randalia, which was formerly a stopover for a
 2 stagecoach line, is celebrating its one-hundredth anniversary
 3 as a town; and
 4 *Whereas*, the town of Elgin, which was also founded one hun-
 5 dred years ago, is now the sweet corn capital of Iowa; and
 6 *Whereas*, Clermont, the site of Montauk—the historic home
 7 of Governor Larrabee, is celebrating the one hundred twenty-
 8 fifth anniversary of the founding of that town; and
 9 *Whereas*, the town of West Union, county seat and home of
 10 the Fayette County Fair, was founded one hundred twenty-five
 11 years ago; and
 12 *Whereas*, the town of Fayette, the present site of Upper
 13 Iowa College, was founded one hundred years ago; *Now There-*
 14 *fore,*
 15 *Be It Resolved by the Senate,* That the membership of the
 16 Senate meeting during the Second Regular Session of the Sixty-
 17 fifth General Assembly extends its heartiest congratulations
 18 to the citizens of Randalia, Elgin, Clermont, West Union,
 19 and Fayette in commemoration of the founding of these towns
 20 one hundred or more years ago.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on March 21, 1974, the Governor approved and transmitted to the Secretary of State the following bills:

- S. F. 1169—Appropriating funds from the general fund of the state to

Iowa Commission for the Blind for remodeling and repairs of the Iowa Commission for the Blind building.

H. F. 1107—Relating to the interchange of federal, state, and local government employees.

EXPLANATION OF VOTE

MR. PRESIDENT: Because I was out of the capital attending the National School Finance Conference, at which the Iowa School Aid Plan was presented together with data which could have an impact on Senate File 1163, I was not present when several votes were taken in the Senate. Had I been present, I would have voted as follows:

March 14: Amendments to Senate File 1264, S—2461 and S—2374, “nay”, and S—2460 and S—2462, “aye”.

March 15: Senate File 1169, House File 290, Senate File 1121, and Senate File 126, “aye”; S—2490, “nay”; S—2402, “aye”; conference committee report on Senate File 126, “aye”; motion to defer Senate File 126 conference committee report, “nay”.

March 18: House File 177, “aye”; amendment S—2329, “aye”; amendments to House File 773 S—2330, S—2400, S—2499, and S—2500, “aye” and S—2463, “nay”; motion to defer House File 550, “aye”.

March 19: Senate File 1021, “aye”; amendment S—2401, “nay”; motion to suspend rules to consider Senate File 1016, “nay”; House File 773, “aye”; amendments S—2506 and S—2454, “aye”; Senate File 1272, “aye”; amendments S—2453, S—2414, and S—2495, “aye”; House File 1174, Senate Files 1280, and 1281, “aye”; Senate File 1282, “nay”; Senate File 1285, “aye”; amendment S—2453, “aye”, Senate File 1284, “aye”; amendments S—2511, “nay”; S—2519, “aye”; S—2516, S—2521, and S—2522, “nay”; Senate File 1283, “aye”; Senate Files 1286, 1289, 1301, and House File 550, “aye”; amendment S—2260B, “aye”.

WILLARD R. HANSEN

AMENDMENTS FILED

S—2561

- 1 Amend the Doderer, et al., amendment S—2546 to
- 2 Senate File 1093, as follows:
- 3 1. Page 11, by inserting after line 3 the follow-
- 4 ing amendment:
- 5 Page 33, by inserting after line 22 the
- 6 following section:
- 7 Sec. The provisions of this Act relating to
- 8 settlement as defined in chapter two hundred fifty-
- 9 two (252) of the Code shall not affect the assessment
- 10 of payments based upon a determination of settlement
- 11 made prior to July 1, 1974.
- 12 2. By renumbering sections as needed.

MINNETTE F. DODERER

S—2563

- 1 Amend Senate File 1192 as follows:
- 2 1. Page 6, by inserting after line 23 the
- 3 following:

4 "However, during the first year of the excise
5 tax period created by the first favorable referendum
6 vote pursuant to the provisions of this section,
7 the assessment rate set by the commission for May
8 and June shall not exceed that established by
9 section one hundred seventy-nine point five (179.5)
10 of the Code, and the assessment rate set by the
11 commission for all other calendar months of
12 such year shall not exceed three cents per
13 hundredweight."

14 2. Page 7, line 5, by inserting after the word
15 "producers" the words "voting in the referendum".

IRVIN L. BERGMAN
CLIFF BURROUGHS

S—2560

1 Amend Senate File 1265, page 4, by adding after
2 line 28 the following new subsection:
3 3. Refusal by a creditor to offer credit life
4 or health and accident insurance based upon the age
5 or physical disability of the consumer shall not
6 violate the provisions of this section unless such
7 denial is a mere subterfuge adopted for the purpose
8 of evading the provisions of this section.

TOM RILEY

S—2558

1 Amend Senate File 1307 as follows:
2 1. Page 2, line 6 by inserting after the word "Code"
3 the words ", and includes a successor in interest of
4 a distributor".
5 2. Page 2, line 10, by adding the following sentence
6 after the period: "A franchiser may be a distributor
7 and includes a successor in interest of a franchiser."
8 3. Page 2, line 12 by inserting after the word
9 "contract" the words ", either written or oral,".
10 4. Page 3, line 2 by striking the words "a written"
11 and inserting in lieu thereof the words "an agreement
12 or".
13 5. Page 3, line 2 by inserting after the word
14 "contract" the words ", either written or oral,".
15 6. Page 4, by striking line 17.
16 7. Page 5, lines 10 and 11, by striking the words
17 "that there is no criminal misconduct, abandonment,
18 or fraud,".
19 8. Page 6, line 29 by inserting after the word "dis-
20 tributor" the words "or dealer".
21 9. Page 6, line 31 by inserting after the word "dis-
22 tributor" the words "or dealer".
23 10. Page 6, line 35 by inserting after the word
24 "distributor" the words "or dealer".
25 11. Page 7, line 3 by inserting after the word

Page 2

1 "distributor" the words "or dealer".

- 2 12. Page 7, line 4 by inserting after the word "dis-
 3 tributor's" the words "or dealer's".
 4 13. Page 8, line 16 by striking the word "five" and
 5 inserting in lieu thereof the word "two".
 6 14. Page 9, by adding the following section after
 7 line 6:
 8 Sec. *NEW SECTION. WAIVER.* Any provi-
 9 sion of a dealer franchise or distributor franchise
 10 which is an attempted waiver of the benefits of this
 11 Act shall be void and unenforceable.

TOM RILEY
 JOHN N. NYSTROM

S—2562

- 1 Amend Senate File 1311 as follows:
 2 1. Page 3, strike line 22 through line 29 and
 3 insert in lieu thereof the following:
 4 *NEW SUBSECTION.* The term "restricted use
 5 pesticide" means any pesticide restricted as to
 6 use by rule of the secretary as adopted under
 7 section twenty (20) of this act.
 8 2. Page 19, strike line 2 through line 10 and
 9 insert in lieu thereof the following:
 10 "classified as restricted use pesticides. In
 11 determining these rules the secretary shall take
 12 into consideration the pesticides classified as
 13 restricted use by the United States environmental
 14 protection agency and is authorized to adopt by
 15 rule these classifications."

DALE L. TIEDEN

On motion of Senator Lamborn, the Senate adjourned until
 8:30 a.m., Friday, March 22, 1974.

JOURNAL OF THE SENATE

SIXTY-EIGHTH DAY

SENATE CHAMBER
DES MOINES, IOWA, FRIDAY, MARCH 22, 1974

The Senate met in regular session, President pro tempore Shaff presiding.

Prayer was offered by the Reverend Jack Boerigter, senior pastor of the First Reformed Church, Sioux Center, Iowa.

The Journal of Thursday, March 21, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. George Kern, Des Moines, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Shaw for the day on request of Senator McCartney.

PRESENTATION OF VISITORS

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

Thirty-five students from the senior class at South Page Community School, College Springs, Iowa, accompanied by Wendell Leonard. Senator Briles.

One American Field Service student, Bruce Hopkins from Auckland, New Zealand, now residing in the home of Representative Emil Husak, Toledo, Iowa, accompanied by Mike Husak and Todd Stewart. Senator Orr.

PETITION

The following petition was presented and placed on file:

By Senator Schwengels, from three hundred fourteen residents of Wapello County opposing House File 299, relating to the practice of chiropractic.

HOUSE AMENDMENT TO SENATE
AMENDMENT CONSIDERED

House File 308

Senator Kinley called up for consideration House File 308, a bill for an act relating to definition of vehicle, amended by the Senate and further amended by the House, and moved that the Senate concur in the following House amendment to the Senate amendment:

- 1 Amend the Senate amendment to House File 308 by adding
- 2 after line 21 the following:
- 3 Page 1, line 1, by inserting after the word "vehicle" the
- 4 words "and legalizing the operation of existing motor vehicles
- 5 with van boxes fastened thereon."

The motion prevailed and the Senate concurred in the House amendment to the Senate amendment.

Senator Kinley moved that the bill as amended by the Senate, further amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 308) the vote was:

Ayes, 40:

Andersen	Gluba	Murray	Schwengels
Bergman	Griffin	Nolin	Schwieger
Blouin	Junkins	Nystrom	Scott
Briles	Kelly	Orr	Shaff
Burroughs	Kinley	Plymat	Taylor
Coleman	Lamborn	Potter	Tieden
Curtis	McCartney	Priebe	Van Gilst
DeKoster	Miller of	Rabedeaux	Willits
Doderer	Des Moines	Riley	Winkelman
Gallagher	Miller of	Robinson	
Glenn	Marshall	Rodgers	

Nays, 2:

Heying Hill

Absent or not voting, 8:

Hansen	Kennedy	Palmer	Schaben
Hultman	Milligan	Ramsey	Shaw

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

CONSIDERATION OF BILLS

Senate File 1004

On motion of Senator DeKoster, Senate File 1004, a bill for

an act relating to rental deposits, imposing liability and providing penalties for violations, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator McCartney offered amendment S—2290 by the committee on judiciary and moved its adoption:

S—2290

- 1 Amend Senate File 1004:
- 2 1. Page 2, line 13 by striking "two weeks"
- 3 and inserting in lieu thereof "thirty days".
- 4 2. Page 2, line 30 by striking "two weeks"
- 5 and inserting in lieu thereof "thirty days".
- 6 3. Page 3 by striking lines 25 through 29
- 7 and inserting in lieu thereof the following:
- 8 "damages."

Amendment S—2290 was adopted.

Senator Doderer offered amendment S—2201 filed by her:

S—2201

- 1 Amend Senate File 1004 as follows:
- 2 1. Page 2, by striking lines 5 through 12
- 3 and inserting in lieu thereof the following:
- 4 Sec. *NEW SECTION*. A deposit of money shall
- 5 be held by the landlord for the tenant who is party
- 6 to the agreement. Every deposit shall remain the
- 7 property of the depositor until paid or applied to
- 8 payments due under the agreement, and the deposit
- 9 shall be held in trust for the depositor by the
- 10 owner. The owner shall place the deposit in a sep-
- 11 arate account identified as a trust account in a
- 12 bank or savings and loan association in this state
- 13 which is insured by an agency of the federal govern-
- 14 ment, and shall notify the depositor in writing of
- 15 the name and address of the bank or savings and loan
- 16 association which holds the deposit, and the amount
- 17 thereof.
- 18 2. Page 2, by striking from line 13 the words
- 19 "two weeks" and inserting in lieu thereof the words
- 20 "thirty days".
- 21 3. Page 2, by striking from line 30 the words
- 22 "two weeks" and inserting in lieu thereof the words
- 23 "thirty days".
- 24 4. Page 3, by striking from line 26 the words
- 25 "two weeks" and inserting in lieu thereof the words

Page 2

- 1 "thirty days".

Senator Doderer offered amendment S—2565 to amendment S—2201 and moved its adoption:

S—2565

- 1 Amend the Doderer amendment S—2201, to Senate File

- 2 1004, as follows:
 3 1. Page 1, by inserting the following amendments
 4 after line 17:
 5 Page 2, lines 16 and 17 by striking the
 6 words "with interest as provided in this Act,".
 7 Page 3, line 23 by striking the word
 8 "section" and inserting in lieu thereof the word
 9 "Act".
 10 Page 3, lines 30 and 31 by striking the
 11 word "section" and inserting in lieu thereof the
 12 word "Act".

Amendment S—2565 to amendment S—2201 was adopted.

Action on amendment S—2201 was temporarily deferred.

Senator DeKoster offered amendment S—2289 filed by Senators DeKoster, Riley and McCartney and moved its adoption:

S—2289

- 1 Amend Senate File 1004, page 2, line 33, by adding
 2 the following sentence after the word "deposit."
 3 "If no mailing address or instructions are provided
 4 to the landlord within one year from the termination
 5 of the tenancy, the deposit shall revert to the
 6 landlord and the tenant will be deemed to have for-
 7 feited all rights to the deposit."

Amendment S—2289 was adopted.

The Senate resumed consideration of amendment S—2201.

Senator Doderer withdrew amendment S—2566 to amendment S—2201:

S—2566

- 1 Amend the Doderer amendment S—2201, to Senate File
 2 1004, as follows:
 3 1. Page 1, line 5 by striking the words "tenant who
 4 is" and inserting in lieu thereof the words "tenants
 5 who are".

Senator Doderer moved the adoption of amendment S—2201 as amended.

Amendment S—2201 as amended lost.

Senator Ramsey filed amendment S—2288 on February 28, 1974:

S—2288

- 1 Amend Senate File 1004 as follows:
 2 1. Page 2, by striking lines 5 through 12.
 3 2. Page 2, line 13, by striking the words "two
 4 weeks" and inserting in lieu thereof the words "fifteen
 5 days".
 6 3. Page 2, lines 16 and 17, by striking the words
 7 "with interest as provided in this Act,".

8 4. Page 2, line 30, by striking the words "two
9 weeks" and inserting in lieu thereof the words "fifteen
10 days".

11 5. Page 3, line 26, by striking the word "and" and
12 inserting in lieu thereof the word "or" and by striking
13 the words "two weeks" and inserting in lieu thereof the
14 words "fifteen days".

15 6. Page 3, lines 30 and 31, by striking the word
16 "section" and inserting in lieu thereof the word "Act".

17 7. Page 4, by inserting after line 1 the following:

18 Sec. 10. *NEW SECTION*. If a tenant fails to provide
19 the landlord or his successor in interest with his
20 mailing address or delivery instructions or if he fails
21 to commence an action for recovery of his deposit, within
22 one year of the termination of the tenancy, the deposit
23 shall be forfeited to the landlord or his successor in
24 interest.

The Chair ruled amendment S—2288 out of order as follows:

Sections 2, 4 and 5 out of order with the adoption of amend-
ment S—2290.

Section 7 out of order with the adoption of amendment
S—2289.

Sections 1, 3 and 6 out of order with the defeat of amendment
S—2201.

Senator DeKoster offered amendment S—2567 and moved its
adoption:

S—2567

1 Amend Senate File 1004 as follows:

2 1. Page 3, line 23 by striking the word "section" and
3 inserting in lieu thereof the word "Act".

4 2. Page 3, lines 30 and 31 by striking the word
5 "section" and inserting in lieu thereof the word "Act".

Amendment S—2567 was adopted.

Senator DeKoster moved that the bill be read the last time
now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1004) the vote
was:

Ayes, 45:

Bergman	Doderer	Junkins	Miller of
Blouin	Gallagher	Kelly	Des Moines
Briles	Glenn	Kennedy	Miller of
Burroughs	Gluba	Kinley	Marshall
Coleman	Hansen	Lamborn	Milligan
Curtis	Hill	McCartney	Murray
DeKoster	Hultman		

Nolin	Priebe	Schaben	Taylor
Nystrom	Rabedeaux	Schwengels	Tieden
Orr	Riley	Schwieger	Van Gilst
Palmer	Robinson	Scott	Willits
Plymat	Rodgers	Shaff	Winkelman
Potter			

Nays, 2:

Griffin Ramsey

Voting present, 1:

Andersen

Absent or not voting, 2:

Heying Shaw

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

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

PROCEDURE FOR THE NONCONTROVERSIAL CALENDAR

Senator Lamborn announced the following procedure for the preparation of the noncontroversial calendar:

1. Any Senator desiring to place a bill or resolution on the noncontroversial calendar shall submit a written request that such bill be placed on the noncontroversial calendar to Majority Leader Senator Lamborn or Minority Leader Senator Schaben no later than convening time on Wednesday of each week, in order for their request to be considered that week.

2. Only bills and resolutions on the Senate calendar shall be eligible for placement on the noncontroversial calendar.

3. The Majority Leader and Minority Leader shall prepare a proposed noncontroversial calendar by 12 o'clock noon on Wednesday of each week and distribute the proposed noncontroversial calendar to all members of the Senate.

4. Any one Senator may remove a bill or resolution from the proposed noncontroversial calendar by filing a written request with the Secretary of the Senate no later than 12 o'clock noon on the day following distribution.

STEERING COMMITTEE AUTHORIZED

Senator Lamborn asked and received unanimous consent that a steering committee be appointed to prepare a steering committee calendar from the bills on the regular calendar.

STEERING COMMITTEE APPOINTED

The President of the Senate announced the appointment of the following Senators to the steering committee:

Senator Lamborn, Chairman
Senator McCartney
Senator Bergman
Senator Hultman
Senator Miller of Marshall
Senator Schaben
Senator Nolin
Senator Robinson

INTRODUCTION OF BILL

Senate File 1322, by Senator Rabedeaux, a bill for an act relating to publication rates for notice of tax sales.

Read first time and **passed on file**.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

S. F. 1321 Judiciary
S. R. 102 State government

EXPLANATION OF VOTE

MR. PRESIDENT: We the undersigned members of the Senate voted "no" on final passage of House File 1028, as a protest to the ways and means committee amendment. This amendment as finally adopted delays the school foundation plan by one year and will cause an increase in local property taxes by over eight and one-half million dollars. With a probable \$200 million surplus in the treasury, we are opposed to a property tax increase.

JIM SCHABEN
GENE KENNEDY
BASS VAN GILST
C. JOSEPH COLEMAN
WILLIAM E. GLUBA
HILARIUS L. HEYING
EUGENE M. HILL
JAMES V. GALLAGHER
LOWELL L. JUNKINS
MICHAEL T. BLOUIN
CHARLES P. MILLER
KARL NOLIN
GEORGE KINLEY
CLOYD E. ROBINSON
BERL E. PRIEBE
WILLIAM D. PALMER
NORMAN RODGERS
KENNETH D. SCOTT
EARL M. WILLITS
GENE W. GLENN
MINNETTE DODERER

SUBCOMMITTEE ASSIGNMENTS

Senate File 1252 State Government— Nystrom, Chairman Schwengels Murray	Senate File 1266 State Government— Nolin, Chairman Junkins Schwengels	House File 1190 Agriculture— Priebe, Chairman Taylor Rabedeaux
Senate File 1255 State Government— Nystrom, Chairman Hill Murray	Senate File 1270 State Government— Schwengels, Chairman Junkins Nolin	House File 1276 Agriculture— Nolin, Chairman Taylor Miller of Marshall
Senate File 1257 State Government— Curtis, Chairman Nystrom Junkins	Senate File 1276 State Government— Nystrom, Chairman Hill Murray	House File 1302 Agriculture— Briles, Chairman Van Gilst Miller of Marshall
Senate File 1259 State Government— Murray, Chairman Schwieger Robinson	Senate File 1292 State Government— Nystrom, Chairman Hill Murray	House File 1362 Agriculture— Taylor, Chairman Bergman Priebe
Senate File 1261 State Government— Nystrom, Chairman Junkins Murray	Senate File 1309 Appropriations— Transportation House File 501 Ways and Means— Schwengels, Chairman Palmer Griffin	House Concurrent Resolution 117 Agriculture— Briles, Chairman Taylor Priebe

REPORTS OF COMMITTEE

Senator DeKoster submitted the following reports:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 1297**, a bill for an act making an appropriation from the general fund of the state to the department of agriculture, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 1299**, a bill for an act appropriating from the general fund of the state of Iowa to the department of public safety, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 1305**, a bill for an act relating to the promotion of agricultural

products, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 1306**, a bill for an act making an appropriation from the general fund of the state to the Iowa development commission, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 1372**, a bill for an act to appropriate from the general fund of the state of Iowa for deposit in the state conservation fund, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 1373**, a bill for an act to appropriate from the state fish and game protection fund for use by the state conservation commission, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 1374**, a bill for an act relating to the transfer of funds to the administration fund of the state conservation commission, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2564

- 1 Amend Senate File 1290, page 2, by striking lines 1
- 2 through 11 and inserting in lieu thereof the following:
- 3 Section 1. *NEW SECTION*.

4 1. Any policy of individual or group accident
 5 and sickness insurance providing coverage on an ex-
 6 pense incurred basis, and any individual or group
 7 hospital or medical service contracts issued pursuant
 8 to chapters five hundred nine (509), five hundred
 9 fourteen (514), and five hundred fourteen A (514A) of
 10 the Code, which provides coverage for a family member
 11 of the insured or subscriber shall also provide that
 12 the health insurance benefits applicable for children
 13 shall be payable with respect to a newly born child
 14 of the insured or subscriber from the moment of birth.

MINNETTE DODERER
 BART SCHWIEGER

S—2568

1 Amend House File 1060 as amended and passed by the
 2 House as follows:
 3 1. Page 5, line 9, by inserting after the word
 4 "vacant" the words "by the board of trustees".
 5 2. Page 8, by inserting after line 9 the follow-
 6 ing new subsections, and renumbering the succeeding
 7 subsection accordingly:
 8 Recruit, promote, accept and use local
 9 financial support for the community mental health
 10 center from private sources such as community service
 11 funds, business, industrial and private foundations,
 12 voluntary agencies, and other lawful sources.
 13 Accept and expend state and federal funds
 14 available directly to the community mental health
 15 center for all or any part of the cost of any service
 16 the center is authorized to provide.

MINNETTE F. DODERER

On motion of Senator Lamborn, the Senate adjourned until
 10:00 a.m., Monday, March 25, 1974.

JOURNAL OF THE SENATE

SEVENTY-FIRST DAY

SENATE CHAMBER
DES MOINES, IOWA, MONDAY, MARCH 25, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Edward Schaller, pastor of the United Methodist Church, Guthrie Center, Iowa.

The Journal of Friday, March 22, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Donald E. Boldt, Ackley, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Nystrom for the day on request of Senator Curtis.

PRESENTATION OF VISITORS

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

Forty-six students from Holstein Community School, Holstein, Iowa, accompanied by Mr. Mentzer. Senator Winkelman.

Forty students from Clarion Community School, Clarion, Iowa, accompanied by Margaret Summers. Senator Taylor.

Fifty-two students from Pleasantville Community School, Pleasantville, Iowa, accompanied by Mr. Martin and Mr. Hancock. Senator Hill.

Forty-one students from Woodlawn Elementary School, Des Moines, Iowa, accompanied by Mrs. Butler. Senator Plymat.

Eighty-one Campfire Girls from Amana, Anamosa and Cedar Rapids, Iowa.

Nineteen students, members of the Boy Scouts, from Linn-Mar Community School, Marion, Iowa, accompanied by Jim Martin. Senator Riley.

INTRODUCTION OF BILLS

Senate File 1323, by committee on appropriations, a bill for an act establishing a program to research and discover a cure for the disease known as transmissible gastro enteritis and other enteric diseases affecting swine and making an appropriation.

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

Senate File 1324, by committee on appropriations, a bill for an act making an appropriation from the primary road fund to the state highway commission for construction of a new materials laboratory.

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

Senate File 1325, by committee on appropriations, a bill for an act appropriating from the general fund of the state to the state historical society for capital improvements of state historical sites.

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

Senate File 1326, by committee on appropriations, a bill for an act to make an appropriation from the general fund of the state to the state historical society.

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

Senate File 1327, by committee on appropriations, a bill for an act to make an appropriation from the general fund of the state to the Iowa state law library.

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

Senate File 1328, by committee on appropriations, a bill for an act to make an appropriation from the general fund of the state to the commission on the status of women.

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

Senate File 1329, by committee on appropriations, a bill for an act amending an appropriation to the commission on aging.

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

Senate File 1330, by committee on appropriations, a bill for an act relating to the salary rate of the director of civil defense.

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

Senate File 1331, by committee on appropriations, a bill for an act making an appropriation to the department of public

safety for construction of three public safety district office headquarters.

Read first time and placed on calendar.

Senate File 1332, by committee on appropriations, a bill for an act making an appropriation from the general fund of the state to the Iowa law enforcement academy for the construction of a building.

Read first time and placed on calendar.

CONSIDERATION OF BILLS

House File 1060

On motion of Senator Doderer, House File 1060, a bill for an act relating to establishment and operation of community mental health centers and to formulation of standards for evaluation of community mental health centers, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Murray offered amendment S—2369 filed by Senators Murray and Ramsey and moved its adoption:

S—2369

- 1 Amend House File 1060 as amended and passed by the
- 2 House as follows:
- 3 1. Page 2, line 24, by inserting after the word
- 4 "center" the words " , and to form agreements with the
- 5 board of supervisors of any additional county for that
- 6 county to join in supporting and receiving services
- 7 from or through the center".
- 8 2. Page 12, line 7, by striking the word "Be" and
- 9 inserting in lieu thereof the words "Unless it is
- 10 governed by a board of trustees elected or selected
- 11 under sections five (5) and six (6) of this Act, be".

Amendment S—2369 was adopted.

Senator Riley offered amendment S—2398 filed by Senators Riley and Gluba and moved its adoption:

S—2398

- 1 Amend House File 1060, as amended and passed by the
- 2 House, page 2, line 32 by inserting after the word
- 3 "dependency" the words " , provided, however, that an
- 4 individual whose primary illness is diagnosed as being
- 5 an alcoholic shall be referred to a facility defined
- 6 in chapter one hundred twenty-three B (123B) of the
- 7 Code if such facility exists in the county where
- 8 the community mental health center is located".

Amendment S—2398 was adopted.

Senator Hultman offered amendment S—2404 filed by him and moved its adoption:

S—2404

- 1 Amend House File 1060, as amended and passed by the
- 2 House, page 6, line 23 by striking the words "The
- 3 chairman shall draw", and by striking lines 24 through
- 4 27 and inserting in lieu thereof the following:
- 5 "The chairman shall then file a claim for payment as
- 6 specified in sections three hundred thirty-one point
- 7 twenty (331.20), three hundred thirty-three point
- 8 two (332.2) and three hundred thirty-four point one
- 9 (334.1) through three hundred thirty-four point
- 10 seven (334.7), Code 1973.

Amendment S—2404 was adopted.

Senator Riley offered amendment S—2484 filed by him and moved its adoption:

S—2484

- 1 Amend House File 1060, as amended and passed by the
- 2 House, as follows:
- 3 1. Page 4, by striking lines 4 through 19 and in-
- 4 serting in lieu thereof the following:
- 5 "of affiliated counties, shall appoint a board of
- 6 seven community mental health center trustees, each
- 7 of whom shall be a resident of the county or one of
- 8 the counties served by the center. No employee of the
- 9 center shall be eligible for the office of community
- 10 mental health center trustee. In appointing the ini-
- 11 tial board of trustees, the supervisors shall desig-
- 12 nate two members to serve terms expiring on June 30
- 13 of the next succeeding odd-numbered year, two members
- 14 to serve terms expiring on June 30 of the second
- 15 succeeding odd-numbered year, and three members to
- 16 serve terms expiring on June 30 of the third succeed-
- 17 ing odd-numbered year. Thereafter, one member shall
- 18 be appointed in each odd-numbered year for a term of
- 19 six years, to succeed each member whose term expires
- 20 in that year."
- 21 2. Page 4, by striking lines 20 through 33, inclusive.
- 22 3. Page 5, by striking lines 13 through 17, and in-
- 23 serting in lieu thereof the following:
- 24 "after their appointment. At the first meeting of
- 25 the trustees held after July 1 of each odd-numbered

Page 2

- 1 year, the board shall".
- 2 4. By renumbering sections to conform with this
- 3 amendment.

Roll call was requested.

On the question "Shall amendment S—2484 be adopted?" (H.F. 1060) the vote was:

Ayes, 18:

Andersen	Griffin	Murray	Ramsey
Blouin	Junkins	Palmer	Riley
Burroughs	Kelly	Potter	Robinson
Glenn	Kinley	Priebe	Willits
Gluba	McCartney		

Nays, 30:

Bergman	Hill	Milligan	Schwieger
Briles	Hultman	Nolin	Scott
Coleman	Kennedy	Orr	Shaff
Curtis	Lamborn	Plymat	Shaw
Doderer	Miller of	Rabedeaux	Taylor
Gallagher	Des Moines	Rodgers	Tieden
Hansen	Miller of	Schaben	Van Gilst
Heying	Marshall	Schwengels	Winkelman

Absent or not voting, 2:

DeKoster **Nystrom**

Amendment S—2484 lost.

Senator Doderer offered amendment S—2568 filed by her and moved its adoption:

S—2568

- 1 Amend House File 1060 as amended and passed by the
- 2 House as follows:
- 3 1. Page 5, line 9, by inserting after the word
- 4 "vacant" the words "by the board of trustees".
- 5 2. Page 8, by inserting after line 9 the follow-
- 6 ing new subsections, and renumbering the succeeding
- 7 subsection accordingly:
- 8 Recruit, promote, accept and use local
- 9 financial support for the community mental health
- 10 center from private sources such as community service
- 11 funds, business, industrial and private foundations,
- 12 voluntary agencies, and other lawful sources.
- 13 Accept and expend state and federal funds
- 14 available directly to the community mental health
- 15 center for all or any part of the cost of any service
- 16 the center is authorized to provide.

Amendment S—2568 was adopted.

Senator Priebe offered amendment S—2405 filed by him and moved its adoption:

S—2405

- 1 Amend House File 1060 as amended and passed by
- 2 the House, page 12, by striking lines 12 through
- 3 17 and inserting in lieu thereof the following:

4 "3. The financial condition and transactions of
 5 each community mental health center shall be
 6 audited once each year by the auditor of state;
 7 provided, however, that in lieu of an audit by state
 8 accountants, the local governing body of a community
 9 mental health center organized under the terms of
 10 this chapter in case it elects to do so, may contract
 11 with or employ certified public accountants to
 12 conduct such audit, pursuant to the applicable terms
 13 and conditions prescribed by sections eleven point
 14 eighteen (11.18) and eleven point nineteen (11.19) of
 15 the Code and audit format prescribed by the auditor
 16 of state. Copies of each audit shall be furnished by
 17 the accountant employed to the Iowa mental health
 18 authority and the board of supervisors supporting
 19 the audited community mental health center.

Amendment S—2405 was adopted.

Senator Hultman offered amendment S—2504 filed by Senators Hultman and Briles:

S—2504

1 Amend House File 1060, as amended and passed by the House,
 2 page 13, by adding the following sections after line 13:
 3 Sec. Section two hundred eighteen point one (218.1),
 4 Code 1973, is amended by adding the following new unnumbered
 5 paragraph:
 6 *NEW UNNUMBERED PARAGRAPH:* Neither the commissioner
 nor
 7 any other officer of the department shall close or discontinue
 8 the operation of any of the institutions named in subsections
 9 one (1) through sixteen (16) of this section unless the closing
 10 or discontinuation is specifically authorized by law.
 11 Sec. Section two hundred sixty-two point seven
 12 (262.7), Code 1973, is amended by adding the following new
 13 unnumbered paragraph:
 14 *NEW UNNUMBERED PARAGRAPH.* The board shall not close or
 15 discontinue the operation of any of the institutions named in
 16 subsections one (1) through seven (7) of this section unless
 17 the closing or discontinuation is specifically authorized by
 18 law.

Senator Willits raised the point of order that amendment S—2504 was not germane to the bill.

The Chair ruled the point well taken and amendment S—2504 out of order.

Senator Doderer moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1060) the vote was:

Ayes, 44:

Andersen	Hill	Milligan	Robinson
Bergman	Hultman	Murray	Rodgers
Blouin	Junkins	Nolin	Schaben
Burroughs	Kelly	Orr	Schwengels
Coleman	Kennedy	Palmer	Scott
Curtis	Kinley	Plymat	Shaff
Doderer	Lamborn	Potter	Shaw
Gallagher	McCartney	Priebe	Taylor
Glenn	Miller of	Rabedeaux	Tieden
Gluba	Des Moines	Ramsey	Willits
Hansen	Miller of	Riley	Winkelman
Heying	Marshall		

Nays, none.

Absent or not voting, 6:

Briles	Griffin	Schwieger	Van Gilst
DeKoster	Nystrom		

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

Senate File 1093

On motion of Senator Shaw, Senate File 1093, a bill for an act relating to statutory provisions affecting the legal treatment of male and female persons, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Doderer offered amendment S—2546 filed by Senators Doderer and Shaw on March 20, 1974, and found on pages 918-923, inclusive, of the Senate Journal.

Senator Doderer offered amendment S—2561 to amendment S—2546 filed by her and moved its adoption:

S—2561

- 1 Amend the Doderer, et al., amendment S—2546 to
- 2 Senate File 1093, as follows:
- 3 1. Page 11, by inserting after line 3 the follow-
- 4 ing amendment:
- 5 Page 33, by inserting after line 22 the
- 6 following section:
- 7 Sec. The provisions of this Act relating to
- 8 settlement as defined in chapter two hundred fifty-
- 9 two (252) of the Code shall not affect the assessment
- 10 of payments based upon a determination of settlement
- 11 made prior to July 1, 1974.
- 12 2. By renumbering sections as needed.

Amendment S—2561 to amendment S—2546 was adopted.

On motion of Senator Doderer, amendment S—2546 as amended was adopted.

Senator Doderer offered amendment S—2569 by Senators Doderer and Shaw:

S—2569

1 Amend Senate File 1093 as follows:

2 1. Page 11, by inserting after line 24 the follow-

3 ing sections:

4 Sec. Section one hundred fifty-seven point one

5 (157.1), Code 1973, is amended to read as follows:

6 157.1 DEFINITIONS. For the purpose of this

7 chapter the following classes of persons shall be

8 deemed to be engaged in the practice of cosmetology:

9

10 1. Persons who, for compensation, engage in or who

11 hold themselves out to the public as being engaged in

12 any one or any combination of the following practices:

13 Cutting, dressing, curling, waving, bleaching, color-

14 ing, and similar work, on the hair of any [woman or

15 child] *person* by any means whatever.

16 2. Persons who, with hands or mechanical or

17 electrical apparatus or appliances, or by the use of

18 cosmetic preparations, antiseptics, tonics, lotions,

19 or creams, engage for compensation in any one or any

20 combination of the following practices: Massaging,

21 cleansing, stimulating, manipulating, exercising,

22 manicuring, beautifying, or similar work, the scalp,

23 face, neck, hands, arms, bust or upper part of the

24 body, or the removing of superfluous hair by the use

25 of electricity or otherwise, on or about the body of

any [woman or child] *person*.

Page 2

1 Sec. Section one hundred fifty-eight point two

2 (158.2), unnumbered paragraph two (2), Code 1973, is

3 amended to read as follows:

4 The provisions of this section shall not be con-

5 strued as to permit any person other than a licensed

6 barber or students in a barber school approved by the

7 board of barber examiners or registered barber apprentice

8 while pursuing a regular course of study of barbering

9 to shave or trim the beard of cut the hair of any

10 person for cosmetic purposes, except that licensed

11 cosmetologists may cut the hair of any [female] person

12 [and of any male person under twelve years of age].

13 2. By renumbering sections as necessary.

Senator Gluba raised the point of order that amendment S—2569 was not germane to the bill.

The Chair ruled the point not well taken and amendment S—2569 in order.

On motion of Senator Doderer, amendment S—2569 was adopted.

(Senate File 1093 pending at recess.)

On motion of Senator Lamborn, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

QUORUM CALL

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

Present, 40:

Andersen	Hansen	Miller of	Riley
Bergman	Heying	Des Moines	Robinson
Blouin	Hill	Nolin	Rodgers
Briles	Hultman	Orr	Schwengels
Burroughs	Junkins	Palmer	Schwieger
Coleman	Kelly	Plymat	Scott
Curtis	Kennedy	Potter	Shaw
Gallagher	Kinley	Priebe	Tieden
Glenn	Lamborn	Rabedeaux	Van Gilst
Gluba	McCartney	Ramsey	Winkelman
Griffin			

Absent, 10:

DeKoster	Milligan	Schaben	Taylor
Doderer	Murray	Shaff	Willits
Miller of	Nystrom		
Marshall			

Roll call revealed a quorum present.

CONSIDERATION OF BILLS

Senate File 1093

The Senate resumed consideration of Senate File 1093.

Senator Shaw offered amendment S—2571 by Senator Doderer and moved its adoption:

S—2571

- 1 Amend Senate File 1093 as follows:
- 2 1. Page 33, line 26 by striking the word "and".
- 3 2. Page 33, line 27 by inserting after the figure
- 4 "(678.3)," the words and figures "and seven hundred
- 5 forty-six point two (746.2),".

Amendment S—2571 was adopted.

Action on Senate File 1093 was temporarily deferred.

House File 1077

On motion of Senator Andersen, House File 1077, a bill for an

act relating to the granting of furloughs to inmates, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Andersen moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1077) the vote was:

Ayes, 27:

Andersen	Gluba	Lamborn	Plymat
Blouin	Hansen	McCartney	Potter
Coleman	Heying	Milligan	Riley
Curtis	Junkins	Murray	Schwieger
Doderer	Kelly	Nolin	Willits
Gallagher	Kennedy	Orr	Winkelman
Glenn	Kinley	Palmer	

Nays, 18:

Bergman	Miller of	Robinson	Shaw
Briles	Marshall	Rodgers	Taylor
Burroughs	Priebe	Schwengels	Tieden
Hill	Rabedeaux	Scott	Van Gilst
Hultman	Ramsey	Shaff	

Absent or not voting, 5:

DeKoster	Miller of	Nystrom	Schaben
Griffin	Des Moines		

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

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has insisted on its amendments to House File 1121, a bill for an act amending the state school foundation program, and requests a conference committee.

Conferees on the part of the House are: the Representative from Hancock, Mr. Stromer, chairman; the Representative from Adams, Mr. Daggett; the Representative from O'Brien, Mr. Hansen; the Representative from Calhoun, Mr. Miller; and the Representative from Wapello, Mr. Poncy.

WILLIAM H. HARBOR
Chief Clerk of the House

APPOINTMENT OF CONFERENCE COMMITTEE

President Neu announced the appointment of the following conference committee on House File 1121, on the part of the Senate: Senators Hansen, chairman; Griffin, Andersen, Scott and Rodgers.

CONSIDERATION OF BILLS

Senate File 1235

On motion of Senator Bergman, Senate File 1235, a bill for an act to regulate the manufacture and distribution of commercial feeds in this state and providing penalties, was taken up for consideration.

Senator Van Gilst took the chair at 2:20 p.m.

Senator Tieden offered amendment S—2514 filed by him and moved its adoption:

S—2514

- 1 Amend Senate File 1235 as follows:
- 2 1. Page 10, line 3, by striking the word "penalty"
- 3 and inserting in lieu thereof the word "delinquency".

Amendment S—2514 was adopted.

Senator Bergman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1235) the vote was:

Ayes, 47:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schwengels
Blouin	Hultman	Nolin	Schwieger
Briles	Junkins	Orr	Scott
Burroughs	Kelly	Palmer	Shaff
Coleman	Kennedy	Plymat	Shaw
Curtis	Kinley	Potter	Taylor
Doderer	Lamborn	Priebe	Tieden
Gallagher	McCartney	Rabedeaux	Van Gilst
Glenn	Miller of	Ramsey	Willits
Gluba	Des Moines	Riley	Winkelman
Griffin	Miller of	Robinson	
Hansen	Marshall		

Nays, none.

Absent or not voting, 3:

DeKoster	Nystrom	Schaben
----------	---------	---------

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

Senate File 1263

On motion of Senator Kelly, Senate File 1263, a bill for an act to include matrons under the county civil service, was taken up for consideration.

Senator Doderer offered amendment S—2554 filed by Senators Doderer, et al.:

S—2554

1 Amend Senate File 1263 as follows:

- 2 1. Page 2, line 14, by striking the word "matrons"
 3 and inserting in lieu thereof the word "jailers".
 4 2. Page 2, line 19, by striking the word "matrons"
 5 and inserting in lieu thereof the word "jailers".
 6 3. Page 2, line 22, by striking the word "matrons"
 7 and inserting in lieu thereof the word "jailers".
 8 4. Page 2, line 28, by striking the word "matrons"
 9 and inserting in lieu thereof the word "jailers".
 10 5. Page 3, line 10, by striking the word "matrons"
 11 and inserting in lieu thereof the word "jailers".
 12 6. Page 3, line 15, by striking the word "matrons"
 13 and inserting in lieu thereof the word "jailers".
 14 7. Page 3, line 16, by striking the word
 15 "matrons" and inserting in lieu thereof the word
 16 "jailers".
 17 8. Page 4, line 1, by striking the word "matrons"
 18 and inserting in lieu thereof the word "jailers".
 19 9. Page 4, line 6, by striking the word "matron"
 20 and inserting in lieu thereof the word "jailer".
 21 10. Page 4, line 14, by striking the word
 22 "matron" and inserting in lieu thereof the word
 23 "jailer".
 24 11. Page 4, by inserting after line 17, the
 25 following section:

Page 2

- 1 Sec. Acts of the Sixty-fifth General Assembly,
 2 1973 Session, chapter two hundred twenty-seven (227),
 3 is amended by adding the following new section:
 4 **NEW SECTION. JAILERS.** Jailers shall have charge
 5 of all persons under arrest and residing in the county
 6 jail, including accompanying persons to court who may
 7 require accompaniment. Jailers shall be subject to
 8 the authority of the county sheriff. Male jailers
 9 shall have charge of males over twelve years of age
 10 who are under arrest. Female jailers shall have
 11 charge of females and children under twelve years of
 12 age who are under arrest. The compensation of male
 13 and female jailers shall be the same for jailers of
 14 the same rank and grade and shall be the same as that
 15 of deputy sheriffs of the same rank and grade. Part-
 16 time jailers shall be compensated on a per hour basis
 17 at the same rate per hour as full-time jailers of the
 18 same rank and grade.
 19 12. Amend the title, page 1, line 1, by striking
 20 the words "matrons under" and inserting in lieu
 21 thereof the words "and define the position of jailer
 22 in".
 23 13. By renumbering sections as necessary.

Senator Orr moved that further action on Senate File 1263 be deferred and that the bill be placed on the calendar under unfinished business.

The motion lost.

Senator Doderer moved the adoption of amendment S—2554.

Roll call was requested.

On the question "Shall amendment S—2554 be adopted?" (S.F. 1263) the vote was:

Ayes, 25:

Blouin	McCartney	Palmer	Schwieger
Coleman	Miller of	Priebe	Scott
Doderer	Marshall	Ramsey	Shaff
Glenn	Milligan	Riley	Shaw
Gluba	Murray	Robinson	Van Gilst
Heying	Nystrom	Rodgers	Willits
Kinley	Orr		

Nays, 20:

Andersen	Griffin	Kelly	Rabedeaux
Bergman	Hansen	Lamborn	Schwengels
Briles	Hill	Nolin	Taylor
Burroughs	Hultman	Plymat	Tieden
Curtis	Junkins	Potter	Winkelman

Voting present, 1:

Miller of
Des Moines

Absent or not voting, 4:

DeKoster	Gallagher	Kennedy	Schaben
----------	-----------	---------	---------

Amendment S—2554 was adopted.

Senator Doderer withdrew amendment S—2494 filed by her on March 15, 1974, and found on pages 845 and 846 of the Senate Journal.

Senator Kelly moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1263) the vote was:

Ayes, 35:

Andersen	Glenn	Miller of	Robinson
Bergman	Gluba	Des Moines	Rodgers
Blouin	Griffin	Milligan	Schwengels
Briles	Hansen	Murray	Schwieger
Burroughs	Junkins	Nystrom	Scott
Coleman	Kelly	Orr	Shaff
Curtis	Kennedy	Palmer	Shaw
Doderer	Kinley	Priebe	Van Gilst
Gallagher	McCartney	Riley	Willits

Nays, 13:

Heying	Miller of	Potter	Taylor
Hill	Marshall	Rabedeaux	Tieden
Hultman	Nolin	Ramsey	Winkelman
Lamborn	Plymat		

Absent or not voting, 2:

DeKoster	Schaben
----------	---------

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

Senate File 1093

The Senate resumed consideration of Senate File 1093.

Senator Blouin offered amendment S—2575:

S—2575

1 Amend Senate File 1093, page 11, by inserting
 2 after line 24 the following:
 3 Sec. Section one hundred fifty-seven point
 4 two (157.2), Code 1973, is amended by adding the
 5 following new subsection:
 6 *NEW SUBSECTION.* Apprentices who are in good faith
 7 pursuing the study of cosmetology under the direct
 8 supervision of a licensed cosmetologist provided the
 9 apprentices are only assisting the licensed cosmetol-
 10 ogist under whom they are pursuing a course of study,
 11 or students attending schools approved by the
 12 cosmetology examiners.
 13 Sec. Section one hundred fifty-seven point
 14 four (157.4), Code 1973, is amended to read as
 15 follows:
 16 157.4 *EXAMINATION.* No person shall be eligible
 17 to take the examination prescribed by the cosmetology
 18 examiners unless and until said person presents a
 19 diploma, or other like evidence, issued to the
 20 applicant by any school of cosmetology approved by
 21 the cosmetology examiners and licensed by the depart-
 22 ment, showing that said applicant has completed the
 23 course of study in said school prescribed by the
 24 board of cosmetology examiners. *The course of study*
 25 *in an approved school of cosmetology shall require*

Page 2

1 *the same number of hours of instruction as are re-*
 2 *quired by the board of barber examiners for an*
 3 *approved barber school.*
 4 Sec. Section one hundred fifty-seven point
 5 four (157.4), Code 1973, is amended by adding the
 6 following new unnumbered paragraph:
 7 *NEW UNNUMBERED PARAGRAPH.* Any person who has
 8 presented such diploma and complied with the provi-
 9 sions of section one hundred fifty-seven point three
 10 (157.3) of the Code may take an examination for

11 registration as a cosmetologist's apprentice; the
 12 examination shall be given by the board at the same
 13 time as the regular examination for cosmetologist's
 14 license. If any such applicant successfully passes
 15 the examination, the applicant shall be given an
 16 **apprentice's certificate, which certificate will**
 17 entitle the apprentice to pursue a clinic or practice
 18 course under the direct supervision and tutelage of a
 19 licensed practitioner of cosmetology for a period of
 20 eighteen months from the date of issuance. At the
 21 end of the period of eighteen months, upon furnishing
 22 to the board satisfactory proof that the apprentice
 23 has faithfully pursued a course of study as appren-
 24 tice under the supervision and tutelage of a licensed
 25 cosmetologist in this state for the necessary period

Page 3

1 of time, the apprentice shall be permitted by the
 2 board to take the regular examination for a license
 3 to practice cosmetology.

4 Sec. Section one hundred fifty-seven point
 5 eleven (157.11), Code 1973, is amended to read as
 6 follows:

7 157.11 TEMPORARY PERMITS. Any person having
 8 completed the prescribed course in, and having ob-
 9 tained a diploma from a school of cosmetology
 10 approved by the board of cosmetology examiners and
 11 licensed by the department, and having made applica-
 12 tion to take the next succeeding examination in
 13 cosmetology, shall [be known as an apprentice and]
 14 upon payment of the required fee to the department
 15 and the submission of evidence of his eligibility to
 16 the board of cosmetology examiners, [shall] be issued
 17 a permit by the department which shall entitle such
 18 person to work as [a] *an apprentice* cosmetology
 19 operator from the date of such graduation to the date
 20 of the next succeeding state examination [in cosmetol-
 21 ogy] *for apprentice cosmetologists*. Only one permit
 22 may be issued to any person.

23 Sec. Section one hundred fifty-eight point
 24 one (158.1), unnumbered paragraph one (1), Code
 25 1973, is amended to read as follows:

Page 4

1 For the purposes of this chapter all persons who,
 2 for compensation, engage in any one or any combina-
 3 tion of the following practices performed upon the
 4 upper part of the human body of *any person* for cos-
 5 metic purposes and not for the treatment of disease
 6 or physical or mental ailments, are engaged in the
 7 practice of barbering:

8 Sec. Section one hundred fifty-eight point
 9 eleven (158.11), unnumbered paragraph one (1), is
 10 amended by striking the paragraph.

Senator Shaw raised the point of order that amendment
 S—2575 was not germane to the title of the bill.

The Chair ruled the point well taken and amendment S—2575 out of order.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 1093) the vote was:

Ayes, 35:

Blouin	Kinley	Palmer	Schwengels
Coleman	McCartney	Plymat	Schwieger
Curtis	Miller of	Potter	Scott
Doderer	Marshall	Priebe	Shaff
Gallagher	Milligan	Rabedeaux	Shaw
Glenn	Murray	Ramsey	Taylor
Gluba	Nolin	Riley	Van Gilst
Hansen	Nystrom	Robinson	Willits
Heying	Orr	Rodgers	
Junkins			

Nays, 11:

Bergman	Griffin	Kelly	Tieden
Briles	Hill	Kennedy	Winkelman
Burroughs	Hultman	Lamborn	

Absent or not voting, 4:

Andersen	DeKoster	Miller of Des Moines	Schaben
----------	----------	-------------------------	---------

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

Senate File 1265

On motion of Senator Riley, Senate File 1265, a bill for an act relating to the membership, powers, and duties of the civil rights commission, was taken up for consideration.

Senator Hansen offered amendment S—2455 filed by him and moved its adoption:

S—2455

- 1 Amend Senate File 1265 as follows:
- 2 1. Page 3, by inserting after line 5 the follow-
- 3 ing:
- 4 Sec. Section six hundred one A point seven
- 5 (601A.7), subsection two (2), paragraph d, Code 1973,
- 6 is amended to read as follows:
- 7 d. Any bona fide religious institution or its
- 8 educational facility, association, corporation, or
- 9 society with respect to [any qualifications for employ-
- 10 ment based on religion when such qualifications are
- 11 related to a bona fide religious purpose] the employ-
- 12 ment of an individual of a particular religion to

13 *perform work connected with the activities of such*
 14 *institution or its educational facility, association,*
 15 *corporation, or society.*
 16 2. By renumbering the sections to accord with
 17 this amendment.

Senator Hultman asked unanimous consent that further action on Senate File 1265 be deferred and that the bill be placed on the calendar under unfinished business.

Objection was raised.

Senator Hultman moved that further action on Senate File 1265 be deferred and that the bill be placed on the calendar under unfinished business.

President Neu took the chair at 4:10 p.m.

The motion lost.

Action on amendment S—2455 was temporarily deferred for the preparation of an amendment to the amendment.

Senator Riley offered amendment S—2560 filed by him and moved its adoption:

S—2560

1 Amend Senate File 1265, page 4, by adding after
 2 line 28 the following new subsection:
 3 3. Refusal by a creditor to offer credit life
 4 or health and accident insurance based upon the age
 5 or physical disability of the consumer shall not
 6 violate the provisions of this section unless such
 7 denial is a mere subterfuge adopted for the purpose
 8 of evading the provisions of this section.

Roll call was requested.

On the question "Shall amendment S—2560 be adopted?" (S.F. 1265) the vote was:

Ayes, 31:

Andersen	Heying	Murray	Rodgers
Bergman	Hill	Nystrom	Scott
Blouin	Hultman	Orr	Shaff
Burroughs	Junkins	Priebe	Shaw
Coleman	Kelly	Rabedeaux	Taylor
Curtis	Kinley	Ramsey	Tieden
Gallagher	Miller of	Riley	Winkelman
Griffin	Marshall	Robinson	
Hansen			

Nays, 11:

Doderer	Lamborn	Plymat	Schwieger
Glenn	McCartney	Potter	Willits
Gluba	Nolin	Schwengels	

Voting present, 1:

Milligan

Absent or not voting, 7:

Briles	Miller of	Palmer	Van Gilst
DeKoster	Des Moines	Schaben	
Kennedy			

Amendment S—2560 was adopted.

The Senate resumed consideration of amendment S—2455.

Senator Doderer offered amendment S—2578 to amendment S—2455 and moved its adoption:

S—2578

- 1 Amend the Hansen amendment S—2455, to Senate File
- 2 1265, as follows:
- 3 1. Line 9, by striking the words “[any qualifications
- 4 for employ-]”, and by striking lines 10 through 15,
- 5 and inserting in lieu thereof the following:
- 6 “any qualifications for employment based on religion
- 7 when such qualifications are related to a bona fide
- 8 religious purpose.”

Amendment S—2578 to amendment S—2455 was adopted.

On motion of Senator Hansen, amendment S—2455 as amended was adopted.

Senator Hultman offered amendment S—2577:

S—2577

Division S—2577A

- 1 Amend Senate File 1265 as follows:
- 2 1. Page 3, line 10, by striking the word
- 3 “promptly” and inserting in lieu thereof
- 4 “within five days”.

Division S—2577B

- 5 2. Page 3, by striking lines 22 through 35 and
- 6 page 4 by striking lines 1 through 10 and renumbering
- 7 the remaining section.

Senator Junkins took the chair at 4:30 p.m.

Senator Glenn called for a division of the amendment, section 1 to be considered as division S—2577A, section 2 to be considered as division S—2577B.

Senator Hultman moved the adoption of division S—2577A of the amendment and called for a division.

Division S—2577A of the amendment lost.

Senator Hultman moved the adoption of division S—2577B of the amendment and requested a roll call.

On the question "Shall division S—2577B of the amendment be adopted?" (S.F. 1265) the vote was:

Ayes, 25:

Bergman	Heying	Miller of	Schwengels
Briles	Hill	Marshall	Schwieger
Burroughs	Hultman	Nystrom	Scott
Coleman	Junkins	Potter	Taylor
Curtis	Lamborn	Priebe	Tieden
Gallagher	McCartney	Rabedeaux	Winkelman
Griffin		Rodgers	

Nays, 23:

Andersen	Kelly	Murray	Riley
Blouin	Kennedy	Nolin	Robinson
Doderer	Kinley	Orr	Schaben
Glenn	Miller of	Palmer	Shaw
Gluba	Des Moines	Plymat	Van Gilst
Hansen	Milligan	Ramsey	Willits

Absent or not voting, 2:

DeKoster **Shaff**

Division S—2577B of the amendment was adopted.

Senator Hultman offered amendment S—2579, moved its adoption and requested a roll call:

- 1 Amend Senate File 1265, page 3, line 16, by
- 2 striking the word "*promptly*" and inserting in lieu
- 3 thereof the words "*within thirty days*".

On the question "Shall amendment S—2579 be adopted?" (S.F. 1265) the vote was:

Ayes, 23:

Briles	Hill	Nolin	Schwengels
Burroughs	Hultman	Nystrom	Schwieger
Curtis	Junkins	Priebe	Scott
Griffin	Lamborn	Rabedeaux	Taylor
Hansen	Miller of	Ramsey	Tieden
Heying	Marshall	Rodgers	Winkelman

Nays, 25:

Andersen	Gluba	Milligan	Riley
Bergman	Kelly	Murray	Robinson
Blouin	Kennedy	Orr	Schaben
Coleman	Kinley	Palmer	Shaw
Doderer	McCartney	Plymat	Van Gilst
Gallagher	Miller of	Potter	Willits
Glenn	Des Moines		

Absent or not voting, 2:

DeKoster **Shaff**

Amendment S—2579 lost.

Senator Blouin moved to reconsider the vote by which amendment S—2560 was adopted by the Senate.

Roll call was requested.

On the question "Shall the motion to reconsider amendment S—2560 be adopted?" (S.F. 1265) the vote was:

Ayes, 19:

Blouin	Kennedy	Orr	Rodgers
Doderer	Kinley	Plymat	Schaben
Gallagher	McCartney	Potter	Van Gilst
Glenn	Miller of	Rabedeaux	Willits
Gluba	Des Moines	Robinson	
Heying			

Nays, 26:

Andersen	Hansen	Miller of	Schwieger
Bergman	Hill	Marshall	Scott
Briles	Hultman	Murray	Shaff
Burroughs	Junkins	Nystrom	Shaw
Coleman	Kelly	Priebe	Taylor
Curtis	Lamborn	Ramsey	Tieden
Griffin		Riley	Winkelman

Voting present, 2:

Milligan	Palmer
----------	--------

Absent or not voting, 3:

DeKoster	Nolin	Schwengels
----------	-------	------------

The motion lost.

Senator Glenn moved that Senate Rule 25 be suspended for the purpose of reconsidering the vote by which division B of amendment S—2577 was adopted by the Senate.

On the question "Shall the motion to suspend Senate Rule 25 be adopted?" (S.F. 1265) the vote was:

Ayes, 20:

Blouin	Kennedy	Murray	Rodgers
Coleman	Kinley	Orr	Schaben
Doderer	Miller of	Palmer	Shaw
Glenn	Des Moines	Riley	Van Gilst
Gluba	Milligan	Robinson	Willits
Kelly			

Nays, 26:

Andersen	Heying	Miller of	Ramsey
Bergman	Hill	Marshall	Schwieger
Briles	Hultman	Nystrom	Scott
Burroughs	Junkins	Plymat	Shaff
Curtis	Lamborn	Potter	Taylor
Gallagher	McCartney	Priebe	Tieden
Hansen		Rabedeaux	Winkelman

Absent or not voting, 4:

DeKoster	Griffin	Nolin	Schwengels
----------	---------	-------	------------

The motion lost.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1265) the vote was:

Ayes, 33:

Andersen	Hansen	Miller of	Ramsey
Bergman	Junkins	Marshall	Riley
Blouin	Kelly	Milligan	Robinson
Burroughs	Kennedy	Murray	Rodgers
Coleman	Kinley	Nystrom	Schaben
Doderer	McCartney	Orr	Scott
Gallagher	Miller of	Palmer	Shaw
Glenn	Des Moines	Plymat	Van Gilst
Gluba		Priebe	Willits

Nays, 12:

Briles	Hill	Potter	Taylor
Curtis	Hultman	Rabedaux	Tieden
Heying	Lamborn	Shaff	Winkelman

Absent or not voting, 5:

DeKoster	Nolin	Schwengels	Schwieger
Griffin			

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

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File 606, a bill for an act relating to workmen's compensation benefits.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1043, a bill for an act relating to the issuance of duplicate certificates of title for vehicles.

Also: That the House has concurred in the Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 177, a bill for an act increasing the interest penalty on delinquent property taxes.

Also: That the House has concurred in the Senate amendment to and

repassed the following bill in which the concurrence of the House was asked:

House File 416, a bill for an act relating to the internship requirements of physicians and surgeons and osteopathic physicians.

Also: That the House has concurred in the Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 550, a bill for an act providing standards for the care of animals in animal shelters.

Also: That the House has concurred in the Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 773, a bill for an act relating to expenditures for capital improvements by a board of supervisors.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1080, a bill for an act relating to the control, management and use of the unemployment compensation fund.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1240, a bill for an act requiring that the county board of supervisors receive written notice at the time any resident of the county is admitted as a voluntary patient of a mental health institute.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1366, a bill for an act relating to the printing and custody of cigarette and little cigar tax stamps.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1394, a bill for an act relating to issuance and redemption of warrants.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1397, a bill for an act relating to the issuance of trapping licenses to nonresidents.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1399, a bill for an act to revise certain statutes relating to elections.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 119, creating an interim study committee to conduct a study of the effects of the construction of the Red Rock and Coralville Reservoirs.

WILLIAM H. HARBOR, Chief Clerk

HOUSE CONCURRENT RESOLUTION 119

By Millen, Hargrave, Ewing, Holden, Clark of Lee, Brinck,
Middleswart, Stanley, Roorda, Patchett, Strothman,
Dunton, Poncy, Harper and Logue

1 *Whereas*, because of the construction of the Red Rock and
2 Coralville Reservoirs certain areas of the state have suffered
3 adverse effects in the form of severe erosion and damage which
4 never occurred before construction of such reservoirs; and
5 *Whereas*, flooding from the Red Rock and Coralville Reservoirs
6 has affected farming operations because of land becoming too
7 soft to plow and, in addition, natural vegetation has been
8 destroyed both upstream and downstream from such reservoirs; and
9 *Whereas*, highwater levels have affected the use of roads,
10 bridges, school bus routes, and have left debris which causes
11 hardship in regard to the use of land; and
12 *Whereas*, while the use of such reservoirs has enhanced
13 recreational activities, the effect on the economy of the areas
14 located in proximity to the reservoirs has been adverse; *Now*
15 *Therefore*,
16 *Be It Resolved by the House of Representatives, the Senate*
17 *Concurring*, That the legislative council is authorized to con-
18 duct a study of the effects of the construction of the Red Rock
19 and Coralville Reservoirs upon the economy and people of the
20 state of Iowa with emphasis upon the operation of the reservoirs,
21 the pool level, damage to property and the restitution for such
22 damage, the control of erosion, the effect on agricultural and
23 other land, the effect upon roads and bridges, the priorities
24 of operation of such reservoirs, and such other effects as
25 may be necessary; and
26 *Be It Further Resolved*, That the study committee shall be
27 composed of members of both houses of the general assembly
28 representing both political parties, as well as citizens of
29 this state knowledgeable in problems caused by the construc-
30 tion of the Red Rock and Coralville Reservoirs and changes

Page 2

1 affecting the environment of this state; and
2 *Be It Further Resolved*, That the study committee make a
3 report to the legislative council prior to the commencement
4 of the Sixty-sixth General Assembly and to the General Assembly
5 meeting in the year 1975, accompanied by legislative bill
6 drafts designed to carry out recommendations of the study
7 committee.

INTRODUCTION OF BILLS

Senate File 1333, by committee on county government, a bill
for an act relating to obstructions on public highways, estab-
lishing procedures for the removal of obstructions, and providing
for the assessment and collection of costs.

Read first time and placed on calendar.

Senate File 1334, by committee on appropriations, a bill for

an act amending the appropriated funds to the district courts.

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

Senate File 1335, by committee on appropriations, a bill for an act making an appropriation to the state library commission for the purposes of substituting for or replacing federal funds which may not become available to the state.

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

Senate File 1336, by Senator Priebe, a bill for an act to extend loans to grain dealers to be used to upgrade and repair railroad right-of-way and making an appropriation therefor.

Read first time and **passed on file.**

Senate File 1337, by committee on appropriations, a bill for an act appropriating additional funds to the department of soil conservation for the soil and water conservation cost-sharing program and for the employment of an engineer-technician.

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

HOUSE MESSAGES CONSIDERED

House File 1080, a bill for an act relating to the control, management and use of the unemployment compensation fund to assure entitlement to funds under section nine hundred three (903) of the Social Security Act.

Read first time and **passed on file.**

House File 1240, a bill for an act requiring that the county board of supervisors receive written notice at the time any resident of the county is admitted as a voluntary patient of a mental health institute.

Read first time and **passed on file.**

House File 1366, a bill for an act relating to the printing and custody of cigarette and little cigar tax stamps.

Read first time and **passed on file.**

House File 1394, a bill for an act relating to issuance and redemption of warrants.

Read first time and **passed on file.**

House File 1397, a bill for an act relating to the issuance of trapping licenses to nonresidents and providing an effective date.

Read first time and passed on file.

House File 1399, a bill for an act to revise certain statutes relating to elections which were amended or affected by passage of House File 745, Acts of the Sixty-fifth General Assembly, 1973 Session, and which appear in chapters thirty-nine (39), forty-three (43), forty-four (44), forty-seven (47), forty-nine (49), fifty (50), fifty-two (52), fifty-three (53), sixty-nine (69), two hundred seventy-three (273), two hundred seventy-five (275), two hundred seventy-seven (277), two hundred seventy-eight (278), two hundred seventy-nine (279), two hundred eighty A (280A), two hundred ninety-six (296), two hundred ninety-eight (298), three hundred sixty-three (363), and six hundred nine (609) of the Code, chapter one thousand eighty-eight (1088), Acts of the Sixty-fourth General Assembly, 1972 Session, and chapter two hundred (200), Acts of the Sixty-fifth General Assembly, 1973 Session, and to revise and clarify a temporary statute appearing in chapter one hundred thirty-six (136), Acts of the Sixty-fifth General Assembly, 1973 Session.

Read first time and passed on file.

SENATE CONCURRENT RESOLUTION 114

By Blouin

1 *Whereas*, transportation by bicycle is nonpolluting and
2 would, if encouraged, serve to reduce the tremendous demand
3 on scarce fuels for public transportation; and

4 *Whereas*, bicycle enthusiasts have not been given due con-
5 sideration in current planning for the transportation needs
6 of this state and are constantly threatened, from a safety
7 standpoint, by motor vehicle traffic and hazardous roads; and

8 *Whereas*, Iowa law neither provides sufficient guidance to
9 motorists and bicyclists in the area of safety nor encourages
10 uniformity in the operation of bicycles on public highways;

11 *Now Therefore*,

12 *Be It Resolved by the Senate, the House Concurring*, That
13 the legislative council be authorized to create a study com-
14 mittee consisting of legislative members of both political
15 parties and both houses of the General Assembly for the purpose
16 of determining the feasibility of constructing and maintaining
17 an intercity bikeway network, including the establishment of
18 bikeways within the communities themselves and for the purpose
19 of studying the possibilities for uniform regulation of bicycle
20 transportation; and

21 *Be It Further Resolved*, That the committee shall make a
22 final report, including necessary bill drafts or other pro-
23 posals to implement its recommendations, to the legislative
24 council. Copies of the report approved by the legislative
25 council shall be submitted to the General Assembly meeting
26 in the year 1975.

REPORT OF INVESTIGATING COMMITTEE

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mrs. Jolly Davidson of Clarinda, Page County, Iowa, for appointment as a member of the State Board of Public Instruction under the provisions of Sections 257.1, 257.2, and 257.3, 1973 Code of Iowa, for the regular six-year term ending January 2, 1980, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

CALVIN O. HULTMAN, Chairman
DALE L. TIEDEN
LOWELL L. JUNKINS

ANNOUNCEMENT BY THE PRESIDENT OF THE SENATE

President Neu announced the reassignment of Senate File 1312 from the calendar to the committee on appropriations, under Senate Rule 37.

EXPLANATION OF VOTE

MR. PRESIDENT: I was listed as absent on the Call of the Senate. I was in the capitol at the time, but had stepped out momentarily to explain to the Fayette and Winneshiek Farm Bureau visitors that I would be unable to visit with them over lunch as I had promised because of the continuing debate during the noon hour.

On House File 308 my "no" vote was the result of coming in from the lobby and not knowing what the vote was called for, thus employing the philosophy of when in doubt vote "no".

H. L. HEYING

REPORTS OF COMMITTEE

Senator Briles submitted the following reports:

MR. PRESIDENT: Your committee on county government to which was referred House File 146, a bill for an act relating to an increase in certain county fees, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JAMES E. BRILES, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on county government to which was referred House File 1396, a bill for an act relating to compensation for services rendered in aiding the sheriff, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JAMES E. BRILES, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2573

- 1 Amend the House amendment to Senate File 277 as
 2 follows:
 3 Page 8, line 18 by adding the following after
 4 the word "*commission.*": "*The commission shall*
 5 *prescribe continuing education for all licensees*
 6 *and compliance shall be a condition to the renewal*
 7 *of a license under section one hundred seventeen*
 8 *point one (117.1) of the Code.*"

JAMES W. GRIFFIN, SR.
 TOM RILEY
 WARREN E. CURTIS
 WILLARD R. HANSEN

S—2572

- 1 Amend Senate File 568, page 2, line 2, by inserting
 2 after the word "evidence" the words "in any judicial
 3 proceeding".

TOM RILEY

S—2570

- 1 Amend Senate File 1161 by striking all after the
 2 enacting clause and inserting in lieu thereof the
 3 following:
 4 Section 1. *NEW SECTION. CABLE TELEVISION*
 5 *ADVISORY COMMISSION.* There is created a cable
 6 television advisory commission. The commission
 7 shall be composed of twelve members determined as
 8 follows:
 9 1. Four persons appointed by the governor.
 10 2. Two members of the house of representatives
 11 representing both political parties and appointed
 12 by the speaker of the house.
 13 3. Two members of the senate representing
 14 both political parties and appointed by the
 15 president of the senate.
 16 4. One member appointed by the superintendent
 17 of public instruction from within the department of
 18 public instruction.
 19 5. One member, who is the chairperson of the
 20 Iowa state commerce commission, or who is the
 21 designee of the chairperson.
 22 6. One member of the state board of regents or
 23 a designee of the state board of regents.
 24 7. The director of the educational radio and
 25 television facility board who shall be the

Page 2

- 1 chairperson.
 2 Sec. 2. *NEW SECTION. TERMS OF OFFICE AND*
 3 *MEETINGS.* The commission shall meet at least
 4 quarterly, or more often if the majority of the
 5 members request such a meeting. Members shall be
 6 appointed for four-year terms except for the initial
 7 appointees, the governor shall appoint two persons

8 for terms of two years and two persons for terms of
 9 four years; the speaker of the house shall appoint
 10 one person for a term of two years and one person
 11 for a term of four years; and the president of the
 12 senate shall appoint one person for a term of two
 13 years and one person for a term of four years. If
 14 a member ceases to be a member of the government
 15 entity from which appointed, the position which he
 16 represented is vacant and the appointing authority
 17 shall make an appointment for the unexpired term.
 18 Members shall be entitled to actual and necessary
 19 expenses incurred in the performance of duties and,
 20 except in the case of persons who are employed by
 21 the state, a per diem of forty dollars for each day
 22 incurred in the performance of duties.

23 Sec. 3. *NEW SECTION.* POWERS AND DUTIES. The
 24 commission shall study the development of cable
 25 television in this state and other states and make

Page 3

1 periodic reports of such developments in each odd-
 2 numbered year to the governor and the general assem-
 3 bly not later than March first. The report of the
 4 commission may include legislation recommended for
 5 enactment in Iowa. In addition the commission shall:

6 1. Develop and make available for use by politi-
 7 cal subdivisions uniform procedures for granting
 8 cable television franchises.

9 2. Establish a clearinghouse for current infor-
 10 mation and regulations relating to cable television.

11 3. Review and study the development of cable
 12 television in this state in order to determine if
 13 a need exists for state regulation.

14 4. Determine, if possible, a method whereby
 15 cable television can be made available to persons
 16 living in rural areas.

17 5. Make efforts to insure that technical com-
 18 patibility exists between the various cable tele-
 19 vision systems established in this state.

20 6. Promote the full use and broad knowledge of
 21 public access channels.

W. R. RABEDEAUX
 E. KEVIN KELLY

S—2574

1 Amend House File 299, as amended and passed
 2 by the House, page 1, by striking lines 6
 3 through 8 and inserting in lieu thereof the
 4 following:

5 "2. Persons who treat human ailments by
 6 the adjustment by hand of the articulations
 7 of the spine or by other procedures incidental
 8 to said adjustments"

W. R. RABEDEAUX

S—2576

- 1 Amend page 1 of the Hill amendment S—2406, to House
2 File 299 as amended and passed by the House, by striking all
3 of lines 5 through 23 and inserting in lieu thereof the fol-
4 lowing:
- 5 a. "Heat" means the use of water bottles, baths, tow-
6 els, infra-red lamps, and electric pads for the purpose of
7 increasing blood circulation to an area of application.
- 8 b. "Cold" means the use of water bottles, ice packs,
9 and towels.
- 10 c. "Exercise" means the active physical activity car-
11 ried out by the patient himself or passive exercise result-
12 ing from muscle massage by hand or the use of a hand vibra-
13 tor incidental to the adjustment.
- 14 d. "Supports" means the use of tape, cervical collars,
15 for neck support, and the use of belts primarily for the low
16 back but including the mid back.

E. KEVIN KELLY

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Tuesday, March 26, 1974.

JOURNAL OF THE SENATE

SEVENTY-SECOND DAY

SENATE CHAMBER
DES MOINES, IOWA, TUESDAY, MARCH 26, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Leland Enke, pastor of the Silver Creek United Methodist Church, Hancock, Iowa.

The Journal of Monday, March 25, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Gary Lawrence, Ackley, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Plymat for the day on request of Senator Lamborn.

PRESENTATION OF VISITORS

President Neu welcomed the Honorable Donald G. Beneke, former member of the Senate from Pocahontas County.

The Chair welcomed Lynda Carnelley of Natal, South Africa, a Rotary exchange student attending school in Ackley, Iowa, who was present in the Senate chamber, accompanied by Dr. and Mrs. Gary Lawrence of Ackley, Iowa.

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

Six Girl Scouts from Ankeny, Iowa, accompanied by their leader, Mrs. James Jensen. Senator Willits.

Thirty-seven Girl Scouts from Cedar Falls, Iowa, accompanied by Mrs. Harry Slife and Mrs. Dean Crowe. Senator Hansen.

Thirty-four students from Jackson Elementary School, Des Moines, Iowa, accompanied by Mrs. Hubbard. Senator Kinley.

Twenty-seven students from St. Mary's of Panama School, Portsmouth, Iowa, accompanied by Mrs. Betty Foxhaven and Sister Mary Grosdidier. Senator Schaben.

Fifty-five students from Pella Christian High School, Pella, Iowa, accompanied by Elroy Vander Ley and Merl Alons. Senator Hill.

Seventy students from Rockford High School, Rockford, Iowa, accompanied by Gary Achenbach. Senator McCartney.

Thirty-seven students from Hubbard Junior-Senior High School, Hubbard, Iowa, accompanied by Stephen Dohe. Senator Miller of Marshall.

Fifty-three students from Marquette High School, Bellevue, Iowa, accompanied by Reverend Phillip Schmitt and Randy Rubel. Senator Kennedy.

One hundred eight students from Forest City High School, Forest City, Iowa, accompanied by Larry Reed, Ron Sanderson and Mr. and Mrs. Wold. Senator Priebe.

Forty-six members of the 4-H Club from Allamakee County, accompanied by Shirley Meyer, Mrs. Ron Snitke and Mrs. Jeannette Ryder. Senator Tieden.

PETITIONS

The following petitions were presented and placed on file:

By Senator Kennedy, from five hundred twenty-five residents of Iowa favoring Senate File 1057, relating to obscenity.

By Senator Rodgers, from ninety residents of Iowa favoring Senate File 1157, requiring certain retail establishments to close on Sunday.

MOTION TO RECONSIDER LOST

Senate File 126

Senator Lamborn called up the following motion to reconsider filed by Senator Coleman on March 15, 1974, and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which Senate File 126 passed the Senate.

On the question "Shall the motion to reconsider be adopted?"
(S.F. 126) the vote was:

Ayes, 18:

Bergman	Heying	Miller of	Schaben
Briles	Hultman	Marshall	Scott
Burroughs	Junkins	Nolin	Taylor
Coleman	Miller of	Priebe	Tieden
Curtis	Des Moines	Rabedeaux	Winkelman

Nays, 30:

Andersen	Hansen	Murray	Robinson
Blouin	Hill	Nystrom	Rodgers
DeKoster	Kelly	Orr	Schwengels
Doderer	Kennedy	Palmer	Schwieger
Gallagher	Kinley	Potter	Shaw
Glenn	Lamborn	Ramsey	Van Gilst
Gluba	McCartney	Riley	Willits
Griffin	Milligan		

Absent or not voting, 2:

Plymat Shaff

The motion lost.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 393, 484, 1103, 1121, 1165 and 1166.

DALE L. TIEDEN
Chairman, Senate Committee
CHARLES F. STROTHMAN
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: Senate Files 393, 484, 1103, 1121, 1165 and 1166.

BILLS SENT TO THE GOVERNOR

Senator Tieden, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 26th day of March, 1974, sent to the Governor for his approval: Senate Files 393, 484, 1103, 1121, 1165 and 1166.

DALE L. TIEDEN, Chairman

Passed on file.

UNFINISHED BUSINESS

Senate File 568

On motion of Senator Riley, Senate File 568, a bill for an act relating to the granting of immunity to witnesses testifying in criminal proceedings and providing a penalty, was taken up for further consideration.

Senator Riley offered amendment S—2572 filed by him and moved its adoption:

S—2572

- 1 Amend Senate File 568, page 2, line 2, by inserting
- 2 after the word "evidence" the words "in any judicial
- 3 proceeding".

Amendment S—2572 was adopted.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 568) the vote was:

Ayes, 44:

Andersen	Hansen	Miller of	Robinson
Bergman	Heying	Marshall	Rodgers
Blouin	Hultman	Murray	Schaben
Briles	Junkins	Nolin	Schwengels
Burroughs	Kelly	Nystrom	Schwieger
Coleman	Kennedy	Orr	Scott
Curtis	Kinley	Palmer	Shaw
DeKoster	Lamborn	Potter	Tieden
Gallagher	McCartney	Priebe	Van Gilst
Glenn	Miller of	Rabedeaux	Willits
Gluba	Des Moines	Ramsey	Winkelman
Griffin		Riley	

Nays, 1:

Milligan

Absent or not voting, 5:

Doderer	Plymat	Shaff	Taylor
Hill			

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

REREFERRED TO COMMITTEE

Senator Kelly asked and received unanimous consent that Senate File 403 be rereferred to the committee on judiciary.

CONSIDERATION OF BILLS

House File 299

On motion of Senator Hansen, House File 299, a bill for an act relating to the definition of the practice of chiropractic, with report of committee recommending amendment and without recommendation, was taken up, considered, and the report of the committee adopted.

Senator Hansen offered amendment S—2343 by the committee on state government and moved its adoption:

S—2343

- 1 Amend House File 299 as amended and passed by
- 2 the House, page 1, by striking in lines 11 and 12
- 3 the words "sections one hundred forty-six point
- 4 sixteen (146.16) and" and inserting in lieu thereof
- 5 the word "section".

Amendment S—2343 was adopted.

Senator Rabedeaux offered amendment S—2574 filed by him, moved its adoption and requested a roll call:

S—2574

- 1 Amend House File 299, as amended and passed
- 2 by the House, page 1, by striking lines 6
- 3 through 8 and inserting in lieu thereof the
- 4 following:
- 5 "2. Persons who treat human ailments by
- 6 the adjustment by hand of the articulations
- 7 of the spine or by other procedures incidental
- 8 to said adjustments".

Rule 24 was invoked on request of Senator Willits.

On the question "Shall amendment S—2574 be adopted?" (H.F. 299) the vote was:

Ayes, 8:

Curtis	Doderer	Hill	Kelly
DeKoster	Glenn	Hultman	Rabedeaux

Nays, 36:

Andersen	Kennedy	Nolin	Schaben
Bergman	Kinley	Nystrom	Schwieger
Blouin	Lamborn	Orr	Scott
Burroughs	McCartney	Palmer	Shaw
Gallagher	Miller of	Potter	Taylor
Gluba	Des Moines	Priebe	Tieden
Griffin	Miller of	Ramsey	Van Gilst
Hansen	Marshall	Riley	Willits
Heying	Milligan	Robinson	Winkelman
Junkins	Murray		

Absent or not voting, 6:

Briles	Plymat	Schwengels	Shaff
Coleman	Rodgers		

Amendment S—2574 lost.

Senator Hill offered amendment S—2406 filed by him:

S—2406

- 1 Amend House File 299 as amended and passed by the
- 2 House as follows:
- 3 1. Page 1, after line 14, insert the following:
- 4 As used in this subsection:
- 5 a. "Heat" means the use of water bottles, baths,
- 6 towels, lamps, electric pads, diathermy or controlled
- 7 local heat application, and ultra sound for the purpose
- 8 of increasing blood circulation to an area of applica-
- 9 tion.
- 10 b. "Cold" means the use of water bottles, ice
- 11 packs, and towels.
- 12 c. "Exercise" means the active physical activity
- 13 carried out by the patient himself or passive ex-
- 14 ercise resulting from muscle work or the use of a
- 15 vibrator.
- 16 d. "Nutrition" means suggested use of the seven
- 17 basic foods, the oral application of nonprescription
- 18 food supplements in diet including but not limited to
- 19 the use of vitamins and minerals in the diet.
- 20 e. "Supports" means the use of tape, cervical
- 21 collars, for neck support, and the use of belts
- 22 primarily for the low back but including the mid
- 23 back.
- 24 2. By adding after line 14 the following subsec-
- 25 tion:

Page 2

- 1 3. A chiropractor shall not use in his practice
- 2 the procedures, modalities, or treatments described
- 3 in subsection two (2) of this section unless he has
- 4 received training in their use in a college of
- 5 chiropractic offering courses of instruction
- 6 approved by the board of chiropractic examiners and
- 7 by the department of health.

Senator Hill offered amendment S—2496 to amendment S—2406 filed by him and moved its adoption:

S—2496

- 1 Amend the Hill amendment S—2406 to House File
- 2 299 as follows:
- 3 Page 2, line 4, by striking the second word "in"
- 4 and inserting the word "by".
- 5 Page 2, line 5, by inserting after the word
- 6 "chiropractic" the words ", or state university,".

Amendment S—2496 to amendment S—2406 was adopted.

Senator Kelly offered amendment S—2576 to amendment S—2406 filed by him:

S—2576

- 1 Amend page 1 of the Hill amendment S—2406, to House
- 2 File 299 as amended and passed by the House, by striking all
- 3 of lines 5 through 23 and inserting in lieu thereof the fol-
- 4 lowing:
- 5 a. "Heat" means the use of water bottles, baths, tow-
- 6 els, infra-red lamps, and electric pads for the purpose of
- 7 increasing blood circulation to an area of application.
- 8 b. "Cold" means the use of water bottles, ice packs,
- 9 and towels.
- 10 c. "Exercise" means the active physical activity car-
- 11 ried out by the patient himself or passive exercise result-
- 12 ing from muscle massage by hand or the use of a hand vibra-
- 13 tor incidental to the adjustment.
- 14 d. "Supports" means the use of tape, cervical collars,
- 15 for neck support, and the use of belts primarily for the low
- 16 back but including the mid back.

Senator Glenn took the chair at 11:45 a.m.

Senator DeKoster moved that House File 299 be rereferred to the committee on state government for further study of amendment S—2576 to amendment S—2406.

Roll call was requested.

On the question "Shall the motion to rerefer the bill to the committee on state government be adopted?" (H.F. 299) the vote was:

Ayes, 6:

Briles	DeKoster	Kelly	Miller of
Curtis	Glenn		Des Moines

Nays, 40:

Andersen	Hill	Murray	Robinson
Bergman	Hultman	Nolin	Schaben
Blouin	Junkins	Nystrom	Schwengels
Burroughs	Kennedy	Orr	Schwieger
Coleman	Kinley	Palmer	Scott
Doderer	Lamborn	Potter	Shaw
Gallagher	McCartney	Priebe	Taylor
Gluba	Miller of	Rabedeaux	Van Gilst
Griffin	Marshall	Ramsey	Willits
Hansen	Milligan	Riley	Winkelman
Heying			

Absent or not voting, 4:

Plymat	Rodgers	Shaff	Tieden
--------	---------	-------	--------

The motion lost.

(House File 299 pending at recess.)

On motion of Senator Lamborn, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President pro tempore Shaff presiding.

QUORUM CALL

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

Present, 46:

Andersen	Griffin	Miller of	Rodgers
Bergman	Hansen	Marshall	Schaben
Blouin	Heying	Milligan	Schwengels
Briles	Hill	Nolin	Schwieger
Burroughs	Hultman	Orr	Scott
Coleman	Junkins	Palmer	Shaff
Curtis	Kelly	Potter	Shaw
DeKoster	Kinley	Priebe	Taylor
Doderer	Lamborn	Rabedeaux	Tieden
Gallagher	McCartney	Ramsey	Van Gilst
Glenn	Miller of	Riley	Willits
Gluba	Des Moines	Robinson	Winkelman

Absent, 4:

Kennedy	Murray	Nystrom	Plymat
---------	--------	---------	--------

Roll call revealed a quorum present.

CONSIDERATION OF BILLS

House File 299

The Senate resumed consideration of House File 299 and amendment S—2576 to amendment S—2406.

Senator Glenn took the chair at 2:17 p.m.

Senator Kelly moved the adoption of amendment S—2576 to amendment S—2406 and requested a roll call.

On the question "Shall amendment S—2576 to amendment S—2406 be adopted?" (H.F. 299) the vote was:

Rule 24 was invoked.

Ayes, 19:

Bergman	Doderer	Junkins	Miller of
Blouin	Gallagher	Kelly	Marshall
Briles	Glenn	Kinley	Nolin
Coleman	Gluba	Miller of	Rabedeaux
Curtis	Hultman	Des Moines	Shaw
DeKoster			

Nays, 30:

Andersen	McCartney	Ramsey	Scott
Burroughs	Milligan	Riley	Shaff
Griffin	Murray	Robinson	Taylor
Hansen	Nystrom	Rodgers	Tieden
Heying	Orr	Schaben	Van Gilst
Hill	Palmer	Schwengels	Willits
Kennedy	Potter	Schwieger	Winkelman
Lamborn	Priebe		

Absent or not voting, 1:
Plymat

Amendment S—2576 to amendment S—2406 lost.

Senator Doderer offered amendment S—2512 to amendment S—2406 filed by her, moved its adoption and requested a roll call:

S—2512

- 1 Amend the Hill amendment S—2406 filed March 12
- 2 to House File 299, page 1, by striking lines 16
- 3 through 19 and relettering the remaining paragraph.

On the question “Shall amendment S—2512 to amendment S—2406 be adopted?” (H.F. 299) the vote was:

Ayes, 22:

Andersen	DeKoster	Kelly	Nolin
Bergman	Doderer	Kinley	Potter
Blouin	Gallagher	Miller of	Rabedeaux
Briles	Glenn	Marshall	Shaw
Coleman	Hultman	Milligan	Willits
Curtis	Junkins	Murray	

Nays, 25:

Burroughs	Lamborn	Ramsey	Schwieger
Gluba	McCartney	Riley	Scott
Griffin	Nystrom	Robinson	Taylor
Hansen	Orr	Rodgers	Tieden
Heying	Palmer	Schaben	Van Gilst
Hill	Priebe	Schwengels	Winkelman
Kennedy			

Absent or not voting, 3:
Miller of
Des Moines

Plymat

Shaff

Amendment S—2512 to amendment S—2406 lost.

Senator Taylor offered amendment S—2553 to amendment S—2406 filed by him and moved its adoption:

S—2553

- 1 Amend the Hill amendment S—2406 filed March 12
- 2 to House File 299, page 2, line 7, by striking the
- 3 word “department” and inserting in lieu thereof
- 4 the words “state board”.

Division was called for.

Amendment S—2553 to amendment S—2406 lost.

Senator Hill moved the adoption of amendment S—2406 as amended and requested a roll call.

Rule 24 was invoked on request of Senator Willits.

On the question "Shall amendment S—2406 as amended be adopted?" (H.F. 299) the vote was:

Ayes, 22:

Blouin	Glenn	Kinley	Riley
Coleman	Gluba	Nolin	Rodgers
Curtis	Hill	Orr	Schwengels
DeKoster	Hultman	Rabedeaux	Shaw
Doderer	Junkins	Ramsey	Winkelman
Gallagher	Kelly		

Nays, 26:

Andersen	Kennedy	Milligan	Schaben
Bergman	Lamborn	Murray	Schwieger
Briles	McCartney	Nystrom	Scott
Burroughs	Miller of	Palmer	Taylor
Griffin	Des Moines	Potter	Tieden
Hansen	Miller of	Priebe	Van Gilst
Heying	Marshall	Robinson	Willits

Absent or not voting, 2:

Plymat	Shaff
--------	-------

Amendment S—2406 as amended lost.

Senator Doderer offered amendment S—2513 filed by Senators Doderer, Briles, et al.:

S—2513

- 1 Amend House File 299, as amended and passed by
- 2 the House, line 9, by striking the word
- 3 "nutrition,".

Senator Heying raised the point of order that amendment S—2513 contained subject matter already considered and rejected by the Senate.

The Chair ruled the point not well taken and amendment S—2513 in order.

Senator Doderer moved the adoption of amendment S—2513.

Roll call was requested.

Rule 24 was invoked on request of Senator Hansen.

On the question "Shall amendment S—2513 be adopted?" (H.F. 299) the vote was:

Ayes, 26:

Andersen	Doderer	Kinley	Nolin
Bergman	Gallagher	Miller of	Rabedeaux
Blouin	Glenn	Des Moines	Riley
Briles	Hill	Miller of	Rodgers
Coleman	Hultman	Marshall	Shaw
Curtis	Junkins	Milligan	Willits
DeKoster	Kelly	Murray	Winkelman

Nays, 21:

Burroughs	Lamborn	Potter	Schwengels
Gluba	McCartney	Priebe	Schwieger
Griffin	Nystrom	Ramsey	Scott
Hansen	Orr	Robinson	Taylor
Heying	Palmer	Schaben	Van Gilst
Kennedy			

Absent or not voting, 3:

Plymat	Shaff	Tieden
--------	-------	--------

Amendment S—2513 was adopted.

Senator Willits offered amendment S—2582:

S—2582

- 1 Amend House File 299 as amended and passed by the
- 2 House as follows:
- 3 1. Page 1, by adding the following section after
- 4 line 14:
- 5 Sec. Section one hundred fifty-one point
- 6 seven (151.7), Code 1973, is amended to read as
- 7 follows:
- 8 151.7 PROBATION—ADVERTISING RESTRICTIONS.
- 9 The license of a chiropractor shall be placed on
- 10 probation upon a showing at a hearing conducted
- 11 by the board of chiropractic examiners that such
- 12 licensee is guilty of [false, fraudulent or mislead-
- 13 ing] advertising [or that such licensee advertised
- 14 in any publication or through any communication
- 15 media the prices for which his services are avail-
- 16 able]. *For purposes of this section "advertising"*
- 17 *is defined as a chiropractor publicizing himself,*
- 18 *his partner, or associate as a chiropractor through*
- 19 *newspaper or magazine advertisements, radio or tele-*
- 20 *vision announcements, display advertisements in*
- 21 *city or telephone directories, or other means of*
- 22 *commercial publicity, or authorizing or permitting*
- 23 *others to do so on his behalf. "Advertising" does not*
- 24 *include a simple boldface listing in a phone direct-*
- 25 *ory, professional cards, letterheads, or professionally*

Page 2

- 1 *discreet lettering identifying premises where chiro-*

2 *practic is practiced*. Any proceeding for the pro-
 3 **bation of a chiropractic license shall be con-**
 4 **ducted by the board of chiropractic examiners in a**
 5 **manner substantially in accord with the provisions**
 6 **of section 148.7.**
 7 2. Page 1, line 1, by striking the words "the defini-
 8 tion of".

Senator Heying raised the point of order that amendment S—2582 was not germane to the title of the bill.

The Chair ruled the point not well taken and amendment S—2582 in order.

Senator Willits moved the adoption of amendment S—2582.

Roll call was requested.

Rule 24 was invoked on request of Senator Willits.

On the question "Shall amendment S—2582 be adopted?" (H.F. 299) the vote was:

Ayes, 38:

Andersen	Hansen	Milligan	Robinson
Burroughs	Hill	Murray	Rodgers
Coleman	Hultman	Nolin	Schaben
Curtis	Junkins	Nystrom	Schwengels
DeKoster	Kelly	Orr	Schwieger
Doderer	Kinley	Palmer	Shaw
Gallagher	Lamborn	Potter	Tieden
Glenn	McCartney	Priebe	Willits
Gluba	Miller of	Rabedeaux	Winkelman
Griffin	Marshall	Riley	

Nays, 7:

Bergman	Heying	Scott	Van Gilst
Briles	Ramsey	Taylor	

Voting present, 8:

Blouin (under Rule 24)	Kennedy	Miller of Des Moines
------------------------	---------	--------------------------------

Absent or not voting, 2:

Plymat	Shaff
--------	-------

Amendment S—2582 was adopted.

Senator Miller of Des Moines moved to reconsider the vote by which amendment S—2574 failed to be adopted by the Senate, and requested a roll call.

Rule 24 was invoked on request of Senator Miller of Des Moines.

On the question "Shall the motion to reconsider amendment S—2574 be adopted?" (H.F. 299) the vote was:

Ayes, 16:

Blouin	Gallagher	Kelly	Nolin
Briles	Glenn	Miller of	Rabedeaux
Coleman	Gluba	Des Moines	Shaw
Curtis	Hill	Miller of	
DeKoster	Hultman	Marshall	

Nays, 31:

Andersen	Kinley	Potter	Schwieger
Bergman	Lamborn	Priebe	Scott
Burroughs	McCartney	Ramsey	Taylor
Griffin	Milligan	Riley	Tieden
Hansen	Murray	Robinson	Van Gilst
Heying	Nystrom	Rodgers	Willits
Junkins	Orr	Schaben	Winkelman
Kennedy	Palmer	Schwengels	

Absent or not voting, 3:

Doderer	Plymat	Shaff
---------	--------	-------

The motion lost.

Senator Miller of Des Moines moved to reconsider the vote by which amendment S—2406 as amended failed to be adopted by the Senate, and requested a roll call.

Senator Willits took the chair at 4:40 p.m.

Rule 24 was invoked on request of Senator Miller of Des Moines.

President Neu took the chair at 5:05 p.m.

On the question "Shall the motion to reconsider amendment S—2406 as amended be adopted?" (H.F. 299) the vote was:

Ayes, 21:

Blouin	Glenn	Kinley	Ramsey
Coleman	Gluba	Miller of	Riley
Curtis	Hill	Des Moines	Shaw
DeKoster	Hultman	Nolin	Willits
Doderer	Junkins	Rabedeaux	Winkelman
Gallagher	Kelly		

Nays, 26:

Andersen	Lamborn	Orr	Schwengels
Bergman	McCartney	Palmer	Schwieger
Burroughs	Miller of	Potter	Scott
Griffin	Marshall	Priebe	Taylor
Hansen	Milligan	Robinson	Tieden
Heying	Murray	Rodgers	Van Gilst
Kennedy	Nystrom	Schaben	

Absent or not voting, 3:

Briles Plymat Shaff

The motion lost.

Senator Hansen moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 299) the vote was:

Rule 24 was invoked.

Ayes, 37:

Andersen	Junkins	Orr	Schaben
Bergman	Kennedy	Palmer	Schwengels
Burroughs	Kinley	Potter	Schwieger
Coleman	Lamborn	Priebe	Scott
DeKoster	McCartney	Rabedeaux	Taylor
Gallagher	Miller of	Ramsey	Tieden
Gluba	Marshall	Riley	Van Gilst
Griffin	Murray	Robinson	Willits
Hansen	Nolin	Rodgers	Winkelman
Heying	Nystrom		

Nays, 11:

Blouin	Glenn	Kelly	Milligan
Briles	Hill	Miller of	Shaw
Curtis	Hultman	Des Moines	
Doderer			

Absent or not voting, 2:

Plymat Shaff

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

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which House File 299 passed the Senate on March 26, 1974.

W. R. RABEDEAUX

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up for consideration Senate File 1332.

Senate File 1332

On motion of Senator Winkelman, Senate File 1332, a bill for an act making an appropriation from the general fund of the state to the Iowa law enforcement academy for the construction of a building, was taken up for consideration.

Senator Murray offered amendment S—2584 and moved its adoption:

S—2584

- 1 Amend Senate File 1332 as follows:
 2 1. Page 2, line 8, by striking the period
 3 and inserting the following:
 4 "and inclusion of works of fine arts."
 5 2. Page 2, line 11, by striking the period
 6 and inserting the following:
 7 "other than works of fine arts."
 8 3. Page 2, by inserting the following new
 9 sections after line 18:
 10 "Sec. The total estimated cost of the
 11 fine arts elements included in the plans and specifi-
 12 cations for the law enforcement academy building
 13 in accordance with the purposes of this Act shall be
 14 not less than nine thousand five hundred (9,500)
 15 dollars. This amount shall not be diminished by
 16 professional fees.
 17 "Sec. When used in section two and
 18 thereafter, 'fine arts' means sculpture, fountains,
 19 bas-reliefs, mosaics, frescoes, wall hangings,
 20 pictures or other enhancements to be integrated
 21 into the total environment of the law enforcement
 22 academy building. Fine arts does not include the
 23 incidental ornamental detail of functional struc-
 24 tural elements or hardware and other accessories.
 25 "Sec. The Iowa law enforcement

Page 2

- 1 academy shall coordinate with the Iowa arts council
 2 on matters relating to the inclusion of works of
 3 fine arts authorized by this Act."
 4 4. By renumbering the remaining sections.

Senator Coleman raised the point of order that amendment S—2584 was not germane to the bill.

The Chair ruled the point not well taken and amendment S—2584 in order.

Senator Murray moved the adoption of amendment S—2584 and requested a roll call.

On the question "Shall amendment S—2584 be adopted?" (S.F. 1332) the vote was:

Ayes, 18:

Doderer
 Heying
 McCartney

Miller of
 Des Moines
 Milligan
 Murray

Priebe
 Rabedeaux
 Riley
 Robinson

Rodgers
 Schwieger
 Willits

Nays, 30:

Andersen	Gluba	Lamborn	Ramsey
Bergman	Hansen	Miller of	Schwengels
Blouin	Hill	Marshall	Scott
Briles	Hultman	Nolin	Taylor
Curtis	Junkins	Nystrom	Tieden
DeKoster	Kelly	Orr	Van Gilst
Gallagher	Kennedy	Palmer	Winkelman
Glenn	Kinley	Potter	

Voting present, 1:

Burroughs

Absent or not voting, 6:

Coleman	Plymat	Shaff	Shaw
Griffin	Schaben		

Amendment S—2584 lost.

Senator Kelly withdrew amendment S—2583:

S—2583

- 1 Amend Senate File 1332, page 2 by adding after
- 2 line 32 the following new section:
- 3 Sec. Section eighty B point six (80B.6),
- 4 Code 1973, is amended by adding the following new
- 5 subsections:
- 6 *NEW SUBSECTION.* One member, knowledgeable and
- 7 experienced in the field of law enforcement educa-
- 8 tion appointed by the governor to represent area
- 9 schools for a term of four years commencing August
- 10 15, 1974. In the event that the member appointed by
- 11 the governor is unable to complete his term, a
- 12 vacancy shall exist which shall be filled for the
- 13 unexpired term in the same manner as the original
- 14 appointment.
- 15 *NEW SUBSECTION.* One member, knowledgeable and
- 16 experienced in the field of law enforcement educa-
- 17 tion, appointed by the governor to represent private
- 18 and public four-year colleges for a term of two years
- 19 commencing August 15, 1974. Thereafter, all succeed-
- 20 ing appointments by the governor shall be for a term
- 21 of four years. In the event that the member appoint-
- 22 ed by the governor is unable to complete his term, a
- 23 vacancy shall exist which shall be filled for the
- 24 unexpired term in the same manner as the original
- 25 appointment.

Senator Winkelman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1332) the vote was:

Ayes, 40:

Andersen	Hill	Murray	Rodgers
Bergman	Hultman	Nystrom	Schaben
Blouin	Junkins	Orr	Schwengels
Briles	Kennedy	Palmer	Scott
Burroughs	Kinley	Potter	Shaw
Curtis	Lamborn	Priebe	Taylor
DeKoster	McCartney	Rabedeaux	Tieden
Glenn	Miller of	Ramsey	Van Gilst
Gluba	Marshall	Riley	Willits
Hansen	Milligan	Robinson	Winkelman
Heying			

Nays, 5:

Doderer	Kelly	Nolin	Schwieger
Gallagher			

Absent or not voting, 5:

Coleman	Miller of	Plymat	Shaff
Griffin	Des Moines		

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

Senator Lamborn asked and received unanimous consent that **Senate File 1332** be **immediately messaged** to the House, which request was complied with.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

Mr. President: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1289, a bill for an act increasing the salary of the director of the educational radio and television facility board.

Also: That the House has concurred in the Senate amendment and repassed the following bill in which the concurrence of the House was asked:

House File 453, a bill for an act relating to administration of small estates.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1034, a bill for an act making an appropriation to the capitol planning commission for a central mall.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1226, a bill for an act relating to the dairy industry commission.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1432, a bill for an act relating to the definition of "security".

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1453, a bill for an act increasing an appropriation from general fund to the department of social services for group homes and child welfare foster care.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1455, a bill for an act making an appropriation to the civil rights commission.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1468, a bill for an act relating to department of social services programs.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate File 1338, by Senator Schaben, a bill for an act to establish and define the powers and duties of a state department of veterans affairs, and making an appropriation.

Read first time and **passed on file**.

Senate File 1339, by committee on ways and means, a bill for an act to provide for the imposition of an excise tax on the sale of beef cattle and veal calves in lieu of the tax presently collected and to alter the amount of funds allocated to the national livestock and meat board.

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

Senate File 1340, by committee on judiciary, a bill for an act to authorize and direct the issuance of a patent to certain real estate to Maude Goltry, of Ottumwa, Iowa, by the governor and secretary of state.

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

Senate File 1341, by committee on appropriations, a bill for an act relating to the membership of the Iowa law enforcement academy council and making an appropriation.

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

HOUSE MESSAGES CONSIDERED

House File 1034, a bill for an act making an appropriation to the capitol planning commission for the planning of a central mall.

Read first time and **passed on file**.

House File 1226, a bill for an act relating to the dairy industry commission.

Read first time and **passed on file**.

House File 1432, a bill for an act relating to the definition of "security" and providing for the clarification and modification of certain exemptions under the Iowa securities law; relating to the registration requirements of those operating as dealers in securities, and to the licensing and examination fees payable by dealers and salesmen of securities, and increasing the amount of the surety bond to be obtained prior to being registered as a securities dealer; relating to the requirements of escrow agreements entered into under the Iowa securities law; relating to the public disclosure of information required to be furnished the commissioner of insurance; and providing penalties.

Read first time and **passed on file**.

House File 1453, a bill for an act increasing an appropriation from the general fund of the state to the department of social services for group homes and child welfare foster care.

Read first time and **passed on file**.

House File 1455, a bill for an act making an appropriation to the civil rights commission.

Read first time and **passed on file**.

House File 1468, a bill for an act relating to department of social services programs and making an appropriation from the general fund of the state.

Read first time and **passed on file**.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

S. F. 1322	Judiciary
S. F. 1336	Appropriations
S.C.R. 114	State government
H. F. 1080	Human and industrial relations
H. F. 1240	County government
H. F. 1366	State government
H. F. 1397	Natural resources
H.C.R. 119	State government

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 1093 passed the Senate on March 25, 1974.

CLOYD E. ROBINSON

EXPLANATION OF VOTE

MR. PRESIDENT: I was talking on a long distance telephone call when the vote was taken on Senate File 1265 on March 25, 1974. If I had been in the Senate chamber I would have voted "Aye".

BART SCHWIEGER

REPORT OF COMMITTEE

Senator Riley submitted the following report:

MR. PRESIDENT: Your committee on judiciary to which was referred **Senate File 1122**, a bill for an act relating to the seizure and destruction of dogs, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2580

- 1 Amend Senate File 1069 as follows:
- 2 Page 2, line 8, by striking the period and in-
- 3 serting in lieu thereof the following: "in regards
- 4 to the provisions of such contracts which provide
- 5 for major-medical insurance coverage. Any change of
- 6 premium rates resulting from such renegotiation shall
- 7 reflect only the change for major-medical coverage."

EUGENE M. HILL

S—2581

- 1 Amend the Griffin, et al., amendment S—2292, to
- 2 page 14 of Senate File 1150 as follows:
- 3 1. Page 4, line 16 by inserting after the word
- 4 "person" the words ", except a person under eighteen
- 5 years of age,".
- 6 2. Page 4, line 23 by inserting after the word
- 7 "practicable." the words "A person under the age of
- 8 eighteen who is convicted of a capital offense shall
- 9 be sentenced to life imprisonment."

WILLIAM N. PLYMAT
EARL M. WILLITS
WILLIAM E. GLUBA
BERL E. PRIEBE
BART SCHWIEGER
RICHARD R. RAMSEY

S—2586

- 1 Amend Senate File 1315 as follows:
- 2 1. Page 3, line 34, strike the figure "(1)" and
- 3 insert in lieu thereof the letter "i".
- 4 2. Page 4, line 2, strike the figure "(2)" and
- 5 insert in lieu thereof the letters "ii".
- 6 3. Page 4, line 9, strike the figure "(3)" and
- 7 insert in lieu thereof the letters "iii".
- 8 4. Page 6, line 29, strike the word and figure
- 9 "nine (9)" and insert in lieu thereof the word and
- 10 figure "eight (8)".
- 11 5. Page 8, lines 6 and 7, strike the words
- 12 "names and addresses" and insert in lieu thereof
- 13 the words "name and address".
- 14 6. Page 10, line 4, strike the word "not".
- 15 7. Page 11, line 20, strike the word "OR" and
- 16 insert in lieu thereof the word "OF".
- 17 8. Page 19, line 14, strike the words and figure
- 18 "such as the Ship Mortgage Act, 1920," and insert
- 19 in lieu thereof the words and figure "[such as the
- 20 Ship Mortgage Act, 1920]".
- 21 9. Page 29, line 5, strike the word "motor".
- 22 10. Page 29, line 32, strike the word "section"
- 23 and insert in lieu thereof the word "sections".
- 24 11. Page 29, line 33, insert after the figure
- 25 "(321.18)" the words and figure "and three hundred

Page 2

- 1 twenty-one point twenty (321.20)".
- 2 12. Page 30, line 35, strike the word "thereof"
- 3 and insert in lieu thereof the word "therefor".
- 4 13. Page 44, insert after line 20 the following:
- 5 (*use whichever is applicable*).
- 6 14. Page 51, line 21, strike the words "two
- 7 dollar" and insert in lieu thereof the words "three
- 8 dollars".
- 9 15. Page 51, line 23, strike the word "three"
- 10 and insert in lieu thereof the word "four".
- 11 16. Page 51, line 33, strike the word "separate"
- 12 and insert in lieu thereof the word "separate".
- 13 17. Page 58, line 14, strike the word and figure
- 14 "seventy-three (73)" and insert in lieu thereof the
- 15 word and figure "seventy-two (72)".
- 16 18. Page 62, line 13, insert before the word
- 17 "statutory" the word "Iowa".

EARL M. WILLITS

S—2588

- 1 Amend Senate File 1315 as follows:
- 2 1. Page 6, line 27, strike the words and figure
- 3 "subsection five (5) of".
- 4 2. Page 41, strike lines 7 through 31 and insert
- 5 in lieu thereof the following:
- 6 a. when the collateral is equipment used in farm-
- 7 ing operations, or farm products, or accounts[, con-
- 8 tract rights] or general intangibles arising from or

9 relating to the sale of farm products by a farmer,
 10 or consumer goods, then in the office of the [Recorder]
 11 recorder in the county of the debtor's residence or
 12 if the debtor is not a resident of this state then
 13 in the office of the [Recorder] recorder in the county
 14 where the goods are kept, and in addition when the
 15 collateral is crops *growing or to be grown* in the
 16 office of the [Recorder] recorder in the county where
 17 the land [on which the crops are growing or to be
 18 grown] is located;

19 b. when the collateral is *timber to be cut or*
 20 *is minerals or the like (including oil and gas) or*
 21 *accounts subject to subsection five (5) of section*
 22 *five hundred fifty-four point nine thousand one*
 23 *hundred three (554.9103), or when the financing*
 24 *statement is filed as a fixture filing (section*
 25 *five hundred fifty-four point nine thousand three*

Page 2

1 *hundred thirteen (554.9313)) and the collateral is*
 2 goods which [at the time the security interest] attaches
 3 are or are to become fixtures, then in the office
 4 where a mortgage on the real estate [concerned] would
 5 be filed or recorded;

6 3. Page 59, line 16, strike the words and figure
 7 "Except as provided in subsection five (5), a" and
 8 insert in lieu thereof the word "A".

9 4. Page 59, line 21, strike the words and figure
 10 "Except as provided in subsection five (5), with"
 11 and insert in lieu thereof the word "With".

12 5. Page 59, line 35, strike the word and figure
 13 "seven (7)" and insert in lieu thereof the word and
 14 figure "six (6)".

15 6. Page 60, strike lines 9 through 34.

16 7. Page 60, line 35, strike the figure "6" and
 17 insert in lieu thereof the figure "5".

18 8. Page 61, line 10, strike the words and figure
 19 "seven (7) of this section" and insert in lieu
 20 thereof the word and figure "six (6)".

21 9. Page 61, line 13, strike the figure "7" and
 22 insert in lieu thereof the figure "6".

23 10. Page 61, line 20, strike the word and figure
 24 "six (6)" and insert in lieu thereof the word and
 25 figure "five (5)".

EARL M. WILLITS

S—2585

1 Amend Senate File 1315 as follows:

2 1. Page 60, line 17, strike the figure "1976"
 3 and insert in lieu thereof the figure "1980".

4 2. Page 60, line 23, strike the figure "1976"
 5 and insert in lieu thereof the figure "1980".

6 3. Page 60, lines 30 and 31, strike the words
 7 and figures "1976, except as provided in subsection

8 six (6)" and insert in lieu thereof the figure
9 "1980".

WARREN E. CURTIS
EARL M. WILLITS

S—2587

1 Amend Senate File 1324 as follows:

2 1. Page 2, by inserting the following new
3 sections after line 16:

4 "Sec. The total estimated cost of the
5 fine arts elements included in the plans and speci-
6 cations for the new materials laboratory in accor-
7 dance with the purposes of this Act shall be not
8 less than thirty thousand (30,000) dollars. This
9 amount shall not be diminished by professional fees.

10 "Sec. As used in this Act, 'fine
11 arts' means sculpture, fountains, bas-reliefs,
12 mosaics, frescoes, wall hangings, pictures or other
13 enhancements to be integrated into the total environ-
14 ment of the new materials laboratory. Fine arts
15 does not include the incidental ornamental detail
16 of functional structural elements or hardware and
17 other accessories.

18 "Sec. The state highway commission
19 shall coordinate with the Iowa arts council on
20 matters relating to the inclusion of works of fine
21 arts authorized by this Act."

22 2. By renumbering the remaining sections.

JOHN S. MURRAY

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Wednesday, March 27, 1974.

JOURNAL OF THE SENATE

SEVENTY-THIRD DAY

SENATE CHAMBER

DES MOINES, IOWA, WEDNESDAY, MARCH 27, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend J. J. Fath, pastor of St. Mary's Catholic Church, Solon, Iowa.

The Journal of Tuesday, March 26, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Joseph Veverka, Prairie City, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Robinson for the day on request of Senator Milligan.

PRESENTATION OF VISITORS

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

Thirty-four students from Olin Consolidated School, Olin, Iowa, accompanied by Roger Urbach. Senator Lamborn.

Fifty students from Kanawha Elementary School, Kanawha, Iowa. Senator Taylor.

Fifty students from Meservey-Thornton Community School, Thornton, Iowa, accompanied by Miss Hill. Senator Scott.

Fifty-nine students from Central High School, Argyle, Iowa, accompanied by Mr. Carter and Mr. Spohnheimer. Senator Junkins.

Seventy-five students from Urbandale Elementary School, Urbandale, Iowa, accompanied by Ann Tharnish and Dorothy Schwiebert. Senator Plymat.

Eighty-five students from Stratford High School, Stratford, Iowa, accompanied by Chuck Coghlan. Senator Nystrom.

PETITIONS

The following petitions were presented and placed on file:

By Senator Gluba, from eighty-seven residents of Scott County favoring legislation repealing the Code provision which allows the shooting of unlicensed dogs over six months of age.

By Senator Gluba, from one hundred six members of The Greater Davenport Board of Realtors from Scott County favoring House File 1234, relating to the licensing of real estate apprentice salesmen.

INTRODUCTION OF BILL

Senate File 1342, by committee on ways and means, a bill for an act relating to the qualifications of city and county assessors.

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

WITHDRAWN

Senator Ramsey asked and received unanimous consent that **Senate File 1073** be **withdrawn** from further consideration of the Senate.

SPECIAL ORDER OF BUSINESS

Senate File 1315

The hour having arrived, the Chair announced the special order of business for the consideration of Senate File 1315.

On motion of Senator Willits, Senate File 1315, a bill for an act amending the Uniform Commercial Code and making coordinating amendments relating to security interests, securities depositories, sales contracts, rights of buyers, warranties, commercial paper, bank deposits and collections, letters of credit, and warehouseman's liens, establishing effective dates and transition provisions, and imposing a penalty, was taken up for consideration.

Senator Willits asked and received unanimous consent that Professor Richard F. Dole, Jr., of the University of Iowa College of Law, Iowa City, be permitted to remain in the Senate chamber as a consultant during consideration of the bill.

Senator Briles took the chair at 9:35 a.m.

Senator Willits offered amendment S—2586 filed by him and moved its adoption:

S—2586

- 1 Amend Senate File 1315 as follows:
- 2 1. Page 3, line 34, strike the figure "(1)" and
- 3 insert in lieu thereof the letter "i".
- 4 2. Page 4, line 2, strike the figure "(2)" and
- 5 insert in lieu thereof the letters "ii".
- 6 3. Page 4, line 9, strike the figure "(3)" and
- 7 insert in lieu thereof the letters "iii".
- 8 4. Page 6, line 29, strike the word and figure
- 9 "nine (9)" and insert in lieu thereof the word and
- 10 figure "eight (8)".
- 11 5. Page 8, lines 6 and 7, strike the words
- 12 "names and addresses" and insert in lieu thereof
- 13 the words "name and address".
- 14 6. Page 10, line 4, strike the word "not".
- 15 7. Page 11, line 20, strike the word "OR" and
- 16 insert in lieu thereof the word "OF".
- 17 8. Page 19, line 14, strike the words and figure
- 18 "such as the Ship Mortgage Act, 1920," and insert
- 19 in lieu thereof the words and figure "[such as the
- 20 Ship Mortgage Act, 1920]".
- 21 9. Page 29, line 5, strike the word "motor".
- 22 10. Page 29, line 32, strike the word "section"
- 23 and insert in lieu thereof the word "sections".
- 24 11. Page 29, line 33, insert after the figure
- 25 "(321.18)" the words and figure "and three hundred

Page 2

- 1 twenty-one point twenty (321.20)".
- 2 12. Page 30, line 35, strike the word "thereof"
- 3 and insert in lieu thereof the word "therefor".
- 4 13. Page 44, insert after line 20 the following:
- 5 (*use whichever is applicable*).
- 6 14. Page 51, line 21, strike the words "two
- 7 dollar" and insert in lieu thereof the words "three
- 8 dollars".
- 9 15. Page 51, line 23, strike the word "three"
- 10 and insert in lieu thereof the word "four".
- 11 16. Page 51, line 33, strike the word "separate"
- 12 and insert in lieu thereof the word "separate".
- 13 17. Page 58, line 14, strike the word and figure
- 14 "seventy-three (73)" and insert in lieu thereof the
- 15 word and figure "seventy-two (72)".
- 16 18. Page 62, line 13, insert before the word
- 17 "statutory" the word "Iowa".

Amendment S—2586 was adopted.

Senator Willits offered amendment S—2589 and moved its adoption:

S—2589

- 1 Amend Senate File 1315, page 8, line 8, by insert-

ing after the word "a" the word "written".

Amendment S—2589 was adopted.

Senator Willits offered amendment S—2585 filed by Senators Curtis and Willits and moved its adoption:

S—2585

- 1 Amend Senate File 1315 as follows:
- 2 1. Page 60, line 17, strike the figure "1976"
- 3 and insert in lieu thereof the figure "1980".
- 4 2. Page 60, line 23, strike the figure "1976"
- 5 and insert in lieu thereof the figure "1980".
- 6 3. Page 60, lines 30 and 31, strike the words
- 7 and figures "1976, except as provided in subsection
- 8 six (6)" and inserting in lieu thereof the figure
- 9 "1980".

Amendment S—2585 was adopted.

Senator Willits withdrew amendment S—2588 filed by him on March 26, 1974, and found on pages 1030 and 1031 of the Senate Journal.

Senator Willits moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1315) the vote was:

Ayes, 45:

Andersen	Hill	Milligan	Rodgers
Bergman	Hultman	Murray	Schwengels
Blouin	Junkins	Nolin	Schwieger
Briles	Kelly	Nystrom	Scott
Burroughs	Kennedy	Orr	Shaff
Coleman	Kinley	Plymat	Shaw
Curtis	Lamborn	Potter	Taylor
DeKoster	McCartney	Priebe	Tieden
Gallagher	Miller of	Rabedeaux	Van Gilst
Glenn	Des Moines	Ramsey	Willits
Griffin	Miller of	Riley	Winkelman
Hansen	Marshall		
Heying			

Nays, none.

Absent or not voting, 5:

Doderer	Palmer	Robinson	Schaben
Gluba			

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

Senator Willits asked and received unanimous consent that

Senate File 1315 be immediately messaged to the House, which request was complied with.

**REPORT OF UNIFORM COMMERCIAL
CODE STUDY COMMITTEE**

Senator Willits asked and received unanimous consent that the following Report of the Uniform Commercial Code Study Committee submitted to the Legislative Council and the members of the 1974 Regular Session of the Sixty-fifth General Assembly be recorded in the Senate Journal as evidence of legislative intent on Senate File 1315:

**FINAL REPORT OF THE
UNIFORM COMMERCIAL CODE STUDY COMMITTEE**

House Concurrent Resolution 72, introduced during the First Session of the Sixty-fifth General Assembly, requested that the Iowa Legislative Council establish a study of the 1972 Official Amendments to the Uniform Commercial Code, including those 1966 Official Amendments which were republished in 1972, as well as the 1965 Iowa nonuniform variations from the Official Text of the Uniform Commercial Code. The Legislative Council created a seven-member Study Committee and appointed the following legislative members:

Representative David M. Stanley, Chairman
Senator Earl M. Willits, Vice Chairman
Senator E. Kevin Kelly
Senator Ralph W. Potter
Representative William R. Ferguson
Representative Alvin V. Miller
Representative Stephen J. Rapp

Under the Legislative Council's nonlegislative member policy, Professor Richard F. Dole, Jr., of the University of Iowa College of Law of Iowa City, and Mr. Edgar H. Hansell, Attorney, of Des Moines, were approved as nonlegislative members of the Study Committee, and student assistance under the supervision of Professor Dole also was approved. University of Iowa law students William Kovacs and Peter Toft rendered valuable assistance to the Study Committee pursuant to this authorization.

Representative David M. Stanley was designated Temporary Chairman by the Legislative Council and was elected Chairman by the Study Committee. Senator Earl M. Willits was elected Vice Chairman. The Study Committee also voted to invite interested citizens and officials to attend its meetings as informal consultants to the Committee. The individuals who accepted this invitation to participate in the deliberations of the Committee included:

Mr. John McCabe, Legislative Director, National Conference of Commissioners on Uniform State Laws
Mr. Glenn Clark, Iowa Superintendent of Securities
Mr. Gifford Strand, U.C.C. Division, Office of the Iowa Secretary of State
Ms. Ramona Williams, Black Hawk County Recorder

Mr. Allen Buchanan, Iowa Land Title Association
Mr. John Burrows, Iowa Trust Association
Mr. Wendell Gibson, Iowa Bankers Association
Mr. Al Jordan, Iowa Credit Union League
Mr. Gary Plank, Iowa Credit Union League
Mr. Melvin Struthers, Mor-America Corporation
Ms. Betty Talkington, Iowa Consumers League
Mr. Ed Tesdell, Iowa Savings and Loan Association
Ms. Jeanne Tester, Iowa Consumers League

At its first meeting the Study Committee endorsed the goal of fostering simplicity and clarity in the law, and adopted a rebuttable presumption in favor of conforming the Iowa Uniform Commercial Code to the 1972 Official Text and Comments of the Uniform Commercial Code (U.C.C.). The Committee also noted that both uniform 1972 section 9-203(4) and present Iowa Code section 554.9203(2) invite the General Assembly to subordinate the general U.C.C. Article 9 rules pertaining to security interests in personal property and fixtures to specialized consumer protection legislation. Thus, if the General Assembly should enact consumer protection legislation which restricts the rights of Article 9 secured parties, as the proposed Uniform Consumer Credit Code does, the General Assembly should correlate this consumer protection legislation with both the present text of Article 9 and the revisions in Article 9 proposed by the U.C.C. Study Committee. However, the 1966 and 1972 U.C.C. Amendments do not deal whatsoever with the legal rate of interest and there was perceived to be no inconsistency or general overlap between the subject matter of the U.C.C. Study and the subject matter of the Regulation of Consumer Credit Charges Study which would preclude either Study Committee from completing a fruitful, independent evaluation of its topic or which would preclude the General Assembly from enacting the recommendations of either or both Study Committees.

On the basis of six day-long meetings, the U.C.C. Study Committee finds that:

1. Iowa is one of 49 states which has adopted the 1962 Official Text and Comments of the Uniform Commercial Code, a comprehensive statute containing nine substantive articles which establish guidelines for most kinds of private commercial transactions.
2. The 1962 Official Text of the Uniform Commercial Code was drafted and promulgated by the National Conference of Commissioners on Uniform State Laws following years of study and evaluation, and enacted by the Iowa General Assembly in 1965.
3. In 1972, following evaluation of 10 years of experience under the 1962 Official Text, the Uniform Commissioners promulgated the 1972 Official Amendments to the Uniform Commercial Code, which include several Official Amendments initially approved in 1966.
4. In the first year since their promulgation, the 1972 Official Amendments have been enacted in at least Arkansas, Illinois, Nevada, North Dakota, Oregon, Texas, and Virginia, and seem likely to be adopted throughout the country in the foreseeable future.
5. In its 1965 enactment of the 1962 Official Text of the Uniform Commercial Code the General Assembly adopted the policy of establishing a law of commercial transactions which was as simple, clear, and modern as possible, Iowa Code section 554.1102(2)(a); in order to achieve this goal it is necessary and desirable for the General Assembly to enact the 1966 and 1972 Official Amendments to the Uniform Commercial Code, and to delete

those 1965 Iowa nonuniform variations from the 1962 Official Text which do not constitute clear improvements in the Uniform Text.

On the basis of a line-by-line evaluation of the 1966 and 1972 Official Amendments and the 1965 Iowa nonuniform amendments to the U.C.C., the U.C.C. Study Committee recommends that:

1. The 1966 and 1972 Official Amendments to the U.C.C. should be adopted in toto.

2. The 1965 Iowa nonuniform amendments should be deleted, with occasional exceptions noted expressly in the bill proposed by the Study Committee.

3. Technical amendments should be made to such non-U.C.C. statutes as the certificate of title law in order to conform those statutes to the Iowa U.C.C.

Discussion

Illustrative of the desirability of the 1966 and 1972 Official Amendments are the 1972 section 9-313 fixture priority rules and the 1972 section 8-102(3) Amendment dealing with securities depositors.

A fixture is personal property that has been so affixed to real estate that property interests can exist in the personal property under real estate law as well as under personal property law. In *Ottumwa Woolen Mill Co. v. Hawley*, 44 Iowa 57 (1876), the Iowa Supreme Court adopted the so-called *Teaff v. Hewitt* tests for the identification of fixtures:

The three requisites laid down in the case of *Teaff v. Hewitt*, as constituting a fixture, it is said, must all combine. The first, being physical attachment, all the cases hold is a very uncertain and unsatisfactory criterion, and in our opinion the only value to be attached to it is, in determining the intention of the owner of the freehold in making the annexation. If it be so affixed that its removal would materially injure the building, this is evidence of an intention to make it a permanent annexation.

The second requisite, being application to the use or purpose to which that part of the realty with which it is connected is appropriated, is in this case fully met by the use of this machinery in a woolen mill, and without which the mill itself would be useless.

The third requisite, being the intention of the party making the annexation to make a permanent accession to the freehold, is to our minds the controlling consideration in determining the whole question. (44 Iowa at 63)

Although it is often doubtful whether particular personal property is a fixture, there is clear Iowa authority indicating that a home furnace usually is, e.g., *Des Moines Improvement Co. v. Holland Furnace Co.*, 204 Iowa 274 (1927), and a home furnace example will be used to illustrate 1972 section 9-313's resolution of policy issues pertaining to fixtures.

First, 1972 section 9-313 refers to a state's non-U.C.C. law for the definition of "fixture", 1972 section 9-313(1)(a). The *Ottumwa Woolen Mill* test therefore will continue to be dispositive with respect to the applicability of 1972 section 9-313 in Iowa. However, a debtor's signing a U.C.C. "fixture filing" authorized by 1972 section 9-313(1)(b) will be evidence of the debtor's intent that particular personal property is to become a fixture, and the *Ottumwa Woolen Mill* test makes the intention of the debtor (i.e., the intention of the party making the annexation of personal property to land) the primary criterion of the existence of a fixture.

Second, an important facet of 1972 section 9-313 gives the holder of a per-

fect Article 9 security interest rights in a fixture superior to those of the holder of a prior real estate mortgage on the land to which the fixture has been affixed, provided that: (1) the Article 9 security interest is a purchase money security interest; (2) the secured party acquires an interest in the personal property before it becomes a fixture; (3) an Article 9 fixture filing is made within 10 days after the personal property is affixed to the land; and (4) the debtor is either in possession of the real estate to which the personal property is affixed or a record owner of that real estate, 1972 section 9-313(4)(a). Restated in terms of home furnaces, in order for a vendor or a lender to have superior rights in a furnace vis-a-vis the holder of a prior real estate mortgage on the home in which the furnace has been installed:

1. The furnace financier must have made a purchase money loan.
2. The debtor must have agreed to creation of a security interest prior to the installation of the furnace.
3. The furnace financier must have made a fixture filing within 10 days subsequent to the installation of the furnace.
4. The debtor must have been either a record owner of the real estate on which the furnace was installed or in actual possession of that real estate.

Some real estate financiers object to this qualified purchase money priority on the ground that it could subject them to the removal of furnaces in Article 9 foreclosure proceedings and resulting depreciation of their real estate security. These real estate financiers prefer the present Iowa non-uniform variation from the 1962 Official Text which provides: "Nothing in this chapter governs the priority between a security interest in goods which are or are to become fixtures and the claims of any person who has an interest in the real estate." Iowa Code section 554.9313. The effect of this 1965 Iowa nonuniform amendment is to give prior real estate mortgagees superior rights with respect to all furnaces which subsequently are installed on mortgaged real estate, whether or not a prior real estate mortgagee finances the acquisition of a furnace. Moreover, in instances in which a prior real estate mortgagee is not willing to finance the purchase of a new furnace, this Iowa nonuniform amendment reduces the willingness of other lenders and furnace vendors to make a purchase money advance that will be subject to the rights of a prior real estate mortgagee who was unwilling to engage in purchase money financing.

The Study Committee has concluded that, on balance, real estate mortgagees will be helped rather than hurt by 1972 section 9-313(4)(a) and that, in any event, real estate mortgagees have ample means to protect themselves against disadvantageous consequences. The value of real estate security is enhanced by the replacement of an old furnace with a new furnace no matter who finances the home improvement. Moreover, if a real estate mortgagee wishes to prevent another from gaining purchase money rights in a new furnace under 1972 section 9-313(4)(a), the real estate mortgagee can finance the acquisition of the new furnace itself. The real estate mortgagee also can make it a default of the real estate mortgage for the debtor to grant a section 9-313(4)(a) priority in a new furnace to another, and can take out insurance against any ultimate failure of the real estate security to satisfy the secured debt. The Study Committee concurs in Official Comment 8 to 1972 section 9-313, which states:

Real estate lending is typically long-term, and is usually done by institutional investors who can afford to take a long view of the matter rather than concentrating on the results of any particular case. It is apparent that the rule which permits and encourages

purchase money fixture financing, which in contrast is typically short-term, will result in the modernization and improvement of real estate rather than in its deterioration and will on balance benefit long-term real estate lenders. Because of the short-term character of the chattel-financing, it will rarely produce any conflict in fact with the real estate lender. The contrary rule would chill the availability of short-term credit for modernization of real estate by installation of new fixtures and in the long run could not help real estate lenders.

Significantly, only one of the forty-nine states which have enacted the 1962 Official Text has joined Iowa in rejecting 1962 section 9-313, and all seven states which have enacted the 1972 Official Amendments have adopted 1972 section 9-313 without material change.

The 1972 section 8-102(3) Amendment pertaining to securities depositories has been adopted by some 30 states, including California, Illinois, and New York. This Official Amendment permits banks and insurance companies as well as national stock exchanges to own stock in the clearing corporations authorized to operate securities depositories by present Iowa Code section 554.8320. After securities have been deposited with a clearing corporation further transfers of the deposited shares can be made through entries on the books of the clearing corporation, and the expense, delay, and theft-potential of physical transfer of securities thereafter eliminated. Federally regulated clearing corporations presently exist in at least California, Illinois, and New York, and the U.C.C. Study Committee believes that Iowa financial institutions should not be denied the privilege of utilizing these securities depositories. The Study Committee recommends a package of amendments which: (1) adopt 1972 section 8-102(3), in order to remove any doubt that Iowa financial institutions can utilize the services of the existing clearing corporations that allow banks and insurance companies to be stockholders; and (2) effectively limit this authorization to federally regulated clearing corporations in order to ensure that maximum precautions will be taken with respect to the deposited securities. This same concern underlies the 1972 Official Amendment to section 8-102(3) itself. Banks and insurance companies, which throughout the country hold large amounts of securities as fiduciaries, understandably are reluctant to deposit securities with a clearing corporation in the absence of a meaningful opportunity to ensure that the business policies adopted by the clearing corporation adequately will protect the interests of fiduciary depositors.

Illustrative of the general undesirability of the 1965 Iowa nonuniform variations is a series of nonuniform amendments pertaining to "feeder cattle". Iowa Code sections 554.1201(37), 554.2403(2), 554.9102(2), and 554.9307(1) contain nonuniform provisions which have the effect of declaring every bailment of cattle to be an Article 9 security interest that must be perfected by the execution of an Article 9 security agreement and the filing of an Article 9 financing statement. In adopting these nonuniform amendments the Iowa General Assembly apparently believed that it was enhancing the rights of a cattle owner who arranges for a bailee to feed his cattle. However, these nonuniform amendments require every bailor of cattle to execute an Article 9 security agreement and to file an Article 9 financing statement. If these Article 9 formalities are not observed, and the Study Committee suspects that they frequently are not, a bailor of feeder cattle is placed in a worse position than he otherwise would have been in. For example, in the absence of the nonuniform amendments a bailor of feeder cattle who neither has executed an Article 9 security agreement nor

filed an Article 9 financing statement can reclaim the bailed cattle or their proceeds from the bailee's trustee in bankruptcy, *Cattle Owners Corp. v. Arkin*, 252 F. Supp. 34 (S.D. Iowa 1966). However under the existing Iowa nonuniform "feeder cattle" amendments, a bailor of feeder cattle who neither has executed an Article 9 security agreement nor filed an Article 9 financing statement loses his property rights to a bailee's trustee in bankruptcy. See Iowa Code section 554.9301(1)(b) and (3). Moreover in the absence of the nonuniform "feeder cattle" amendments, a bailor of cattle who neither has executed an Article 9 security agreement nor filed an Article 9 financing statement has superior rights to a person to whom the bailee wrongfully grants a perfected Article 9 security interest in the bailed cattle, see *Union Stock-Yards & Transit Co. v. Western Land & Cattle Co.*, 59 Fed. 49 (7th Cir. 1893). On the other hand, under the Iowa nonuniform "feeder cattle" amendments, a bailor of cattle who neither has executed an Article 9 security agreement nor filed an Article 9 financing statement loses his property rights to a person to whom a bailee wrongfully grants a perfected Article 9 security interest in the bailed cattle. See Iowa Code section 554.9312(5).

Because those bailors of feeder cattle who wish to secure a bailee's obligations under Article 9 are free to do so under the uniform text, the Study Committee concludes that the 1965 nonuniform "feeder cattle" amendments needlessly jeopardize the rights of owners of cattle who are unfamiliar with the technicalities of Article 9 security agreements and financing statements. These nonuniform amendments, like most of the 1965 Iowa nonuniform amendments, should be repealed.

This is not to say that the Study Committee recommends a slavish deference to uniformity. Among the 1965 Iowa nonuniform variations which should be retained are:

1. The omission of the four-year statute of limitations for breaches of contracts for the sale of goods, Iowa Code section 554.2725; Compare 1972 section 2-725.
2. The nonuniform requirement that Iowa banks give notice of the reason for dishonor or nonpayment whenever they revoke provisional payment of a demand item, Iowa Code section 554.4301(1)(b); Compare 1972 section 4-301(1)(b).

Insofar as the statute of limitations is concerned, the Study Committee believes that the Iowa ten-year statute of limitations for breaches of written contracts and the Iowa five-year statute of limitations for breaches of oral contracts, Iowa Code section 614.1(4) and (5), confer more adequate rights upon our citizens than the uniform four-year statute of limitations. With respect to the revocation of provisional payment of demand items by banks, the Committee believes that a person who deposits a check for collection and has the check returned unpaid is entitled to be told the reason for nonpayment. A "no account" reason, for instance, may warrant contacting the county attorney; whereas an "NSF" reason may lead to the check's being deposited for collection a second time.

Finally, the Study Committee has proposed a limited number of new non-uniform amendments which, in the Committee's opinion, improve the uniform text. For example, the Committee recommends a nonuniform amendment which makes clear that consistent Official Comments are guides to legislative intent in interpreting the Official Text. The Committee also recommends transfer to the state level of U.C.C. filings with respect to farm-related collateral that does not involve fixtures. The rise of the farm corporation plus the increasing size of individual farms can make it diffi-

cult to pinpoint the county within which local filing presently must take place with respect to farm-related collateral. Filing at the state level removes the need to ascertain the location of a farm corporation and the sometimes severe financial penalties for good faith misfiling in the wrong local office. It also removes the present compulsion to file in all of the conceivably pertinent local offices in order to play safe. Notwithstanding the desirability of this change in the place of filing, the Committee proposes careful and deliberate implementation. The Study Committee bill delays a state filing requirement with respect to farm-related collateral until January 1, 1976, and provides for the prior implementation of streamlined administrative procedures in order to guarantee the ready accessibility of information concerning all filings in the Secretary of State's office.

In addition to the foregoing, the Study Committee makes the following observations:

1. Present Iowa Code section 554.2502(1) states in part "is insolvent at the time of receipt of the first installment on their price or becomes insolvent within ten days thereafter". The Committee recommends deletion of this 1965 nonuniform variation and enactment of the comparable uniform text, which provides "becomes insolvent within ten days after receipt of the first installment on their price", in the conviction that the uniform text encompasses pre-existing insolvency that continues into the 10-day period after a seller has received the first installment on the price of contract goods.

2. A 1962 nonuniform variation in Iowa Code section 554.4102(2) omits "In the case of action or non-action by or at a branch or separate office of a bank, its liability is governed by the law of the place where the branch or separate office is located". A similar 1965 nonuniform variation in Iowa Code section 554.4106 omits "branch or". These 1965 nonuniform amendments have been justified on the ground that Iowa does not permit branch banking. However, the omitted uniform text deals with choice of law and time computation and can aid in the resolution of disputes involving banks located in other jurisdictions which do permit branch banking. In proposing enactment of the omitted uniform text the Committee specifically observes that the uniform text does not authorize branch banking in Iowa and should not be interpreted to do so.

3. To the extent that the Iowa Supreme Court decision of *Lisbon Bank & Trust Co. v. Murray*, 206 N.W.2d 96 (1973), was influenced by the statement in Comment 3 to 1962 section 9-306 that "a claim to proceeds in a filed financing statement might be considered as impliedly authorizing sale or other disposition of the collateral" free of a security interest, the Committee notes that the 1972 Official Amendments to Article 9 do away with the necessity of claiming proceeds in a filed financing statement and that Comment 3 to 1972 section 9-306 states in part: "The right to proceeds, either under the rules of this section or under specific mention thereof in a security agreement or financing statement does not in itself constitute an authorization of sale".

4. It would be desirable for the General Assembly to do what the Commissioners on Uniform Laws did not do and develop a comprehensive statutory definition of "fixture" which would facilitate the application of 1972 section 9-313 as well as other Iowa statutory provisions and rules of common law which pertain to fixtures. However, the Committee concludes that this task is too time-consuming for it to undertake in addition to its review of past and proposed amendments to the nine substantive articles of the U.C.C.

5. Whenever Article 9 foreclosure by sale proceedings are instituted with respect to consumer goods collateral, the Committee has been urged that the holders of junior Article 9 security interests should be entitled to notice as of right. However, neither the 1962 nor the 1972 Official Text requires this notice and the tenor of the 1972 Official Amendments is to minimize procedural technicalities in the hope of maximizing the proceeds of foreclosure sale. For similar reasons, the Study Committee rejects this proposed amendment.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 1337.

Senate File 1337

On motion of Senator Hultman, Senate File 1337, a bill for an act appropriating additional funds to the department of soil conservation for the soil and water conservation cost-sharing program and for the employment of an engineer-technician, was taken up for consideration.

Senator Hultman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1337) the vote was:

Ayes, 46:

Andersen	Hansen	Miller of	Ramsey
Bergman	Heying	Marshall	Riley
Blouin	Hill	Milligan	Rodgers
Briles	Hultman	Murray	Schwengels
Burroughs	Junkins	Nolin	Schwieger
Coleman	Kelly	Nystrom	Scott
Curtis	Kennedy	Orr	Shaff
DeKoster	Kinley	Palmer	Taylor
Doderer	Lamborn	Plymat	Tieden
Gallagher	McCartney	Potter	Van Gilst
Glenn	Miller of	Rabedeaux	Willits
Gluba	Des Moines		Winkelman
Griffin			

Nays, none.

Absent or not voting, 4:

Priebe	Robinson	Schaben	Shaw
--------	----------	---------	------

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

Senator Lamborn asked and received unanimous consent that Senate File 1337 be immediately messaged to the House, which request was complied with.

House File 1297

On motion of Senator Hultman, House File 1297, a bill for an act making an appropriation from the general fund of the state to the department of agriculture, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Hultman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1297) the vote was:

Ayes, 45:

Andersen	Hansen	Miller of	Rodgers
Bergman	Heying	Marshall	Schaben
Blouin	Hill	Milligan	Schwengels
Briles	Hultman	Murray	Schwieger
Burroughs	Junkins	Nystrom	Scott
Curtis	Kelly	Nolin	Shaff
DeKoster	Kennedy	Orr	Taylor
Doderer	Kinley	Palmer	Tieden
Gallagher	Lamborn	Plymat	Van Gilst
Glenn	McCartney	Potter	Willits
Gluba	Miller of	Ramsey	Winkelman
Griffin	Des Moines	Riley	

Nays, none.

Absent or not voting, 5:

Coleman	Rabedeaux	Robinson	Shaw
Priebe			

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

House File 1299

On motion of Senator Winkelman, House File 1299, a bill for an act appropriating from the general fund of the state of Iowa to the department of public safety, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Winkelman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1299) the vote was:

Ayes, 44:

Andersen	Burroughs	Gallagher	Hill
Bergman	Curtis	Glenn	Hultman
Blouin	DeKoster	Hansen	Junkins
Briles	Doderer	Heying	Kelly

Kennedy	Milligan	Rabedeaux	Scott
Kinley	Murray	Ramsey	Shaff
Lamborn	Nolin	Riley	Taylor
McCartney	Nystrom	Rodgers	Tieden
Miller of Des Moines	Orr	Schaben	Van Gilst
Miller of Marshall	Palmer	Schwengels	Willits
	Plymat	Schwieger	Winkelman
	Potter		

Nays, none.

Absent or not voting, 6:

Coleman	Griffin	Robinson	Shaw
Gluba	Priebe		

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

House File 1305

On motion of Senator Hultman, House File 1305, a bill for an act relating to the promotion of agricultural products, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Hultman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1305) the vote was:

Ayes, 44:

Andersen	Hultman	Murray	Schaben
Bergman	Junkins	Nolin	Schwengels
Blouin	Kelly	Nystrom	Schwieger
Briles	Kennedy	Orr	Scott
Curtis	Kinley	Palmer	Shaff
Doderer	Lamborn	Plymat	Shaw
Gallagher	McCartney	Potter	Taylor
Glenn	Miller of Des Moines	Rabedeaux	Tieden
Gluba	Miller of Marshall	Ramsey	Van Gilst
Hansen	Milligan	Riley	Willits
Heying		Rodgers	Winkelman
Hill			

Nays, none.

Absent or not voting, 6:

Burroughs	DeKoster	Priebe	Robinson
Coleman	Griffin		

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

House File 1306

On motion of Senator Hultman, House File 1306, a bill for an

act making an appropriation from the general fund of the state to the Iowa development commission, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Hultman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1306) the vote was:

Ayes, 46:

Andersen	Hansen	Miller of	Rodgers
Bergman	Heying	Marshall	Schaben
Blouin	Hill	Milligan	Schwengels
Briles	Hultman	Murray	Schwieger
Burroughs	Junkins	Nolin	Scott
Curtis	Kelly	Nystrom	Shaff
DeKoster	Kennedy	Orr	Shaw
Doderer	Kinley	Potter	Taylor
Gallagher	Lamborn	Priebe	Tieden
Glenn	McCartney	Rabedeaux	Van Gilst
Gluba	Miller of	Ramsey	Willits
Griffin	Des Moines	Riley	Winkelman

Nays, 1:

Palmer

Absent or not voting, 3:

Coleman	Plymat	Robinson
---------	--------	----------

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

House File 1372

On motion of Senator Bergman, House File 1372, a bill for an act to appropriate from the general fund of the state of Iowa for deposit in the state conservation fund, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Bergman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1372) the vote was:

Ayes, 47:

Andersen	Curtis	Griffin	Kennedy
Bergman	DeKoster	Hansen	Kinley
Blouin	Doderer	Heying	Lamborn
Briles	Gallagher	Hill	McCartney
Burroughs	Glenn	Junkins	Miller of
Coleman	Gluba	Kelly	Marshall

Murray	Plymat	Rodgers	Shaw
Milligan	Potter	Schaben	Taylor
Nolin	Priebe	Schwengels	Tieden
Nystrom	Rabedeaux	Schwieger	Van Gilst
Orr	Ramsey	Scott	Willits
Palmer	Riley	Shaff	Winkelman

Nays, none.

Absent or not voting, 3:

Hultman	Miller of Des Moines	Robinson
---------	-------------------------	----------

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

House File 1373

On motion of Senator Bergman, House File 1373, a bill for an act to appropriate from the state fish and game protection fund for use by the state conservation commission, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Bergman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1373) the vote was:

Ayes, 40:

Bergman	Hill	Murray	Schwengels
Blouin	Hultman	Nystrom	Schwieger
Briles	Junkins	Plymat	Scott
Burroughs	Kelly	Potter	Shaff
Curtis	Kinley	Priebe	Shaw
DeKoster	Lamborn	Rabedeaux	Taylor
Gallagher	McCartney	Ramsey	Tieden
Glenn	Miller of	Riley	Van Gilst
Gluba	Marshall	Rodgers	Willits
Griffin	Milligan	Schaben	Winkelman
Hansen			

Nays, 7:

Doderer	Miller of Des Moines	Nolin	Palmer
Heying		Orr	
Kennedy			

Absent or not voting, 3:

Andersen	Coleman	Robinson
----------	---------	----------

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

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which House File 1373 passed the Senate on March 27, 1974.

JAMES F. SCHABEN

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, Senator Willits presiding.

On motion of Senator DeKoster, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

CONSIDERATION OF BILLS

House File 1374

On motion of Senator Bergman, House File 1374, a bill for an act relating to the transfer of funds to the administration fund of the state conservation commission, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Bergman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1374) the vote was:

Ayes, 42:

Andersen	Heying	Milligan	Schwengels
Bergman	Hill	Murray	Schwieger
Blouin	Kelly	Nystrom	Scott
Burroughs	Kennedy	Orr	Shaff
Coleman	Kinley	Plymat	Shaw
Curtis	Lamborn	Potter	Taylor
DeKoster	McCartney	Priebe	Tieden
Doderer	Miller of	Ramsey	Van Gilst
Gallagher	Des Moines	Riley	Willits
Glenn	Miller of	Rodgers	Winkelman
Gluba	Marshall	Schaben	
Griffin			

Nays, 1:

Palmer

Absent or not voting, 7:

Briles	Hultman	Nolin	Robinson
Hansen	Junkins	Rabedaux	

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

Senate File 1323

On motion of Senator Riley, Senate File 1323, a bill for an act establishing a program to research and discover a cure for the disease known as transmissible gastro enteritis and other enteric diseases affecting swine and making an appropriation, was taken up for consideration.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1323) the vote was:

Ayes, 45:

Andersen	Heying	Miller of	Rodgers
Bergman	Hill	Marshall	Schaben
Blouin	Hultman	Milligan	Schwengels
Burroughs	Junkins	Murray	Schwieger
Curtis	Kelly	Nystrom	Scott
DeKoster	Kennedy	Orr	Shaff
Doderer	Kinley	Palmer	Shaw
Gallagher	Lamborn	Plymat	Taylor
Glenn	McCartney	Potter	Tieden
Gluba	Miller of	Priebe	Van Gilst
Griffin	Des Moines	Ramsey	Willits
Hansen		Riley	Winkelman

Nays, none.

Absent or not voting, 5:

Briles	Nolin	Rabedeaux	Robinson
Coleman			

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

WITHDRAWN

Senator Hansen asked and received unanimous consent that **Senate File 333** be **withdrawn** from further consideration of the Senate.

CONSIDERATION OF BILLS**Senate File 1324**

On motion of Senator Hill, Senate File 1324, a bill for an act making an appropriation from the primary road fund to the state highway commission for construction of a new materials laboratory, was taken up for consideration.

Senator Murray offered amendment S—2587 filed by him, moved its adoption and requested a roll call:

S—2587

- 1 Amend Senate File 1324 as follows:
 2 1. Page 2, by inserting the following new
 3 sections after line 16:
 4 "Sec. The total estimated cost of the
 5 fine arts elements included in the plans and speci-
 6 fications for the new materials laboratory in accor-
 7 dance with the purposes of this Act shall be not
 8 less than thirty thousand (30,000) dollars. This
 9 amount shall not be diminished by professional fees.
 10 "Sec. As used in this Act, 'fine
 11 arts' means sculpture, fountains, bas-reliefs,
 12 mosaics, frescoes, wall hangings, pictures or other
 13 enhancements to be integrated into the total environ-
 14 ment of the new materials laboratory. Fine arts
 15 does not include the incidental ornamental detail
 16 of functional structural elements or hardware and
 17 other accessories.
 18 "Sec. The state highway commission
 19 shall coordinate with the Iowa arts council on
 20 matters relating to the inclusion of works of fine
 21 arts authorized by this Act."
 22 2. By renumbering the remaining sections.

Senator Rodgers took the chair at 2:45 p.m.

On the question "Shall amendment S—2587 be adopted?"
 (S.F. 1324) the vote was:

Ayes, 8:

Doderer	McCartney	Plymat	Riley
Gluba	Murray	Ramsey	Shaw

Nays, 36:

Andersen	Hansen	Milligan	Schwieger
Bergman	Hill	Nolin	Scott
Blouin	Hultman	Nystrom	Shaff
Briles	Junkins	Orr	Taylor
Coleman	Kelly	Palmer	Tieden
Curtis	Kennedy	Potter	Van Gilst
DeKoster	Kinley	Priebe	Willits
Gallagher	Lamborn	Rodgers	Winkelman
Glenn	Miller of	Schwengels	
Griffin	Marshall		

Voting present, 1:

Schaben

Absent or not voting, 5:

Burroughs	Miller of	Rabedeaux	Robinson
Heying	Des Moines		

Amendment S—2587 lost.

Senator Willits offered amendment S—2591 and moved its
 adoption:

S—2591

- 1 Amend Senate File 1324 as follows:

- 2 Page 2, by striking lines 12 through 16,
3 and by renumbering the remaining section.

Amendment S—2591 was adopted.

Senator Hill moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1324) the vote was:

Ayes, 33:

Andersen	Griffin	Murray	Schwengels
Bergman	Hill	Nolin	Schwieger
Briles	Hultman	Nystrom	Shaff
Burroughs	Kinley	Orr	Shaw
Curtis	Lamborn	Plymat	Taylor
DeKoster	McCartney	Potter	Van Gilst
Doderer	Miller of	Riley	Willits
Glenn	Marshall	Rodgers	Winkelman
Gluba	Milligan		

Nays, 14:

Blouin	Heying	Palmer	Schaben
Coleman	Junkins	Priebe	Scott
Gallagher	Kelly	Ramsey	Tieden
Hansen	Kennedy		

Absent or not voting, 3:

Miller of	Rabedeaux	Robinson
Des Moines		

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

Senate File 1325

On motion of Senator Shaw, Senate File 1325, a bill for an act appropriating from the general fund of the state to the state historical society for capital improvements of state historical sites, was taken up for consideration.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1325) the vote was:

Ayes, 45:

Andersen	Doderer	Hultman	Miller of
Bergman	Glenn	Junkins	Des Moines
Blouin	Gluba	Kelly	Miller of
Briles	Griffin	Kennedy	Marshall
Coleman	Hansen	Kinley	Milligan
Curtis	Heying	Lamborn	Murray
DeKoster	Hill	McCartney	Nolin

Nystrom	Priebe	Schwengels	Tieden
Orr	Ramsey	Schwieger	Van Gilst
Palmer	Riley	Scott	Willits
Plymat	Rodgers	Shaw	Winkelman
Potter	Schaben	Taylor	

Nays, none.

Absent or not voting, 5:

Burroughs	Rabedeaux	Robinson	Shaff
Gallagher			

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

Senate File 1326

On motion of Senator Shaw, Senate File 1326, a bill for an act to make an appropriation from the general fund of the state to the state historical society, was taken up for consideration.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1326) the vote was:

Ayes, 46:

Andersen	Heying	Milligan	Schaben
Bergman	Hill	Murray	Schwengels
Blouin	Hultman	Nolin	Schwieger
Briles	Junkins	Nystrom	Scott
Burroughs	Kelly	Orr	Shaff
Coleman	Kennedy	Palmer	Shaw
Curtis	Kinley	Plymat	Taylor
DeKoster	Lamborn	Potter	Tieden
Doderer	Miller of	Priebe	Van Gilst
Glenn	Des Moines	Ramsey	Willits
Gluba	Miller of	Riley	Winkelman
Griffin	Marshall	Rodgers	
Hansen			

Nays, none.

Absent or not voting, 4:

Gallagher	McCartney	Rabedeaux	Robinson
-----------	-----------	-----------	----------

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

Senate File 1327

On motion of Senator Shaw, Senate File 1327, a bill for an act to make an appropriation from the general fund of the state to the Iowa state law library, was taken up for consideration.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1327) the vote was:

Ayes, 47:

Andersen	Hansen	Miller of	Riley
Bergman	Heying	Marshall	Rodgers
Blouin	Hill	Milligan	Schaben
Briles	Hultman	Murray	Schwengels
Burroughs	Junkins	Nolin	Scott
Coleman	Kelly	Nystrom	Shaff
Curtis	Kennedy	Orr	Shaw
DeKoster	Kinley	Palmer	Taylor
Doderer	Lamborn	Plymat	Tieden
Gallagher	McCartney	Potter	Van Gilst
Glenn	Miller of	Priebe	Willits
Gluba	Des Moines	Ramsey	Winkelman
Griffin			

Nays, none.

Absent or not voting, 3:

Rabedeaux	Robinson	Schwieger
-----------	----------	-----------

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

Senate File 1328

On motion of Senator Shaw, Senate File 1328, a bill for an act to make an appropriation from the general fund of the state to the commission on the status of women, was taken up for consideration.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1328) the vote was:

Ayes, 45:

Andersen	Hansen	Miller of	Riley
Bergman	Heying	Marshall	Rodgers
Blouin	Hill	Milligan	Schaben
Briles	Junkins	Murray	Schwengels
Burroughs	Kelly	Nolin	Schwieger
Coleman	Kennedy	Nystrom	Scott
Curtis	Kinley	Orr	Shaff
DeKoster	Lamborn	Palmer	Shaw
Doderer	McCartney	Plymat	Tieden
Gallagher	Miller of	Potter	Van Gilst
Glenn	Des Moines	Priebe	Willits
Gluba		Ramsey	Winkelman

Nays, none.

Absent or not voting, 5:

Griffin	Rabedeaux	Robinson	Taylor
Hultman			

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

Senate File 1329

On motion of Senator Schwieger, Senate File 1329, a bill for an act amending an appropriation to the commission on aging, was taken up for consideration.

Senator Schwieger moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1329) the vote was:

Ayes, 45:

Andersen	Hansen	Miller of	Riley
Bergman	Heying	Marshall	Rodgers
Blouin	Hill	Milligan	Schaben
Briles	Junkins	Murray	Schwengels
Burroughs	Kelly	Nolin	Schwieger
Coleman	Kennedy	Nystrom	Scott
Curtis	Kinley	Orr	Shaff
DeKoster	Lamborn	Palmer	Shaw
Doderer	McCartney	Plymat	Tieden
Gallagher	Miller of	Potter	Van Gilst
Glenn	Des Moines	Priebe	Willits
Gluba		Ramsey	Winkelman

Nays, none.

Absent or not voting, 5:

Griffin	Rabedeaux	Robinson	Taylor
Hultman			

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

Senate File 1330

On motion of Senator Winkelman, Senate File 1330, a bill for an act relating to the salary rate of the director of civil defense, was taken up for consideration.

Senator Winkelman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1330) the vote was:

Ayes, 35:

Andersen	Glenn	Miller of	Ramsey
Bergman	Gluba	Des Moines	Rodgers
Blouin	Hansen	Miller of	Schaben
Briles	Hill	Marshall	Scott
Burroughs	Hultman	Milligan	Shaff
Coleman	Junkins	Murray	Shaw
Curtis	Kinley	Nystrom	Tieden
DeKoster	Lamborn	Potter	Van Gilst
Doderer	McCartney	Priebe	Winkelman
Gallagher			

Nays, 9:

Heying	Nolin	Palmer	Schwengels
Kelly	Orr	Plymat	Willits
Kennedy			

Absent or not voting, 6:

Griffin	Riley	Schwieger	Taylor
Rabedeaux	Robinson		

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

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has refused to concur in Senate amendment to the following bill in which the concurrence of the House was asked:

House File 1028, a bill for an act relating to implementation of the change in the dates of the fiscal year.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 122, creating a study committee during the 1974 interim to study revision of the Iowa Securities Law.

WILLIAM H. HARBOR, Chief Clerk

HOUSE CONCURRENT RESOLUTION 122**By Bittle**

- 1 *Whereas*, the Iowa Securities Law has over the years
- 2 become a patchwork of statutes which are unwieldy, unwork-
- 3 able or difficult of enforcement; and
- 4 *Whereas*, there are concerned citizens of this state
- 5 working on a complete redraft of the Iowa Securities Law to
- 6 attempt to modernize the law and make it less cumbersome
- 7 and more understandable and workable; and
- 8 *Whereas*, the Iowa Securities Law is in need of total
- 9 revision into a modern law; *Now Therefore*,
- 10 *Be It Resolved by the House of Representatives, the*
- 11 *Senate Concurring*, That the legislative council is directed
- 12 to create a study committee as provided by law, which

13 committee shall include members of the appropriate stand-
14 ing committees of the House of Representatives and the
15 Senate to conduct during the 1974 interim a comprehensive
16 study of the revision of the Iowa Securities Law, and
17 *Be It Further Resolved*, That the study committee shall
18 also include citizens of this state knowledgeable in the
19 field of securities law and procedures; including the
20 Commissioner of Insurance or his designee; a member or
21 members of the Corporation Committee of the Iowa State Bar
22 Association, to be designated by the Iowa State Bar Assoc-
23 iation; and an investment banker to be designated by the
24 Investment Bankers Association of Iowa; and
25 *Be It Further Resolved*, That a report of the study shall
26 be submitted to the legislative council and to members of the
27 Sixty-sixth General Assembly meeting in the year 1975 and
28 shall be accompanied by legislative bill drafts designed to
29 carry out the recommendations of the committee.

INTRODUCTION OF BILLS

Senate File 1343, by committee on appropriations, a bill for an act appropriating from the general fund of the state of Iowa to the Annie Wittenmyer Home, Davenport, for the fiscal year beginning July 1, 1974, and ending June 30, 1975.

Read first time and placed on calendar.

Senate File 1344, by committee on appropriations, a bill for an act to make an appropriation from the Iowa public employees' retirement system fund to the employment security commission for additional costs of the administration of the Iowa public employees' retirement system.

Read first time and placed on calendar.

Senate File 1345, by committee on appropriations, a bill for an act relating to the reversion of funds appropriated for community-based pilot programs.

Read first time and placed on calendar.

Senate File 1346, by Senator Hansen, a bill for an act relating to providing resident senior citizens fishing and hunting licenses at no charge.

Read first time and passed on file.

Senate File 1347, by Senator Hansen, a bill for an act relating to state income tax on pension and retirement annuity income.

Read first time and passed on file.

Senate File 1348, by committee on cities and towns, a bill for an act relating to the financing of industrial and agricultural projects including pollution control facilities by cities, towns and counties.

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

Senate File 1349, by committee on county government, a bill for an act relating to contributing to the delinquency of a minor.

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

EXPLANATIONS OF VOTES

MR. PRESIDENT: I was absent from the Senate chamber, participating on a panel at Drake University, when the vote was taken on House File 1077 and Senate Files 1235, 1263 and 1093. Had I been present I would have voted "aye" on those bills.

JAMES F. SCHABEN

MR. PRESIDENT: I was absent from the Senate chamber when the votes on Senate Files 1315 and 1337 were taken. Had I been present I would have voted "aye".

JAMES F. SCHABEN

MR. PRESIDENT: I was out of the Senate chamber attending a meeting in the law library on March 27, 1974, when the vote was taken on House File 1374. Had I been present, I would have voted "Aye" on the bill.

LOWELL L. JUNKINS

REPORTS OF COMMITTEES

Senator Briles submitted the following report:

MR. PRESIDENT: Your committee on county government to which was referred **House File 38**, a bill for an act relating to salaries for deputy sheriffs in counties where district court is held in two places, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JAMES E. BRILES, Chairman

Ordered passed on file.

Senator Curtis submitted the following reports:

MR. PRESIDENT: Your committee on state government to which was referred **Senate File 1266**, a bill for an act relating to vacancies in the general assembly, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on state government to which was

referred **House File 1140**, a bill for an act relating to the requirement of having an attorney in the department of public safety, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

Senator Shaff submitted the following report:

MR. PRESIDENT: Your committee on ways and means to which was referred **House File 771**, a bill for an act specifying the ending date of the Vietnam Conflict for the purpose of the military service tax exemption, requiring a minimum period of active duty in order to qualify for the military service tax exemption, and providing that active duty for training only shall not be regarded as active duty for the purpose of the military service tax exemption, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ROGER J. SHAFF, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2593

- 1 Amend Senate File 1009 as follows:
- 2 1. Page 1, by inserting after line 5 the following:
- 3 Sec. Chapter seven hundred eighty-two (782),
- 4 Code 1973, is amended by adding the following new section:
- 5 **NEW SECTION. EVIDENCE OF PAST SEXUAL CONDUCT**
- 6 **IN TRIALS OF RAPE.** In prosecutions for the crime of rape,
- 7 evidence of the prosecuting witness' past sexual conduct shall
- 8 not be admitted for any purpose, including impeachment of
- 9 the prosecuting witness, nor reference made thereto in the
- 10 presence of the jury, unless the defendant shall give prior
- 11 notice to the court of his intention to raise such matters at
- 12 the trial.
- 13 The court shall conduct a hearing in camera to determine
- 14 the nature and extent of the proposed inquiry into the sexual
- 15 conduct of the prosecution witness and shall rule on the
- 16 relevancy of such testimony. Such rulings shall limit
- 17 the questioning and control the admission and exclusion of
- 18 evidence upon trial.
- 19 In no event, shall sexual conduct of the prosecution
- 20 witness occurring more than one year prior to the commission
- 21 of the crime, be admissible upon trial. Nothing in this section
- 22 shall limit the right of the accused to impeach credibility by
- 23 the use of prior felony convictions.

TOM RILEY
MINNETTE DODERER
E. KEVIN KELLY
ELIZABETH O. SHAW
GENE V. KENNEDY

S—2598

- 1 Amend the Briles amendment S—2505, to Senate File
- 2 1288, as follows:
- 3 **1. Page 1, by striking lines 5 through 18 and insert-**
- 4 **ing in lieu thereof the following:**
- 5 "1. All individually-owned farms and corporations,
- 6 domestic or foreign, of the following sizes:
- 7 a. one thousand acres or more; or
- 8 b. five hundred feeder cattle or more; or
- 9 c. one thousand hogs or more; or
- 10 d. five hundred thousand layer hens or more; or
- 11 e. two hundred fifty dairy cows or more; or
- 12 f. one thousand sheep or more;
- 13 shall, on or before June 15, 1975".

H. L. HEYING

S—2594

- 1 Amend Senate File 1293, page 2, line 2, by
- 2 inserting after the word "*operable*" the words "*or*
- 3 *if the owner sells the vehicle and the purchaser*
- 4 *repairs the vehicle so that it is operable*".

MICHAEL T. BLOUIN
JAMES E. BRILES

S—2596

- 1 Amend Senate File 1318, page 2, line 9, by strik-
- 2 ing the word "*water*".

ROGER J. SHAFF

S—2595

- 1 Amend Senate File 1318, page 3, line 2, by in-
- 2 serting after the period the words "However, this
- 3 paragraph does not change the manner of assessment
- 4 or the authority entitled to make the assessment."

ROGER J. SHAFF

S—2592

- 1 Amend Senate File 1331 as follows:
- 2 Page 2, by striking lines 13 through 17, and by
- 3 renumbering the remaining section.

EARL M. WILLITS

S—2597

- 1 Amend House File 125 as follows:
- 2 1. Page 2, line 10, by striking the numeral
- 3 "1975" and inserting in lieu thereof "1976".
- 4 2. Page 2, line 17, by striking the numeral
- 5 "1974" and inserting in lieu thereof "1975".
- 6 3. Page 2, line 31, by striking the numeral
- 7 "1975" and inserting in lieu thereof "1976".
- 8 4. Page 2, line 32, by striking the numeral
- 9 "1976" and inserting in lieu thereof "1977".

TOM RILEY

S—2590

- 1 Amend House File 1399, as amended, passed, and re-
- 2 printed by the House, page 1, line 2 by striking

3 the words and figure "House File 745" and inserting
4 in lieu thereof the words and figures "Chapter one
5 hundred thirty-six (136)".

ELIZABETH SHAW

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Thursday, March 28, 1974.

JOURNAL OF THE SENATE

SEVENTY-FOURTH DAY

SENATE CHAMBER
DES MOINES, IOWA, THURSDAY, MARCH 28, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by Monsignor A. W. Behrens, pastor of the St. John's Catholic Church, Bancroft, Iowa.

The Journal of Wednesday, March 27, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Lynn Leibel, Council Bluffs, Iowa.

DISTINGUISHED VISITORS

On request of President Neu, Senator Rabedeaux escorted to the rostrum the Honorable John J. Thomas, Speaker pro tempore of the Indiana House of Representatives, and Mr. James H. Bowhay, Regional Director, from the midwestern office of the Council of State Governments, Chicago, Illinois. Mr. Thomas addressed the Senate briefly in regard to the Midwestern Conference of the Council of State Governments, of which he is chairman, and extended greetings from the National Council of State Governments.

PRESENTATION OF VISITORS

The Chair welcomed the Honorable Vera H. Shivvers, former member of the Senate from Marion County.

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

Twenty-seven students from St. Patrick School, Cedar Falls, Iowa, accompanied by Gary Fortney. Senator Hansen.

Forty students from Armstrong High School, Armstrong, Iowa, accompanied by Ken Fisher. Senator Priebe.

Two students from Washington High School, Cedar Rapids,

Iowa, accompanied by Ms. Cogvillette and Ms. Fahren. Senator Riley.

One hundred eight students from Prairie Junior High School, Gowrie, Iowa, accompanied by Mr. and Mrs. Rich Meyer, Mr. and Mrs. Roger Rogge, Mrs. Marian Smith and Richard Phillips. Senator Coleman.

Eight foreign exchange students from Marshalltown Community College, Marshalltown, Iowa, accompanied by the League of Women Voters of Marshalltown, Iowa. Senator Miller of Marshall.

Twenty-one students from Clarksville Community School, Clarksville, Iowa, accompanied by Mr. Mohning. Senator Burroughs.

Eighty students from St. Edward's School, Waterloo, Iowa, accompanied by Tom Renze. Senator Schwieger.

Forty students from Kennedy High School, Cedar Rapids, Iowa, accompanied by Lois Sparge. Senator Riley.

Forty-six students from Hempstead High School, Dubuque, Iowa, accompanied by Mrs. Smith. Senator Blouin.

Thirty-seven students from Alden Community School, Alden, Iowa, accompanied by Mrs. Don Zeismen and Mrs. Pat Benson. Senator Taylor.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files 290, 392, 543, 555, 1046, 1052, 1079, 1174 and 1188.

DALE L. TIEDEN
Chairman, Senate Committee
CHARLES F. STROTHMAN
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: House Files 290, 392, 543, 555, 1046, 1052, 1079, 1174 and 1188.

CONSIDERATION OF BILLS

Senate File 1331

On motion of Senator Winkelman, Senate File 1331, a bill for an act making an appropriation to the department of public safety for construction of three public safety district office headquarters, was taken up for consideration.

Senator Willits offered amendment S—2592 filed by him and moved its adoption:

S—2592

- 1 Amend Senate File 1331 as follows:
- 2 Page 2, by striking lines 13 through 17, and by
- 3 renumbering the remaining section.

Amendment S—2592 was adopted.

Senator Winkelman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1331) the vote was:

Ayes, 47:

Andersen	Hansen	Milligan	Rodgers
Bergman	Heying	Murray	Schaben
Blouin	Hill	Nolin	Schwengels
Briles	Hultman	Nystrom	Scott
Burroughs	Junkins	Orr	Shaff
Coleman	Kelly	Plymat	Shaw
Curtis	Kinley	Potter	Taylor
DeKoster	Lamborn	Priebe	Tieden
Doderer	McCartney	Rabedeaux	Van Gilst
Gallagher	Miller of	Ramsey	Willits
Glenn	Des Moines	Riley	Winkelman
Gluba	Miller of	Robinson	
Griffin	Marshall		

Nays, none.

Absent or not voting, 3:

Kennedy	Palmer	Schwieger
---------	--------	-----------

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

Senate File 1334

On motion of Senator Shaw, Senate File 1334, a bill for an act amending the appropriated funds to the district courts, was taken up for consideration.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1334) the vote was:

Ayes, 46:

Andersen	Griffin	Milligan	Rodgers
Bergman	Hansen	Murray	Schaben
Blouin	Heying	Nolin	Schwengels
Briles	Hill	Nystrom	Scott
Burroughs	Hultman	Orr	Shaff
Coleman	Junkins	Plymat	Shaw
Curtis	Kelly	Potter	Taylor
DeKoster	Kinley	Priebe	Tieden
Doderer	Lamborn	Rabedeaux	Van Gilst
Gallagher	McCartney	Ramsey	Willits
Glenn	Miller of	Riley	Winkelman
Gluba	Marshall	Robinson	

Nays, none.

Absent or not voting, 4:

Kennedy	Miller of Des Moines	Palmer	Schwieger
---------	-------------------------	--------	-----------

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

Senate File 1335

On motion of Senator Shaw, Senate File 1335, a bill for an act making an appropriation to the state library commission for the purposes of substituting for or replacing federal funds which may not become available to the state, was taken up for consideration.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1335) the vote was:

Ayes, 45:

Andersen	Griffin	Miller of	Robinson
Bergman	Hansen	Marshall	Rodgers
Blouin	Heying	Milligan	Schaben
Briles	Hill	Murray	Schwengels
Burroughs	Junkins	Nystrom	Scott
Coleman	Kelly	Orr	Shaff
Curtis	Kinley	Plymat	Shaw
DeKoster	Lamborn	Potter	Taylor
Doderer	McCartney	Priebe	Tieden
Gallagher	Miller of	Rabedeaux	Van Gilst
Glenn	Des Moines	Ramsey	Willits
Gluba		Riley	Winkelman

Nays, none.

Absent or not voting, 5:

Hultman	Nolin	Palmer	Schwieger
Kennedy			

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

Senate File 1341

On motion of Senator Winkelman, Senate File 1341, a bill for an act relating to the membership of the Iowa law enforcement academy council and making an appropriation, was taken up for consideration.

Senator Murray took the chair at 10:00 a.m.

Senator Ramsey offered amendment S—2604 and moved its adoption:

S—2604

- 1 Amend Senate File 1341 as follows:
- 2 1. Page 2, line 16, by striking the word "Two" and
- 3 inserting in lieu thereof the word "Four".
- 4 2. Page 2, by striking lines 27 through 35.
- 5 3. Page 3, by striking lines 4 through 9.
- 6 4. By renumbering the sections as necessary.

President Neu took the chair at 10:30 a.m.

Amendment S—2604 lost.

Senator Winkelman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1341) the vote was:

Ayes, 47:

Andersen	Hansen	Milligan	Rodgers
Bergman	Heying	Murray	Schaben
Blouin	Hill	Nolin	Schwengels
Briles	Hultman	Nystrom	Scott
Burroughs	Junkins	Orr	Shaff
Coleman	Kelly	Palmer	Shaw
Curtis	Kennedy	Plymat	Taylor
DeKoster	Kinley	Potter	Tieden
Doderer	Lamborn	Priebe	Van Gilst
Gallagher	Miller of	Rabedaux	Willits
Glenn	Des Moines	Riley	Winkelman
Gluba	Miller of	Robinson	
Griffin	Marshall		

Nays, 1:

Ramsey

Absent or not voting, 2:

McCartney	Schwieger
------------------	------------------

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

Senator Lamborn asked and received unanimous consent that **Senate File 1341** be **immediately messaged** to the House, which request was complied with.

Senate File 1339

On motion of Senator Lamborn, Senate File 1339, a bill for an act to provide for the imposition of an excise tax on the sale of beef cattle and veal calves in lieu of the tax presently collected and to alter the amount of funds allocated to the national livestock and meat board, was taken up for consideration.

Senator DeKoster offered amendment S—2607 and moved its adoption:

S—2607

- 1 Amend Senate File 1339, page 2, line 34, by
- 2 striking the words "twenty-five" and inserting
- 3 in lieu thereof the word "fifty".

Senator Riley took the chair at 11:30 a.m.

Division was called for.

Amendment S—2607 lost.

Senator Briles offered amendment S—2608, moved its adoption and requested a roll call:

S—2608

- 1 Amend Senate File 1339, page 3, lines 1, 2 and 3, by
- 2 striking the words "and ten cents per head on all
- 3 sales of beef cattle for any other purpose".

On the question "Shall amendment S—2608 be adopted?" (S.F. 1339) the vote was:

Ayes, 13:

Briles	Jenkins	Nystrom	Schaben
Coleman	Kelly	Rabedeaux	Schwengels
Glenn	Murray	Ramsey	Van Gilst
Heying			

Nays, 35:

Andersen	Hansen	Milligan	Rodgers
Bergman	Hultman	Nolin	Scott
Blouin	Kennedy	Orr	Shaff
Burroughs	Kinley	Palmer	Shaw
Curtis	Lamborn	Plymat	Taylor
DeKoster	McCartney	Potter	Tieden
Doderer	Miller of	Priebe	Willits
Gallagher	Des Moines	Riley	Winkelman
Gluba	Miller of	Robinson	
Griffin	Marshall		

Absent or not voting, 2:

Hill Schwieger

Amendment S—2608 lost.

Senator Heying offered amendment S—2609, moved its adoption and requested a roll call:

S—2609

- 1 Amend Senate File 1339, page 3, by adding the follow-
- 2 ing sentence after the period in line 22: "The pur-
- 3 chaser may retain one per cent of the amount collected
- 4 as compensation."

On the question "Shall amendment S—2609 be adopted? (S.F. 1339) the vote was:

Ayes, 17:

Andersen	Heying	Miller of	Potter
Blouin	Hultman	Marshall	Ramsey
Briles	Junkins	Palmer	Van Gilst
Coleman	Kelly	Plymat	Willits
Gallagher	Kennedy		

Nays, 27:

Bergman	Hansen	Nolin	Schaben
Burroughs	Kinley	Orr	Scott
Curtis	Lamborn	Priebe	Shaff
DeKoster	Miller of	Rabedeaux	Shaw
Glenn	Des Moines	Riley	Taylor
Gluba	Milligan	Robinson	Tieden
Griffin	Murray	Rodgers	Winkelman

Absent or not voting, 6:

Doderer	McCartney	Schwengels	Schwieger
Hill	Nystrom		

Amendment S—2609 lost.

Senator Priebe moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1339) the vote was:

Ayes, 37:

Andersen	Hultman	Miller of	Robinson
Bergman	Junkins	Marshall	Rodgers
Blouin	Kelly	Milligan	Schwengels
Burroughs	Kennedy	Orr	Scott
Coleman	Kinley	Palmer	Shaff
Curtis	Lamborn	Plymat	Shaw
DeKoster	McCartney	Potter	Taylor
Gluba	Miller of	Priebe	Tieden
Griffin	Des Moines	Rabedeaux	Willits
Hansen		Rodgers	Winkelman

Nays, 8:

Briles	Glenn	Murray	Schaben
Gallagher	Heying	Ramsey	Van Gilst

Absent or not voting, 5:

Doderer	Nolin	Nystrom	Schwieger
Hill			

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

On motion of Senator Lamborn, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President pro tempore Shaff presiding.

QUORUM CALL

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

Present, 36:

Bergman	Hultman	Miller of	Rodgers
Burroughs	Junkins	Marshall	Schwengels
Coleman	Kelly	Murray	Scott
Curtis	Kennedy	Nolin	Shaff
Doderer	Kinley	Nystrom	Taylor
Gallagher	Lamborn	Palmer	Tieden
Glenn	McCartney	Priebe	Van Gilst
Gluba	Miller of	Rabedaux	Willits
Griffin	Des Moines	Ramsey	Winkelman
Heying		Robinson	

Absent, 14:

Andersen	Hansen	Plymat	Schaben
Blouin	Hill	Potter	Schwieger
Briles	Milligan	Riley	Shaw
DeKoster	Orr		

Roll call revealed a quorum present.

LEAVE OF ABSENCE GRANTED

Senator Kennedy asked and received unanimous consent that Senator Schaben be excused for the remainder of the day and for Friday, March 29, 1974.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 1339 passed the Senate on March 28, 1974.

GENE V. KENNEDY

MOTION TO RECONSIDER WITHDRAWN

Senator Robinson withdrew the motion to reconsider **Senate File 1093**, a bill for an act relating to statutory provisions affecting the legal treatment of male and female persons, filed by him on March 26, 1974.

UNFINISHED BUSINESS

Senate File 1192

The Senate resumed consideration of Senate File 1192, a bill for an act relating to the dairy industry commission, and the motion to rerefer the bill to the committee on ways and means made by Senator Orr and pending on March 8, 1974.

Senator Orr withdrew her motion to rerefer the bill to committee.

Senator Bergman asked and received unanimous consent that **House File 1226** be substituted for **Senate File 1192**.

House File 1226

On motion of Senator Bergman, House File 1226, a bill for an act relating to the dairy industry commission, was taken up for consideration.

Senator Palmer offered amendment S—2603 and moved its adoption:

S—2603

- 1 Amend House File 1226, as amended and passed by the
- 2 House, as follows:
- 3 1. Page 5, line 17, by striking the words "or, by
- 4 motion of the commission."

Amendment S—2603 was adopted.

Senator Orr offered amendment S—2606 and moved its adoption:

S—2606

- 1 Amend House File 1226, as amended and passed by the
- 2 House, as follows:
- 3 1. Page 5, line 23, by inserting after the period
- 4 the following: "The procedure prescribed by the de-
- 5 partment of agriculture shall include a procedure for
- 6 distribution of ballots, and an objective explanation
- 7 of the referendum proposal by the department, by
- 8 utilization of milk collection men who are employees
- 9 of dairy cooperative associations. Ballots and ex-

10 planations of the proposal shall be distributed to
 11 dairy cooperative associations and each milk collec-
 12 tion man shall distribute a ballot and explanation to
 13 each producer on his route. The explanation shall
 14 contain instructions for the first producer to trans-
 15 mit his marked ballot by ordinary mail to the county
 16 agricultural extension office. Provision shall be
 17 made by the department for voting by producers who
 18 do not have milk collected by a dairy cooperative
 19 association."

Amendment S—2606 lost.

Senator Gallagher offered amendment S—2599:

S—2599

1 Amend House File 1226, as amended and passed by the
 2 House, as follows:
 3 1. Page 7, by adding the following paragraph after
 4 line 28:
 5 "Any excise tax adopted under this section shall,
 6 notwithstanding the provisions of unnumbered paragraph
 7 five (5) of this section, be submitted to a referendum
 8 upon the petition of not less than five hundred pro-
 9 ducers requesting that the excise tax be removed. The
 10 procedures governing referendums provided for in this
 11 section or by rule, except procedures relating to the
 12 number of signatures on petitions, shall apply to any
 13 referendum conducted pursuant to this paragraph."

Senator Bergman offered amendment S—2601 to amendment
 S—2599 by Senators Bergman and Burroughs, moved its adop-
 tion and called for a division:

S—2601

1 Amend the Gallagher amendment S—2599, to House File
 2 1226, as amended and passed by the House, as follows:
 3 1. Line 9, by inserting after the word "removed" the
 4 words "but not sooner than two years after the adoption
 5 of such tax".
 6 2. Line 9, by inserting after the period the follow-
 7 ing: "The petitioners shall guarantee payment of the
 8 costs of such referendum."

Amendment S—2601 to amendment S—2599 was adopted.

Senator Gallagher asked unanimous consent to withdraw
 amendment S—2599 as amended.

QUORUM CALL

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

Present, 45:

Andersen	Griffin	Miller of	Riley
Bergman	Hansen	Marshall	Robinson
Blouin	Heying	Murray	Rodgers
Briles	Hultman	Nolin	Schwengels
Burroughs	Junkins	Nystrom	Scott
Coleman	Kelly	Orr	Shaff
Curtis	Kennedy	Palmer	Shaw
DeKoster	Kinley	Plymat	Taylor
Doderer	Lamborn	Potter	Van Gilst
Gallagher	McCartney	Priebe	Willits
Glenn	Miller of	Rabedaux	Winkelman
Gluba	Des Moines	Ramsey	

Absent, 5:

Hill	Schaben	Schwieger	Tieden
Milligan			

Roll call revealed a quorum present.

Objection was raised on Senator Gallagher's request to withdraw amendment S—2599 as amended.

Senator Glenn moved that Senate Rule 25 be suspended for the purpose of reconsidering the vote by which amendment S—2601 to amendment S—2599 was adopted by the Senate.

On the question "Shall the motion to suspend Senate Rule 25 be adopted?" (H.F. 1226) the vote was:

Ayes, 23:

Blouin	Gluba	Kinley	Palmer
Briles	Heying	McCartney	Riley
Coleman	Hill	Miller of	Robinson
Doderer	Junkins	Des Moines	Rodgers
Gallagher	Kelly	Nolin	Van Gilst
Glenn	Kennedy	Orr	Willits

Nays, 24:

Andersen	Hultman	Nystrom	Scott
Bergman	Lamborn	Plymat	Shaff
Burroughs	Miller of	Potter	Shaw
Curtis	Marshall	Rabedaux	Taylor
DeKoster	Milligan	Ramsey	Tieden
Griffin	Murray	Schwengels	Winkelman
Hansen			

Absent or not voting, 3:

Priebe	Schaben	Schwieger
--------	---------	-----------

The motion lost.

Senator Gallagher asked and received unanimous consent to withdraw amendment S—2599 as amended.

Senator Orr offered amendment S—2610:

S—2610

1 Amend House File 1226, as amended and passed by the
 2 House, as follows:
 3 1. Page 5, line 23, by inserting after the period
 4 the following: "The procedure prescribed by the de-
 5 partment of agriculture shall include a procedure for
 6 distribution of an objective explanation of the
 7 referendum proposal by the department, by utilization
 8 of milk collection men who are employees of dairy
 9 cooperative associations. Explanations of the proposal
 10 shall be distributed to dairy cooperative associations
 11 and each milk collection man shall distribute an expla-
 12 nation to each producer on his route. Provision shall
 13 be made by the department to publish such explanation
 14 as part of the published notice required by this section.

Senator McCartney raised the point of order that amendment S—2610 contained the same subject matter already considered and rejected by the Senate.

The Chair ruled the point well taken and amendment S—2610 out of order.

Senator Bergman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass? (H.F. 1226) the vote was:

Ayes, 40:

Andersen	Hansen	Milligan	Riley
Bergman	Heying	Murray	Robinson
Blouin	Hultman	Nolin	Rodgers
Briles	Junkins	Nystrom	Schwengels
Burroughs	Kinley	Orr	Shaff
Coleman	Lamborn	Plymat	Shaw
Curtis	McCartney	Potter	Taylor
DeKoster	Miller of	Priebe	Tieden
Glenn	Des Moines	Rabedeaux	Van Gilst
Gluba	Miller of	Ramsey	Winkelman
Griffin	Marshall		

Nays, 6:

Gallagher	Kelly	Scott	Willits
Hill	Kennedy		

Absent or not voting, 4:

Doderer	Palmer	Schaben	Schwieger
---------	--------	---------	-----------

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

WITHDRAWN

Senator Bergman asked and received unanimous consent that

Senate File 1192 be withdrawn from further consideration of the Senate.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

COMMUNICATION

The following communication from the Iowa Legislative Council was presented:

March 27, 1974

The Honorable Arthur A. Neu
Lieutenant Governor of Iowa
Office of the Lieutenant Governor
State House
Local

Dear Governor Neu:

Pursuant to the authority enumerated in chapter 601G of the Code, the Iowa Legislative Council is submitting the name of Thomas Mayer for confirmation as Citizens' Aide by a majority of the members of the House of Representatives and the Senate. Mr. Mayer was selected to fill the position of Citizens' Aide at the September 12, 1973 meeting of the Iowa Legislative Council and has been acting in such capacity pursuant to section 601G.5 of the Code since his appointment. Mr. Mayer is the first person to be appointed whose name has been submitted for confirmation pursuant to the provisions of chapter 601G of the Code.

Sincerely yours,
CLIFTON C. LAMBORN
Chairman

ANNOUNCEMENT OF INVESTIGATING COMMITTEE

President Neu, pursuant to Section 601G.3, 1973 Code of Iowa, announced the appointment, on the part of the Senate, of the following Senators to a joint Senate-House investigating committee:

As Citizens' Aide for the State of Iowa, pursuant to the provisions of Chapter 601G, 1973 Code, for the regular four-year term ending June 30, 1977.

Thomas R. Mayer, Des Moines, Polk County, Iowa

Senator Briles, Chairman

Senator DeKoster

Senator Nolin

QUORUM CALL

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

Present, 44:

Andersen	Hansen	Milligan	Robinson
Bergman	Heying	Nolin	Rodgers
Blouin	Hill	Nystrom	Schwengels
Burroughs	Junkins	Orr	Scott
Coleman	Kelly	Palmer	Shaff
Curtis	Kennedy	Plymat	Shaw
DeKoster	Kinley	Potter	Taylor
Doderer	McCartney	Priebe	Tieden
Gallagher	Miller of	Rabedeaux	Van Gilst
Glenn	Des Moines	Ramsey	Willits
Gluba	Miller of	Riley	Winkelman
Griffin	Marshall		

Absent, 6:

Briles	Lamborn	Schaben	Schwieger
Hultman	Murray		

Roll call revealed a quorum present.

CONSIDERATION OF BILLS

Senate File 1318

On motion of Senator Shaff, Senate File 1318, a bill for an act to define property which is assessed and taxed as real property, was taken up for consideration.

Senator Shaff offered amendment S—2596 filed by him and moved its adoption:

S—2596

- 1 Amend Senate File 1318, page 2, line 9, by strik-
- 2 ing the word “, water”.

Amendment S—2596 was adopted.

Senator Shaff offered amendment S—2595 filed by him and moved its adoption:

S—2595

- 1 Amend Senate File 1318, page 3, line 2, by in-
- 2 serting after the period the words “However, this
- 3 paragraph does not change the manner of assessment
- 4 or the authority entitled to make the assessment.”

Amendment S—2595 was adopted.

Senator Shaff moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 1318) the vote was:

Ayes, 38:

Andersen	Griffin	Miller of	Riley
Bergman	Hansen	Marshall	Rodgers
Blouin	Heying	Milligan	Schwengels
Burroughs	Hill	Nystrom	Shaff
Curtis	Hultman	Orr	Taylor
DeKoster	Junkins	Palmer	Tieden
Doderer	Kelly	Plymat	Van Gilst
Gallagher	Kennedy	Potter	Willits
Glenn	Kinley	Rabedeaux	Winkelman
Gluba	McCartney	Ramsey	

Nays, 4:

Coleman	Nolin	Priebe	Scott
---------	-------	--------	-------

Absent or not voting, 8:

Briles	Miller of	Robinson	Schwieger
Lamborn	Des Moines	Shaben	Shaw
	Murray		

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

HOUSE AMENDMENT CONSIDERED

Senate File 295

Senator Plymat called up for consideration Senate File 295, a bill for an act relating to the department of social services and the merit system, amended by the House, and moved that the Senate concur in the following amendment:

- 1 Amend Senate File 295, as passed by the Senate, by
- 2 striking all of lines 7 through 10 and inserting in
- 3 lieu thereof the following: "divisions within the
- 4 department of social services."

The motion prevailed and the Senate concurred in the House amendment.

Senator Plymat moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 295) the vote was:

Ayes, 43:

Andersen	Gluba	Miller of	Ramsey
Bergman	Griffin	Marshall	Riley
Blouin	Hansen	Milligan	Robinson
Briles	Heying	Nolin	Rodgers
Burroughs	Hill	Nystrom	Schwengels
Coleman	Hultman	Orr	Scott
Curtis	Junkins	Palmer	Taylor
DeKoster	Kelly	Plymat	Tieden
Doderer	Kennedy	Potter	Van Gilst
Gallagher	Kinley	Priebe	Willits
Glenn	McCartney	Rabedeaux	Winkelman

Nays, none.

Absent or not voting, 7:

Lamborn	Murray	Schwieger	Shaw
Miller of Des Moines	Schaben	Shaff	

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

REPORT OF INVESTIGATING COMMITTEE

Senator Briles called up the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Lester E. Calvert of Des Moines, Polk County, Iowa, for reappointment as a member of the Iowa Real Estate Commission under the provisions of Section 117.8, Code 1973, for the regular four-year term beginning July 1, 1973 and ending June 30, 1977, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

JAMES E. BRILES, Chairman
NORMAN G. RODGERS
LUCAS J. DeKOSTER

The motion prevailed and the report was adopted.

Senator Briles moved the appointment of Lester E. Calvert as a member of the Iowa Real Estate Commission be confirmed by the Senate.

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

Ayes, 44:

Andersen	Griffin	Miller of	Riley
Bergman	Hansen	Marshall	Robinson
Blouin	Heying	Milligan	Rodgers
Briles	Hill	Nolin	Schwengels
Burroughs	Hultman	Nystrom	Scott
Coleman	Junkins	Orr	Shaw
Curtis	Kelly	Palmer	Taylor
DeKoster	Kennedy	Plymat	Tieden
Doderer	Kinley	Potter	Van Gilst
Gallagher	McCartney	Priebe	Willits
Glenn	Miller of	Ramsey	Winkelman
Gluba	Des Moines		

Nays, none.

Absent or not voting, 6:

Lamborn	Rabedeaux	Schwieger	Shaff
Murray	Schaben		

Senator Glenn took the chair at 4:30 p.m.

The Chair declared the appointment of Lester E. Calvert as a member of the Iowa Real Estate Commission confirmed for the regular four-year term ending June 30, 1977.

CONSIDERATION OF BILLS

Senator DeKoster asked and received unanimous consent to take up for consideration Senate File 1344.

Senate File 1344

On motion of Senator Shaw, Senate File 1344, a bill for an act to make an appropriation from the Iowa public employee's retirement system fund to the employment security commission for additional costs of the administration of the Iowa public employees' retirement system, was taken up for consideration.

Senator Shaw offered amendment S—2605 and moved its adoption:

S—2605

- 1 Amend Senate File 1344, as follows:
- 2 1. Page 2, line 19, by striking the figure
- 3 "820,815" and inserting in lieu thereof "813,937".
- 4 2. Page 3, line 2, by striking the figure
- 5 "\$90,000" and inserting in lieu thereof "\$83,847".

Amendment S—2605 was adopted.

DEFERRED

Senator Doderer asked unanimous consent that further action on Senate File 1344 be deferred and that the bill retain its place on the calendar.

Objection was raised.

Senator DeKoster asked and received unanimous consent that further action on **Senate File 1344** be **deferred** and that the bill **retain its place on the calendar**.

REPORTS OF INVESTIGATING COMMITTEES

Senator Coleman called up the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mr. Robert Welp of Fort Dodge, Iowa, for appointment as a member of the State Soil Conservation Committee under the provisions of Section 467A.4, Code 1973, as amended by Chapter 139, Section 30.1 of the Acts of the Sixty-fifth General Assembly for the regular six-year term

ending June 30, 1979, begs leave to report that it has made investigation and recommends the appointment be confirmed.

C. JOSEPH COLEMAN, Chairman
IRVIN L. BERGMAN
TOM RILEY

The motion prevailed and the report was adopted.

Senator Coleman moved the appointment of Robert Welp as a member of the State Soil Conservation Committee be confirmed by the Senate.

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

Ayes, 41:

Andersen	Gluba	Miller of	Riley
Bergman	Griffin	Marshall	Rodgers
Blouin	Hansen	Milligan	Schwengels
Briles	Heying	Nolin	Scott
Burroughs	Hill	Orr	Shaw
Coleman	Hultman	Palmer	Taylor
Curtis	Junkins	Plymat	Tieden
DeKoster	Kelly	Potter	Van Gilst
Doderer	Kennedy	Priebe	Willits
Gallagher	Kinley	Rabedeaux	Winkelman
Glenn		Ramsey	

Nays, none.

Absent or not voting, 9:

Lamborn	Miller of	Nystrom	Schwieger
McCartney	Des Moines	Robinson	Shaff
	Murray	Schaben	

The Chair declared the appointment of Robert Welp as a member of the State Soil Conservation Committee confirmed for the regular six-year term ending June 30, 1979.

Senator Taylor called up the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of N. E. Brear of Garner, Iowa, for appointment as a member of the Iowa Real Estate Commission under the provisions of Section 117.8, Code 1973, for the regular four-year term beginning July 1, 1973, and ending June 30, 1977, begs leave to report that it has made investigation and recommends the appointment be confirmed.

RAY TAYLOR, Chairman
CLOYD E. ROBINSON
RALPH F. McCARTNEY

The motion prevailed and the report was adopted.

Senator Taylor moved the appointment of N. E. Brear as a

member of the Iowa Real Estate Commission be confirmed by the Senate.

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

Ayes, 42:

Andersen	Gluba	Miller of	Riley
Bergman	Griffin	Marshall	Robinson
Blouin	Hansen	Milligan	Rodgers
Briles	Heying	Nolin	Schwengels
Burroughs	Hill	Orr	Scott
Coleman	Hultman	Palmer	Shaw
Curtis	Junkins	Plymat	Taylor
DeKoster	Kelly	Potter	Tieden
Doderer	Kennedy	Priebe	Van Gilst
Gallagher	Kinley	Rabedeaux	Willits
Glenn		Ramsey	Winkelman

Nays, none.

Absent or not voting, 8:

Lamborn	Miller of	Nystrom	Schwieger
McCartney	Des Moines	Schaben	Shaff
	Murray		

The Chair declared the appointment of N. E. Brear as a member of the Iowa Real Estate Commission confirmed for the regular four-year term ending June 30, 1977.

Senator Hansen called up the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mr. James N. Gillman of Des Moines, Polk County, Iowa, for appointment as a member of the Civil Rights Commission for the State of Iowa under the provisions of Section 601A.3, Code 1973, for the regular four-year term beginning July 1, 1973 and ending June 30, 1977, begs leave to report that it has made investigation and recommends the appointment be confirmed.

WILLARD R. HANSEN, Chairman
 GENE W. GLENN
 WILLIAM P. WINKELMAN

The motion prevailed and the report was adopted.

Senator Hansen moved the appointment of James N. Gillman as a member of the Civil Rights Commission be confirmed by the Senate.

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

Ayes, 43:

Andersen	Briles	Curtis	Gallagher
Bergman	Burroughs	DeKoster	Glenn
Blouin	Coleman	Doderer	Gluba

Griffin	Kinley	Plymat	Schwengels
Hansen	McCartney	Potter	Scott
Heying	Miller of	Priebe	Shaw
Hill	Marshall	Rabedeaux	Taylor
Hultman	Milligan	Ramsey	Tieden
Junkins	Nolin	Riley	Van Gilst
Kelly	Orr	Robinson	Willits
Kennedy	Palmer	Rodgers	Winkelman

Nays, none.

Absent or not voting, 7:

Lamborn	Murray	Schaben	Shaff
Miller of	Nystrom	Schwieger	
Des Moines			

The Chair declared the appointment of James N. Gillman as a member of the Civil Rights Commission confirmed for the regular four-year term ending June 30, 1977.

Senator Plymat called up the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mr. Fred S. Brinkley, Jr. of Des Moines, Polk County, Iowa, for appointment as Director of the Iowa Drug Abuse Authority under the provisions of Section 3, Chapter 181, Acts of the Sixty-fifth General Assembly, 1973 Regular Session to serve at the pleasure of the Governor, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

WILLIAM N. PLYMAT, Chairman
WILLIAM E. GLUBA
CALVIN O. HULTMAN

The motion prevailed and the report was adopted.

Senator Plymat moved the appointment of Fred S. Brinkley, Jr., as Director of the Iowa Drug Abuse Authority be confirmed by the Senate.

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

Ayes, 43:

Andersen	Griffin	Miller of	Riley
Bergman	Heying	Marshall	Robinson
Blouin	Hill	Milligan	Rodgers
Briles	Hultman	Nolin	Schwengels
Burroughs	Junkins	Orr	Scott
Coleman	Kelly	Palmer	Shaw
Curtis	Kennedy	Plymat	Taylor
DeKoster	Kinley	Potter	Tieden
Doderer	McCartney	Priebe	Van Gilst
Gallagher	Miller of	Rabedeaux	Willits
Glenn	Des Moines	Ramsey	Winkelman
Gluba			

Nays, none.

Absent or not voting, 7:

Hansen	Murray	Schaben	Shaff
Lamborn	Nystrom	Schwieger	

The Chair declared the appointment of Fred S. Brinkley, Jr., as Director of the Iowa Drug Abuse Authority confirmed.

Senator Griffin called up the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of James F. Mulqueen of Council Bluffs, Pottawattamie County, Iowa, for appointment as a member of the Iowa Beer and Liquor Control Council pursuant to Sections 123.5 and 123.6 of the 1973 Code of Iowa, for the term ending December 31, 1978, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

JAMES W. GRIFFIN, SR., Chairman
 JAMES V. GALLAGHER
 CALVIN O. HULTMAN

The motion prevailed and the report was adopted.

Senator Griffin moved the appointment of James F. Mulqueen as a member of the Iowa Beer and Liquor Control Council be confirmed by the Senate.

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

Ayes, 44:

Andersen	Griffin	Miller of	Riley
Bergman	Hansen	Marshall	Robinson
Blouin	Heying	Milligan	Rodgers
Briles	Hill	Nolin	Schwengels
Burroughs	Hultman	Orr	Scott
Coleman	Junkins	Palmer	Shaw
Curtis	Kelly	Plymat	Taylor
DeKoster	Kennedy	Potter	Tieden
Doderer	Kinley	Priebe	Van Gilst
Gallagher	McCartney	Rabedeaux	Willits
Glenn	Miller of	Ramsey	Winkelman
Gluba	Des Moines		

Nays, none.

Absent or not voting, 6:

Lamborn	Nystrom	Schwieger	Shaff
Murray	Schaben		

The Chair declared the appointment of James F. Mulqueen as a member of the Iowa Beer and Liquor Control Council confirmed for the regular term ending December 31, 1978.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted conference committee report and amendments contained therein, and repassed the following bill in which the concurrence of the House was asked:

Senate File 126, a bill for an act relating to the educational programs of schools.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1473, a bill for an act to legalize contracts awarded by the town of Libertyville, Iowa.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate File 1350, by Senator Blouin, a bill for an act relating to surface mining, and prescribing penalties for violations.

Read first time and **passed on file**.

Senate File 1351, by Senators Palmer, Blouin, Coleman, Doderer, Gallagher, Glenn, Gluba, Heying, Junkins, Kennedy, Miller of Des Moines, Nolin, Orr, Priebe, Rodgers, Schaben, Scott, Van Gilst and Willits, a bill for an act relating to vacancies occurring in state positions which were originally filled by gubernatorial appointment in conjunction with Senate confirmation.

Read first time and **passed on file**.

HOUSE MESSAGE CONSIDERED

House File 1473, a bill for an act to legalize contracts awarded by the town of Libertyville, Jefferson County, Iowa, dated February 4th, 1974, for the improvements and extensions to the municipal waterworks in said town.

Read first time and **passed on file**.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- .S. F. 1338 State government
- S. F. 1346 Ways and means
- S. F. 1347 Ways and means

- H. F. 1034 Appropriations
- H. F. 1473 Judiciary
- H.C.R. 122 State government
- H. F. 1453 Appropriations
- H. F. 1455 Appropriations
- H. F. 1468 Appropriations

ANNOUNCEMENT BY THE PRESIDENT OF THE SENATE

President Neu announced the reassignment of **Senate File 1349** from the Senate calendar to the committee on **judiciary**, under Senate Rule 37.

PROOF OF PUBLICATION

Published copy of House File 1473 and verified proof of publication in the *Fairfield Daily Ledger*, a daily newspaper published at Fairfield, Iowa, on March 21, 1974, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

RALPH R. BROWN, Secretary of the Senate

EXPLANATION OF VOTE

MR. PRESIDENT: I was on a speaking engagement when the vote was taken on House File 550 on March 19, 1974. Had I been in the Senate chamber, I would have voted "Aye".

NORMAN RODGERS

AMENDMENTS FILED

S—2615

- 1 Amend the House amendment to Senate File 277 as
- 2 follows:
- 3 1. Page 14, by striking lines 22 and 23.
- 4 2. Page 27, by striking line 6.
- 5 3. By renumbering the amendment to conform with
- 6 this amendment.

E. KEVIN KELLY
MINNETTE DODERER

S—2613

- 1 Amend Senate File 1018, page 1, line 13, by
- 2 striking the word "*Each*" and inserting in lieu
- 3 thereof the following: "*In each county in which*
- 4 *a computer is used to prepare receipts, each*".

RALPH W. POTTER

S—2611

- 1 Amend Senate File 1155 as follows:
- 2 1. Page 5, line 18, by inserting after the word
- 3 "facilities" the words ", local board of health

4 facilities.”
 5 2. Page 5, line 25, by inserting after the word
 6 “offices” the words “including, but not limited to,
 7 the support and maintenance of local boards of
 8 health”.

MINNETTE DODERER

S—2600

1 Amend the Briles amendment S—2505, to Senate File
 2 1288, as follows:
 3 1. Page 1, line 1 by striking the words “by striking
 4 everything”, and by striking lines 2 and 3 and insert-
 5 ing in lieu thereof the words “as follows.”.
 6 2. Page 1, by striking line 4 and inserting in lieu
 7 thereof the following:
 8 “1. By striking everything after the enacting clause
 9 and inserting in lieu thereof the following:
 10 Section 1. *NEW SECTION.*”
 11 3. Page 4, by adding the following after line 6:
 12 “2. Amend the title, page 1, line 1 by striking the
 13 word “nonfamily”.

JAMES E. BRILES

S—2616

1 Amend House File 771, as amended and passed by the
 2 House, as follows:
 3 1. Page 2, by striking lines 15 through 25 and insert-
 4 ing in lieu thereof the following:
 5 “1926-1927 and 1930-1932 [or of the Korean Conflict at
 6 any time between June 27, 1950, and January 31, 1955,
 7 both dates inclusive, or the Vietnam Conflict beginn-
 8 ing August 5, 1964, and ending on the date the armed
 9 forces of the United States are directed by formal
 10 order of the government of the United States to cease
 11 hostilities, both dates inclusive, as well as those
 12 serving honorably on active military duty during the
 13 time of the Vietnam Conflict] *and any honorably separa-*
 14 *ted, retired, furloughed to a reserve, placed on in-*
 15 *active status, or discharged, soldier, sailor, marine,*
 16 *or nurse or those serving honorably on active military*
 17 *duty at any time after December 7, 1941.*
 18 [For the purposes of this section, the second
 19 World War shall be from December 7, 1941, to Septem-
 20 ber 2, 1945, both dates inclusive.]”

RALPH W. POTTER

S—2612

1 Amend House File 1399, as amended, passed and
 2 reprinted by the House as follows:
 3 1. Page 32, by striking lines 26 through 35, and
 4 33A by striking lines 1 through 8.
 5 2. By renumbering sections to conform with the
 6 amendment.

WILLIAM P. WINKELMAN

S—2614

- 1 Amend House File 1432, as amended and passed by
- 2 the House, as follows:
- 3 1. Page 10, by striking lines 12 through 39.
- 4 2. Page 11, by striking lines 30 and 31.
- 5 3. Page 11, by striking lines 32 through 36.
- 6 4. By renumbering sections to conform with this
- 7 amendment.

RALPH F. McCARTNEY

On motion of Senator DeKoster, the Senate adjourned until 8:30 a.m., Friday, March 29, 1974.

JOURNAL OF THE SENATE

SEVENTY-FIFTH DAY

SENATE CHAMBER
DES MOINES, IOWA, FRIDAY, MARCH 29, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by Dr. Howard Palmer, pastor of the Ventura United Methodist Church, Methodist Camp, Clear Lake, Iowa.

The Journal of Thursday, March 28, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. James Dickens, Des Moines, Iowa.

PRESENTATION OF VISITORS

The Chair welcomed the Honorable John L. Campbell, former member of the Senate from Mahaska County.

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

Seventy-four Girl Scouts from Carroll, Iowa, accompanied by Mrs. Gary Hackett. Senator Nolin.

Forty students from Ottumwa High School, Ottumwa, Iowa, accompanied by Judy Swanson and Mrs. Wilson. Senator Glenn.

Seventeen students from Meeker Elementary School, Ames, Iowa, accompanied by Shirley Gill. Senator Murray.

Thirty-eight Girl Scouts from Dyersville, Iowa, accompanied by Mrs. Bohlke and Mrs. Finnell. Senator Kennedy.

PETITIONS

The following petitions were presented and placed on file:

By Senator Rodgers, from fifty-four residents of Iowa favoring Senate File 1157, requiring certain retail establishments to close on Sunday.

By Senator Tieden, from one hundred twenty-two residents of Clayton County favoring legislation requiring reports from certain corporations owning or leasing lands used or usable for agriculture.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1200, a bill for an act creating an Iowa Administrative Procedure Act.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILL

Senate File 1352, by committee on commerce, a bill for an act relating to filing for increases in utility rates, charges, schedules, or regulations.

Read first time and placed on calendar.

HOUSE MESSAGE CONSIDERED

House File 1200, a bill for an act creating an Iowa Administrative Procedure Act.

Read first time and passed on file.

REPORT OF INVESTIGATING COMMITTEE

Senator Hultman called up the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mrs. Jolly Davidson of Clarinda, Page County, Iowa, for appointment as a member of the State Board of Public Instruction under the provisions of Sections 257.1, 257.2, and 257.3, 1973 Code of Iowa, for the regular six-year term ending January 2, 1980, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

CALVIN O. HULTMAN, Chairman
DALE L. TIEDEN
LOWELL L. JUNKINS

The motion prevailed and the report was adopted.

Senator Hultman moved that the appointment of Mrs. Jolly Davidson as a member of the State Board of Public Instruction be confirmed by the Senate.

DEFERRED

Senator Griffin moved that confirmation of the appointment be deferred.

The motion lost.

Senator Hultman asked and received unanimous consent that confirmation of the appointment be deferred.

REPORTS OF INVESTIGATING COMMITTEES

Senator Junkins called up the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Miss Virginia Harper of Fort Madison, Lee County, Iowa, for reappointment as a member of the State Board of Public Instruction under the provisions of Sections 257.1, 257.2 and 257.3, Code 1973, for the regular six-year term ending January 2, 1980, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

LOWELL JUNKINS, Chairman
WILLARD HANSEN
ELIZABETH MILLER

The motion prevailed and the report was adopted.

Senator Junkins moved the appointment of Virginia Harper as a member of the State Board of Public Instruction be confirmed by the Senate.

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

Ayes, 46:

Andersen	Hansen	Miller of	Ramsey
Bergman	Heying	Marshall	Riley
Blouin	Hill	Milligan	Rodgers
Briles	Hultman	Murray	Schwengels
Burroughs	Junkins	Nolin	Scott
Coleman	Kelly	Nystrom	Shaff
Curtis	Kennedy	Orr	Shaw
DeKoster	Kinley	Palmer	Taylor
Doderer	Lamborn	Plymat	Tieden
Gallagher	McCartney	Potter	Van Gilst
Glenn	Miller of	Priebe	Willits
Griffin	Des Moines	Rabedeaux	Winkelman

Nays, none.

Absent or not voting, 4:

Gluba	Robinson	Schaben	Schwieger
-------	----------	---------	-----------

President Neu declared the appointment of Virginia Harper

as a member of the State Board of Public Instruction confirmed for the regular six-year term ending January 2, 1980.

Senator Shaff called up the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mr. Robert G. Koons of Clinton, Clinton County, Iowa, for an appointment as a member of the State Board of Public Instruction under the provisions of Sections 257.1, 257.2, and 257.3, 1973 Code of Iowa, for the regular six-year term ending January 2, 1980, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

ROGER J. SHAFF, Chairman
IRVIN L. BERGMAN
JOAN ORR

The motion prevailed and the report was adopted.

Senator Shaff moved the appointment of Robert G. Koons as a member of the State Board of Public Instruction be confirmed by the Senate.

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

Ayes, 47:

Andersen	Hansen	Miller of	Ramsey
Bergman	Heying	Marshall	Riley
Blouin	Hill	Milligan	Rodgers
Briles	Hultman	Murray	Schwengels
Burroughs	Junkins	Nolin	Scott
Coleman	Kelly	Nystrom	Shaff
Curtis	Kennedy	Orr	Shaw
DeKoster	Kinley	Palmer	Taylor
Doderer	Lamborn	Plymat	Tieden
Gallagher	McCartney	Potter	Van Gilst
Glenn	Miller of	Priebe	Willits
Gluba	Des Moines	Rabedeaux	Winkelman
Griffin			

Nays, none.

Absent or not voting, 3:

Robinson	Schaben	Schwieger
----------	---------	-----------

President Neu declared the appointment of Robert G. Koons as a member of the State Board of Public Instruction confirmed for the regular six-year term ending January 2, 1980.

Senator Nolin called up the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mr. Delmar Van Horn of Jefferson, Greene County, Iowa, for appointment as Director of the Iowa Development Commission for

the State of Iowa pursuant to Section 28.3, 1973 Code of Iowa, to serve at the pleasure of the Governor, begs leave to report that it has made investigation and recommends the appointment be confirmed.

KARL NOLIN, Chairman
JOHN N. NYSTROM
ELIZABETH R. MILLER

The motion prevailed and the report was adopted.

Senator Nolin moved the appointment of Delmar Van Horn as Director of the Iowa Development Commission be confirmed by the Senate.

Senator Doderer took the chair at 10:05 a.m.

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

Ayes, 41:

Andersen	Hansen	Miller of	Riley
Bergman	Heying	Marshall	Rodgers
Briles	Hultman	Milligan	Schwengels
Burroughs	Junkins	Murray	Scott
Coleman	Kelly	Nolin	Shaff
Curtis	Kennedy	Nystrom	Shaw
DeKoster	Kinley	Plymat	Taylor
Doderer	Lamborn	Potter	Tieden
Gallagher	McCartney	Priebe	Van Gilst
Glenn	Miller of	Rabedeaux	Winkelman
Griffin	Des Moines	Ramsey	

Nays, 6:

Blouin	Hill	Palmer	Willits
Gluba	Orr		

Absent or not voting, 3:

Robinson	Schaben	Schwieger
----------	---------	-----------

The Chair declared the appointment of Delmar Van Horn as Director of the Iowa Development Commission confirmed.

President Neu took the chair at 10:10 a.m.

SENATE INSISTS

House File 1028

Senator Lamborn called up House File 1028, a bill for an act relating to implementation of the change in the dates of the fiscal year to July first through June thirtieth, amended by the Senate, and asked and received unanimous consent that the Call of the Senate placed on the bill on March 21, 1974, be lifted.

Senator Murray took the chair at 10:30 a.m.

President Neu took the chair at 10:40 a.m.

Senator Potter moved that the Senate insist on its amendment.

Roll call was requested.

On the question "Shall the Senate insist on its amendment?" (H.F. 1028) the vote was:

Ayes, 30:

Andersen	Hill	Nystrom	Schwengels
Bergman	Hultman	Orr	Shaff
Briles	Kelly	Plymat	Shaw
Burroughs	Lamborn	Potter	Taylor
Curtis	McCartney	Priebe	Tieden
DeKoster	Miller of	Rabedeaux	Van Gilst
Griffin	Marshall	Ramsey	Winkelman
Hansen	Murray	Riley	

Nays, 15:

Blouin	Glenn	Kennedy	Palmer
Coleman	Gluba	Kinley	Rodgers
Doderer	Heying	Miller of	Scott
Gallagher	Junkins	Des Moines	Willits

Voting present, 1:

Milligan

Absent or not voting, 4:

Nolin	Robinson	Schaben	Schwieger
-------	----------	---------	-----------

The motion prevailed and the Senate insisted on its amendment to **House File 1028**.

APPOINTMENT OF CONFERENCE COMMITTEE

President Neu announced the appointment of the following conference committee on **House File 1028**, on the part of the Senate: Senators Potter, Chairman; Schwengels, Hansen, Scott and Junkins.

CONSIDERATION OF BILLS

Senate File 1343

On motion of Senator Murray, Senate File 1343, a bill for an act appropriating from the general fund of the state of Iowa to the Annie Wittenmyer Home, Davenport, for the fiscal year beginning July 1, 1974, and ending June 30, 1975, was taken up for consideration.

Senator McCartney took the chair at 10:52 a.m.

Senator Murray offered amendment S—2617, moved its adoption and requested a roll call:

S—2617

- 1 Amend Senate File 1343, page 2, by inserting after
- 2 line 7 the following new section:
- 3 Sec. The department of social services shall
- 4 begin preparations on or before July 1, 1974 to dis-
- 5 continue providing care, custody and education of
- 6 children at the Iowa Annie Wittenmyer Home, and shall
- 7 make such arrangements as may be necessary to provide
- 8 these services at other locations to children who are
- 9 on July 1, 1974, residents of the home. All residents
- 10 of the home shall be removed as expeditiously as is
- 11 reasonably possible, but in no case later than June 30,
- 12 1975, and the department shall thereafter conduct no
- 13 activities of any kind at the home except to provide
- 14 minimum necessary maintenance and protection of its
- 15 buildings and grounds pending their disposition.

On the question "Shall amendment S—2617 be adopted?" (S.F. 1343) the vote was:

Ayes, 26:

Andersen	Hansen	Nolin	Schwengels
Bergman	Hill	Nystrom	Scott
Briles	Lamborn	Plymat	Shaff
Burroughs	McCartney	Potter	Shaw
Curtis	Miller of	Priebe	Taylor
DeKoster	Marshall	Rabedaux	Tieden
Griffin	Murray	Riley	

Nays, 20:

Blouin	Gluba	Kinley	Rodgers
Coleman	Heying	Milligan	Schwieger
Doderer	Hultman	Orr	Van Gilst
Gallagher	Junkins	Palmer	Willits
Glenn	Kennedy	Ramsey	Winkelman

Absent or not voting, 4:

Kelly	Miller of Des Moines	Robinson	Schaben
-------	-------------------------	----------	---------

Amendment S—2617 was adopted.

Senator Murray moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1343) the vote was:

Ayes, 39:

Andersen	Burroughs	Doderer	Heying
Bergman	Coleman	Glenn	Junkins
Blouin	Curtis	Griffin	Kennedy
Briles	DeKoster	Hansen	Kinley

Lamborn	Nystrom	Ramsey	Shaff
McCartney	Orr	Riley	Shaw
Miller of Marshall	Palmer	Rodgers	Taylor
Murray	Potter	Schwengels	Tieden
Nolin	Priebe	Schwieger	Van Gilst
	Rabedeaux	Scott	Willits

Nays, 7:

Gallagher	Hill	Milligan	Winkelman
Gluba	Hultman	Plymat	

Absent or not voting, 4:

Kelly	Miller of Des Moines	Robinson	Schaben
-------	-------------------------	----------	---------

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

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1250, a bill for an act relating to assessment changes and notices.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1285, a bill for an act amending the appropriation from the primary road fund to the state highway commission.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1102, a bill for an act relating to the dissemination and exhibition of obscene material to minors.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 1250

- 1 Amend Senate File 1250, page 2, line 34, by striking
- 2 the word "excluding" and inserting in lieu thereof the
- 3 word "excluding".

HOUSE AMENDMENT TO SENATE FILE 1285

- 1 Amend Senate File 1285, as amended and passed by the
- 2 Senate, as follows:
- 3 1. Page 1, by striking everything after the enacting
- 4 clause and inserting in lieu thereof the following:
- 5 Section 1. There is appropriated from the primary road
- 6 fund of the state to the salary adjustment fund, created by
- 7 the Acts of the Sixty-fifth General Assembly, 1973 Session,
- 8 chapter twelve (12), for the fiscal year beginning July 1, 1974

9 and ending June 30, 1975, the following amount, or so much
10 thereof as may be necessary, to be used in the manner pro-
11 vided in this Act.

12 To supplement appropriations made to the state highway
13 commission in order to provide a cost of living adjustment
14 to pay plans in effect on June 30, 1974 \$4,500,000

15 Sec. 2. The salary schedule of the merit system and the
16 executive council exempt pay plan, provided for in section
17 nineteen A point nine (19A.9), subsection two (2), of the
18 Code, in effect June 30, 1974, shall be adjusted as follows:

19 Salaried positions of eight thousand dollars or less shall
20 be increased by ten percent rounded to the nearest dollar
21 amount divisible by twenty-four, and all salaried positions
22 over eight thousand dollars shall be increased by eight
23 hundred sixteen dollars.

24 The salary of the director of highways, the members of
25 the state highway commission, and all summer employment

Page 2

1 appointments during the period May 15, 1974 through
2 September 15, 1974, shall not be increased pursuant to this
3 Act.

4 Sec. 3. If a revolving, trust or special fund has been
5 established and an operating budget is to be made from such
6 a fund, a supplemental authorization is provided by this Act
7 for the expenditure of moneys from such funds to provide
8 a cost of living increase, in the same manner as provided
9 in section two (2) of this Act, for employees of the state
10 highway commission whose salaries and wages are paid from
11 such revolving, trust or special funds.

12 Sec. 4. It is the intent of the general assembly in
13 approving this Act:

14 1. That all employees of the state highway commission earn-
15 ing a state salary of eight thousand dollars or less annually
16 and subject to this Act shall receive a ten percent increase
17 of the salary in effect on June 30, 1974 rounded to the
18 nearest dollar divisible by twenty-four in annual salary on
19 July 1, 1974, which increase shall represent a cost of living
20 adjustment to the salary they would normally have been entitled
21 to receive on July 1, 1974.

22 2. That all employees of the state highway commission
23 earning an annual salary of over eight thousand dollars and
24 subject to this Act shall receive an eight hundred sixteen
25 dollar annual salary increase, which increase shall represent

Page 3

1 a cost of living adjustment to the salary they would
2 normally have been entitled to receive on July 1, 1974.

3 3. That employees of the state highway commission whose
4 salaries are specifically established by law are not subject
5 to this Act.

6 4. That employees of the state highway commission whose
7 salaries are paid from revolving, trust, or special funds
8 shall receive the same adjustments as other employees

- 9 entitled to adjustments under this Act.
 10 2. Page 1, amend the title, lines 1 through 5, by striking
 11 everything after the word "Act" and inserting in lieu thereof
 12 the following:
 13 "making an appropriation to establish a cost of living
 14 salary increase for employees of the state highway commission."

INTRODUCTION OF BILLS

Senate File 1353, by committee on cities and towns, a bill for an act relating to conflicts of interest of public officers and employees.

Read first time and placed on calendar.

HOUSE MESSAGE CONSIDERED

House File 1102, a bill for an act relating to the dissemination and exhibition of obscene material to minors and providing a penalty.

Read first time and passed on file.

SENATE CONCURRENT RESOLUTION 115

By Ramsey

- 1 *Whereas*, enactment of Acts of the Sixty-fifth General As-
 2 sembly, 1973 Session, Chapter 175, repealed the former require-
 3 ment that the county board of social welfare in each county
 4 employ a county director of social services and other neces-
 5 sary personnel to administer social service programs at the
 6 local level, and instead authorized the state Commissioner of
 7 Social Services to employ personnel to perform the duties and
 8 responsibilities of the Department of Social Services; and
 9 *Whereas*, it appears that pursuant to this authority the De-
 10 partment of Social Services is preparing to implement an ex-
 11 tensive reorganization which will replace county departments
 12 of social services that have existed for many years with a
 13 series of regional offices in the 16 planning regions defined
 14 by the Office for Planning and Programming, from which it is
 15 intended to administer social service programs at the local
 16 level; and
 17 *Whereas*, much concern has arisen that effects of this ex-
 18 tensive reorganization on persons receiving services, particularly
 19 in the less populous counties of the state, on ability to ef-
 20 fectively manage the Department's field operations, and on costs,
 21 may not have been adequately evaluated or considered in planning
 22 for the reorganization; *Now Therefore*,
 23 *Be It Resolved by the Senate, the House Concurring*, That the
 24 Department of Social Services is urged not to implement any
 25 such reorganization as is referred to in the preamble to this
 26 resolution prior to July 1, 1975 without specific legislative

27 approval; and
 28 *Be It Further Resolved*, That the Legislative Council is
 29 urged either to establish an interim study committee or to
 30 provide authority for a joint interim subcommittee of the

Page 2

1 appropriate standing committees of the Senate and House of
 2 Representatives to undertake a review and evaluation of the
 3 proposed reorganization referred to in the preamble to this
 4 resolution and submit a report to the Legislative Council,
 5 not later than December 1, 1974, for transmission to the Sixty-
 6 sixth General Assembly.

REPORT OF INVESTIGATING COMMITTEE

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of George F. Garcia of Iowa City, Johnson County, Iowa, for reappointment as a member of the Civil Rights Commission under the provisions of Section 601A.3, Code 1973, for the regular four-year term ending June 30, 1977, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

MINNETTE DODERER
 GEORGE MILLIGAN
 FORREST V. SCHWENGELS

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

S. F. 1350 Natural resources
 S. F. 1351 State government
 H. F. 1200 Judiciary

BILLS SIGNED BY THE GOVERNOR

Communications were received announcing that on March 29, 1974, the Governor approved and transmitted to the Secretary of State the following bills:

S. F. 393—Relating to the military service tax exemption.
 S. F. 484—Relating to the duties of deputy auditors in counties with dual county seats.
 S. F. 1103—Relating to authorizing students of veterinary medicine to perform the duties of a veterinarian under the direction of an instructor of veterinary medicine and under the direct supervision of a licensed veterinarian.
 S. F. 1121—To make an appropriation to the office of the secretary of state to print copies of the election laws.
 S. F. 1165—Appropriating from the general fund of the state to the bureau of labor for amusement park inspection.
 S. F. 1166—Increasing the appropriation to the commission on uniform state laws for the 1974-75 fiscal year.

- H. F. 290—Relating to the imposition of penalties for violations of vehicle laws relating to movement of oversized and overweight vehicles and loads and weights in excess of those for which the vehicle is registered.
- H. F. 392—Relating to the annual statement of insurance companies.
- H. F. 543—Relating to the accounting of license sale date for county recorders.
- H. F. 555—Relating to the liability for support for patients at a hospital-school or special unit and liability for support of mentally ill persons.
- H. F. 1046—Relating to the use of warning devices.
- H. F. 1052—Relating to the period of time certificates of inspection of motor vehicles are valid.
- H. F. 1079—Relating to the amortization period of sanitary district bonds.
- H. F. 1174—To make an appropriation from the general fund of the state to the department of general services for capital improvements to the capitol building.
- H. F. 1188—Relating to the requirements, form, and content of motor vehicle dealer license applications and renewal applications and the approval of such applications.

EXPLANATION OF VOTE

MR. PRESIDENT: I was absent from the Senate chamber when the votes were taken on Senate Files 1318 and 295. Had I been present I would have voted "Aye".

I also would have supported the following appointments: Robert Welp, as a member of the State Soil Conservation Committee; N. E. Brear, as a member of the Iowa Real Estate Commission; James N. Gillman, as a member of the Civil Rights Commission.

CHARLES P. MILLER

SUBCOMMITTEE ASSIGNMENTS

Senate File 1312	House File 1444	House File 1454
Appropriations—	Appropriations—	Appropriations—
Natural Resources	State Department	State Department

REPORT OF COMMITTEE

Senator McCartney submitted the following report:

MR. PRESIDENT: Your committee on commerce to which was referred **Senate File 1069**, a bill for an act relating to the conversion of group insurance policies, begs leave to report it has had the same under consideration and recommends the same **be amended in accordance with the Hill amendment S—2580 filed March 26, 1974, and found on page 1029 of the Senate Journal, and when so amended the bill do pass.**

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2620

1 Amend Senate File 1311 as follows:

2 1. Page 3, strike line 22 through line 29 and

3 insert in lieu thereof the following:

4 *NEW SUBSECTION.* The term "restricted use pesti-
5 cide" means any pesticide restricted as to use by
6 rule of the secretary as adopted under section
7 twenty (20) of this Act.

8 2. Page 7, line 23, strike "certified" and insert
9 in lieu thereof "licensed".

10 3. Page 8, line 28, strike "deemed as certified"
11 and insert in lieu thereof "licensed public".

12 4. Page 9, line 1, strike "PRIVATE" and insert in
13 lieu thereof "CERTIFIED".

14 5. Page 9, line 2, insert after "private" the
15 following: "commercial or public".

16 6. Page 9, line 12, strike "private".

17 7. Page 19, strike line 2 through line 10 and
18 insert in lieu thereof the following:

19 "classified as restricted use pesticides. In
20 determining these rules the secretary shall take into
21 consideration the pesticides classified as restricted
22 use by the United States environmental protection
23 agency and is authorized to adopt by reference these
24 classifications."

25 8. Page 19, line 13, insert after the period

Page 2

1 the following:

2 "Notwithstanding any of the provisions of chapter
3 two hundred and six (206) of the Code, all licenses
4 and product registrations that expire after June 30,
5 1974, and before December 31, 1974, shall remain
6 in full force and effect and be deemed a current
7 license or product registration during the period
8 between July 1, 1974 and December 31, 1974. All
9 licenses and product registrations so extended shall
10 expire on December 31, 1974."

IRVIN BERGMAN
DALE TIEDEN

S—2618

1 Amend House File 771, as amended and passed by the

2 House, page 1, line 1 by striking the words "specify-

3 ing the ending date of the Vietnam Conflict" and in-

4 serting in lieu thereof the words "relating to dates

5 of service in the armed forces".

RALPH W. POTTER

On motion of Senator Lamborn, the Senate adjourned until
10:00 a.m., Monday, April 1, 1974.

JOURNAL OF THE 'SENATE

SEVENTY-EIGHTH DAY

SENATE CHAMBER
DES MOINES, IOWA, MONDAY, APRIL 1, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend H. C. Kumph, pastor of the First Lutheran Church, Maquoketa, Iowa.

The Journal of Friday, March 29, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. R. L. Bendixon, Denison, Iowa.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Taylor for the day, Senator Milligan for the day, and Senator Shaw for the day on request of Senator Potter; Senator Andersen for the day on request of Senator Kelly.

PRESENTATION OF VISITORS

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

Ninety students from Monticello High School, Monticello, Iowa, accompanied by Ken Weber, Jerry Schubick and Keith Stamp. Senator Kennedy.

PETITIONS

The following petitions were presented and placed on file:

By Senator Winkelman, from fifteen residents of Cherokee County in favor of rescinding the ratification of the Equal Rights Amendment.

By Senator Kennedy, from one hundred seventy-six residents of Polk, Madison and Dallas Counties opposing obscenity in any form.

By the following Senators, favoring legislation requiring

reports from certain corporations owning or leasing lands used or usable for agriculture:

Senator Kennedy, from one hundred twenty-four residents of Dubuque and Jackson Counties.

Senator Orr, from one hundred sixty residents of Benton County.

Senator Tieden, from ninety-one residents of Clayton County.

Senator Priebe, from thirty-eight residents of Kossuth and adjoining counties.

Senator Scott, from one hundred seventy-three residents of Cerro Gordo County.

Senator McCartney, from one hundred seventy-nine residents of Mitchell and Chickasaw Counties.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the Speaker of the House has appointed as members of the conference committee on House File 1028, a bill for an act relating to the implementation of the change in the dates of the fiscal year, on the part of the House: the Representative from Polk, Mr. Bittle, chairman; the Representative from Appanoose, Mr. Brunow; the Representative from Carroll, Mr. Ferguson; the Representative from Polk, Mr. Readinger; and the Representative from Benton, Mr. Wyckoff.

WILLIAM H. HARBOR, Chief Clerk

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 295, 606, 1043 and 1289.

DALE L. TIEDEN

Chairman, Senate Committee

CHARLES F. STROTHMAN

Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: Senate Files 295, 606, 1043 and 1289.

REPORT OF INVESTIGATING COMMITTEE

Senator Doderer called up the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of George F. Garcia of Iowa City, Johnson County, Iowa, for reappointment as a member of the Civil Rights Commission under the provisions of Section 601A.3, Code 1973, for the regular four-year term ending June 30, 1977, begs leave to report it has made investigation and recommends that the appointment be confirmed.

MINNETTE DODERER
GEORGE MILLIGAN
FORREST V. SCHWENGELS

The motion prevailed and the report was adopted:

Senator Doderer moved the appointment of George F. Garcia as a member of the Civil Rights Commission be confirmed by the Senate.

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

Ayes, 42:

Bergman	Hansen	Miller of	Riley
Blouin	Heying	Marshall	Robinson
Briles	Hill	Murray	Rodgers
Burroughs	Hultman	Nolin	Schaben
Coleman	Junkins	Nystrom	Schwengels
Curtis	Kelly	Orr	Schwieger
DeKoster	Kennedy	Palmer	Shaff
Doderer	Kinley	Potter	Tieden
Glenn	Lamborn	Priebe	Van Gilst
Gluba	Miller of	Rabedeaux	Willits
Griffin	Des Moines	Ramsey	Winkelman

Nays, none.

Absent or not voting, 8:

Andersen	McCartney	Plymat	Shaw
Gallagher	Milligan	Scott	Taylor

President Neu declared the appointment of George F. Garcia as a member of the Civil Rights Commission confirmed for the regular four-year term ending June 30, 1977.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 1199.

House File 1199

On motion of Senator Kelly, House File 1199, a bill for an act

relating to the transfer of snowmobile registrations, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Kelly offered amendment S—2441 filed by him on March 13, 1974, found on pages 808-810, inclusive, of the Senate Journal, and moved its adoption.

Amendment S—2441 was adopted.

Senator Kelly moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1199) the vote was:

Ayes, 43:

Bergman	Hansen	Murray	Rodgers
Blouin	Heying	Nolin	Schaben
Briles	Hultman	Nystrom	Schwengels
Burroughs	Junkins	Orr	Schwieger
Coleman	Kelly	Palmer	Scott
Curtis	Kennedy	Potter	Shaff
DeKoster	Kinley	Priebe	Tieden
Doderer	Lamborn	Rabedaux	Van Gilst
Gallagher	Miller of	Ramsey	Willits
Glenn	Des Moines	Riley	Winkelman
Gluba	Miller of	Robinson	
Griffin	Marshall		

Nays, none.

Absent or not voting, 7:

Andersen	McCartney	Plymat	Taylor
Hill	Milligan	Shaw	

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

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, Senator Heying presiding.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 1345.

Senate File 1345

On motion of Senator Schwieger, Senate File 1345, a bill for an act relating to the reversion of funds appropriated for community-based pilot programs, was taken up for consideration.

Senator Schwieger moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1345) the vote was:

Ayes, 44:

Bergman	Hansen	Murray	Robinson
Blouin	Heying	Nolin	Rodgers
Briles	Hultman	Nystrom	Schaben
Burroughs	Junkins	Orr	Schwengels
Coleman	Kelly	Palmer	Schwieger
Curtis	Kennedy	Plymat	Scott
DeKoster	Kinley	Potter	Shaff
Doderer	Lamborn	Priebe	Tieden
Gallagher	Miller of	Rabedeaux	Van Gilst
Glenn	Des Moines	Ramsey	Willits
Gluba	Miller of	Riley	Winkelman
Griffin	Marshall		

Nays, none.

Absent or not voting, 6:

Andersen	McCartney	Shaw	Taylor
Hill	Milligan		

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

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 1342.

Senate File 1342

On motion of Senator Schwengels, Senate File 1342, a bill for an act relating to the qualifications of city and county assessors, was taken up for consideration.

Senator Schwengels moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1342) the vote was:

Ayes, 43:

Bergman	Heying	Murray	Robinson
Blouin	Hultman	Nolin	Rodgers
Briles	Junkins	Nystrom	Schaben
Burroughs	Kelly	Orr	Schwengels
Curtis	Kennedy	Palmer	Schwieger
DeKoster	Kinley	Plymat	Scott
Doderer	Lamborn	Potter	Shaff
Gallagher	Miller of	Priebe	Tieden
Glenn	Des Moines	Rabedeaux	Van Gilst
Gluba	Miller of	Ramsey	Willits
Griffin	Marshall	Riley	Winkelman
Hansen			

Nays, none.

Absent or not voting, 7:

Andersen	Hill	Milligan	Taylor
Coleman	McCartney	Shaw	

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

Senator Lamborn asked and received unanimous consent to take up out of order House File 771.

House File 771

On motion of Senator Hill, House File 771, a bill for an act specifying the ending date of the Vietnam conflict for the purpose of the military service tax exemption, requiring a minimum period of active duty in order to qualify for the military service tax exemption, and providing that active duty for training only shall not be regarded as active duty for the purpose of the military service tax exemption, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Potter offered amendment S—2618 filed by him:

S—2618

- 1 Amend House File 771, as amended and passed by the
- 2 House, page 1, line 1 by striking the words "specify-
- 3 ing the ending date of the Vietnam Conflict" and in-
- 4 serting in lieu thereof the words "relating to dates
- 5 of service in the armed forces".

Senator Hill raised the point of order that amendment S—2618 was not germane to the bill.

President Neu took the chair at 12:00 noon.

The Chair ruled the point well taken and amendment S—2618 out of order.

Senator Priebe moved that Sec. 402, Mason's Manual of Legislative Procedure, be suspended for the purpose of taking up amendment S—2618.

On the question "Shall the motion to suspend Sec. 402, Mason's Manual of Legislative Procedure be adopted?" (H.F. 771) the vote was:

Ayes, 27:

Blouin	Hansen	Orr	Schaben
Burroughs	Heying	Palmer	Schwieger
Coleman	Junkins	Potter	Scott
Doderer	Kelly	Priebe	Tieden
Gallagher	Kennedy	Riley	Van Gilst
Glenn	Kinley	Robinson	Willits
Gluba	Nolin	Rodgers	

Nays, 18:

Bergman	Hill	Miller of	Rabedeaux
Briles	Hultman	Marshall	Ramsey
Curtis	Lamborn	Murray	Schwengels
DeKoster	Miller of	Nystrom	Shaff
Griffin	Des Moines	Plymat	Winkelman

Absent or not voting, 5:

Andersen	Milligan	Shaw	Taylor
McCartney			

The motion was adopted.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President pro tempore Shaff presiding.

DEFERRED

Senator Lamborn asked and received unanimous consent that further action on **House File 771** be **deferred** and that the bill be placed on the calendar under **unfinished business**.

QUORUM CALL

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

Present, 42:

Bergman	Hill	Murray	Rodgers
Blouin	Hultman	Nolin	Schaben
Briles	Junkins	Nystrom	Schwengels
Coleman	Kelly	Orr	Schwieger
Curtis	Kennedy	Palmer	Scott
DeKoster	Kinley	Plymat	Shaff
Doderer	Lamborn	Potter	Tieden
Glenn	Miller of	Priebe	Van Gilst
Gluba	Des Moines	Rabedeaux	Willits
Griffin	Miller of	Riley	Winkelman
Hansen	Marshall	Robinson	
Heying			

Absent, 8:

Andersen	Gallagher	Milligan	Shaw
Burroughs	McCartney	Ramsey	Taylor

Roll call revealed a quorum present.

DEFERRED

Senator Lamborn asked and received unanimous consent that further action on **Senate File 1288** be deferred and that the bill retain its place on the calendar.

CONSIDERATION OF BILLS

Senate File 1225

On motion of Senator Doderer, Senate File 1225, a bill for an act relating to child abuse, the creation of a bureau for the central registry for child abuse information and providing penalties, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Doderer offered amendment S—2482 by the committee on human resources and moved its adoption:

S—2482

- 1 Amend Senate File 1225 as follows:
- 2 1. Page 3, line 22, by inserting before the word
- 3 "religious" the words "member of the staff of a mental
- 4 health center,".
- 5 2. Page 4, line 26, by inserting after the word
- 6 "if" the word "not".
- 7 3. Page 5, lines 1 and 2, by striking the words
- 8 "the identity of the person" and inserting in lieu
- 9 thereof the word "in".
- 10 4. Page 5, line 6, by inserting before the word
- 11 "shall" the words ", hospital, or similar institution".
- 12 5. Page 5, line 10, by striking the word "welfare"
- 13 and inserting in lieu thereof the word "services".
- 14 6. Page 5, line 12, by striking the word "welfare"
- 15 and inserting in lieu thereof the word "services".
- 16 7. Page 5, line 13, by striking the word "welfare"
- 17 and inserting in lieu thereof the word "services".
- 18 8. Page 5, line 30, by inserting after the word
- 19 "report" the words "and any other children in the
- 20 same home as the parents of other persons responsible
- 21 for their care".
- 22 9. Page 5, by striking lines 31 and 32.
- 23 10. Page 7, line 6, by inserting after the word
- 24 "both" the words ", if it is explained that the
- 25 department has no legal authority to compel such

Page 2

- 1 family to receive such services".
- 2 11. Page 8, line 8, by striking the word "section".
- 3 12. Page 9, lines 24 through 27, by striking the
- 4 sentence "Any photographs or x-rays taken shall be
- 5 sent to the county department of social services to

6 which the report is made as soon as possible and
7 treated as part of that report." and inserting in lieu
8 thereof the sentence "Any person who takes any photo-
9 graphs or x-rays pursuant to this section shall notify
10 the county department of social services that such
11 photographs or x-rays have been taken, and shall re-
12 tain such photographs or x-rays for a reasonable
13 time thereafter."

14 13. Page 10, line 8, by striking the words "dis-
15 semination of" and inserting in lieu thereof the word
16 "disseminating".

17 14. Page 13, lines 31 and 32, by striking the word
18 "elimination" and inserting in lieu thereof the word
19 "expungement".

20 15. Page 14, by striking lines 21 and 22 and in-
21 serting in lieu thereof the following:

22 2. The person to whom such information would be
23 redisseminated would have independent access to the
24 same information under section fourteen (14) of this
25 Act.

Page 3

1 16. Page 14, line 34, by striking the word "infor-
2 mation" and inserting in lieu thereof the words "a
3 subsequent report of a suspected case of child abuse".

4 17. Page 15, line 11, by striking the word "either"
5 and inserting in lieu thereof the word "any".

6 18. Page 15, line 27, by inserting after the word
7 "sealed" the words "and remain sealed unless good cause
8 be shown why the information should remain open to
9 authorized access".

10 19. Page 15, line 29, by striking the word
11 "ELIMINATION" and inserting in lieu thereof the word
12 "EXPUNGEMENT".

13 20. Page 20, by inserting after line 7 the
14 following:

15 Sec. Section two hundred thirty-two point
16 eleven (232.11), Code 1973, is amended to read as
17 follows:

18 232.11 PARENT OR GUARDIAN TO BE PRESENT. The
19 hearing on the merit of the petition shall not take
20 place without the presence of one or both of the
21 parents or the guardian, or if none is present a
22 guardian ad litem shall be appointed by the court to
23 protect the interests of the child. The court [may]
24 shall also appoint a guardian ad litem whenever
25 necessary for the welfare of the child whether or not

Page 4

1 a parent or guardian is present.

2 21. By renumbering the sections and subsections
3 to accord with these amendments.

Amendment S—2482 was adopted.

Senator Doderer offered amendment S—2623 and moved its adoption:

S—2623

- 1 Amend Senate File 1225 as follows:
- 2 1. Page 3, by inserting after line 2 the
- 3 following subsection:
- 4 "7. 'Religious practitioner' includes, but is
- 5 not limited to, a minister, a priest, or a clergy-
- 6 man of any denomination."

Amendment S—2623 was adopted.

Senator Doderer offered amendment S—2621 and moved its adoption:

S—2621

- 1 Amend Senate File 1225, page 19, line 21, by inserting
- 2 after the word "legislation" the words "and admini-
- 3 strative".

Amendment S—2621 was adopted.

Action on Senate File 1225 was temporarily deferred for the preparation of an amendment.

House File 125

On motion of Senator Ramsey, House File 125, a bill for an act relating to providing standard uniforms for county sheriffs and their deputies, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Riley offered amendment S—2597 filed by him and moved its adoption:

S—2597

- 1 Amend House File 125 as follows:
- 2 1. Page 2, line 10, by striking the numeral
- 3 "1975" and inserting in lieu thereof "1976".
- 4 2. Page 2, line 17, by striking the numeral
- 5 "1974" and inserting in lieu thereof "1975".
- 6 3. Page 2, line 31, by striking the numeral
- 7 "1975" and inserting in lieu thereof "1976".
- 8 4. Page 2, line 32, by striking the numeral
- 9 "1976" and inserting in lieu thereof "1977".

Amendment S—2597 was adopted.

Senator Potter took the chair at 2:20 p.m.

Senator Palmer offered amendment S—69 filed by him and moved its adoption:

S—69

- 1 Amend House File 125, page 2, as follows:

- 2 1. By inserting after line 16, the following new section:
 3 "Sec. *NEW SECTION*. The department of general services
 4 shall have the responsibility of purchasing all uniforms,
 5 and the cost of the uniforms shall be assessed against each
 6 county."
 7 2. By renumbering the remaining sections.

Amendment S—69 was adopted.

Senator Riley offered amendment S—82 filed by him and moved its adoption:

S—82

- 1 Amend House File 125, as passed by the House, as
 2 follows:
 3 Page 2, after line 33 add the following new section:
 4 "Sec. *NEW SECTION*. A district court judge, district
 5 associate judge, or judicial magistrate may direct that
 6 deputy sheriffs who act as bailiffs dress in wearing apparel
 7 other than their uniforms while court is in session."

Amendment S—82 was adopted.

Senator Shaff offered amendment S—80 filed by him and moved its adoption:

S—80

- 1 Amend House File 125, page 2, as follows:
 2 1. Lines 17, 18 and 19 by striking the words "the
 3 commissioner of public safety, after considering the
 4 recommendations of".
 5 2. Line 20 by striking the comma.

Division was called for.

Amendment S—80 lost.

Senator Ramsey moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 125) the vote was:

Ayes, 43:

Bergman	Hansen	Murray	Rodgers
Blouin	Heying	Nystrom	Schaben
Briles	Hill	Orr	Schwengels
Burroughs	Hultman	Palmer	Schwieger
Coleman	Kelly	Plymat	Scott
Curtis	Kennedy	Potter	Shaff
DeKoster	Kinley	Priebe	Tieden
Doderer	Lamborn	Rabedeaux	Van Gilst
Gallagher	Miller of	Ramsey	Willits
Glenn	Des Moines	Riley	Winkelman
Gluba	Miller of	Robinson	
Griffin	Marshall		

Nays, 2:

Junkins Nolin

Absent or not voting, 5:

Andersen
McCartney

Milligan

Shaw

Taylor

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

Senate File 1225

The Senate resumed consideration of Senate File 1225.

Senator Blouin moved to reconsider the vote by which the Doderer amendment S—2623 was adopted by the Senate.

President pro tempore Shaff took the chair at 2:55 p.m.

The motion prevailed.

Reconsideration of amendment S—2623 was temporarily deferred.

Senator Gluba offered amendment S—2629 and moved its adoption:

S—2629

- 1 Amend Senate File 1225, page 3, line 20, by inserting
- 2 after the word "services," the words "public or pri-
- 3 vate health care facility (as defined in section
- 4 one hundred thirty-five C point one (135C.1) of the code),".

Amendment S—2629 was adopted.

Action on Senate File 1225 was temporarily deferred.

Senate File 1311

On motion of Senator Bergman, Senate File 1311, a bill for an act relating to the use and application of pesticides and providing penalties for violations, was taken up for consideration.

Senator Tieden withdrew amendment S—2562 filed by him on March 21, 1974, and found on page 970 of the Senate Journal.

Senator Bergman offered amendment S—2625 and moved its adoption:

S—2625

- 1 Amend Senate File 1311 as follows:
- 2 1. Page 5, line 27, delete the period and insert
- 3 the following:
- 4 "or being under the direct supervision of a
- 5 certified applicator."

- 6 2. Page 9, line 4, delete the period and insert
 7 the following:
 8 "or being under the direct supervision of a
 9 certified applicator."
 10 3. Page 9, line 29 after "fee" insert the
 11 following:
 12 "for the primary business location and an addi-
 13 tional five dollar annual license fee for each
 14 other location or outlet within the state,".

Amendment S—2625 was adopted.

Senator Bergman offered amendment S—2620 filed by Senators Bergman and Tieden and moved its adoption:

S—2620

- 1 Amend Senate File 1311 as follows:
 2 1. Page 3, strike line 22 through line 29 and
 3 insert in lieu thereof the following:
 4 *NEW SUBSECTION.* The term "restricted use pesti-
 5 cide" means any pesticide restricted as to use by
 6 rule of the secretary as adopted under section
 7 twenty (20) of this Act.
 8 2. Page 7, line 23, strike "certified" and insert
 9 in lieu thereof "licensed".
 10 3. Page 8, line 28, strike "deemed as certified"
 11 and insert in lieu thereof "licensed public".
 12 4. Page 9, line 1, strike "PRIVATE" and insert in
 13 lieu thereof "CERTIFIED".
 14 5. Page 9, line 2, insert after "private" the
 15 following: "commercial or public".
 16 6. Page 9, line 12, strike "private".
 17 7. Page 19, strike line 2 through line 10 and
 18 insert in lieu thereof the following:
 19 "classified as restricted use pesticides. In
 20 determining these rules the secretary shall take into
 21 consideration the pesticides classified as restricted
 22 use by the United States environmental protection
 23 agency and is authorized to adopt by reference these
 24 classifications."
 25 8. Page 19, line 13, insert after the period

Page 2

- 1 the following:
 2 "Notwithstanding any of the provisions of chapter
 3 two hundred and six (206) of the Code, all licenses
 4 and product registrations that expire after June 30,
 5 1974, and before December 31, 1974, shall remain
 6 in full force and effect and be deemed a current
 7 license or product registration during the period
 8 between July 1, 1974 and December 31, 1974. All
 9 licenses and product registrations so extended shall
 10 expire on December 31, 1974."

Senator Schwengels took the chair at 3:25 p.m.

Amendment S—2620 was adopted.

Senator Bergman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1311) the vote was:

Ayes, 30:

Bergman	Gluba	Miller of	Riley
Briles	Hill	Marshall	Robinson
Burroughs	Junkins	Murray	Rodgers
Curtis	Kelly	Nolin	Schaben
DeKoster	Kinley	Orr	Schwengels
Doderer	Lamborn	Potter	Tieden
Gallagher	McCartney	Rabedeaux	Van Gilst
Glenn		Ramsey	Winkelman

Nays, 6:

Blouin	Griffin	Miller of	Scott
Coleman	Heying	Des Moines	

Absent or not voting, 14:

Andersen	Milligan	Priebe	Shaw
Hansen	Nystrom	Schwieger	Taylor
Hultman	Palmer	Shaff	Willits
Kennedy	Plymat		

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

Senator Murray took the chair at 4:20 p.m.

Senate File 1225

The Senate resumed consideration of Senate File 1225.

Senator Gluba offered amendment S—2633 by Senators Gluba, et al., and moved its adoption:

S—2633

- 1 Amend Senate File 1225 as follows:
- 2 1. Page 3, line 22, by striking the words
- 3 "religious practitioner,".

Amendment S—2633 was adopted.

Senator Doderer asked and received unanimous consent to withdraw amendment S—2623.

Senator Doderer offered amendment S—2636 and moved its adoption:

S—2636

- 1 Amend Senate File 1225, page 3, line 9 by inserting
- 2 after the word "neglect" the words "and child abuse
- 3 suffered by a child during the care or custody of the
- 4 child by a person not listed in section two hun-

5 dred thirty-five A point two (235A.2), subsection two
6 (2), of the Code”.

Amendment S—2636 was adopted.

Senator Ramsey offered amendment S—2637 and moved its adoption:

S—2637

- 1 Amend Senate File 1225, page 2, line 23, by
- 2 adding the word “willful” after the word “the”.

Division was called for.

Amendment S—2637 lost.

Senator Doderer offered amendment S—2638 and moved its adoption:

S—2638

- 1 Amend Senate File 1225 as follows:
- 2 1. Page 4, by striking lines 2 through 4
- 3 and inserting in lieu thereof the following:
- 4 “1. Each report made by a mandatory reporter,
- 5 as defined in section two hundred thirty-five A
- 6 point three (235A.3), subsection one (1) of the
- 7 Code, shall be made both orally and in writing.
- 8 Each report made by a permissive reporter, as de-
- 9 fined in section two hundred thirty-five A point
- 10 three (235A.3), subsection two (2) of the Code, may
- 11 be oral, written, or both.”
- 12 2. Page 5, by striking lines 3 through 6
- 13 and inserting in lieu thereof the following:
- 14 “6. A report made by a permissive reporter,
- 15 as defined in section two hundred thirty-five A
- 16 point three (235A.3), subsection two (2) of the
- 17 Code, shall be regarded as a report pursuant to
- 18 this Act”.

Amendment S—2638 was adopted.

Senator Doderer moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 1225) the vote was:

Ayes, 39:

Andersen	Doderer	Kinley	Orr
Bergman	Gallagher	Lamborn	Palmer
Blouin	Glenn	McCartney	Plymat
Briles	Gluba	Miller of	Potter
Burroughs	Heying	Marshall	Rabedeaux
Coleman	Hultman	Murray	Ramsey
Curtis	Junkins	Nolin	Riley
DeKoster	Kelly	Nystrom	Robinson

Rodgers
Schaben

Schwengels
Scott

Shaff
Tieden

Van Gilst
Winkelman

Nays, 1:

Hill

Voting present, 1:

Miller of Des Moines

Absent or not voting, 9:

Griffin
Hansen
Kennedy

Milligan
Priebe

Schwieger
Shaw

Taylor
Willits

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

COMMUNICATION FROM THE GOVERNOR

The following communication from the Governor was presented:

March 28, 1974

The Honorable Arthur A. Neu
Lieutenant Governor of Iowa
State Capitol
Local

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name of Mrs. D. D. Pellegrino of Story City, Story County, Iowa, for appointment as a member of the Iowa Aeronautics Commission pursuant to Section 328.2, 1973 Code of Iowa, for the unexpired term ending June 30, 1979.

Sincerely,
ROBERT D. RAY
Governor

ANNOUNCEMENT OF INVESTIGATING COMMITTEE

President Neu, in accordance with Section 2.32, Code 1973, announced the appointment of the following Senators to an investigating committee:

Mrs. D. D. Pellegrino of Story City, Story County, Iowa, as a member of the Iowa Aeronautics Commission.

Senator Nystrom, Chairman
Senator Shaw
Senator Gallagher

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the

House has passed the following bill in which the concurrence of the Senate is asked:

House File 1003, a bill for an act relating to penalties for failure of interstate carriers to register with the Iowa commerce commission.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1249, a bill for an act relating to the investments of life insurance companies and to life insurance standard valuation and non-forfeiture laws.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1404, a bill for an act relating to loans on residential real property by state banks.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1442, a bill for an act permitting drainage district boards to have repairs costing five thousand dollars or less performed without obtaining an engineer's report.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1449, a bill for an act relating to special deer hunting licenses.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate File 1354, by committee on state government, a bill for an act relating to the establishment of a division on alcoholism and the Iowa commission on alcoholism, providing for a comprehensive program for the treatment, education, and rehabilitation of alcoholics in Iowa and making an appropriation.

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

Senate File 1355, by committee on commerce, a bill for an act relating to participation loans by savings and loan associations, and to supervision and examination of savings and loan associations.

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

HOUSE MESSAGES CONSIDERED

House File 1003, a bill for an act to impose penalties for failure of interstate carriers to register interstate commerce commission authority with the Iowa commerce commission.

Read first time and **passed on file**.

House File 1249, a bill for an act relating to the investments of life insurance companies and to life insurance standard valuation and nonforfeiture laws.

Read first time and **passed on file**.

House File 1404, a bill for an act relating to loans on residential real property by state banks.

Read first time and **passed on file**.

House File 1442, a bill for an act permitting drainage district boards to have repairs costing five thousand dollars or less performed without obtaining an engineer's report.

Read first time and **passed on file**.

House File 1449, a bill for an act relating to special deer hunting licenses.

Read first time and **passed on file**.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

S.C.R. 115 State government

H. F. 1102 Judiciary

SENATE CONCURRENT RESOLUTION 116

By DeKoster, Van Gilst, Riley, Andersen, Heying,
Curtis, Orr, Schwengels and Ramsey

- 1 *Whereas*, Iowa is a state having many fine private colleges
2 and universities; and
3 *Whereas*, Iowa's private colleges and universities responded
4 to the need for additional space for students by building many
5 buildings to serve a rapidly increasing number of students; and
6 *Whereas*, many of those buildings were financed with money
7 borrowed with Federal backing; and
8 *Whereas*, with a decreasing number of students, it is dif-
9 ficult for many colleges and universities to maintain their
10 present high standards of educational offerings while at the
11 same time making full payments of principal and interest on
12 the loans on those buildings; *Now Therefore*,
13 *Be It Resolved by the Senate, the House Concurring*,
14 1. That the Congress of the United States is memorialized
15 to declare a moratorium on the payments of principal on said
16 loans until refinancing can be arranged; and
17 2. That the Congress of the United States is requested
18 to make low interest rate, long-term loans available to the

19 private colleges and universities of the United States and
 20 of the state of Iowa for the refinancing of such loans; and
 21 *Be It Further Resolved*, That copies of this resolution
 22 shall be forwarded to each member of the Iowa Congressional
 23 delegation.

REPORT OF THE CONFERENCE COMMITTEE
 ON HOUSE FILE 1121

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House of Representatives on House File 1121, a bill for an act amending the state school foundation program by continuing the two hundred dollar per pupil minimum beyond the school year beginning in 1974, adjusting the method of determining enrollment in special education programs and in school districts which have a decreasing enrollment for the school years beginning July 1, 1974, and July 1, 1975, defining authorized expenditures, permitting districts to spend anticipated receipts from an income surtax before actual receipt, establishing, for the school years beginning in 1974 and 1975, that the state percent of growth will be eight percent and that no school district will receive less than the dollar equivalent of the state percent of growth, repealing the maximum millage reduction and a temporary provision, and making technical amendments, respectfully make the following recommendations:

That the Sixty-fifth General Assembly establish an interim study committee to study the following subjects in their relationship to the state school foundation program:

1. Transportation of students.
2. Declining enrollment.
3. Population density.
4. Costs unique to urban school districts.
5. The possible restructuring of Iowa's present delivery system to ensure quality education for all students.

That the Sixty-fifth General Assembly appropriate sufficient funds to the school budget review committee to bring their current funding level to one million dollars.

That the House recede from its amendment to the Senate amendment to House File 1121 as amended, passed and reprinted by the House, and that the Senate amendment to House File 1121 as amended, passed and reprinted by the House be amended by striking lines 24 through 40 and inserting in lieu thereof the following:

Sec. Section four hundred forty-two point four (442.4), Code 1973, as amended by Acts of the Sixty-fifth General Assembly, 1973 Session, chapter two hundred fifty-eight (258), section three (3), is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. If a district has a decreasing enrollment from the base year to the budget year, the state comptroller shall determine the final enrollment for purposes of computations under this chapter as follows:

1. For the budget year beginning July 1, 1974, by adding to the actual enrollment as otherwise determined under this section an additional amount of enrollment equal to fifty percent of the decrease.

2. For the budget year beginning July 1, 1975, by adding to the actual enrollment as otherwise determined under this section an additional amount of enrollment equal to fifty percent of the decrease to the extent that the decrease is not more than five percent of the base year's enrollment, and twenty-five percent of the decrease to the extent that the decrease exceeds five percent of the base year's enrollment.

On the Part of the Senate:
WILLIARD R. HANSEN, Chairman
LEONARD C. ANDERSEN
JAMES W. GRIFFIN, SR.
NORMAN RODGERS
KENNETH D. SCOTT

On the Part of the House:
DELWYN STROMER, Chairman
HORACE DAGGETT
INGWER L. HANSEN
R. G. MILLER
CHARLES N. PONCY

REPORTS OF COMMITTEES

Senator Briles submitted the following report:

MR. PRESIDENT: Your committee on county government to which was referred **House File 1240**, a bill for an act requiring that the county board of supervisors receive written notice at the time any resident of the county is admitted as a voluntary patient of a mental health institute, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JAMES E. BRILES, Chairman

Ordered passed on file.

Senator Riley submitted the following reports:

MR. PRESIDENT: Your committee on judiciary to which was referred **Senate File 337**, a bill for an act relating to reversions and use restrictions on land, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary to which was referred **House File 1200**, a bill for an act creating an Iowa Administrative Procedure Act, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary to which was referred **House File 1473**, a bill for an act to legalize contracts awarded by the town of Libertyville, Jefferson County, Iowa, dated February 4, 1974, for the improvements and extensions to the municipal waterworks in

said town, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

Senator Curtis submitted the following reports:

MR. PRESIDENT: Your committee on state government to which was referred **Senate File 491**, a bill for an act relating to financing the freeway-expressway system between Dubuque and Sioux City, Iowa, and other portions, and making appropriations, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on state government to which was referred **House File 1042**, a bill for an act relating to escort vehicles, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2634

1 Amend Senate File 491 as follows:

2 1. Page 7, strike lines 13 through 27 and insert in
3 lieu thereof the following:

4 Sec. 10. Section three hundred thirteen point four
5 (313.4), Code 1973, as amended by Acts of the Sixty-fifth
6 General Assembly, 1973 Session, chapter one hundred two
7 (102), section nine (9), is amended by adding the follow-
8 ing new subsection:

9 *NEW SUBSECTION.* It is further provided that there is
10 appropriated from the primary road fund the amount neces-
11 sary to pay the interest due and to retire the bonds at
12 maturity or to establish reserves for this purpose, on
13 road revenue bonds issued under section three (3) of
14 this Act, and this amount shall be credited to the
15 freeway-expressway fund created in section two (2) of
16 this Act.

BART SCHWIEGER

S—2632

1 Amend the House amendment to Senate File 531 as
2 amended, passed and reprinted by the Senate, page 17,
3 by striking lines 9 through 15, and by inserting in
4 lieu thereof the following:

5 1. If an impasse persists after the findings of
6 fact are made public by the fact finder, the parties
7 may continue to negotiate or, upon request of either
8 party, the board shall have the power to arrange for
9 arbitration, which may be binding or advisory de-

10 pending on the mutual assent of the parties; provided
 11 that when the impasse involves policemen, firemen,
 12 or guards at a correctional institution or mental
 13 hospital the arbitration procedures shall be bind-
 14 ing upon request of either party. The request for
 15 arbitration shall be in writing and a copy of the
 16 request shall be served upon the other party.

WARREN E. CURTIS
 CLIFTON C. LAMBORN
 FORREST V. SCHWENGELS

S—2624

1 Amend Senate File 1296, page 2, by striking lines
 2 16 through 18, and inserting in lieu thereof the
 3 following: "tion in the Clinton Herald, a newspaper
 4 published in Clinton, Iowa, and in The Telegraph-
 5 Herald, a newspaper published in Dubuque, Iowa."

TOM RILEY

S—2639

1 Amend House File 310, as passed by the House, on
 2 page 1, line 13, by inserting after the word "ink"
 3 the words "*or a receipt or other evidence showing that*
 4 *such trout was acquired lawfully*".

E. KEVIN KELLY

S—2622

1 Amend the Potter amendment S—2616, to House
 2 File 771, as amended and passed by the House, by
 3 striking lines 3 through 20 and inserting in lieu
 4 thereof the following:
 5 "Page 2, by striking lines 7 through 25 and
 6 inserting in lieu thereof the following:
 7 'sailor, marine, or nurse of [the second World War,
 8 army of occupation in Germany November 12, 1918, to
 9 July 11, 1923, American expeditionary forces in
 10 Siberia November 12, 1918, to April 30, 1920, second
 11 Nicaraguan campaign with the navy or marines in
 12 Nicaragua or on combatant ships 1926, 1933, second
 13 Haitian suppressions of insurrections 1919-1920, navy
 14 and marine operations in China 1937-1939 and Yangtze
 15 service with navy and marines in Shanghai or in the
 16 Yangtze Valley 1926-1927 and 1930-1932 or of the
 17 Korean Conflict at any time between June 27, 1950,
 18 and January 31, 1955, both dates inclusive, or the
 19 Vietnam Conflict beginning August 5, 1964, and ending
 20 on the date the armed forces of the United States
 21 are directed by formal order of the government of the
 22 United States to cease hostilities, both dates
 23 inclusive, as well as those serving honorably on
 24 active military duty during the time of the Vietnam
 25 Conflict.]

Page 2

1 [For the purposes of this section, the second
 2 World War shall be from December 7, 1941, to

- 3 September 2, 1945, both dates inclusive.] *any branch*
 4 *of the armed forces of the United States.'*"

MICHAEL T. BLOUIN

S—2626

- 1 Amend House File 1432, as amended and passed by the
 2 House, page 5, line 18, by striking the words "Two
 3 million" and inserting in lieu thereof the words
 4 "Five hundred thousand".

JAMES F. SCHABEN

S—2628

- 1 Amend House File 1432, as amended and passed by the
 2 House, as follows:
 3 1. Page 11, by adding the following section after
 4 line 29:
 5 Sec. Chapter five hundred two (502),
 6 Code 1973, is amended by adding the following new
 7 section:
 8 *NEW SECTION. RESTITUTION.* Any person convicted of a violation of this chapter which involves
 9 the loss of a purchaser's money shall, upon conviction, be required to prepare a plan of restitution.
 10 The provisions of chapter two hundred ninety-five
 11 (295), Acts of the Sixty-fifth General Assembly,
 12 1973 Session, section eight (8) shall apply to
 13 restitution allowed under this section, insofar as
 14 applicable; provided, however, that probation or
 15 deferred judgment shall not be necessary to require
 16 restitution under this section.
 17
 18
 19 2. By renumbering the remaining sections.

JAMES F. SCHABEN

On motion of Senator Lamborn, the Senate adjourned until 9:00 a.m., Tuesday, April 2, 1974.

JOURNAL OF THE SENATE

SEVENTY-NINTH DAY

SENATE CHAMBER
DES MOINES, IOWA, TUESDAY, APRIL 2, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Harry Ryan, pastor of the St. Patrick's Catholic Church, Burlington, Iowa.

The Journal of Monday, April 1, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. R. L. Bendixon, Denison, Iowa.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Kelly for the day on request of Senator Kinley; Senator Shaw for the day on request of Senator McCartney.

PRESENTATION OF VISITORS

President Neu welcomed the Honorable Robert A. Rockhill, former member of the Senate from Marshall County.

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

Thirty students from Bridgewater-Fontanelle Community School, Fontanelle, Iowa, accompanied by John DeLong. Senator Briles.

Twenty-four 4-H Club County Officers from Henry and Des Moines Counties, accompanied by Marcella Hassenfritz, Dee Thornton, Les Schoffelman and Roger Cling. Senator Miller.

Fourteen students, members of the First Baptist Church, Boone, Iowa, accompanied by the Reverend and Mrs. Roy Paslay, Mr. and Mrs. Earl Herrick and Mrs. Roy Beckett. Senator Nystrom.

Sixty-five students from Clive Elementary School, Clive, Iowa,

accompanied by Mrs. Farraday, Mr. Gift, and Mrs. Sauerman. Senator Milligan.

Ninety-one students from St. Joseph's School, Bode, Iowa, accompanied by Father Hogan. Senator Priebe.

PETITIONS

The following petitions were presented and placed on file:

By Senator Junkins, from one hundred seventy-seven residents of Lee, Henry and Des Moines Counties favoring a cost of living salary increase for public employees.

By Senator Heying, from one hundred one residents of Fayette and adjoining counties favoring legislation requiring reports from certain corporations owning or leasing lands used or usable for agriculture.

SPECIAL ORDERS

Senator Lamborn asked and received unanimous consent that **Senate File 1354** be made a **special order** of business for Tuesday, April 9, 1974, at 9:00 a.m.

Senator Lamborn asked and received unanimous consent that **House File 1200** be made a **special order** of business for Thursday, April 11, 1974, at 9:00 a.m.

CONSIDERATION OF BILLS

Senate File 1279

On motion of Senator McCartney, Senate File 1279, a bill for an act relating to the definition of "security" and providing for the clarification and modification of certain exemptions under the Iowa securities law; relating to the registration requirements of those operating as dealers in securities, and to the licensing and examination fees payable by dealers and salesmen of securities, and increasing the amount of the surety bond to be obtained prior to being registered as a securities dealer; relating to the requirements of escrow agreements entered into under the Iowa securities law; relating to the public disclosure of information required to be furnished the commissioner of insurance; and providing penalties, was taken up for consideration.

Senator McCartney asked and received unanimous consent that **House File 1432** be substituted for **Senate File 1279**.

House File 1432

On motion of Senator McCartney, House File 1432, a bill for an act relating to the definition of "security" and providing for the clarification and modification of certain exemptions under the Iowa securities law; relating to the registration requirements of those operating as dealers in securities, and to the licensing and examination fees payable by dealers and salesmen of securities, and increasing the amount of the surety bond to be obtained prior to being registered as a securities dealer; relating to the requirements of escrow agreements entered into under the Iowa securities law; relating to the public disclosure of information required to be furnished the commissioner of insurance; and providing penalties, was taken up for consideration.

Senator McCartney offered amendment S—2614 filed by him and called for a division of the amendment as follows:

S—2614

Division S—2614A

- 1 Amend House File 1432, as amended and passed by
- 2 the House, as follows:
- 3 1. Page 10, by striking lines 12 through 39.

Division S—2614B

- 4 2. Page 11, by striking lines 30 and 31.

Division S—2614C

- 5 3. Page 11, by striking lines 32 through 36.

Division S—2614D

- 6 4. By renumbering sections to conform with this
- 7 amendment.

Senator McCartney withdrew division S—2614C of the amendment.

On motion of Senator McCartney, division S—2614B of the amendment was adopted.

Senator McCartney withdrew division S—2614A of the amendment.

On motion of Senator McCartney, division S—2614D of the amendment was adopted.

Senator Schaben offered amendment S—2626 filed by him and moved its adoption:

S—2626

- 1 Amend House File 1432, as amended and passed by the
- 2 House, page 5, line 18, by striking the words "Two
- 3 million" and inserting in lieu thereof the words
- 4 "Five hundred thousand".

Roll call was requested.

On the question "Shall amendment S—2626 be adopted?" (H.F. 1432) the vote was:

Rule 24 was invoked.

Ayes, 22:

Blouin	Hill	Orr	Schwieger
Coleman	Junkins	Palmer	Scott
Gallagher	Kinley	Priebe	Van Gilst
Glenn	Miller of	Riley	Willits
Gluba	Des Moines	Robinson	Winkelman
Heying	Nolin	Schaben	

Nays, 24:

Andersen	Griffin	Milligan	Ramsey
Bergman	Hultman	Murray	Rodgers
Briles	Lamborn	Nystrom	Schwengels
Burroughs	McCartney	Plymat	Shaff
Curtis	Miller of	Potter	Taylor
DeKoster	Marshall	Rabedaux	Tieden
Doderer			

Absent or not voting, 4:

Hansen	Kelly	Kennedy	Shaw
--------	-------	---------	------

Amendment S—2626 lost.

Senator McCartney asked and received unanimous consent that Herbert W. Anderson, First Deputy Commissioner of Insurance; Marshall Hunzelman, Superintendent of Securities, and Professor Glenn Clark, Drake University Law School, former Superintendent of Securities, be permitted to remain in the Senate chamber as consultants during consideration of the bill.

Senator Schaben offered amendment S—2628 filed by him and moved its adoption:

S—2628

1 Amend House File 1432, as amended and passed by the
 2 House, as follows:
 3 1. Page 11, by adding the following section after
 4 line 29:
 5 Sec. Chapter five hundred two (502),
 6 Code 1973, is amended by adding the following new
 7 section:
 8 **NEW SECTION. RESTITUTION.** Any person convic-
 9 ted of a violation of this chapter which involves
 10 the loss of a purchaser's money shall, upon convic-
 11 tion, be required to prepare a plan of restitution.
 12 The provisions of chapter two hundred ninety-five
 13 (295), Acts of the Sixty-fifth General Assembly,
 14 1973 Session, section eight (8) shall apply to
 15 restitution allowed under this section, insofar as

- 16 applicable; provided, however, that probation or
 17 deferred judgment shall not be necessary to require
 18 restitution under this section.
 19 2. By renumbering the remaining sections.

Amendment S—2628 was adopted.

Senator Schaben offered amendment S—2641, moved its adoption and requested a roll call:

S—2641

- 1 Amend House File 1432, as amended and passed by the
 2 House, page 5, line 18, by striking the words, "Two
 3 million" and inserting in lieu thereof the words
 4 "One million".

On the question "Shall amendment S—2641 be adopted?" (H.F. 1432) the vote was:

Ayes, 23:

Blouin	Heying	Milligan	Schaben
Coleman	Hill	Orr	Scott
Doderer	Junkins	Palmer	Van Gilst
Gallagher	Kinley	Priebe	Willits
Glenn	Miller of	Riley	Winkelman
Gluba	Des Moines	Robinson	
Griffin			

Nays, 23:

Andersen	Hultman	Nolin	Rodgers
Bergman	Lamborn	Nystrom	Schwengels
Briles	McCartney	Plymat	Schwieger
Burroughs	Miller of	Potter	Shaff
Curtis	Marshall	Rabedeaux	Taylor
DeKoster	Murray	Ramsey	Tieden

Absent or not voting, 4:

Hansen	Kelly	Kennedy	Shaw
--------	-------	---------	------

Amendment S—2641 lost.

Senator Tieden took the chair at 11:00 a.m.

Senator McCartney moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1432) the vote was:

Ayes, 47:

Andersen	DeKoster	Hill	Miller of
Bergman	Doderer	Hultman	Des Moines
Blouin	Gallagher	Junkins	Miller of
Briles	Glenn	Kennedy	Marshall
Burroughs	Gluba	Kinley	Milligan
Coleman	Griffin	Lamborn	Murray
Curtis	Heying	McCartney	Nolin

Nystrom	Rabedeaux	Schaben	Taylor
Orr	Ramsey	Schwengels	Tieden
Palmer	Riley	Schwieger	Van Gilst
Plymat	Robinson	Scott	Willits
Potter	Rodgers	Shaff	Winkelman
Priebe			

Nays, none.

Absent or not voting, 3:

Hansen	Kelly	Shaw
--------	-------	------

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

WITHDRAWN

Senator McCartney asked and received unanimous consent that **Senate File 1279** be withdrawn from further consideration of the Senate.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which House File 1432 passed the Senate on April 2, 1974.

JAMES F. SCHABEN

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up for consideration House File 1473.

House File 1473

On motion of Senator Riley, House File 1473, a bill for an act to legalize contracts awarded by the town of Libertyville, Jefferson County, Iowa, dated February 4th, 1974, for the improvements and extensions to the municipal waterworks in said town, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1473) the vote was:

Ayes, 43:

Andersen	Curtis	Heying	Lamborn
Bergman	DeKoster	Hill	McCartney
Blouin	Doderer	Hultman	Miller of
Briles	Glenn	Junkins	Des Moines
Burroughs	Gluba	Kennedy	Miller of
Coleman	Griffin	Kinley	Marshall

Milligan	Plymat	Robinson	Scott
Murray	Potter	Rodgers	Taylor
Nolin	Rabedeaux	Schaben	Tieden
Nystrom	Ramsey	Schwengels	Willits
Orr	Riley	Schwieger	Winkelman
Palmer			

Nays, none.

Absent or not voting, 7:

Gallagher	Kelly	Shaff	Van Gilst
Hansen	Priebe	Shaw	

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

Senator Riley asked and received unanimous consent that **House File 1473** be **immediately messaged** to the House, which request was complied with.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 1340.

Senate File 1340

On motion of Senator Glenn, Senate File 1340, a bill for an act to authorize and direct the issuance of a patent to certain real estate to Maude Goltry, of Ottumwa, Iowa, by the governor and secretary of state, was taken up for consideration.

Senator Glenn moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1340) the vote was:

Ayes, 42:

Andersen	Hill	Milligan	Robinson
Bergman	Hultman	Murray	Rodgers
Blouin	Junkins	Nolin	Schaben
Briles	Kennedy	Nystrom	Schwengels
Curtis	Kinley	Orr	Schwieger
DeKoster	Lamborn	Palmer	Scott
Doderer	McCartney	Plymat	Shaff
Glenn	Miller of	Potter	Taylor
Gluba	Des Moines	Rabedeaux	Tieden
Griffin	Miller of	Ramsey	Willits
Heying	Marshall	Riley	Winkelman

Nays, none.

Absent or not voting, 8:

Burroughs	Gallagher	Kelly	Shaw
Coleman	Hansen	Priebe	Van Gilst

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

Senator Lamborn asked and received unanimous consent that **Senate File 1340** be **immediately messaged** to the House, which request was complied with.

House File 59

On motion of Senator Schwieger, House File 59, a bill for an act relating to changes in roads, streams, or dry runs, giving the state highway commission powers similar to the board of supervisors, and making chapter four hundred fifty-five A (455A) of the Code applicable, with reports of committee recommending passage, was taken up, considered, and the reports of the committee adopted.

Senator Schwieger moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 59) the vote was:

Ayes, 43:

Andersen	Heying	Milligan	Riley
Bergman	Hill	Murray	Robinson
Blouin	Hultman	Nolin	Rodgers
Briles	Junkins	Nystrom	Schaben
Coleman	Kennedy	Orr	Schwengels
Curtis	Kinley	Palmer	Schwieger
DeKoster	Lamborn	Plymat	Scott
Doderer	McCartney	Potter	Taylor
Gallagher	Miller of	Priebe	Tieden
Glenn	Des Moines	Rabedeaux	Willits
Gluba	Miller of	Ramsey	
Griffin	Marshall		

Nays, 1:

Winkelman

Absent or not voting, 6:

Burroughs	Kelly	Shaw	Van Gilst
Hansen	Shaff		

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

WITHDRAWN

Senator Doderer asked and received unanimous consent that **Senate File 256** be **withdrawn** from further consideration of the Senate.

Senator Doderer asked and received unanimous consent that **Senate File 474** be **withdrawn** from further consideration of the Senate.

CONSIDERATION OF BILLS

Senate File 1050

On motion of Senator Shaff, Senate File 1050, a bill for an act relating to the compensation of nonlegislative members of the ethics committees, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Shaff moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1050) the vote was:

Ayes, 43:

Andersen	Griffin	Milligan	Robinson
Bergman	Hill	Murray	Rodgers
Blouin	Hultman	Nolin	Schaben
Briles	Junkins	Nystrom	Schwengels
Burroughs	Kennedy	Orr	Schwieger
Coleman	Kinley	Palmer	Scott
Curtis	Lamborn	Plymat	Shaff
DeKoster	McCartney	Potter	Tieden
Doderer	Miller of	Rabedeaux	Willits
Gallagher	Des Moines	Ramsey	Winkelman
Glenn	Miller of	Riley	
Gluba	Marshall		

Nays, none.

Absent or not voting, 7:

Hansen	Kelly	Shaw	Van Gilst
Heying	Priebe	Taylor	

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

House File 414

On motion of Senator Nolin, House File 414, a bill for an act permitting a flashing blue light to be used on a fire-fighting vehicle, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Nolin offered amendment S—2424 by the committee on state government and moved its adoption:

S—2424

- 1 Amend House File 414 as follows:
- 2 1. Page 1, line 5 by striking the words and figures
- 3 "subsection two (2)" and striking in lieu thereof
- 4 the words and figures "subsections two (2), three (3),

5 four (4), and five (5)".

6 2. Page 1, line 6 by striking the word "is" and in-
7 serting in lieu thereof the word "are".

8 3. Page 1, by striking lines 7 through 13 and
9 inserting in lieu thereof the following:

10 2. A motor vehicle operated by a member of an
11 organized [volunteer] fire department, *paid or volunteer*,
12 may be equipped with a lamp of *any type* or device
13 thereon displaying a [flashing] blue light when such
14 motor vehicle is duly authorized as hereinafter pro-
15 vided and while such motor vehicle is in actual use
16 [for] at a fire or other fire emergency [service] *such*
17 *as operating an emergency rescue unit or an ambulance*
18 *and the use of any type blue light or device shall be*
19 *restricted to fire service vehicles only.*

20 3. No [volunteer fireman] *fire fighter* shall be
21 permitted to display a [flashing] blue light upon a
22 motor vehicle as hereinbefore provided except while
23 actually enroute to the scene of a fire or other
24 fire emergency requiring his services as a [volunteer
25 fireman] *fire fighter* and unless he shall be an active

Page 2

1 member of an organized [volunteer] fire department and
2 shall have been authorized in writing to so display a
3 [flashing] blue light by the commissioner.

4 4. The commissioner is hereby empowered to auth-
5 orize the display of a [flashing] blue light of *any type*
6 upon a privately owned light delivery truck, panel
7 delivery truck, pickup, station wagon, or passenger
8 type motor vehicle [except a motorcycle or motor
9 bicycle], owned or usually operated by a [volunteer
10 fireman] *fire fighter*, and to issue a certificate of
11 authorization therefor, upon written request being
12 made on forms provided by the department and showing
13 necessity for such authorization. Such written
14 request shall be accompanied by a statement in writing
15 by the chief of the [volunteer] fire department of
16 which the applicant is a member certifying that the
17 applicant is an active member in good standing in
18 said [volunteer] fire department and recommending that
19 such authorization be granted. Such certificate of
20 authorization issued by the commissioner shall be at
21 all times carried with the certificate of registra-
22 tion of the vehicle to which it refers and shall
23 expire at midnight on the thirty-first day of December
24 [in] *five years from the year in which it was issued.*
25 The commissioner may at any time revoke such certi-

Page 3

1 ficate of authorization upon a showing of abuse thereof
2 or upon notification by the certifying fire chief that
3 applicant has ceased to be an active member of the
4 [volunteer] fire department.

5 5. The provisions of subsection 1 of this section

- 6 shall not apply to the use of a [flashing] blue light
 7 on a motor vehicle so authorized by the commissioner,
 8 but such [flashing] blue light shall not be used except
 9 when such motor vehicle is actually enroute to the
 10 scene of a fire or other emergency requiring the
 11 services of a [volunteer fireman] *fire fighter*.

Amendment S—2424 was adopted.

Senator Nolin moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 414) the vote was:

Ayes, 40:

Andersen	Griffin	Milligan	Schaben
Bergman	Hultman	Murray	Schwengels
Blouin	Junkins	Nolin	Schwieger
Briles	Kennedy	Nystrom	Scott
Burroughs	Kinley	Orr	Shaff
Coleman	Lamborn	Palmer	Taylor
Curtis	McCartney	Potter	Tieden
DeKoster	Miller of	Rabedeaux	Van Gilst
Gallagher	Des Moines	Ramsey	Willits
Glenn	Miller of	Robinson	Winkelman
Gluba	Marshall		

Nays, none.

Absent or not voting, 10:

Doderer	Hill	Priebe	Rodgers
Hansen	Kelly	Riley	Shaw
Heying	Plymat		

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

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the conference committee report and amendments contained therein and repassed the following bill in which the concurrence of the House was asked:

House File 1121, a bill for an act amending the state school foundation program.

WILLIAM H. HARBOR, Chief Clerk

On motion of Senator Lamborn, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports it has examined and finds correctly enrolled: House File 1473.

DALE L. TIEDEN

Chairman, Senate Committee

CHARLES F. STROTHMAN

Chairman, House Committee

Report adopted.

BILL SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bill: House File 1473.

QUORUM CALL

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

Present, 43:

Andersen	Griffin	Milligan	Riley
Bergman	Hansen	Murray	Robinson
Blouin	Hill	Nolin	Schaben
Briles	Hultman	Nystrom	Schwengels
Burroughs	Junkins	Orr	Scott
Coleman	Kennedy	Palmer	Shaff
Curtis	Kinley	Plymat	Taylor
DeKoster	Lamborn	Potter	Tieden
Doderer	McCartney	Priebe	Van Gilst
Gallagher	Miller of	Rabedeaux	Willits
Glenn	Marshall	Ramsey	Winkelman

Absent, 7:

Gluba	Miller of	Rodgers	Shaw
Heying	Des Moines	Schwieger	
Kelly			

Roll call revealed a quorum was present.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

CONSIDERATION OF BILLS

Senate File 1009

On motion of Senator Riley, Senate File 1009, a bill for an act relating to the repeal of the requirement of corroboration of the testimony of the victim in a rape, with report of committee rec-

ommending passage, was taken up, considered, and the report of the committee adopted.

Senator Riley offered amendment S—2593 filed by Senators Riley, Doderer, et al.:

S—2593

- 1 Amend Senate File 1009 as follows:
- 2 1. Page 1, by inserting after line 5 the following:
- 3 Sec. Chapter seven hundred eighty-two (782),
- 4 Code 1973, is amended by adding the following new section:
- 5 **NEW SECTION. EVIDENCE OF PAST SEXUAL CONDUCT**
- 6 **IN TRIALS OF RAPE.** In prosecutions for the crime of rape,
- 7 evidence of the prosecuting witness' past sexual conduct shall
- 8 not be admitted for any purpose, including impeachment of
- 9 the prosecuting witness, nor reference made thereto in the
- 10 presence of the jury, unless the defendant shall give prior
- 11 notice to the court of his intention to raise such matters at
- 12 **the trial.**
- 13 The court shall conduct a hearing in camera to determine
- 14 the nature and extent of the proposed inquiry into the sexual
- 15 conduct of the prosecution witness and shall rule on the
- 16 relevancy of such testimony. Such rulings shall limit
- 17 the questioning and control the admission and exclusion of
- 18 evidence upon trial.
- 19 In no event, shall sexual conduct of the prosecution
- 20 witness occurring more than one year prior to the commission
- 21 of the crime, be admissible upon trial. Nothing in this section
- 22 shall limit the right of the accused to impeach credibility by
- 23 the use of prior felony convictions.

Senator Glenn raised the point of order that amendment S—2593 was not germane to the bill.

The Chair ruled the point well taken and amendment S—2593 out of order.

Senator Doderer moved that Sec. 402, Mason's Manual of Legislative Procedure be suspended for the purpose of continuing consideration of amendment S—2593.

On the question "Shall the motion to suspend Sec. 402, Mason's Manual of Legislative Procedure be adopted?" (S.F. 1009) the vote was:

Rule 24 was invoked.

Ayes, 19:

Blouin	Kinley	Milligan	Robinson
Coleman	Miller of	Orr	Schaben
Doderer	Des Moines	Palmer	Scott
Gallagher	Miller of	Priebe	Taylor
Junkins	Marshall	Riley	Willits
Kennedy			

Nays, 25:

Andersen	Griffin	Murray	Ramsey
Bergman	Hansen	Nolin	Schwengels
Briles	Hill	Nystrom	Shaff
Burroughs	Hultman	Plymat	Tieden
Curtis	Lamborn	Potter	Van Gilst
DeKoster	McCartney	Rabedeaux	Winkelman
Glenn			

Absent or not voting, 6:

Gluba	Kelly	Schwieger	Shaw
Heying	Rodgers		

The motion lost.

Senator Willits took the chair at 4:35 p.m.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1009) the vote was:

Ayes, 43:

Andersen	Hansen	Milligan	Robinson
Bergman	Hill	Murray	Schaben
Blouin	Hultman	Nystrom	Schwengels
Briles	Junkins	Orr	Scott
Burroughs	Kennedy	Palmer	Shaff
Coleman	Kinley	Plymat	Taylor
Curtis	Lamborn	Potter	Tieden
DeKoster	McCartney	Priebe	Van Gilst
Doderer	Miller of	Rabedeaux	Willits
Gallagher	Des Moines	Ramsey	Winkelman
Glenn	Miller of	Riley	
Griffin	Marshall		

Nays, 1:

Nolin

Absent or not voting, 6:

Gluba	Kelly	Schwieger	Shaw
Heying	Rodgers		

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

ADOPTION OF CONFERENCE COMMITTEE REPORT

House File 1121

Senator Hansen called up the following conference committee report on House File 1121, and moved its adoption:

REPORT OF THE CONFERENCE COMMITTEE
ON HOUSE FILE 1121

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House of Representatives on House File 1121, a bill for an act amending the state school foundation program by continuing the two hundred dollar per pupil minimum beyond the school year beginning in 1974, adjusting the method of determining enrollment in special education programs and in school districts which have a decreasing enrollment for the school years beginning July 1, 1974, and July 1, 1975, defining authorized expenditures, permitting districts to spend anticipated receipts from an income surtax before actual receipt, establishing, for the school years beginning in 1974 and 1975, that the state percent of growth will be eight percent and that no school district will receive less than the dollar equivalent of the state percent of growth, repealing the maximum millage reduction and a temporary provision, and making technical amendments, respectfully make the following recommendations:

That the Sixty-fifth General Assembly establish an interim study committee to study the following subjects in their relationship to the state school foundation program:

1. Transportation of students.
2. Declining enrollment.
3. Population density.
4. Costs unique to urban school districts.
5. The possible restructuring of Iowa's present delivery system to ensure quality education for all students.

That the Sixty-fifth General Assembly appropriate sufficient funds to the school budget review committee to bring their current funding level to one million dollars.

That the House recede from its amendment to the Senate amendment to House File 1121 as amended, passed and reprinted by the House, and that the Senate amendment to House File 1121 as amended, passed and reprinted by the House be amended by striking lines 24 through 40 and inserting in lieu thereof the following:

Sec. Section four hundred forty-two point four (442.4), Code 1973, as amended by Acts of the Sixty-fifth General Assembly, 1973 Session, chapter two hundred fifty-eight (258), section three (3), is amended by adding the following new unnumbered paragraph:

NEW UNNUMBERED PARAGRAPH. If a district has a decreasing enrollment from the base year to the budget year, the state comptroller shall determine the final enrollment for purposes of computations under this chapter as follows:

1. For the budget year beginning July 1, 1974, by adding to the actual enrollment as otherwise determined under this section an additional amount of enrollment equal to fifty percent of the decrease.
2. For the budget year beginning July 1, 1975, by adding to the actual enrollment as otherwise determined under this section an additional amount of enrollment equal to fifty percent of the decrease to the extent that the decrease is not more than five percent of the base year's enrollment, and twenty-five percent

of the decrease to the extent that the decrease exceeds five percent of the base year's enrollment.

On the Part of the Senate:

WILLARD R. HANSEN, Chairman
LEONARD C. ANDERSEN
JAMES W. GRIFFIN, SR.
NORMAN RODGERS
KENNETH D. SCOTT

On the Part of the House:

DELWYN STROMER, Chairman
HORACE DAGGETT
INGWER L. HANSEN
R. G. MILLER
CHARLES N. PONCY

The motion prevailed, and the conference committee report and the recommendations and amendments contained therein were adopted.

Senator Hansen moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1121) the vote was:

Ayes, 42:

Andersen	Hill	Milligan	Riley
Bergman	Hultman	Murray	Robinson
Blouin	Junkins	Nolin	Schwengels
Briles	Kennedy	Nystrom	Scott
Burroughs	Kinley	Orr	Shaff
Curtis	Lamborn	Palmer	Taylor
DeKoster	McCartney	Plymat	Tieden
Doderer	Miller of	Potter	Van Gilst
Gallagher	Des Moines	Priebe	Willits
Glenn	Miller of	Rabedeaux	Winkelman
Griffin	Marshall	Ramsey	
Hansen			

Nays, 1:

Coleman

Absent or not voting, 7:

Gluba	Kelly	Schaben	Shaw
Heying	Rodgers	Schwieger	

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

HOUSE AMENDMENT CONSIDERED

Senate File 1250

Senator Griffin called up for consideration Senate File 1250, a bill for an act relating to assessment changes and notices, amended by the House, and moved that the Senate concur in the following amendment:

- 1 Amend Senate File 1250, page 2, line 34, by striking
- 2 the word "excluding" and inserting in lieu thereof the
- 3 word "excluding".

The motion prevailed, and the Senate concurred in the House amendment.

Senator Griffin moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1250) the vote was:

Ayes, 42:

Andersen	Griffin	Miller of	Ramsey
Bergman	Hansen	Marshall	Riley
Blouin	Hill	Milligan	Robinson
Briles	Hultman	Nolin	Schwengels
Burroughs	Junkins	Nystrom	Scott
Coleman	Kennedy	Orr	Shaff
Curtis	Kinley	Palmer	Taylor
DeKoster	Lamborn	Plymat	Tieden
Doderer	McCartney	Potter	Van Gilst
Gallagher	Miller of	Priebe	Willits
Glenn	Des Moines	Rabedaux	Winkelman

Nays, none.

Absent or not voting, 8:

Gluba	Kelly	Rodgers	Schwieger
Heying	Murray	Schaben	Shaw

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

UNFINISHED BUSINESS

House File 160

On motion of Senator Winkelman, House File 160, a bill for an act relating to liability for the unlawful destruction, taking, or possession of wildlife owned by the state and imposing civil damages, was taken up for further consideration.

The Senate resumed consideration of amendment S—2230 by the committee on natural resources offered and pending on March 11, 1974.

On motion of Senator Winkelman, amendment S—2230 was adopted.

Senator Winkelman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 160) the vote was:

Ayes, 33:

Andersen	Hansen	Milligan	Schwengels
Bergman	Hultman	Nystrom	Shaff
Blouin	Junkins	Orr	Taylor
Briles	Kennedy	Palmer	Tieden
Burroughs	Kinley	Plymat	Van Gilst
Curtis	Lamborn	Potter	Willits
DeKoster	McCartney	Riley	Winkelman
Doderer	Miller of	Robinson	
Gallagher	Marshall		
Griffin			

Nays, 8:

Coleman	Miller of	Nolin	Ramsey
Glenn	Des Moines	Priebe	Scott
Hill			

Absent or not voting, 9:

Gluba	Murray	Rodgers	Schwieger
Heying	Rabedeaux	Shaben	Shaw
Kelly			

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

WITHDRAWN

Senator Winkelman asked and received unanimous consent that **Senate File 259** be **withdrawn** from further consideration of the Senate.

UNFINISHED BUSINESS

House File 713

On motion of Senator Tieden, House File 713, a bill for an act relating to the sale of game and providing penalties, was taken up for further consideration.

Senator Tieden moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 713) the vote was:

Ayes, 40:

Andersen	Hansen	Milligan	Riley
Bergman	Hultman	Nolin	Robinson
Blouin	Junkins	Nystrom	Schwengels
Briles	Kennedy	Orr	Scott
Burroughs	Kinley	Palmer	Shaff
Curtis	Lamborn	Plymat	Taylor
DeKoster	McCartney	Potter	Tieden
Doderer	Miller of	Priebe	Van Gilst
Gallagher	Des Moines	Rabedeaux	Willits
Glenn	Miller of	Ramsey	Winkelman
Griffin	Marshall		

Nays, 1:

Coleman

Absent or not voting, 9:

Gluba
Heying
Hill

Kelly
Murray

Rodgers
Schaben

Schwieger
Shaw

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

CONSIDERATION OF BILLS

Senate File 1117

On motion of Senator Curtis, Senate File 1117, a bill for an act relating to the organization, powers and duties of credit unions, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Hultman offered amendment S—2483 by the committee on commerce and moved its adoption:

S—2483

- 1 Amend Senate File 1117 as follows:
- 2 1. Page 2, lines 4 and 5, by striking the words
- 3 “[which shall be five dollars each] *as established by the*
- 4 *boards*” and inserting in lieu thereof the words “which
- 5 shall [be five dollars each] *not exceed twenty-five dol-*
- 6 *lars each and shall be established by the board*”.
- 7 2. Page 2, line 6, by striking the words “*of the*
- 8 *respective credit unions*”.
- 9 3. Page 2, line 28, by inserting after the period
- 10 the sentence “However, the aggregate amount invested
- 11 pursuant to this subsection shall not exceed twenty
- 12 percent of the unimpaired legal reserve account of the
- 13 credit union.”
- 14 4. Page 3, line 4, by inserting after the word
- 15 “union” the words “, but only one credit union may at
- 16 any time make the deposit”.
- 17 5. Page 3, line 12, by inserting after the word
- 18 “loans” the words “, without recourse”.
- 19 6. Page 4, line 8, by inserting after the second
- 20 “*chairman*” the word “, *president*”.
- 21 7. Page 5, line 1, by striking the words “*treasurer*
- 22 *or assistant treasurer*” and inserting in lieu thereof
- 23 the words “[*treasurer or assistant treasurer*] *president*
- 24 *or vice president*”.
- 25 8. Page 5, line 35, by striking the words “[only] on
- 26 [unencumbered]” and inserting in lieu thereof the words

Page 2

- 1 “only on unencumbered”.
- 2 9. Page 6, line 11, by striking the word “; *however*”

- 3 and inserting in lieu thereof the words "not to exceed
4 *twenty-five years. The value of the property given as*
5 *security must be determined by an independent appraiser*
6 *and the maximum loan must not exceed ninety percent of*
7 *the appraised value. However".*
8 10. Page 6, line 12, by inserting after the word
9 "balances" the words "of this type".
10 11. Page 8, lines 3 and 4, by striking the words
11 "to be paid from the undivided earnings".
12 12. Page 8, line 20, by striking the word "suspended"
13 and inserting in lieu thereof the word "expelled".
14 13. Page 8, line 24, by striking the word "suspended"
15 and inserting in lieu thereof the word "expelled".
16 14. Page 9, lines 13 and 14, by striking the words
17 "union present at a meeting of its members called for
18 such purpose" and inserting in lieu thereof the word
19 "unions".
20 15. Page 9, line 16, by striking the words "union,
21 the president" and inserting in lieu thereof the words
22 "unions, the chairman of the board".
23 16. Page 9, line 17, by striking the word "union"
24 and inserting in lieu thereof the word "unions".
25 17. Page 9, lines 21 and 22, by striking the words

Page 3

- 1 "adoption by the board of the plan" and inserting in
2 lieu thereof the words "plan adopted by the boards of
3 the respective credit unions".
4 18. Page 9, by striking all of lines 25 and 26.
5 19. Page 9, line 27, by striking the letter "e" and
6 inserting in lieu thereof the letter "d".

Amendment S—2483 was adopted.

Senator Curtis moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1117) the vote was:

Ayes, 41:

Andersen	Hansen	Miller of	Ramsey
Bergman	Hill	Marshall	Riley
Blouin	Hultman	Milligan	Robinson
Briles	Junkins	Nolin	Schwengels
Burroughs	Kennedy	Nystrom	Scott
Curtis	Kinley	Orr	Shaff
DeKoster	Lamborn	Palmer	Taylor
Doderer	McCartney	Plymat	Tieden
Gallagher	Miller of	Potter	Van Gilst
Glenn	Des Moines	Priebe	Willits
Griffin		Rabedeaux	Winkelman

Nays, 1:

Coleman

Absent or not voting, 8:

Gluba	Kelly	Rodgers	Schwieger
Heying	Murray	Schaben	Shaw

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

Senate File 1295

On motion of Senator Ramsey, Senate File 1295, a bill for an act relating to changing names of streets, was taken up for consideration.

Senator Ramsey moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1295) the vote was:

Ayes, 40:

Andersen	Griffin	Miller of	Rabedaux
Bergman	Hansen	Marshall	Ramsey
Blouin	Hill	Milligan	Riley
Briles	Hultman	Nolin	Schwengels
Burroughs	Junkins	Nystrom	Scott
Coleman	Kennedy	Orr	Taylor
Curtis	Kinley	Palmer	Tieden
DeKoster	Lamborn	Plymat	Van Gilst
Doderer	McCartney	Potter	Willits
Gallagher	Miller of	Priebe	Winkelman
Glenn	Des Moines		

Nays, none.

Absent or not voting, 10:

Gluba	Murray	Schaben	Shaff
Heying	Robinson	Schwieger	Shaw
Kelly	Rodgers		

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

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1281, a bill for an act relating to the salary rate of the state librarian.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1282, a bill for an act relating to the salary rate of the court administrator of the supreme court.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1116, a bill for an act to require publication of corrections to delinquent tax lists which are published.

Also: That the House has concurred in the Senate amendment and repassed the following bill in which the concurrence of the House was asked:

House File 1226, a bill for an act relating to the dairy industry commission.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate File 1356, by committee on judiciary, a bill for an act to legalize and validate procedures of Iowa Great Lakes Sanitary District, the County Auditors and County Treasurers of Dickinson County, Iowa, in connection with annexations with municipalities in the Iowa Great Lakes Sanitary District, since the creation of said District.

Read first time and placed on calendar.

Senate File 1357, by committee on county government, a bill for an act to create a county compensation commission and to specify its powers and duties.

Read first time and placed on calendar.

Senate File 1358, by committee on county government, a bill for an act relating to the establishment and operation of solid waste disposal grounds.

Read first time and placed on calendar.

Senate File 1359, by committee on appropriations, a bill for an act making a supplemental appropriation from the general fund to the Iowa employment security commission.

Read first time and placed on calendar.

Senate File 1360, by committee on appropriations, a bill for an act extending the appropriation of the Iowa American revolution bicentennial commission.

Read first time and placed on calendar.

HOUSE MESSAGE CONSIDERED

House File 1116, a bill for an act to require publication of corrections to delinquent tax lists which are published.

Read first time and passed on file.

BILLS SENT TO THE GOVERNOR

Senator Tieden, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 2nd day of April, 1974, sent to the Governor for his approval: Senate Files 295, 606, 1043 and 1289.

DALE L. TIEDEN, Chairman

Passed on file.

SENATE CONCURRENT RESOLUTION 117

By Miller of Des Moines, Rabedaux
and Hultman

1 *Whereas*, the configuration of the Iowa River immediately up-
2 stream from the City of Wapello is such that the waters of the
3 stream are directed with great force against the west bank of
4 that portion of the River lying within the City, and due to
5 the arrangement of the subsurface strata of the land there
6 the action of the stream has seriously undermined the west
7 bank and has already caused the collapse into the river of
8 considerable land which was within the corporate limits of
9 the City, and the continuation of this process would seriously
10 threaten the business district of the City of Wapello; and
11 *Whereas*, the Iowa River in the vicinity of the City of
12 Wapello is a meandered stream and therefore its banks are
13 by law under the authority and control of the State Conserva-
14 tion Commission; and
15 *Whereas*, although it may be that the federal government
16 should properly assume some responsibility in this matter,
17 circumstances at this time appear to preclude meaningful and
18 timely assistance from the Corps of Engineers in controlling
19 the west bank of the Iowa River in the City of Wapello; *Now*
20 *Therefore*,
21 *Be It Resolved by the Senate, the House Concurring*, That
22 the State Conservation Commission is directed to make a study
23 of the present condition of the west bank of the Iowa River in
24 the City of Wapello and submit a report to the Sixty-sixth Gen-
25 eral Assembly not later than January 13, 1975 stating that work
26 is necessary to stabilize the bank at that point and the
27 estimated cost of the work.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

S.C.R. 116 Higher education

H. F. 1003 Commerce

H. F. 1249 Commerce

- H. F. 1404 Commerce
 H. F. 1442 Agriculture
 H. F. 1449 Natural resources

PROOF OF PUBLICATION

Published copy of Senate File 1356 and verified proof of publication in The Milford Mail, a weekly newspaper published at Milford, Iowa, on March 7, 1974, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

RALPH R. BROWN
 Secretary of the Senate

EXPLANATION OF VOTE

MR. PRESIDENT: I was attending a meeting on April 1, 1974, when the vote was taken on Senate File 1311 and Senate File 1225. Had I been in the Senate chamber I would have voted "Aye".

BART SCHWIEGER

REPORTS OF COMMITTEES

Senator DeKoster submitted the following reports:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 1220**, a bill for an act increasing an appropriation made to the capitol planning commission, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 1377**, a bill for an act to make an appropriation from the general fund of the state to the campaign finance disclosure commission, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 1378**, a bill for an act increasing funds appropriated to the Iowa beer and liquor control department, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

S—2647

- 1 Amend House File 1378, as passed by the House, as
- 2 follows:
- 3 1. Page 2, line 9, by striking the numerals

- 4 7,526,755 and inserting in lieu thereof the numerals
 5 7,541,755.
 6 2. Page 2, line 13, by striking the word "eight"
 7 and inserting in lieu thereof the word "nine".

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 1444**, a bill for an act relating to reversions of appropriations made for state libraries and providing a supplemental appropriation, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 1454**, a bill for an act relating to the appropriation for incorporating the Code on magnetic tape, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Senator Curtis submitted the following reports:

MR. PRESIDENT: Your committee on state government to which was referred **Senate Concurrent Resolution 106**, a resolution directing the governor to appoint a committee of legislators to meet with the United States Secretary of Agriculture concerning fertilizer problems, begs leave to report it has had the same under consideration and recommends the same **be adopted**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on state government to which was referred **Senate File 1200**, a bill for an act relating to the campaign disclosure-income tax check-off law, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

S—2640

- 1 Amend Senate File 1200 as follows:
- 2 1. Page 2, line 22, by striking the words
- 3 "including a candidate,".
- 4 2. Page 2, line 23, by inserting after the word
- 5 "committee" the words ", but not a candidate,".
- 6 3. Page 2, by inserting after line 25 the follow-
- 7 ing new section:
- 8 Sec. Acts of the Sixty-fifth General Assembly,
- 9 1973 Session, chapter one hundred thirty-eight (138),
- 10 section six (6), is amended by adding the following

11 new subsection:

12 *NEW SUBSECTION.* All affidavits of candidacy re-
13 quired by law shall contain a sworn statement by the
14 candidate in substantially the following form:

15 "I am aware that I am required to file additional
16 reports if I receive or expend more than one hundred
17 dollars for the purpose of supporting or opposing any
18 candidate for public office."

19 4. Page 3, by inserting after line 1 the follow-
20 ing new section:

21 Sec. Acts of the Sixty-fifth General As-
22 sembly, 1973 Session, chapter one hundred thirty-
23 eight (138), section seven (7), is amended by adding
24 the following new subsection:

25 *NEW SUBSECTION.* Anonymous contributions received

Page 2

1 by a candidate or political committee shall be turned
2 over to the county treasurer of the county which has
3 jurisdiction for the election in which the candidate
4 is participating or to the treasurer of state if the
5 state commissioner has jurisdiction for the election
6 in which the candidate is participating. Said money
7 shall be placed in the general fund of the county or
8 state.

9 5. Page 3, by inserting after line 19 the follow-
10 ing new sections:

11 Sec. Acts of the Sixty-fifth General Assem-
12 bly, 1973 Session, chapter one hundred thirty-eight
13 (138), section seven (7), subsection four (4), is
14 amended to read as follows:

15 4. The reports required to be filed by this sec-
16 tion shall be cumulative during the calendar year, but
17 where there has been no change in an item reported in
18 a previous report during the year, only the amount
19 shall be carried forward. If no contributions have
20 been accepted nor any disbursements made during a
21 calendar year, the treasurer of the political com-
22 mittee shall also be required to file a statement.
23 *A candidate who does not receive or expend an amount*
24 *of money in excess of one hundred dollars shall not*
25 *be required to file disclosure statements.*

Page 3

1 Sec. Acts of the Sixty-fifth General Assem-
2 bly, 1973 Session, chapter one hundred thirty-eight
3 (138), section eleven (11), subsection two (2), is
4 amended to read as follows:

5 2. Review reports and statements filed under the
6 provisions of this Act and may, upon its own motion,
7 initiate action and conduct a hearing as provided in
8 section twelve (12), subsections one (1) and two (2)
9 of this Act. *The campaign finance disclosure commis-*
10 *sion may require the state and county commissioners*
11 *to file summary reports with them periodically.*

12 Sec. Acts of the Sixty-fifth General Assem-

13 bly, 1973 Session, chapter one hundred thirty-eight
 14 (138), section twelve (12), subsection two (2), is
 15 amended to read as follows:

16 2. The commission shall investigate the complaint
 17 and conduct the hearing. The commission shall have
 18 the power to subpoena and review all records of a
 19 candidate or political committee required to be kept
 20 under this Act. Due process, including the right to
 21 be represented by counsel, shall be accorded the
 22 accused. The commission shall provide for the
 23 confidentiality of the records of a candidate or
 24 political committee during the investigation and hear-
 25 ing process and shall provide for confidential hear-

Page 4

1 ings if requested by either party to the complaint.
 2 After the hearing the commission shall determine
 3 whether or not there is a reasonable belief that a
 4 violation of the provisions of this Act did occur.
 5 The commission shall send a copy of its findings of
 6 fact and decision to the person, candidate or politi-
 7 cal committee against which the complaint was filed
 8 and to each candidate for the public office affected.
 9 *The campaign finance disclosure commission may assess*
 10 *the cost of such hearings against either party in-*
 11 *volved in the hearing.*

12 Sec. Acts of the Sixty-fifth General Assem-
 13 bly, 1973 Session, chapter one hundred thirty-eight
 14 (138), section fifteen (15), is amended by adding the
 15 following new unnumbered paragraph:

16 **NEW UNNUMBERED PARAGRAPH.** The campaign expense
 17 limitation amount shall apply only to the items
 18 specified in section sixteen (16) of this Act and not
 19 to the total campaign expenses.

20 6. Page 5, by inserting after line 10 the follow-
 21 ing new section.

22 Sec. The provisions of this Act, except sec-
 23 tions two (2), three (3), and four (4), of this Act,
 24 shall take effect and be in force on May 19, 1974
 25 after its publication in The Cedar Rapids Gazette, a

Page 5

1 newspaper published in Cedar Rapids, Iowa, and in the
 2 Ames Daily Tribune, a newspaper published in Ames,
 3 Iowa. Sections two (2), three (3), and four (4) of
 4 this Act shall become effective January 21, 1975.

WARREN E. CURTIS, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2646

1 Amend Senate Concurrent Resolution 106, found on pages
 2 248 and 249 of the Senate Journal, as follows:

3 1. By striking lines 15 and 16 and inserting in lieu
 4 thereof the following: "consisting of four legislators,

5 two from the House and two from the Senate, one from
6 each party in each house, and a representative of the
7 Governor's office, to personally visit the United".

CLIFTON C. LAMBORN

S—2642

1 Amend the House amendment to Senate File 531 as
2 amended, passed and reprinted by the Senate, page
3 16, by adding after line 10 the following new
4 division:
5 ".... Page 16, by inserting after line 24 the
6 following:
7 'Notwithstanding any provision of this Act or
8 of any grievance procedures provided in a collective
9 bargaining agreement, teachers employed pursuant to
10 chapter two hundred seventy-nine (279) of the Code
11 shall follow the procedures established pursuant to
12 sections two hundred seventy-nine point thirteen
13 (279.13) and two hundred seventy-nine point twenty-
14 four (279.24), and chapter two hundred ninety (290)
15 of the Code.'"

JAMES W. GRIFFIN, SR.

S—2645

1 Amend the House amendment to Senate File 531, as
2 amended, passed, and reprinted by the Senate, as
3 follows:
4 1. Page 17, by striking lines 9 through 15, and in-
5 serting in lieu thereof the following:
6 1. If an impasse persists after the findings of
7 fact are made public by the fact finder, the parties
8 may continue to negotiate or, upon request of either
9 party, the board shall have the power to arrange for
10 arbitration, which may be binding or advisory de-
11 pending on the mutual assent of the parties; provided
12 that when the impasse involves policemen, firemen, or
13 guards at a correctional institution or mental hospi-
14 tal the arbitration procedures shall be binding upon
15 request of either party. The request for arbitration
16 shall be in writing and a copy of the request shall
17 be served upon the other party.
18 2. Page 21, line 16, by inserting after the word
19 "Act" the words "and as provided in subsection one
20 (1) of this section".

WARREN E. CURTIS
CLIFTON C. LAMBORN
FORREST V. SCHWENGELS

S—2643

1 Amend House File 1102, as amended, passed, and re-
2 printed by the House, as follows:
3 1. Amend the title on page 1, line 2, by insert-
4 ing after the word "minors" the words "and lascivious
5 acts with certain minors," and by striking the words

6 "a penalty" and inserting in lieu thereof the word
7 "penalties".

TOM RILEY

S—2644

1 1. Amend House File 1468, page 3, by inserting
2 after line 14 the following new section:

3 Sec. Section two hundred eighteen point one
4 (218.1), Code 1973, is amended by adding the
5 following new unnumbered paragraph:

6 *NEW UNNUMBERED PARAGRAPH.* Neither the
7 commissioner nor any other officer of the department
8 shall close or discontinue the operation of any of
9 the institutions named in subsections one (1)
10 through sixteen (16) of this section unless the
11 closing or discontinuation is specifically
12 authorized by law.

13 2. By renumbering the remaining section.

CALVIN O. HULTMAN
JAMES E. BRILES

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Wednesday, April 3, 1974.

JOURNAL OF THE SENATE

EIGHTIETH DAY

SENATE CHAMBER
DES MOINES, IOWA, WEDNESDAY, APRIL 3, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by Dr. Louis Haselmayer, president of Iowa Wesleyan College, Mt. Pleasant, Iowa.

The Journal of Tuesday, April 2, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Anthony Romano, Council Bluffs, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:
Senator Shaw for the day on request of Senator Hansen.

PRESENTATION OF VISITORS

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

Forty-six students from Milford Elementary School, Milford, Iowa, accompanied by Mrs. Andersen and Mrs. Hagedorn. Senator Bergman.

Fifty-five students from Nora Springs Community School, Nora Springs, Iowa, accompanied by Frank Altman and John Cahalan. Senator McCartney.

Eighty-five students from Webster City Community School, Webster City, Iowa. Senator Nystrom.

Thirty students from Clarinda High School, Clarinda, Iowa, accompanied by Mrs. Cassat. Senator Briles.

Seventy-eight students from Oskaloosa High School, Oskaloosa, Iowa, accompanied by Curt Frey and Lois Sharff. Senator Van Gilst.

Twenty-nine students from Norway High School, Norway, Iowa, accompanied by Ed Crosby. Senator Riley.

Nineteen students from Iowa Falls Community School, Iowa Falls, Iowa, accompanied by Wayne Christensen. Senator Taylor.

Sixty-one students from Mason City Junior High School, Mason City, Iowa. Senator Scott.

Forty-three students, members of the Boy Scouts, from Hoover Elementary School, Cedar Rapids, Iowa, accompanied by Mr. and Mrs. Dick Knoll, Fred Templer, Don Dvorak, Mrs. Lloyd Gefalle, Mrs. George Ellis, Carrol Olmstead, Karl Newport and William Youker. Senator Riley.

PETITION

The following petition was presented and placed on file:

By Senator Taylor, from fifty-five residents of Hancock and Wright Counties favoring legislation aimed at safeguarding the family farm.

MOTION TO RECONSIDER LOST

Senate File 23

Senator Van Gilst called up the following motion to reconsider Senate File 23, a bill for an act relating to minimum limits for compliance with the motor vehicle financial responsibility law, filed by him on February 5, 1974, and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which Senate File 23 passed the Senate February 4, 1974.

On the question "Shall the motion to reconsider be adopted?" (S.F. 23) the vote was:

Rule 24 was invoked.

Ayes, 25:

Andersen	Gluba	Orr	Scott
Blouin	Griffin	Plymat	Shaff
Briles	Hansen	Potter	Tieden
DeKoster	Heying	Rabedeaux	Van Gilst
Doderer	Kinley	Rodgers	Willits
Gallagher	Milligan	Schaben	Winkelman
Glenn			

Nays, 23:

Bergman	Kelly	Miller of	Ramsey
Burroughs	Kennedy	Marshall	Riley
Coleman	Lamborn	Murray	Robinson
Curtis	McCartney	Nolin	Schwengels
Hill	Miller of	Nystrom	Schwieger
Hultman	Des Moines	Priebe	Taylor
Junkins			

Voting present, 1:

Palmer (under Rule 24)

Absent or not voting, 1:

Shaw

The motion, having failed to receive a constitutional majority, lost.

ADOPTION OF CONCURRENT RESOLUTION

Senate Concurrent Resolution 106

Senator Lamborn asked unanimous consent to take up Senate Concurrent Resolution 106.

Objection was raised.

Senator Schaben moved that Senate Rules 5, 7 and 10 be suspended for the purpose of taking up Senate Concurrent Resolution 106.

On the question "Shall the motion to suspend Senate Rules 5, 7 and 10 be adopted?" (S.C.R. 106) the vote was:

Ayes, 41:

Andersen	Hill	Miller of	Robinson
Bergman	Hultman	Marshall	Rodgers
Blouin	Junkins	Milligan	Schaben
Briles	Kelly	Murray	Schwengels
Burroughs	Kennedy	Nolin	Schwieger
Coleman	Kinley	Nystrom	Scott
Gallagher	Lamborn	Orr	Taylor
Glenn	McCartney	Palmer	Tieden
Gluba	Miller of	Priebe	Van Gilst
Hansen	Des Moines	Ramsey	Willits
Heying		Riley	Winkelman

Nays, 4:

Curtis	DeKoster	Potter	Rabedeaux
--------	----------	--------	-----------

Absent or not voting, 5:

Doderer	Plymat	Shaff	Shaw
Griffin			

The motion prevailed, and Senate Concurrent Resolution 106, with report of the committee on state government recommending passage, was taken up, considered, and the report of the committee adopted:

SENATE CONCURRENT RESOLUTION 106

By Schaben, Priebe and Nolin
(Dunton, Miller of Calhoun and Krause)

1 *Whereas*, Iowa is a leading food producing state; and

2 *Whereas*, an adequate supply of fertilizer is necessary to
3 the production of our crops; and

4 *Whereas*, the cost of available fertilizer has drastically
5 increased in price; and

6 *Whereas*, an adequate supply of fertilizer at any price,
7 especially nitrogen, may not be available; and

8 *Whereas*, a shortage of fertilizer would seriously hamper
9 the food production capabilities of the Iowa farmer; and

10 *Whereas*, a disruption in planting patterns and production
11 capabilities would further increase the cost of food; *Now*

12 *Therefore*,

13 *Be It Resolved by the Senate, the House Concurring*, That
14 the Iowa State Senate directs the Governor to appoint a committee
15 of legislators, two from the House and two from the Senate, one
16 from each party in each house, to personally visit the United
17 States Secretary of Agriculture to explain the urgency of this
18 problem, the need for an adequate supply of fertilizer, and to
19 request federal action to insure that a sufficient supply of
20 reasonably priced fertilizer is available for the spring planting.

Senator Lamborn offered amendment S—2646 filed by him and moved its adoption:

S—2646

1 Amend Senate Concurrent Resolution 106, found on pages
2 248 and 249 of the Senate Journal, as follows:

3 1. By striking lines 15 and 16 and inserting in lieu
4 thereof the following: "consisting of four legislators,
5 two from the House and two from the Senate, one from
6 each party in each house, and a representative of the
7 Governor's office, to personally visit the United".

Amendment S—2646 was adopted.

Senator Shaff offered amendment S—2650:

S—2650

1 Amend Senate Concurrent Resolution 106, found on pages
2 248 and 249 of the Senate Journal, as follows:

3 1. Line 20, by striking the period and inserting in
4 lieu thereof the following: "; and

5 *Be It Further Resolved*, That the committee request
6 that better allocation of fertilizer be made to insure
7 that all farmers have an equal opportunity to obtain
8 fertilizer, that natural gas be given a higher priori-
9 ty for its use in the production of fertilizer, and
10 that in no instance will the United States embargo
11 shipments of fertilizer."

Senator Shaff withdrew amendment S—2652 to amendment S—2650:

S—2652

1 Amend the Shaff amendment S—2650, to Senate Concurrent
2 Resolution 106, as follows:

3 1. Line 11, by inserting after the word "of" the
4 words "any agricultural product, including".

Senator Shaff moved the adoption of amendment S—2650 and requested a roll call.

On the question "Shall amendment S—2650 be adopted?" (S.C.R. 106) the vote was:

Ayes, 37:

Andersen	Junkins	Murray	Schaben
Bergman	Kelly	Nystrom	Schwengels
Briles	Kennedy	Palmer	Scott
Burroughs	Kinley	Plymat	Shaff
Curtis	Lamborn	Potter	Taylor
DeKoster	Miller of	Priebe	Tieden
Griffin	Des Moines	Rabedeaux	Van Gilst
Hansen	Miller of	Riley	Willits
Heying	Marshall	Robinson	Winkelman
Hultman	Milligan	Rodgers	

Nays, 7:

Blouin	Glenn	Hill	Ramsey
Gallagher	Gluba	Orr	

Absent or not voting, 6:

Coleman	McCartney	Schwieger	Shaw
Doderer	Nolin		

Amendment S—2650 was adopted.

Senator Schaben moved the adoption of Senate Concurrent Resolution 106 as amended.

On the question "Shall the resolution as amended be adopted?" (S.C.R. 106) the vote was:

Ayes, 47:

Andersen	Heying	Milligan	Robinson
Bergman	Hultman	Murray	Rodgers
Blouin	Junkins	Nolin	Schaben
Briles	Kelly	Nystrom	Schwengels
Burroughs	Kennedy	Orr	Schwieger
Coleman	Kinley	Palmer	Scott
Curtis	Lamborn	Plymat	Shaff
DeKoster	McCartney	Potter	Taylor
Gallagher	Miller of	Priebe	Tieden
Glenn	Des Moines	Rabedeaux	Van Gilst
Gluba	Miller of	Ramsey	Willits
Griffin	Marshall	Riley	Winkelman
Hansen			

Nays, 1:

Hill

Absent or not voting, 2:

Doderer	Shaw
---------	------

The motion prevailed and the resolution as amended was adopted.

Senator Schaben asked and received unanimous consent that **Senate Concurrent Resolution 106** be immediately messaged to the House, which request was complied with.

MOTION TO RECONSIDER LOST

House File 98

Senator Andersen called up the following motion to reconsider House File 98, a bill for an act to allow school boards, county school boards, area school boards, and the state board of public instruction to provide group contracts, and the board for the educational radio and television facility to provide group or individual contracts for tax-sheltered annuities to employees, filed by him on March 20, 1974, and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which House File 98 passed the Senate.

Rule 24 was invoked on request of Senator Andersen.

On the question "Shall the motion to reconsider be adopted?" (H.F. 98) the vote was:

Ayes, 22:

Andersen	Gluba	Nolin	Ramsey
Blouin	Hansen	Nystrom	Riley
DeKoster	Heying	Orr	Robinson
Doderer	Junkins	Potter	Rodgers
Gallagher	Kennedy	Rabedeaux	Schwieger
Glenn	Kinley		

Nays, 23:

Bergman	Hultman	Miller of	Schwengels
Briles	Kelly	Marshall	Shaff
Burroughs	Lamborn	Milligan	Taylor
Coleman	McCartney	Murray	Tieden
Curtis	Miller of	Plymat	Willits
Griffin	Des Moines	Priebe	Winkelman
Hill			

Voting present, 1:

Palmer (under Rule 24)

Absent or not voting, 4:

Schaben	Scott	Shaw	Van Gilst
---------	-------	------	-----------

The motion lost.

On motion of Senator Lamborn, the Senate recessed until 1:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

QUORUM CALL

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

Present, 43:

Andersen	Heying	Miller of	Ramsey
Bergman	Hill	Marshall	Riley
Blouin	Hultman	Murray	Rodgers
Burroughs	Junkins	Nolin	Schwengels
Coleman	Kelly	Nystrom	Scott
DeKoster	Kennedy	Orr	Shaff
Doderer	Kinley	Palmer	Taylor
Gallagher	Lamborn	Plymat	Tieden
Glenn	McCartney	Potter	Van Gilst
Gluba	Miller of	Priebe	Willits
Griffin	Des Moines	Rabedeaux	Winkelman
Hansen			

Absent, 7:

Briles	Milligan	Schaben	Shaw
Curtis	Robinson	Schwieger	

Roll call revealed a quorum present.

MOTION TO RECONSIDER ADOPTED

House File 299

Senator Rabedeaux called up the following motion to reconsider filed by him on March 26, 1974, and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which House File 299 passed the Senate on March 26, 1974.

On the question "Shall the motion to reconsider be adopted?" (H.F. 299) the vote was:

Rule 24 was invoked.

Ayes, 26:

Blouin	Gluba	Miller of	Rabedeaux
Briles	Heying	Des Moines	Ramsey
Coleman	Hill	Miller of	Riley
Curtis	Hultman	Marshall	Schaben
DeKoster	Junkins	Milligan	Schwengels
Doderer	Kelly	Nolin	Shaff
Glenn	Kinley	Plymat	Winkelman

Nays, 22:

Andersen	Kennedy	Palmer	Scott
Bergman	Lamborn	Potter	Taylor
Burroughs	McCartney	Priebe	Tieden
Gallagher	Murray	Robinson	Van Gilst
Griffin	Nystrom	Rodgers	Willits
Hansen	Orr		

Absent or not voting, 2:

Schwieger	Shaw
-----------	------

The motion prevailed.

Senator Rabedeaux moved to reconsider the vote by which House File 299 went to its last reading, which motion prevailed.

On motion of Senator Rabedeaux, House File 299, a bill for an act relating to the definition of the practice of chiropractic, was taken up for reconsideration.

Senator Rabedeaux offered amendment S—2648:

S—2648

- 1 Amend House File 299 as amended and passed by the House,
- 2 page 1, by adding after line 14 the following new
- 3 section:
- 4 Sec. *NEW SECTION.* A chiropractor
- 5 shall not use in his practice the procedures other-
- 6 wise authorized by law unless he has received
- 7 training in their use in a college of chiropractic
- 8 offering courses of instructions approved by the
- 9 board of chiropractic examiners and the department
- 10 of health.
- 11 Any chiropractor licensed as of the effective
- 12 date of this Act may use the procedures authorized
- 13 by law if he files with the board of chiropractic
- 14 examiners an affidavit within two months of the
- 15 effective date of this Act, that he has completed
- 16 the necessary training and is fully qualified in
- 17 these procedures and possesses that degree of pro-
- 18 ficency and will exercise that care which is
- 19 common to physicians in this state.

Senator Murray took the chair at 2:30 p.m.

Senator Griffin offered amendment S—2657 to amendment S—2648:

S—2657

Division S—2657A

- 1 Amend the Rabedeaux amendment S—2648 to House File
- 2 299, as follows:
- 3 1. Lines 9 and 10 by striking the words “and the
- 4 department of health”.

Division S—2657B

- 5 2. Lines 14 and 15, by striking the words “within
- 6 two months of the effective date of this Act.”.

Senator Hultman called for a division of amendment S—2657 to amendment S—2648, section 1 to be considered as division S—2657A, section 2 to be considered as division S—2657B.

Senator Potter took the chair at 3:14 p.m.

Senator Griffin moved the adoption of division S—2657A of the amendment to the amendment and requested a roll call.

On the question "Shall division S—2657A of the amendment to the amendment be adopted?" (H.F. 299) the vote was:

Ayes, 35:

Andersen	Kennedy	Murray	Rodgers
Bergman	Kinley	Nolin	Schaben
Blouin	Lamborn	Nystrom	Schwengels
Burroughs	McCartney	Orr	Scott
Gallagher	Miller of	Palmer	Taylor
Glenn	Des Moines	Plymat	Tieden
Griffin	Miller of	Potter	Van Gilst
Hansen	Marshall	Priebe	Willits
Hultman	Milligan	Robinson	Winkelman
Junkins			

Nays, 12:

Coleman	Doderer	Hill	Ramsey
Curtis	Gluba	Kelly	Riley
DeKoster	Heying	Rabedeaux	Shaff

Absent or not voting, 3:

Briles	Schwieger	Shaw
--------	-----------	------

Division S—2657A of the amendment to the amendment was adopted.

On motion of Senator Griffin, division S—2657B of the amendment to the amendment was adopted.

Senator Junkins offered amendment S—2658 to amendment S—2648 and moved its adoption:

S—2658

- 1 Amend the Rabedeaux amendment S—2648 filed
- 2 April 3, 1974 to House File 299, line 7, by striking
- 3 the second word "in" and inserting in lieu thereof
- 4 the word "by".

Amendment S—2658 to amendment S—2648 was adopted.

On motion of Senator Rabedeaux, amendment S—2648 as amended was adopted.

Senator Rabedeaux moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 299) the vote was:

Ayes, 36:

Andersen	Kennedy	Orr	Rodgers
Bergman	Kinley	Palmer	Schaben
Burroughs	Lamborn	Plymat	Schwengels
Coleman	McCartney	Potter	Scott
DeKoster	Miller of	Priebe	Taylor
Gallagher	Marshall	Rabedeaux	Tieden
Gluba	Murray	Ramsey	Van Gilst
Griffin	Nolin	Riley	Willits
Hansen	Nystrom	Robinson	Winkelman
Junkins			

Nays, 11:

Blouin	Heying	Kelly	Milligan
Curtis	Hill	Miller of	Shaff
Doderer	Hultman	Des Moines	
Glenn			

Absent or not voting, 3:

Briles	Schwieger	Shaw
--------	-----------	------

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

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up for consideration Senate File 1359.

Senate File 1359

On motion of Senator Andersen, Senate File 1359, a bill for an act making a supplemental appropriation from the general fund to the Iowa employment security commission, was taken up for consideration.

Senator Andersen moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1359) the vote was:

Ayes, 45:

Andersen	Heying	Miller of	Ramsey
Bergman	Hill	Marshall	Riley
Blouin	Hultman	Milligan	Robinson
Burroughs	Junkins	Murray	Rodgers
Coleman	Kelly	Nolin	Schwengels
Curtis	Kennedy	Nystrom	Scott
DeKoster	Kinley	Orr	Shaff
Doderer	Lamborn	Palmer	Taylor
Glenn	McCartney	Plymat	Tieden
Gluba	Miller of	Potter	Van Gilst
Griffin	Des Moines	Priebe	Willits
Hansen		Rabedeaux	Winkelman

Nays, none.

Absent or not voting, 5:

Briles	Schaben	Schwieger	Shaw
Gallagher			

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

Senator Lamborn asked and received unanimous consent to take up for consideration House File 1220.

House File 1220

On motion of Senator Andersen, House File 1220, a bill for an act increasing an appropriation made to the capitol planning commission, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Andersen moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1220) the vote was:

Ayes, 44:

Andersen	Hansen	Milligan	Robinson
Bergman	Heying	Murray	Rodgers
Blouin	Hill	Nolin	Schaben
Burroughs	Hultman	Nystrom	Schwengels
Coleman	Junkins	Orr	Scott
Curtis	Kelly	Palmer	Shaff
DeKoster	Kennedy	Plymat	Tieden
Doderer	Kinley	Potter	Van Gilst
Gallagher	Lamborn	Priebe	Willits
Glenn	McCartney	Rabedeaux	Winkelman
Gluba	Miller of	Riley	
Griffin	Marshall		

Nays, 1:

Ramsey

Absent or not voting, 5:

Briles	Miller of	Schwieger	Taylor
	Des Moines	Shaw	

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

Senator Lamborn asked and received unanimous consent to take up for consideration House File 1377.

House File 1377

On motion of Senator Andersen, House File 1377, a bill for an act to make an appropriation from the general fund of the state to the campaign finance disclosure commission, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Andersen moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1377) the vote was:

Ayes, 45:

Andersen	Heying	Milligan	Robinson
Bergman	Hill	Nolin	Rodgers
Blouin	Hultman	Nystrom	Schaben
Burroughs	Junkins	Orr	Schwengels
Coleman	Kelly	Palmer	Scott
Curtis	Kennedy	Plymat	Shaff
DeKoster	Kinley	Potter	Taylor
Doderer	McCartney	Priebe	Tieden
Gallagher	Miller of	Rabedeaux	Van Gilst
Glenn	Des Moines	Ramsey	Willits
Gluba	Miller of	Riley	Winkelman
Griffin	Marshall		
Hansen			

Nays, 1:

Briles

Absent or not voting, 4:

Lamborn	Murray	Schwieger	Shaw
---------	--------	-----------	------

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

Senator Lamborn asked and received unanimous consent to take up for consideration House File 1378.

House File 1378

On motion of Senator Andersen, House File 1378, a bill for an act increasing funds appropriated to the Iowa beer and liquor control department, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Andersen offered amendment S—2647 by the committee on appropriations and moved its adoption:

S—2647

- 1 Amend House File 1378, as passed by the House, as
- 2 follows:
- 3 1. Page 2, line 9, by striking the numerals
- 4 7,526,755 and inserting in lieu thereof the numerals
- 5 7,541,755.
- 6 2. Page 2, line 13, by striking the word "eight"
- 7 and inserting in lieu thereof the word "nine".

Amendment S—2647 was adopted.

Senator Andersen moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1378) the vote was:

Ayes, 41:

Andersen	Gluba	Miller of	Riley
Bergman	Griffin	Des Moines	Robinson
Blouin	Hansen	Milligan	Rodgers
Briles	Heying	Murray	Schaben
Burroughs	Hultman	Nolin	Schwengels
Coleman	Junkins	Nystrom	Scott
Curtis	Kelly	Palmer	Shaff
DeKoster	Kennedy	Plymat	Tieden
Doderer	Kinley	Potter	Willits
Gallagher	McCartney	Priebe	Winkelman
Glenn		Rabedeaux	

Nays, 6:

Hill	Miller of	Orr	Taylor
	Marshall	Ramsey	Van Gilst

Absent or not voting, 3:

Lamborn	Schwieger	Shaw
---------	-----------	------

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

Senator Lamborn asked and received unanimous consent to take up for consideration House File 1454.

House File 1454

On motion of Senator Andersen, House File 1454, a bill for an act relating to the appropriation for incorporating the Code on magnetic tape, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Andersen moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1454) the vote was:

Ayes, 46:

Andersen	Griffin	Miller of	Riley
Bergman	Hansen	Marshall	Robinson
Blouin	Heying	Milligan	Rodgers
Briles	Hill	Murray	Schaben
Burroughs	Hultman	Nolin	Schwengels
Coleman	Junkins	Nystrom	Scott
Curtis	Kelly	Orr	Shaff
DeKoster	Kennedy	Palmer	Taylor
Doderer	Kinley	Plymat	Tieden
Gallagher	McCartney	Potter	Van Gilst
Glenn	Miller of	Priebe	Willits
Gluba	Des Moines	Ramsey	Winkelman

Nays, none.

Absent or not voting, 4:

Lamborn Rabedeaux Schwieger Shaw

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

Senator Lamborn asked and received unanimous consent to take up for consideration Senate File 1360.

Senate File 1360

On motion of Senator Hultman, Senate File 1360, a bill for an act extending the appropriation of the Iowa American revolution bicentennial commission, was taken up for consideration.

Senator Hultman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1360) the vote was:

Ayes, 45:

Andersen	Hansen	Milligan	Robinson
Bergman	Heying	Murray	Rodgers
Blouin	Hill	Nolin	Schaben
Briles	Hultman	Nystrom	Schwengels
Burroughs	Junkins	Orr	Scott
Coleman	Kelly	Plymat	Shaff
Curtis	Kinley	Potter	Taylor
DeKoster	McCartney	Priebe	Tieden
Doderer	Miller of	Rabedeaux	Van Gilst
Gallagher	Des Moines	Ramsey	Willits
Glenn	Miller of	Riley	Winkelman
Gluba	Marshall		
Griffin			

Nays, none.

Absent or not voting, 5:

Kennedy Palmer Schwieger Shaw
Lamborn

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

UNFINISHED BUSINESS

Senator DeKoster asked and received unanimous consent to take up out of order House File 310.

House File 310

On motion of Senator Winkelman, House File 310, a bill for

an act relating to trout stamps, was taken up for further consideration.

Senator Kelly offered amendment S—2639 filed by him and moved its adoption:

S—2639

- 1 Amend House File 310, as passed by the House, on
- 2 page 1, line 13, by inserting after the word "ink"
- 3 the words "*or a receipt or other evidence showing that*
- 4 *such trout was acquired lawfully*".

Amendment S—2639 was adopted.

Senator Winkelman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 310) the vote was:

Ayes, 46:

Andersen	Hansen	Miller of	Riley
Bergman	Heying	Marshall	Robinson
Blouin	Hill	Milligan	Rodgers
Briles	Hultman	Murray	Schaben
Burroughs	Junkins	Nolin	Schwengels
Coleman	Kelly	Nystrom	Scott
Curtis	Kennedy	Orr	Shaff
DeKoster	Kinley	Palmer	Taylor
Doderer	Lamborn	Plymat	Tieden
Gallagher	McCartney	Potter	Van Gilst
Glenn	Miller of	Rabedeaux	Willits
Gluba	Des Moines	Ramsey	Winkelman

Nays, 1:

Priebe

Absent or not voting, 3:

Griffin Schwieger Shaw

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

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 1266.

Senate File 1266

On motion of Senator Nolin, Senate File 1266, a bill for an act relating to vacancies in the general assembly, with report of committee recommending passage, was taken up. considered, and the report of the committee adopted.

DEFERRED

Senator Kinley asked and received unanimous consent that further action on **Senate File 1266** be **deferred** and that the bill be placed on the calendar under **unfinished business**.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 1122.

Senate File 1122

On motion of Senator Gluba, Senate File 1122, a bill for an act relating to the seizure and destruction of dogs, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Ramsey offered amendment S—2653 and moved its adoption:

S—2653

- 1 Amend Senate File 1122 as follows:
- 2 1. Page 2, line 19, by striking the word "shall"
- 3 and inserting in lieu thereof the words "may agree to
- 4 accept possession of the dog and may".
- 5 2. Page 2, by inserting after line 25 the follow-
- 6 ing:
- 7 A dog seized or impounded under this section may be
- 8 redeemed by the owner or disposed of by the impounding
- 9 authority as provided in section three hundred fifty-
- 10 one point thirty-seven (351.37) of the Code.
- 11 3. Page 2, line 33, by inserting after the word
- 12 "person" the words "*or when it is believed that the*
- 13 *dog is rabid or otherwise dangerous to humans*".

Amendment S—2653 was adopted.

Senator Gluba moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1122) the vote was:

Rule 24 was invoked.

Ayes, 33:

Andersen	Gluba	Miller of	Rabedeaux
Bergman	Hansen	Des Moines	Riley
Blouin	Heying	Milligan	Robinson
Burroughs	Kelly	Nystrom	Rodgers
Coleman	Kennedy	Orr	Schaben
Curtis	Kinley	Palmer	Schwengels
DeKoster	Lamborn	Plymat	Shaff
Gallagher	McCartney	Potter	Willits
Glenn		Priebe	

Nays, 9:

Briles	Miller of	Ramsey	Van Gilst
Hill	Marshall	Scott	Winkelman
	Nolin	Tieden	

Voting present, 1:

Junkins (under Rule 24)

Absent or not voting, 7:

Doderer	Hultman	Schwieger	Taylor
Griffin	Murray	Shaw	

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

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 173, a bill for an act to forbid use of highways to habitual offenders and to provide punishment.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1139, a bill for an act raising the mileage rate paid members of the general assembly and employees of the state or its subdivisions.

Also: That the House has concurred in the Senate amendment and repassed the following bill in which the concurrence of the House was asked:

House File 125, a bill for an act relating to providing standard uniforms for county sheriffs and their deputies.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 719, a bill for an act relating to the financing of industrial and agricultural projects including pollution control facilities.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1392, a bill for an act relating to correcting erroneous, inconsistent and obsolete sections of the Code.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1425, a bill for an act to make an appropriation from the primary road fund to the state highway commission.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 173

- 1 Amend Senate File 173 as passed by the Senate and
- 2 reprinted as follows:
- 3 1. Page 2A, by striking line 7.

4 2. Page 2A, by striking line 17.

5 3. Page 2A, line 20, by striking the word "Any" and in-
6 serting in lieu thereof the word "An".

7 4. Page 2A, line 26, by striking the word "Any" and in-
8 serting in lieu thereof the word "A".

9 5. Page 2B, line 36, by inserting after the word
10 "violations" the words "and speeding violations of less than
11 six miles per hour over the legal speed limit, as provided
12 by law prior to enactment of Senate File one thousand
13 thirteen (1013), Acts of the Sixty-fifth General Assembly,
14 1974 Session".

15 6. Page 2B, line 36, by striking the words "Conviction of
16 a" and all of lines 37 through 48.

17 7. Page 4, by striking lines 10 and 11 and inserting in
18 lieu thereof the following: "a motor vehicle on the highways
19 of this state for the period specified in section six (6) of
20 this Act. In such case the defendant shall surrender".

21 8. Page 4, lines 27 and 28, by striking the words "while
22 the judgment of the court prohibiting such operation remains
23 in effect" and inserting in lieu thereof the words "during
24 the period of time specified in section six (6) of this Act."

25 9. Page 4, by striking lines 30 through 35 and inserting

Page 2

1 in lieu thereof: "conviction be punished by imprisonment in
2 the penitentiary for not more than two years and notwith-
3 standing the provisions of section six hundred eighty-seven
4 point two (687.2) of the Code, such conviction shall constitute
5 a misdemeanor and not a felony."

6 10. Page 5, by striking lines 1 through 11.

7 11. By correcting internal references and renumbering
8 sections, subsections and paragraphs.

HOUSE AMENDMENT TO SENATE FILE 1139

1 Amend Senate File 1139, as passed by the Senate and re-
2 printed, as follows:

3 1. Page 1, line 18, by inserting after the word
4 "otherwise," the words "*Any peace officer as defined in section*
5 *seven hundred forty-eight point three (748.3) of the Code who*
6 *is required to use his private vehicle in the performance*
7 *of his official duties shall receive reimbursement for*
8 *mileage expense at the rate of eighteen cents per mile.*"

9 2. Page 3, line 28, by inserting after the word
10 "otherwise," the words "*Any peace officer as defined in*
11 *section seven hundred forty-eight point three (748.3) of the*
12 *Code who is required to use his private vehicle in the*
13 *performance of his official duties shall receive reimbursement*
14 *for mileage expense at the rate of eighteen cents per mile.*"

15 3. By adding the following new sections:

16 Sec. Section two point ten (2.10), subsection one (1),
17 Code 1973, as amended by Acts of the Sixty-fifth General
18 Assembly, 1973 Session, chapter one hundred nineteen (119),
19 section one (1), is further amended to read as follows:

20 1. Every member of the general assembly except the speaker
 21 of the house and majority and minority floor leaders of the
 22 senate and house shall receive an annual salary of eight
 23 thousand dollars for each year while serving as a member of
 24 the general assembly. The majority and minority floor leaders
 25 of the senate and house shall receive an annual salary of nine

Page 2

1 thousand five hundred dollars for each year while serving in
 2 such capacity. In addition, each such member shall receive
 3 the sum of twenty dollars per day for expenses of office,
 4 except travel, for each day the general assembly is in session
 5 commencing with the first day of a legislative session and
 6 ending with the day of final adjournment of each legislative
 7 session as indicated by the journals of the house and senate.
 8 However, members from Polk county shall receive ten dollars
 9 per day. Travel expenses shall be paid at the rate established
 10 by section seventy-nine point nine (79.9) of the Code [for
 11 employees of the state] for actual travel in going to and re-
 12 turning from the seat of government by the nearest traveled
 13 route for not more than one time per week during a legislative
 14 session. *However, any increase from time to time in the*
 15 *mileage rate established by section seventy-nine point nine*
 16 *(79.9) of the Code shall not become effective for members of*
 17 *the general assembly until the convening of the next general*
 18 *assembly following the session in which the increase is*
 19 *adopted; and this provision shall prevail over any inconsis-*
 20 *tent provision of any present or future statute.*

21 Sec. This Act shall take effect and be in force on
 22 April 1, 1974, after its publication in the Muscatine Journal,
 23 a newspaper published in Muscatine, Iowa, and in the Council
 24 Bluffs Nonpareil, a newspaper published in Council Bluffs,
 25 Iowa.

INTRODUCTION OF BILL

Senate File 1361, by Senators Rabedeaux and Kelly, a bill for an act creating a state elevator code, requiring the owners of elevators to register and comply with rules of the labor commissioner, authorizing the labor commissioner to promulgate standards for the construction, maintenance, and use of elevators, establishing licensing requirements and procedures for elevator inspectors, and requiring liability insurance and fees and providing penalties for violations.

Read first time and **passed on file.**

HOUSE MESSAGES CONSIDERED

House File 719, a bill for an act relating to the financing of industrial and agricultural projects including pollution control facilities by cities, towns and counties.

Read first time and **passed on file.**

House File 1392, a bill for an act relating to correcting erroneous, inconsistent and obsolete sections of the Code.

Read first time and **passed on file.**

House File 1425, a bill for an act to make an appropriation from the primary road fund to the state highway commission for the support, maintenance and miscellaneous expenses of planning, development and field operation activities and relating to the posting of informational signs.

Read first time and **passed on file.**

SENATE RESOLUTION 103

By Plymat, Gluba, Briles, Orr, Curtis, Heying, Blouin, Gallagher, Scott, Robinson, Andersen, Palmer, Doderer, Junkins, Schwengels, Kinley, Willits, Schwieger, Winkelman, Rodgers, McCartney, Murray, Schaben, Van Gilst, Hultman, Kennedy, Kelly, Riley, Lamborn, Griffin, Nolin, Ramsey, Bergman, Priebe, Hansen, Miller of Des Moines, Nystrom and Milligan

1 *Whereas*, there are serious differences of opinion among
2 citizens and experts regarding the safe use of civilian
3 nuclear fission power plants; and

4 *Whereas*, concerns regarding the safe use of civilian nuclear
5 fission power plants relate to the safety and environmental
6 hazards associated with the entire nuclear fuel cycle compared
7 with benefits derived from the civilian nuclear fission power
8 plants; the economic effect of a commitment to nuclear fission
9 power plants, particularly in relation to long-term cost and
10 availability of raw materials and the costs of all necessary
11 safeguards; and also relate to the central question of prolif-
12 eration of nuclear fission power plants in comparison to
13 possible alternatives; and

14 *Whereas*, the concerns and differences of opinion will not
15 be resolved without a concentrated and comprehensive study and
16 gathering of facts relating to the use, benefits, disadvantages,
17 and possible dangers associated with the use of nuclear fission
18 power plants; *Now Therefore*,

19 *Be It Resolved by the Senate*, That the Senate of the state
20 of Iowa strongly urges the United States Congress to direct
21 the Office of Technology Assessment to immediately undertake
22 a comprehensive study and investigation of the entire nuclear
23 cycle from mining through fuel reprocessing and waste manage-
24 ment to determine the safety and environmental hazards of this
25 cycle and such study shall include but not be limited to:

- 26 1. The safety of existing nuclear fission power plants;
- 27 2. The safety of routine emissions from nuclear fission
- 28 power plants and nuclear fuel reprocessing facilities with
- 29 projections of future health effects if such plants continue

Page 2

1 to increase in numbers;

- 2 3. The indefinite storage of high level radioactive waste
 3 and potential dangers of such storage;
 4 4. The transportation of nuclear materials from civilian
 5 nuclear fission power plants and the safety hazards inherent
 6 in such transportation;
 7 5. The possibilities for diversion of nuclear materials
 8 and sabotage throughout the entire nuclear fuel cycle; and
 9 6. An evaluative assessment of prospects and problems and
 10 the ultimate net energy yield in the production of electric
 11 power through the use of nuclear energy; and
 12 *Be It Further Resolved*, That the Congress of the United
 13 States provide that during the study by the Office of Technology
 14 Assessment the licensing of nuclear fission power plants be
 15 carried on only on a very small scale and under such conditions
 16 as the Congress shall determine; and
 17 *Be It Further Resolved*, That the Congress of the United
 18 States shall direct the Office of Technology Assessment to
 19 complete the investigation and study in an expeditious manner
 20 and submit a final report to Congress and periodic reports
 21 during the study, and that the information contained in such
 22 reports be made available to the public and that if informa-
 23 tion contained in the reports merits it, public hearings be
 24 held concerning the information and the progress of the study;
 25 and
 26 *Be It Further Resolved*, That copies of this resolution be
 27 forwarded to the President of the United States Senate, the
 28 Speaker of the United States House of Representatives, and
 29 to each member of the Iowa Congressional delegation.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S.C.R. 117 State government
 H. F. 1116 Ways and means

BILL SIGNED BY THE GOVERNOR

A communication was received announcing that on April 3, 1974, the Governor had approved and transmitted to the Secretary of State the following bill:

- H. F. 1473—To legalize contracts awarded by the Town of Libertyville, Jefferson County, Iowa, dated February 4, 1974, for the improvements and extensions to the municipal waterworks in said town.

SUPPLEMENTAL REPORT OF COMMITTEE ON MEMORIAL RESOLUTIONS

MR. PRESIDENT: Your committee on memorial resolutions begs leave to report that committees should be appointed to prepare suitable memorial resolutions for the following deceased members of the Senate:

Leon M. Miller, Knoxville
Carl O. Sjulín, Hamburg

RALPH W. POTTER, Chairman
IRVIN L. BERGMAN
JOAN ORR

EXPLANATIONS OF VOTES

MR. PRESIDENT: Because I was attending an out-of-town meeting on Monday, April 2, 1974, I was not present when the votes were taken on Senate Files 1311 and 1225. Had I been present, I would have voted "aye" on both measures. On Tuesday morning I was speaking to the school administrators of Iowa and missed several votes. Had I been present, I would have voted "aye" on House Files 59, 414, 1473, and 1432, on Senate Files 1050 and 1340, and on amendment S—2614. I would have voted "no" on amendments S—2641 and S—2626.

WILLARD R. HANSEN

MR. PRESIDENT: I was necessarily absent from the Senate when the votes were taken on the following bills: Senate Files 1050, 1009, 1250, 1117, 1295 and House Files 414, 713 and 1121. Had I been present I would have voted "aye". Also, during this same absence, House File 160 was voted on. Had I been present I would have voted "no".

HILARIUS L. HEYING

MR. PRESIDENT: On Tuesday afternoon, April 2, 1974, I was listed as absent on a quorum call of the Senate and missed voting on some other bills which came up for consideration. I was not present because as a legislator I was asked to participate in a panel discussion on Child Abuse sponsored by the Governor's Conference on Juvenile Justice. The purpose of the panel discussion was to acquaint some 800 Iowa social workers, judges, law enforcement officers, probation officers, counsellors, sociologists and others interested in the field of juvenile justice with the new proposed law on Child Abuse.

Had I been present, I would have voted "aye" on Senator Doderer's motion to suspend the rules for the purpose of continuing consideration of amendment S—2593; I would have also voted "aye" on the following non-controversial bills: Senate Files 1009, 1117, 1250, 1295; House Files 160, 713 and 1121.

WILLARD E. GLUBA

MR. PRESIDENT: We were absent from the Senate chamber when the quorum roll call was taken on April 3, 1974, because we were on a legislative panel appearing before the Iowa Association of County Bankers.

WARREN E. CURTIS
JAMES F. SCHABEN

MR. PRESIDENT: I had a speaking engagement on April 2, 1974, when the votes were taken on Senate Files 1009, 1250, 1117 and 1295; House Files 1121, 160 and 713. If I had been in the Senate chamber, I would have voted "Aye".

BART SCHWIEGER

MR. PRESIDENT: I voted "no" on the motion to suspend the rules for the purpose of considering amendment S—2593 to Senate File 1009 for the following reasons:

1. The proposed amendment would impose statutory restrictions on the right of cross examination. Control of witness examination is presently vested in the Trial Court, subject to the requirement of relevancy. Statutory restriction of cross examination would encroach upon discretionary authority of the judiciary.

2. The amendment would very possibly deny due process of law to an accused person. In a prosecution for rape the defense of consent raises the issue of prior relationships between the prosecuting witness and a defendant. Prohibition or limitation of such testimony may prevent the jury from learning about relevant facts bearing on the issue of consent, and denial to the defendant of constitutionally-guaranteed rights. Guilt or innocence being the ultimate question, the full and complete truth should be admitted in this as in other criminal proceedings.

3. The credibility of a witness is vitally important to ascertainment of truth. The amendment would prohibit or restrict the right of testing the credibility of a witness. No arbitrary restrictions should be placed on the inquiry into the honesty or veracity of witness testimony.

4. The amendment would necessitate defense anticipation of the prosecuting witness' testimony under its prohibition of impeachment evidence. No witness in a criminal proceeding should be immunized from possible impeachment; the full truth must always be permitted to emerge in a determination of guilt or innocence.

5. The amendment would have prohibited evidence of the sexual conduct of the prosecuting witness occurring more than one year prior to the alleged offense from being introduced. Such evidence may be relevant to the issues of consent and credibility, and should not be arbitrarily prohibited.

6. The amendment failed to provide the Trial Court with definitive guidelines for the admissibility of evidence, other than the requirement of relevancy. This requirement already exists under the Rules of Evidence, so the limitations proposed by the amendment may be more illusory than real.

GENE W. GLENN

REPORTS OF COMMITTEE

Senator Shaff submitted the following reports:

MR. PRESIDENT: Your committee on ways and means to which was referred **Senate File 1018**, a bill for an act relating to tax receipts, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ROGER J. SHAFF, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on ways and means to which was referred **House File 501**, a bill for an act relating to the establishment of zoos or zoological gardens and authorizing the levy of taxes and the issuance of bonds therefor, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ROGER J. SHAFF, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2660

1 Amend Senate File 491 as follows:

2 1. By striking all after the enacting clause and in-

3 serting in lieu thereof the following:

4 Section 1. *NEW SECTION. DEFINITIONS.* As used in

5 this Act, unless the context otherwise requires:

6 1. "Freeway-expressway system" has the same

7 meaning as provided in section three hundred six point

8 one (306.1), subsection two (2), paragraph a, of the

9 Code.

10 2. "Commission" means the state highway commis-

11 sion.

12 3. "Construction" means the construction of new

13 roads, the completion, enlargement, reconstruction,

14 remodeling, relocation, repair, or improvement of ex-

15 isting roads, the acquisition of land, easements, and

16 right-of-way for roads, and all work incidental to

17 these.

18 4. "Roads" means roads which are a part of the

19 freeway-expressway system.

20 5. "Fund" means the freeway-expressway fund

21 created in section two (2) of this Act.

22 6. "Bonds" means road revenue bonds issued by the

23 commission under this Act.

24 Sec. 2. *NEW SECTION. FREEWAY-EXPRESSWAY FUND.*

25 A freeway-expressway fund is created in the office of

Page 2

1 the treasurer of state. The amounts credited to this

2 fund under section three hundred twenty-four point

3 seventy-nine (324.79) of the Code are appropriated an-

4 nually to pay the interest due on bonds and to retire

5 outstanding bonds at maturity or to establish reserves

6 for this purpose. The commission may withdraw, on

7 vouchers to the state comptroller as provided by law,

8 the amounts necessary to pay the interest due and to

9 retire the bonds, as authorized by this Act and by the

10 resolution of the commission issuing the bonds.

11 Sec. 3. *NEW SECTION. ROAD REVENUE BONDS.* The

12 commission, by resolution, may issue bonds of the

13 state of Iowa, to be known as road revenue bonds, to

14 be payable, both as to principal and interest, solely

15 from revenues accruing to the fund, and to be used

16 solely for financing construction of the roads in the

17 state freeway-expressway system. **However, the aggre-**

18 **gate principal amount of bonds issued under this sec-**

19 **tion shall not exceed three hundred twenty million**

20 **dollars, and the principal amount of bonds issued in**

21 **any fiscal year shall not exceed forty million dol-**

22 **lars, except that when the bonds issued in any fiscal**

23 **year amount in principal to less than forty million**

24 **dollars, the difference between the amount actually**

25 **issued and forty million dollars may be issued in sub-**

Page 3

1 sequent years.

2 The commission may enter into contracts and agree-
3 ments and do other things necessary or incidental to
4 the performance of its duties and the execution of its
5 powers under this Act.

6 Sec. 4. *NEW SECTION. TERMS AND CONDITIONS OF*
7 *BONDS.* Bonds of each issue must be dated, must bear
8 interest at a rate not exceeding five and one-half
9 percent per annum, and must mature in not more than
10 twenty years, all as provided by the commission.

11 Bonds may be made redeemable before maturity, at the
12 option of the commission, at prices and under terms
13 and conditions fixed by the commission prior to issu-
14 ance. Bonds may not be sold for an amount less than
15 par and accrued interest. Bonds must be fully amor-
16 tized over the period of maturity. The commission
17 shall determine the form and the manner of execution
18 of bonds, including any interest coupons to be at-
19 tached, and shall fix the denominations of the bonds
20 and the places of payment of principal and interest,
21 which shall be at a member bank or trust company of
22 the federal reserve system, or with one or more banks
23 in the state of Iowa, or both.

24 Bonds must be signed by the director of highways
25 or bear his facsimile signature, and must contain an

Page 4

1 impression of the official seal attested by the secre-
2 tary of the commission. Coupons attached to the bonds
3 must bear the facsimile signature of the director of
4 highways. If an officer whose signature or facsimile
5 signature appears on a bond or coupon ceases to hold
6 that office before the delivery of the bond, the sig-
7 nature or facsimile is still valid and sufficient for
8 all purposes, as if he had remained in office until
9 the delivery. Bonds must have and are declared to
10 have all the qualities and incidents of negotiable
11 instruments under the Uniform Commercial Code. Bonds
12 may be issued in coupon or in registered form, or
13 both, as the commission determines, and provision may
14 be made for the registration of coupon bonds as to
15 principal alone and also as to both principal and in-
16 terest, for the reconversion into coupon bonds of
17 bonds registered as to both principal and interest,
18 and for the interchange of registered and coupon
19 bonds. The resolution authorizing the issuance of
20 bonds may contain other provisions as the commission
21 deems reasonable and proper for the security of the
22 bondholders.

23 Sec. 5. *NEW SECTION. SALE OF BONDS.* Bonds must
24 be sold at public sale with sealed bids. Notice of
25 the sale must be given at least once by publication

Page 5

1 in a newspaper with general circulation in the state,

2 but the sale also may be advertised in financial pub-
3 lications as the commission deems necessary. The news-
4 paper notice must be published not less than ten days
5 nor more than thirty days before the sale and must con-
6 tain the following information:

7 1. The date, time and place at which written,
8 sealed bids will be received and considered for the
9 sale of the bonds for cash.

10 2. The date of issue, total par value and denomi-
11 nation of the bonds being sold.

12 3. The minimum amount which will be accepted as
13 a bid.

14 4. The dates and amounts of maturities of the
15 bond issue.

16 5. The maximum rate of interest and maximum ac-
17 ceptable difference between the highest and the lowest
18 coupon rates of interest.

19 6. The dates on which interest on the bonds be-
20 comes due and payable.

21 7. The place where and the approximate date on
22 which the bonds being sold will be delivered to the
23 purchaser.

24 8. A statement that a good faith deposit in the
25 form of a certified or cashier's check in the amount

Page 6

1 of two percent of the total par value of the bonds be-
2 ing sold must accompany each bid.

3 Prospective purchasers shall submit written,
4 sealed bids for the bonds, and each bid must be accom-
5 panied by a certified or cashier's check for two per-
6 cent of the total par value of the bonds being sold.

7 In case a purchaser whose bid is accepted fails to
8 carry out his contract, the deposit shall be forfeited
9 to the commission as full and liquidated damages. The
10 sealed bids shall be opened publicly and only at the
11 time and place specified in the notice, and at that
12 time and place shall be sold to the highest and best
13 bidder, who shall be that bidder specifying the lowest
14 net average annual interest rate. However, any or all
15 bids may be rejected. No bonds shall be delivered to
16 a purchaser until a certified or cashier's check in
17 the amount of the bid is placed in the possession and
18 custody of the commission or its assigns.

19 The commission may provide for the replacement of
20 bonds which become mutilated or are destroyed or lost.

21 The proceeds from the sale of bonds shall be paid
22 to the treasurer of state and deposited by him into
23 the primary road fund, and are allocated and appro-
24 priated exclusively for construction of the freeway-
25 expressway system.

Page 7

1 Sec. 6. *NEW SECTION.* BONDS NOT A STATE DEBT.

2 Bonds are not a debt of the state or of any political
3 subdivision or a pledge of the faith and credit of the

4 state or of any political subdivision, but are payable
 5 solely from revenues accruing to the freeway-express-
 6 way fund and pledged for their payment. Bonds must
 7 contain on their face a statement to the effect that
 8 neither the state nor the commission is obligated to
 9 pay the bonds or the interest on them, except from
 10 moneys accruing to the freeway-expressway fund pledged
 11 to the payment of the bonds, and that the faith and
 12 credit of the state are not pledged to the payment of
 13 the principal or the interest on the bonds.

14 **Sec. 7. NEW SECTION. REFUNDING BONDS.** The com-
 15 mission may provide by resolution for the issuance of
 16 bonds for the purpose of refunding bonds then out-
 17 standing which have been issued under the provisions
 18 of this Act, including the payment of redemption
 19 premiums and interest accrued or to accrue to the date
 20 of redemption of the bonds. The issuance of refund-
 21 ing bonds, the maturities and other details, the
 22 rights of the holders, and the rights, duties and ob-
 23 ligations of the commission are governed by the pro-
 24 visions of this Act, as applicable.

25 **Sec. 8. NEW SECTION. LEGAL ACTION.** The resolu-

Page 8

1 tion authorizing the issuance of bonds may provide
 2 that a specified number of holders of the bonds or any
 3 of the coupons appertaining to them, may protect and
 4 enforce at law or in equity, by suit, action, mandamus
 5 or other proceedings, any and all rights under the
 6 laws of the state including this Act, or under the
 7 resolution authorizing the issuance of the bonds, and
 8 may enforce and compel the performance of all duties
 9 required by this Act or by the resolution to be per-
 10 formed by the commission or by any officer of the com-
 11 mission or of the state, including the application of
 12 moneys in the fund to the payment of the principal,
 13 interest and redemption premiums on bonds.

14 **Sec. 9. NEW SECTION. TAX EXEMPTION.** Bonds and
 15 the income or interest on them are exempt from all
 16 state taxes except inheritance taxes.

17 **Sec. 10. NEW SECTION. BONDS AS PUBLIC INVEST-**
 18 **MENTS.** Bonds are securities in which public officers
 19 and public bodies of the state and its political sub-
 20 divisions, insurance companies, trust companies,
 21 banking associations, investment companies, savings
 22 and loan associations, executors, administrators,
 23 trustees and other fiduciaries may properly and le-
 24 gally invest funds, including capital in their con-
 25 trol or belonging to them. Bonds are securities

Page 9

1 which may properly and legally be deposited with and
 2 received by a state or municipal officer, or an agency
 3 or political subdivision of the state for any purpose
 4 for which the deposit of bonds or other obligations
 5 of the state is authorized by law.

6 Sec. 11. Section three hundred twenty-four point
7 seventy-nine (324.79), unnumbered paragraph one (1),
8 Code 1973, is amended to read as follows:

9 The net proceeds of seven and one-half cents per
10 gallon excise tax on the diesel special fuel and six
11 and one-half cents per gallon excise tax on motor fuel
12 and other special fuel, and penalties collected under
13 the provision of this chapter, shall be credited to
14 the board use tax fund, *except that the amount neces-*
15 *sary to pay the interest due and to retire the bonds*
16 *at maturity or to establish reserves for this purpose,*
17 *on road revenue bonds issued under section three (3)*
18 *of this Act, shall be credited to the freeway-express-*
19 *way fund created in section two (2) of this Act.*

20 2. By striking lines 2 and 3 on page 1 and inserting
21 in lieu thereof the words "and making appropriations."

RALPH F. McCARTNEY

S—2649

1 Amend the House amendment to Senate File 531, as
2 amended, passed and reprinted, page 3, by striking
3 lines 20 through 25.

RALPH F. McCARTNEY

S—2655

1 Amend the House amendment to Senate File 531 as
2 amended, passed and reprinted by the Senate, as follows:
3 1. Page 5, by striking lines 4 through 6.
4 2. Page 13, by striking line 25.
5 3. Page 14, by striking lines 1 through 4.
6 4. Page 23, by striking lines 2 through 25 and
7 page 24, by striking lines 1 through 8 and inserting
8 in lieu thereof the following:

9 "2. For a pay plan within the purview of an ap-
10 propriation made by the general assembly and not
11 otherwise provided by law for all employees in the
12 merit system, after consultation with appointing
13 authorities *with due regard to the agreement negoti-*
14 *ated under the provisions set forth in this sub-*
15 *section and after a public hearing held by the*
16 *commission. Such pay plan shall become effective*
17 *only after it has been approved by the executive*
18 *council after submission from the commission. Review*
19 *of the pay plan for revisions shall be made in the*
20 *same manner at the discretion of the director, but*
21 *not less than annually. The annual review by the*
22 *director shall be made available to the governor a*
23 *sufficient time in advance of negotiations to permit*
24 *its recommendations to be considered during such*
25 *negotiations. Each employee shall be paid at one*

Page 2

1 of the rates set forth in the pay plan for the class
2 of position in which employed and, unless otherwise
3 designated by the commission, shall begin employment
4 at the first step of the established range for his

5 class. Unless otherwise established by law, the
 6 governor, with the approval of the executive council,
 7 shall establish a pay plan for all exempt positions
 8 in the executive branch of government except for
 9 employees of the governor, board of regents, the
 10 state educational radio and television facility
 11 board, the superintendent of public instruction and
 12 members of the professional staff of the department
 13 of public instruction, appointed under the provisions
 14 of section 257.24, who possess a current, valid
 15 teacher's certificate or who are assigned to voca-
 16 tional activities or programs, the commission for
 17 the blind, members of the Iowa highway safety patrol
 18 and other peace officers, as defined in section 97A.1,
 19 employed by the department of public safety, and
 20 officers and enlisted men of the armed services
 21 under state jurisdiction.

22 *"Notwithstanding any other statute, charter or*
 23 *special act of the state of Iowa the provisions of*
 24 *this subsection relating to negotiations procedures*
 25 *shall be applicable to employees covered under section*

Page 3

1 *19A of the Code, 1973.*
 2 *"The merit employment commission shall adopt and*
 3 *may amend rules for the administration and implem-*
 4 *entation of procedures allowing the Iowa state*
 5 *employee organizations or employee organizations to*
 6 *negotiate in good faith with the merit employment*
 7 *commission regarding wages, hours, benefits, and*
 8 *other terms and conditions of employment. The*
 9 *director of the Iowa merit employment department,*
 10 *after consultation with the major employee organi-*
 11 *zations, shall prepare and submit proposed rules*
 12 *to the commission. The merit employment commission,*
 13 *the governor or his designee and representatives*
 14 *of the Iowa state employee associations or employee*
 15 *organizations shall have the mutual obligation to*
 16 *meet and negotiate within a reasonable period of time*
 17 *in order to exchange freely information, opinions,*
 18 *and proposals in order to reach agreement on*
 19 *proposals to be presented to the executive council,*
 20 *the appointing authorities of the various depart-*
 21 *ments and agencies of the state, and the general*
 22 *assembly for their consideration and action. The*
 23 *commission rules shall provide for reasonable*
 24 *employment time off for employees in reasonable*
 25 *numbers to negotiate with the commission. These*

Page 4

1 *rules shall provide for impasse procedures for*
 2 *mediation and fact finding as provided for under*
 3 *the public employees negotiation act."*
 4 5. Page 24, by striking lines 18 through 21.

FORREST V. SCHWENGELS
 IRVIN L. BERGMAN

WILLIAM P. WINKELMAN
 CLIFTON C. LAMBORN
 JAMES W. GRIFFIN, SR.
 RALPH McCARTNEY
 CLIFF BURROUGHS
 ELIZABETH R. MILLER
 JAMES E. BRILES
 DALE L. TIEDEN
 H. L. HEYING
 WARREN E. CURTIS
 RAY TAYLOR
 CALVIN O. HULTMAN

S—2656

- 1 Amend the House amendment to Senate File 531, as
- 2 amended, passed and reprinted by the Senate, as
- 3 follows:
- 4 1. Page 6, line 2, by striking the words
- 5 "transfer procedures, job".
- 6 2. Page 6, line 3, by striking the word "classi-
- 7 fications".
- 8 3. Page 6, line 3, by striking the word
- 9 "evaluation".
- 10 4. Page 6, line 4, by striking the first word
- 11 "procedures,".

FORREST V. SCHWENGELS
 IRVIN L. BERGMAN
 WILLIAM P. WINKELMAN
 CLIFTON C. LAMBORN
 JAMES W. GRIFFIN, SR.
 RALPH McCARTNEY
 CLIFF BURROUGHS
 ELIZABETH R. MILLER
 JAMES E. BRILES
 DALE L. TIEDEN
 WARREN E. CURTIS
 RAY TAYLOR
 CALVIN O. HULTMAN

S—2661

- 1 Amend the House amendment to Senate File 531, as
- 2 amended, passed and reprinted by the Senate, page 24,
- 3 by adding after line 8 the following new section:
- 4 Sec. Chapter three hundred sixty-five (365),
- 5 Code 1973, is amended by adding the following new
- 6 section:
- 7 *NEW SECTION.* The provisions of sections three
- 8 hundred sixty-five point twenty (365.20) through
- 9 three hundred sixty-five point twenty-seven (365.27)
- 10 of the Code, shall not apply to an employee member
- 11 of a bargaining unit as defined in the public employ-
- 12 ment relations act which has entered a collective
- 13 bargaining agreement with his employer. Such an
- 14 employee shall be governed by the grievance proce-
- 15 dures contained in that agreement.

RALPH F. McCARTNEY

S—2662

1 Amend the House amendment to Senate File 531 as
 2 amended, passed and reprinted by the Senate, as
 3 follows:
 4 1. Page 24, by striking all of lines 14 through 21
 5 and by inserting in lieu thereof the following:
 6 "76. Page 23, by striking all of lines 22 through 24
 7 and inserting in lieu thereof the following:
 8 Sec. 27. This Act shall become effective on July
 9 1, 1974. However, public employees of the state, its
 10 boards, commissions, departments, and agencies may not
 11 bargain collectively until June 1, 1976. The pro-
 12 visions of this Act relative to the duty to bargain
 13 between any other public employer and public employee
 14 shall become effective upon the affirmative vote of
 15 the voters at an election held after July 1, 1975 to
 16 elect officers of a political subdivision of the
 17 state. The question shall be placed on the ballot by
 18 an affirmative vote of the governing body of the
 19 political subdivision or by a petition signed by ten
 20 percent of the voters of the political subdivision,
 21 as shown in the last such election held in the
 22 political subdivision."

RAY TAYLOR
 FORREST V. SCHWENGELS
 CALVIN HULTMAN
 ELIZABETH R. MILLER
 CLIFF BURROUGHS
 WILLIAM P. WINKELMAN
 RICHARD RAMSEY
 IRVIN L. BERGMAN
 RALPH McCARTNEY
 WARREN E. CURTIS
 JAMES W. GRIFFIN, SR.
 CLIFTON C. LAMBORN
 H. L. HEYING
 JAMES E. BRILES

S—2659

1 Amend Senate File 1333, page 3, line 22, by
 2 inserting after the word "court" the word "system".

RAY TAYLOR

S—2654

1 Amend Senate File 1356 as follows:
 2 Page 2, line 4, by striking the word "mileage"
 3 and inserting in lieu thereof the word "millage".
 4 Page 2, line 19, by striking the word "forever".
 5 Page 2, line 19, by adding after the word "as"
 6 the words "having been and hereafter".

IRVIN BERGMAN

On motion of Senator Lamborn, the Senate adjourned until
 9:00 a.m., Thursday, April 4, 1974.

JOURNAL OF THE SENATE

EIGHTY-FIRST DAY

SENATE CHAMBER

DES MOINES, IOWA, THURSDAY, APRIL 4, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend C. Dendy Garrett, pastor of the First Methodist Church, Iowa City, Iowa.

The Journal of Wednesday, April 3, 1974, was approved.

LEGISLATIVE PHYSICIANS FOR THE DAY

Dr. Loran Parker, Des Moines, Iowa.

Dr. Charles Heuss, Des Moines, Iowa.

PRESENTATION OF VISITORS

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

One hundred sixty-five students from Red Oak Community School, Red Oak, Iowa, accompanied by Mrs. Gwen Lary. Senator Hultman.

Thirty-five students from Orient-Macksburg Community School, Orient, Iowa, accompanied by Bill Burns and Velma Ahnen. Senator Rodgers.

Sixty-five students from Clive Elementary School, Clive, Iowa, accompanied by Mrs. Farraday, Mrs. Daubengerger and Mrs. Crone. Senators Milligan and Plymat.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files 177, 308, 416, 453, 489, 773, 1067, 1077, 1104, 1297, 1299, 1305, 1306, 1372, and 1374.

DALE L. TIEDEN
Chairman, Senate Committee
CHARLES F. STROTHMAN
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: House Files 177, 308, 416, 453, 489, 773, 1067, 1077, 1104, 1297, 1299, 1305, 1306, 1372, and 1374.

HOUSE AMENDMENT CONSIDERED

Senate File 531

Senator Murray called up for consideration Senate File 531, a bill for an act relating to public employment relations and providing penalties for violations, amended by the House and moved that the Senate concur in the House amendment found on pages 774-786, inclusive, of the Senate Journal.

Senator Hultman offered the following resolution:

SENATE CONCURRENT RESOLUTION 118

By Hultman

- 1 *Whereas*, joint rule 16 of the senate and house requires that
 2 all bills which might have an annual effect or a combined total
 3 effect within five years after enactment of fifty thousand
 4 dollars or more on the revenues, expenditures or fiscal liability
 5 of the state or its subdivisions, shall be accompanied by a
 6 fiscal note; and
 7 *Whereas*, Senate File 531 appears to have an annual effect or
 8 a combined total effect within five years after enactment of
 9 fifty thousand dollars or more on the revenues, expenditures
 10 or fiscal liability of the political subdivisions of the state
 11 and is not accompanied by an adequate fiscal note relating to
 12 political subdivisions; *Now Therefore*,
 13 *Be It Resolved by the Senate, the House of Representatives*
 14 *Concurring*, That joint rule 16 of the senate and house be waived
 15 to the extent that the rule is applicable to political subdivisions
 16 as they are affected by Senate File 531.

Senator Rabedeaux raised the point of order that the resolution was not in order because a fiscal note had already been attached to the bill.

The Chair ruled the point well taken and Senate Concurrent Resolution 118 out of order.

Senator Hultman offered amendment S—2663 to the House amendment, moved its adoption and requested a roll call:

S—2663

- 1 Amend the House amendment to Senate File 531 as
 2 amended, passed and reprinted by the Senate, as
 3 follows:

4 1. Page 14, by striking lines 14 through 16 and
 5 inserting in lieu thereof the following:
 6 "55. Page 15, by striking lines 10 through
 7 13 and inserting in lieu thereof the following:
 8 '3. Strategy sessions of the governing board
 9 of the public employer, mediation and the delibera-
 10 tive process of the fact-finder and arbitrators
 11 shall be exempt from the provisions of chapter
 12 twenty-eight A (28A) of the Code. Hearings con-
 13 ducted by fact-finders and arbitrators shall be
 14 open to the public.' "

On the question "Shall amendment S—2663 to the House amendment be adopted?" (S.F. 531) the vote was:

Ayes, 19:

Bergman	Griffin	Miller of	Schwengels
Briles	Heying	Marshall	Shaw
Burroughs	Hultman	Milligan	Taylor
Curtis	Lamborn	Nystrom	Tieden
Glenn	McCartney	Ramsey	Winkelman

Nays, 31:

Andersen	Hill	Nolin	Robinson
Blouin	Junkins	Orr	Rodgers
Coleman	Kelly	Palmer	Schaben
DeKoster	Kennedy	Plymat	Schwieger
Doderer	Kinley	Potter	Scott
Gallagher	Miller of	Priebe	Shaff
Gluba	Des Moines	Rabedaux	Van Gilst
Hansen	Murray	Riley	Willits

Amendment S—2663 to the House amendment lost.

(Senate File 531 pending at recess.)

On motion of Senator Lamborn, the Senate recessed until 1:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President pro tempore Shaff presiding.

QUORUM CALL

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

Present, 41:

Andersen	Glenn	Lamborn	Orr
Bergman	Heying	McCartney	Plymat
Blouin	Hill	Miller of	Potter
Burroughs	Hultman	Des Moines	Priebe
Coleman	Junkins	Miller of	Rabedaux
Curtis	Kelly	Marshall	Ramsey
DeKoster	Kennedy	Murray	Riley
Gallagher	Kinley	Nolin	Robinson

Schaben	Scott	Taylor	Willits
Schwengels	Shaff	Tieden	Winkelman
Schwieger	Shaw	Van Gilst	

Absent, 9:

Briles	Griffin	Milligan	Palmer
Doderer	Hansen	Nystrom	Rodgers
Gluba			

The Chair declared a quorum present.

Senate File 531

The Senate resumed consideration of the House amendment to Senate File 531.

Senator McCartney offered amendment S—2649 filed by him to the House amendment, moved its adoption and requested a roll call:

S—2649

- 1 Amend the House amendment to Senate File 531, as
- 2 amended, passed and reprinted, page 3, by striking
- 3 lines 20 through 25.

On the question "Shall amendment S—2649 to the House amendment be adopted?" (S.F. 531) the vote was:

Ayes, 16:

Bergman	Heying	Miller of	Shaw
Burroughs	Hultman	Marshall	Taylor
Curtis	Lamborn	Ramsey	Tieden
DeKoster	McCartney	Schwengels	Winkelman
Griffin			

Nays, 33:

Andersen	Junkins	Nystrom	Robinson
Blouin	Kelly	Orr	Rodgers
Coleman	Kennedy	Palmer	Schaben
Doderer	Kinley	Plymat	Schwieger
Gallagher	Miller of	Potter	Scott
Glenn	Des Moines	Priebe	Shaff
Gluba	Milligan	Rabedeaux	Van Gilst
Hansen	Murray	Riley	Willits
Hill	Nolin		

Absent or not voting, 1:

Briles

Amendment S—2649 to the House amendment lost.

Senator Schwengels offered amendment S—2655 filed by Senators Schwengels, Bergman, et al., to the House amendment and called for a division of the amendment as follows:

S—2655

Division S—2655B

- 1 Amend the House amendment to Senate File 531 as

2 amended, passed and reprinted by the Senate, as follows:

3 1. Page 5, by striking lines 4 through 6.

Division S—2655C

4 2. Page 13, by striking line 25.

5 3. Page 14, by striking lines 1 through 4.

Division S—2655A

6 4. Page 23, by striking lines 2 through 25 and
7 page 24, by striking lines 1 through 8 and inserting
8 in lieu thereof the following:

9 "2. For a pay plan within the purview of an ap-
10 propriation made by the general assembly and not
11 otherwise provided by law for all employees in the
12 merit system, after consultation with appointing
13 authorities *with due regard to the agreement negoti-*
14 *ated under the provisions set forth in this sub-*
15 *section and after a public hearing held by the*
16 *commission. Such pay plan shall become effective*
17 *only after it has been approved by the executive*
18 *council after submission from the commission. Review*
19 *of the pay plan for revisions shall be made in the*
20 *same manner at the discretion of the director, but*
21 *not less than annually. The annual review by the*
22 *director shall be made available to the governor a*
23 *sufficient time in advance of negotiations to permit*
24 *its recommendations to be considered during such*
25 *negotiations. Each employee shall be paid at one*

Page 2

1 of the rates set forth in the pay plan for the class
2 of position in which employed and, unless otherwise
3 designated by the commission, shall begin employment
4 at the first step of the established range for his
5 class. Unless otherwise established by law, the
6 governor, with the approval of the executive council,
7 shall establish a pay plan for all exempt positions
8 in the executive branch of government except for
9 employees of the governor, board of regents, the
10 state educational radio and television facility
11 board, the superintendent of public instruction and
12 members of the professional staff of the department
13 of public instruction, appointed under the provisions
14 of section 257.24, who possess a current, valid
15 teacher's certificate or who are assigned to voca-
16 tional activities or programs, the commission for
17 the blind, members of the Iowa highway safety patrol
18 and other peace officers, as defined in section 97A.1,
19 employed by the department of public safety, and
20 officers and enlisted men of the armed services
21 under state jurisdiction.

22 "Notwithstanding any other statute, charter or
23 special act of the state of Iowa the provisions of
24 this subsection relating to negotiations procedures
25 shall be applicable to employees covered under section

Page 3

1 *19A of the Code, 1973.*

2 *“The merit employment commission shall adopt and*
3 *may amend rules for the administration and imple-*
4 *mentation of procedures allowing the Iowa state*
5 *employee organizations or employee organizations to*
6 *negotiate in good faith with the merit employment*
7 *commission regarding wages, hours, benefits, and*
8 *other terms and conditions of employment. The*
9 *director of the Iowa merit employment department,*
10 *after consultation with the major employee organi-*
11 *zations, shall prepare and submit proposed rules*
12 *to the commission. The merit employment commission,*
13 *the governor or his designee and representatives*
14 *of the Iowa state employee associations or employee*
15 *organizations shall have the mutual obligations to*
16 *meet and negotiate within a reasonable period of time*
17 *in order to exchange freely information, opinions,*
18 *and proposals in order to reach agreement on*
19 *proposals to be presented to the executive council,*
20 *the appointing authorities of the various depart-*
21 *ments and agencies of the state, and the general*
22 *assembly for their consideration and action. The*
23 *commission rules shall provide for reasonable*
24 *employment time off for employees in reasonable*
25 *numbers to negotiate with the commission. These*

Page 4

1 *rules shall provide for impasse procedures for*
2 *mediation and fact finding as provided for under*
3 *the public employees negotiation act.”*

Division S—2655D

4 5. Page 24, by striking lines 18 through 21.

Senator Griffin raised the point of order that a revised fiscal note should be requested on Senate File 531 as amended by the House.

The Chair ruled the point not well taken for the reason that a ruling had already been made on a previous request for a revised fiscal note.

Senator Griffin withdrew amendment S—2642 to the House amendment filed by him on April 2, 1974, and found on page 1150 of the Senate Journal.

Senator Curtis asked and received unanimous consent to withdraw amendment S—2632 to the House amendment filed by Senators Curtis, Lamborn and Schwengels on April 1, 1974, and found on pages 1120 and 1121 of the Senate Journal.

Senator Curtis asked and received unanimous consent to with-

draw amendment S—2645 to the House amendment filed by Senators Curtis, Lamborn and Schwengels on April 2, 1974, and found on page 1150 of the Senate Journal.

Senator Schwengels asked and received unanimous consent to withdraw amendment S—2656 to the House amendment filed by Senators Schwengels, et al., on April 3, 1974, and found on page 1181 of the Senate Journal.

Senator Schwengels asked and received unanimous consent to withdraw division S—2655A, division S—2655B, division S—2655C and division S—2655D of the Schwengels, Bergman, et al., amendment to the House amendment.

Senator Ramsey withdrew amendment S—2667 to the House amendment:

S—2667

- 1 Amend the House amendment to Senate File 531, as
- 2 amended, passed, and reprinted by the Senate, as
- 3 follows:
- 4 1. Page 16, line 24, by inserting after the word
- 5 "on" the words "the board,"
- 6 2. Page 16, line 25, by inserting after the
- 7 period the words "The board shall review the findings
- 8 of fact and recommendations of the fact-finder and
- 9 may approve, modify, or reject the report and pro-
- 10 vide copies of its decision to the fact-finder, the
- 11 public employer, and the certified employee
- 12 organization."
- 13 3. Page 17, line 2, by inserting after the word
- 14 "recommendation" the words "as approved by the re-
- 15 port of the board".
- 16 4. Page 17, line 7, by inserting before the
- 17 word "shall" the words "of the fact-finder and
- 18 the board".

Senator Shaw offered amendment S—2668, moved its adoption and requested a roll call:

S—2668

- 1 Amend the House amendment to Senate File 531, as
- 2 amended, passed and reprinted by the Senate, as
- 3 follows:
- 4 1. Page 4, by striking all of lines 18 and 19
- 5 and inserting in lieu thereof the following:
- 6 "serve as chairman; whenever regular appointments
- 7 are made thereafter the governor shall designate
- 8 the chairman of the board for the ensuing two-year
- 9 period."
- 10 2. Page 4, by adding after line 19 the following
- 11 new division:
- 12 "..... Page 4A, line 32, by striking the word

13 "commission" and inserting in lieu thereof the
14 word "board".

On the question "Shall amendment S—2668 to the House amendment be adopted?" (S.F. 531) the vote was:

Ayes, 20:

Bergman	Heying	Milligan	Shaw
Briles	Hultman	Nystrom	Taylor
Burroughs	Lamborn	Ramsey	Tieden
Curtis	McCartney	Rodgers	Winkelman
DeKoster	Miller of	Schwengels	
Griffin	Marshall		

Nays, 29:

Andersen	Hill	Orr	Robinson
Blouin	Junkins	Palmer	Schaben
Coleman	Kelly	Plymat	Schwieger
Doderer	Kinley	Potter	Scott
Gallagher	Miller of	Priebe	Shaff
Glenn	Des Moines	Rabedeaux	Van Gilst
Gluba	Murray	Riley	Willits
Hansen	Nolin		

Absent or not voting, 1:

Kennedy

Amendment S—2668 to the House amendment lost.

Senator Ramsey offered amendment S—2666 to the House amendment, moved its adoption and requested a roll call:

S—2666

1 Amend the House amendment to Senate File 531, as
2 amended, passed, and reprinted by the Senate, page
3 5, by inserting after line 6 the following:
4 Page 6, by inserting after line 6, the following
5 new subsection:
6 Upon the request of either party to collective
7 bargaining negotiations at such time as a dispute
8 continues after the budget submission date, and if
9 the board determines that it is in the best interest
10 of the general public or it is necessary to assure
11 that the public employees will be properly compensated
12 after a collective bargaining agreement has expired
13 and a new agreement has not been reached, the board
14 may order that the collective bargaining agreement
15 which has terminated shall continue in full force
16 and effect until a new collective bargaining agree-
17 ment is reached and approved or the board may
18 specify temporary terms and conditions under which
19 public employees of the certified employee organiza-
20 tion shall be employed until a new collective
21 bargaining agreement is reached between the public
22 employer and the certified employee organization
23 and such agreement has been approved by the members
24 of the certified employee organization.

On the question "Shall amendment S—2666 to the House amendment be adopted?" (S.F. 531) the vote was:

Ayes, 16:

Bergman	Heying	Nystrom	Taylor
Briles	Hultman	Ramsey	Tieden
Burroughs	McCartney	Schwengels	Winkelman
Curtis	Miller of	Shaw	
Griffin	Marshall		

Nays, 32:

Andersen	Hill	Murray	Riley
Blouin	Junkins	Nolin	Robinson
Coleman	Kelly	Orr	Rodgers
DeKoster	Kennedy	Palmer	Schaben
Doderer	Kinley	Plymat	Scott
Gallagher	Miller of	Potter	Shaff
Glenn	Des Moines	Priebe	Van Gilst
Gluba	Milligan	Rabedeaux	Willits
Hansen			

Absent or not voting, 2:

Lamborn Schwieger

Amendment S—2666 to the House amendment lost.

Senator McCartney offered amendment S—2661 filed by him to the House amendment, moved its adoption and requested a roll call:

S—2661

1 Amend the House amendment to Senate File 531, as
 2 amended, passed and reprinted by the Senate, page 24,
 3 by adding after line 8 the following new section:
 4 Sec. Chapter three hundred sixty-five (365),
 5 Code 1973, is amended by adding the following new
 6 section:
 7 *NEW SECTION.* The provisions of sections three
 8 hundred sixty-five point twenty (365.20) through
 9 three hundred sixty-five point twenty-seven (365.27)
 10 of the Code, shall not apply to an employee member
 11 of a bargaining unit as defined in the public employ-
 12 ment relations act which has entered a collective
 13 bargaining agreement with his employer. Such an
 14 employee shall be governed by the grievance proce-
 15 dures contained in that agreement.

On the question "Shall amendment S—2661 to the House amendment be adopted?" (S.F. 531) the vote was:

Ayes, 19:

Bergman	Griffin	Miller of	Schwengels
Briles	Heying	Marshall	Shaw
Burroughs	Hultman	Nystrom	Taylor
Curtis	Lamborn	Ramsey	Tieden
DeKoster	McCartney	Rodgers	Winkelman

Nays, 31:

Andersen	Hill	Murray	Riley
Blouin	Junkins	Nolin	Robinson
Coleman	Kelly	Orr	Schaben
Doderer	Kennedy	Palmer	Schwieger
Gallagher	Kinley	Plymat	Scott
Glenn	Miller of	Potter	Shaff
Gluba	Des Moines	Priebe	Van Gilst
Hansen	Milligan	Rabedeaux	Willits

Amendment S—2661 to the House amendment lost.

Senator Taylor offered amendment S—2662 to the House amendment filed by Senators Taylor, Schwengels, et al.:

S—2662

- 1 Amend the House amendment to Senate File 531 as
- 2 amended, passed and reprinted by the Senate, as
- 3 follows:
- 4 1. Page 24, by striking all of lines 14 through 21
- 5 and by inserting in lieu thereof the following:
- 6 "76. Page 23, by striking all of lines 22 through 24
- 7 and inserting in lieu thereof the following:
- 8 Sec. 27. This Act shall become effective on July
- 9 1, 1974. However, public employees of the state, its
- 10 boards, commissions, departments, and agencies may not
- 11 bargain collectively until June 1, 1976. The pro-
- 12 visions of this Act relative to the duty to bargain
- 13 between any other public employer and public employee
- 14 shall become effective upon the affirmative vote of
- 15 the voters at an election held after July 1, 1975 to
- 16 elect officers of a political subdivision of the
- 17 state. The question shall be placed on the ballot by
- 18 an affirmative vote of the governing body of the
- 19 political subdivision or by a petition signed by ten
- 20 percent of the voters of the political subdivision,
- 21 as shown in the last such election held in the
- 22 political subdivision."

Senator Taylor asked and received unanimous consent to withdraw amendment S—2662 to the House amendment.

Senator Heying moved that the House amendment to Senate File 531 be laid on the table.

Roll call was requested.

On the question "Shall the House amendment be laid on the table?" (S.F. 531) the vote was:

Ayes, 11:

Bergman	Curtis	Miller of	Scott
Briles	Griffin	Marshall	Taylor
Burroughs	Heying	Rodgers	Winkelman

Nays, 38:

Andersen	Hultman	Nolin	Robinson
Blouin	Junkins	Nystrom	Schaben
Coleman	Kelly	Orr	Schwengels
DeKoster	Kennedy	Palmer	Schwieger
Doderer	Kinley	Plymat	Shaff
Gallagher	Lamborn	Potter	Shaw
Glenn	Miller of	Priebe	Tieden
Gluba	Des Moines	Rabedeaux	Van Gilst
Hansen	Milligan	Ramsey	Willits
Hill	Murray	Riley	

Absent or not voting, 1:

McCartney

The motion lost.

Senator Willits took the chair at 3:55 p.m.

Senator Murray restated his motion that the Senate concur in the House amendment.

The motion prevailed and the Senate concurred in the House amendment.

Senator Murray moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 531) the vote was:

Ayes, 30:

Andersen	Hill	Nolin	Riley
Blouin	Junkins	Orr	Robinson
Coleman	Kelly	Palmer	Schaben
Doderer	Kennedy	Plymat	Schwieger
Gallagher	Kinley	Potter	Shaff
Glenn	Miller of	Priebe	Van Gilst
Gluba	Des Moines	Rabedeaux	Willits
Hansen	Murray	Ramsey	

Nays, 20:

Bergman	Heying	Milligan	Shaw
Briles	Hultman	Nystrom	Taylor
Burroughs	Lamborn	Rodgers	Tieden
Curtis	McCartney	Schwengels	Winkelman
DeKoster	Miller of	Scott	
Griffin	Marshall		

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

UNFINISHED BUSINESS**Senate File 1344**

On motion of Senator Shaw, Senate File 1344, a bill for an

act to make an appropriation from the Iowa public employees' retirement system fund to the employment security commission for additional costs of the administration of the Iowa public employees' retirement system, was taken up for further consideration.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1344) the vote was:

Ayes, 33:

Andersen	Hultman	Nystrom	Schwieger
Bergman	Kelly	Orr	Scott
Briles	Lamborn	Plymat	Shaff
Burroughs	McCartney	Potter	Shaw
Curtis	Miller of	Rabedeaux	Taylor
DeKoster	Marshall	Ramsey	Tieden
Griffin	Milligan	Riley	Willits
Hansen	Murray	Schwengels	Winkelman
Hill	Nolin		

Nays, 12:

Blouin	Glenn	Kennedy	Robinson
Coleman	Heying	Kinley	Rodgers
Gallagher	Junkins	Palmer	Schaben

Voting present, 2:

Doderer	Miller of Des Moines
---------	-------------------------

Absent or not voting, 3:

Gluba	Priebe	Van Gilst
-------	--------	-----------

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

MOTION TO RECONSIDER ADOPTED

Senate File 1339

Senator Kennedy called up the following motion to reconsider filed by him on March 28, 1974, and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which Senate File 1339 passed the Senate on March 28, 1974.

On the question "Shall the motion to reconsider be adopted?" (S.F. 1339) the vote was:

Ayes, 46:

Andersen	Burroughs	DeKoster	Glenn
Bergman	Coleman	Doderer	Gluba
Blouin	Curtis	Gallagher	Griffin

Hansen	Miller of	Palmer	Schwengels
Heying	Des Moines	Plymat	Scott
Hill	Miller of	Potter	Shaff
Hultman	Marshall	Rabedeaux	Shaw
Junkins	Milligan	Ramsey	Taylor
Kelly	Murray	Riley	Tieden
Kennedy	Nolin	Robinson	Van Gilst
Kinley	Nystrom	Rodgers	Willits
McCartney	Orr	Schaben	Winkelman

Nays, 1:

Schwieger

Absent or not voting, 3:

Briles Lamborn Priebe

The motion prevailed.

Senator Kennedy moved to reconsider the vote by which Senate File 1339 went to its last reading, which motion prevailed.

On motion of Senator Kennedy, Senate File 1339, a bill for an act to provide for the imposition of an excise tax on the sale of beef cattle and veal calves in lieu of the tax presently collected and to alter the amount of funds allocated to the national livestock and meat board, was taken up for reconsideration.

Senator Schaben offered amendment S—2671 by Senators Schaben and Shaff and moved its adoption:

S—2671

- 1 Amend Senate File 1339 as follows:
- 2 1. Page 3, by adding the following section after
- 3 line 32:
- 4 Sec. Section one hundred eighty-one point
- 5 six (181.6), subsection three (3), Code 1973, is
- 6 amended to read as follows:
- 7 3. For the purposes of this chapter, "executive
- 8 committee" means two members appointed by the Iowa
- 9 beef cattle producers association, two members
- 10 appointed by the Iowa livestock feeders association,
- 11 *one member appointed by the Iowa livestock auction*
- 12 *market association*, the secretary of agriculture, the
- 13 dean of the college of agriculture of the Iowa State
- 14 University of science and technology, and a member
- 15 of the faculty of Iowa State University of science
- 16 and technology engaged in the teaching of animal
- 17 husbandry designated by the dean of the college of
- 18 agriculture.

Amendment S—2671 was adopted.

Senator Shaff moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1339) the vote was:

Ayes, 40:

Andersen	Junkins	Nolin	Rodgers
Bergman	Kelly	Nystrom	Schwengels
Blouin	Kennedy	Orr	Schwieger
Burroughs	Kinley	Palmer	Scott
Coleman	Lamborn	Plymat	Shaff
Curtis	McCartney	Potter	Shaw
DeKoster	Miller of	Rabedeaux	Taylor
Gluba	Marshall	Ramsey	Tieden
Griffin	Milligan	Riley	Willits
Hansen	Murray	Robinson	Winkelman
Hultman			

Nays, 8:

Doderer	Heying	Miller of	Schaben
Gallagher	Hill	Des Moines	Van Gilst
Glenn			

Absent or not voting, 2:

Briles Priebe

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

ADOPTION OF SENATE RESOLUTION

Senate Resolution 104

Senator Potter asked and received unanimous consent to take up the following resolution:

SENATE RESOLUTION 104

By Schaben, Lamborn, Priebe, Miller of
Marshall, Nolin, Murray, Hultman,
McCartney and Milligan

- 1 *Whereas*, an adequate supply of fertilizer is necessary to
- 2 the production of our crops; and
- 3 *Whereas*, the cost of available fertilizer has drastically
- 4 increased in price; and
- 5 *Whereas*, an adequate supply of fertilizer at any price
- 6 especially nitrogen, may not be available; and
- 7 *Whereas*, a shortage of fertilizer would seriously hamper
- 8 the food production capabilities of the Iowa farmer; and
- 9 *Whereas*, a disruption in planting patterns and production
- 10 capabilities would further increase the cost of food; *Now*
- 11 *Therefore*,
- 12 *Be It Resolved by the Senate*, That a committee consisting
- 13 of one person appointed by the governor, two senators appointed
- 14 by the lieutenant governor representing each political party,
- 15 and the secretary of agriculture or his designee, personally
- 16 visit the United States Secretary of Agriculture to explain
- 17 the urgency of this problem, the need for an adequate supply

18 of fertilizer, and to request federal action to insure that
 19 a sufficient supply of reasonably priced fertilizer is available
 20 for the spring planting; and
 21 *Be It Further Resolved*, That the committee request that
 22 better allocation of fertilizer be made to insure that all
 23 farmers have an equal opportunity to obtain fertilizer, that
 24 natural gas be given a higher priority for its use in the pro-
 25 duction of fertilizer, and that in no instance will the United
 26 States embargo shipments of any agricultural product, including
 27 fertilizer.

Senator Schaben moved the adoption of the resolution.

Roll call was requested.

On the question "Shall the resolution be adopted?" (S.R. 104)
 the vote was:

Ayes, 46:

Andersen	Heying	Milligan	Schaben
Bergman	Hultman	Murray	Schwengels
Blouin	Junkins	Nolin	Schwieger
Burroughs	Kelly	Orr	Scott
Coleman	Kennedy	Palmer	Shaff
Curtis	Kinley	Plymat	Shaw
DeKoster	Lamborn	Potter	Taylor
Doderer	McCartney	Rabedeaux	Tieden
Gallagher	Miller of	Ramsey	Van Gilst
Glenn	Des Moines	Riley	Willits
Gluba	Miller of	Robinson	Winkelman
Griffin	Marshall	Rodgers	
Hansen			

Nays, 1:

Hill

Absent or not voting, 3:

Briles

Nystrom

Priebe

The motion prevailed and the resolution was adopted.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1284, a bill for an act relating to funding an adjustment to the merit system and other exempt positions in centralized payroll system.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 1284

1 Amend Senate File 1284 as amended and passed by the Senate
 2 as follows:

3 1. By striking everything after the enacting clause and
4 inserting in lieu thereof the following:

5 Section 1. There is appropriated from the general fund
6 of the state to the salary adjustment fund, created by the
7 Acts of the Sixty-fifth General Assembly, 1973 Session,
8 chapter twelve (12), for the fiscal year beginning July 1,
9 1974 and ending June 30, 1975, the following amount, or so
10 much thereof as may be necessary, to be used in the manner
11 provided in this Act.

12 To supplement appropriations made to the various state
13 departments in order to provide a cost-of-living adjustment to
14 pay plans in effect on June 30, 1974\$8,500,000

15 Sec. 2. The salary schedule of the merit system and the
16 executive council exempt pay plan, provided
17 for in section nineteen A point nine (19A.9), subsection
18 two (2), of the Code, in effect June 30, 1974, shall be
19 adjusted as follows:

20 Salaried positions of eight thousand dollars or less shall
21 be increased by ten percent rounded to the nearest dollar
22 amount divisible by twenty-four, and all salaried positions
23 over eight thousand dollars shall be increased by eight
24 hundred sixteen dollars.

25 Salaries for other exempt positions pursuant to chapter

Page 2

1 nineteen A (19A) of the Code not included in the executive
2 council exempt pay plan but which are included in the state
3 comptroller's central payroll system shall be adjusted in
4 the same manner as provided in this section except:

5 1. The salaries and wages of positions under the juris-
6 diction of the state board of regents shall not be increased
7 pursuant to this Act, except as provided in section four (4)
8 of this Act.

9 2. The salaries and wages of positions enumerated in the
10 Acts of the Sixty-fifth General Assembly, 1973 Session,
11 chapter one (1), shall not be increased pursuant to this Act.

12 3. The salaries and wages of positions enumerated in the
13 Acts of the Sixty-fifth General Assembly, 1973 Session, chapter
14 two hundred eighty-three (283), section three (3), and district
15 associate judges and full-time and part-time magistrates shall
16 not be increased pursuant to this Act.

17 4. The salaries and wages of positions for which funds
18 are appropriated from the primary road fund shall not be
19 increased pursuant to this Act, except as provided in section
20 four (4) of this Act.

21 5. The salaries and wages of the members of the general
22 assembly.

23 6. Members of boards and commissions established by law.

24 7. All summer employment appointments during the period
25 May 15 through September 15, 1974.

Page 3

1 Sec. 3. If the general assembly has established a
2 revolving, trust or special fund and has provided for an
3 operating budget to be made from such a fund, a supplemental
4 authorization is provided by this Act for the expenditure

5 of moneys from such funds to provide a cost of living increase
6 in the same manner as provided in this Act for employees whose
7 salaries and wages are paid from such funds.

8 Sec. 4. Acts of the Sixty-fifth General Assembly, 1973
9 Session, chapter twelve (12), section one (1), unnumbered
10 paragraph two (2), is amended to read as follows:

	1973-74	1974-75
	Fiscal Year	Fiscal Year
13 To supplement the appropri-		
14 ations of the various state		
15 departments and the state board		
16 of regents and institutions		
17 under its jurisdiction in imple-		
18 menting an adjustment to the		
19 July 1, 1973 pay plans as pro-		
20 vided in their appropriations		
21 for the biennium beginning July		
22 1, 1973 and ending June 30, 1975		
23 and in accordance with section		
24 two (2) of this Act	\$5,000,000	[\$5,000,000]
25		\$5,000,000

Page 4

1 Sec. 5. It is the intent of the general assembly in
2 approving this Act:

3 1. That all state employees earning a state salary of
4 eight thousand dollars or less annually and subject to this
5 Act shall receive a ten percent increase of the salary in
6 effect on June 30, 1974 rounded to the nearest dollar divisible
7 by twenty-four in annual salary on July 1, 1974, which increase
8 shall represent a cost-of-living adjustment to the salary
9 they would normally have been entitled to receive on July 1,
10 1974.

11 2. That all state employees earning an annual salary of
12 over eight thousand dollars and subject to this Act shall
13 receive an eight hundred sixteen dollar annual salary
14 increase, which increase shall represent a cost-of-living
15 adjustment to the salary they would normally have been
16 entitled to receive on July 1, 1974.

17 3. That state employees whose salaries are specifically
18 established by law are not subject to this Act.

19 4. That employees of the board of regents are not
20 subject to the provisions of this Act.

21 5. That employees whose salaries and wages are paid from
22 funds appropriated from the primary road fund are not
23 subject to this Act, but such employees shall be subject to
24 other legislation to be acted upon by the Sixty-fifth General
25 Assembly, 1974 Session.

Page 5

1 6. That employees whose salaries are paid from revolving,
2 trust, or special funds shall receive the same adjustments as
3 other employees entitled to adjustments under this Act.

4 7. That a clerical error in the Acts of the Sixty-fifth
5 General Assembly, 1973 Session, chapter twelve (12), section
6 one (1), unnumbered paragraph two (2), is corrected by
7 section four (4) of this Act to provide for a five million

8 dollar appropriation to the salary adjustment fund for the
 9 fiscal year commencing July 1, 1974.
 10 2. Page 1, amend the title by striking everything after
 11 the word "Act" in line 1 and inserting in lieu thereof the
 12 following: "making an appropriation to establish a cost-of-
 13 living salary increase for specified state employees."

INTRODUCTION OF BILLS

Senate File 1362, by committee on appropriations, a bill for an act making an appropriation from the general fund of the state to the state comptroller to carry out a coal mine research project within the state.

Read first time and placed on calendar.

Senate File 1363, by Senators Kelly and Andersen, a bill for an act relating to the assessment and equalization of special purpose commercial and industrial property.

Read first time and passed on file.

SENATE CONCURRENT RESOLUTION 119

By Lamborn and Schaben

1 *Whereas*, large numbers of resolutions are being introduced
 2 in both the Senate and the House of Representatives calling
 3 for interim studies of numerous state functions and problems;
 4 and

5 *Whereas*, in the waning hours of the Second Session of the
 6 Sixty-fifth General Assembly it is impractical to accurately
 7 determine during floor debate the amount of hours of staff
 8 time required to complete such studies, within the limitations
 9 of funds and interim time which will be available, and assign
 10 precise priorities; *Now Therefore*,

11 *Be It Resolved by the Senate, the House Concurring*; That
 12 all resolutions calling for interim studies by the Legislative
 13 Council and by the Legislative Service Bureau which have not
 14 been adopted in both houses be delivered to the President, on
 15 the part of the Senate, and the Speaker of the House, on the
 16 part of the House, for consideration by the Legislative Council,
 17 which shall determine priorities and authorize such studies as
 18 may be feasible within the limits of the staff time and funds
 19 available.

SENATE CONCURRENT RESOLUTION 120

By Gluba, Plymat, Doderer, Rabedaux, Shaw, Griffin,
 Taylor, Nystrom, Ramsey, Hansen, Kinley, Heying,
 McCartney, Kelly, Tieden, Schwengels, Bergman,
 Nolin, Miller of Des Moines, Rodgers, Hultman,
 Burroughs, Robinson, Scott, Willits, Palmer,
 Kennedy, Shaff, Orr and Murray

1 *Whereas*, there is an increasing overlap between local

2 government units; and

3 *Whereas*, there exists a need for a creative approach to im-
4 prove governmental performance and to reduce the tax burden;
5 and

6 *Whereas*, the unified government concept, combining
7 municipal and county government, may offer such creative
8 approach; *Now Therefore*,

9 *Be It Resolved by the Senate, the House Concurring*, That
10 the legislative council is urged to create an interim study
11 committee with the authority to conduct a statewide study
12 for the purpose of recommending legislative steps that would
13 be necessary to provide rural and urban counties with a
14 selection of functional government systems that best suit
15 their individual needs including, but not limited to, the
16 consolidation of local governmental units.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

S. R. 103 Commerce

S. F. 1361 Human and industrial relations

H. F. 1392 Judiciary

H. F. 1425 Appropriations

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 4, 1974, the Governor approved and transmitted to the Secretary of State the following bills:

S. F. 295—Relating to the Department of Social Services and the merit system.

S. F. 606—Relating to workmen's compensation benefits.

S. F. 1043—Relating to the issuance of duplicate certificates of title for vehicles.

S. F. 1289—Increasing the salary of the Educational Radio and Television Facility Board.

COMMUNICATION FROM THE SECRETARY OF STATE

April 4, 1974

Mr. Ralph R. Brown
Secretary of the Senate
State Capitol Building
Des Moines, Iowa 50319

I hereby certify that Senate File 1169 was published in the Jackson

Sentinel, Maquoketa, Iowa, March 28, 1974, and in The Mount Vernon Hawkeye-Record and The Lisbon Herald, Mount Vernon, Iowa, March 28, 1974.

I further certify that House File 1107 was published in The Sioux City Journal, Sioux City, Iowa, March 28, 1974, and in The Bloomfield Democrat, Bloomfield, Iowa, March 28, 1974.

Respectfully submitted,
MELVIN D. SYNHORST
Secretary of State

EXPLANATION OF VOTE

MR. PRESIDENT: I was attending an out-of-town meeting when the vote was taken on Senate Files 1359, 1360, and 1122, and House Files 299, 1220, 1377, 1378, 1454 and 310 on April 3, 1974. If I had been in the Senate chamber I would have voted "Aye".

BART SCHWIEGER

AMENDMENTS FILED

S—2669

- 1 Amend the House amendment to Senate File 277,
- 2 as amended, passed, and reprinted, as follows:
- 3 1. Page 1, by striking lines 4 and 5.
- 4 2. Page 3, by striking lines 5 and 6.
- 5 3. Page 5, by striking lines 17 and 18.
- 6 4. Page 7, by striking lines 24 and 25.
- 7 5. Page 8, by striking lines 1 and 2.
- 8 6. Page 9, by striking lines 18 and 19.
- 9 7. Page 11, by striking lines 13 and 14.
- 10 8. Page 15, by striking lines 18 and 19.
- 11 9. Page 17, by striking lines 8 through 12.
- 12 10. Page 19, by striking lines 10 and 11.
- 13 11. Page 21, by striking lines 18 through 22.
- 14 12. Page 22, by striking line 25.
- 15 13. Page 23, by striking lines 1 through 4.
- 16 14. Page 23, by striking lines 8 through 11.
- 17 15. Page 24, by striking lines 12 through 14.
- 18 16. Page 25, line 10, by striking the word
- 19 "five" and inserting in lieu thereof the word "one".
- 20 17. Page 25, by striking lines 22 and 23.
- 21 18. Page 34, line 11, by striking the words
- 22 "shall not" and inserting in lieu thereof the word
- 23 "may".

WILLARD R. HANSEN

S—2672

- 1 Amend the House amendment to Senate File 277,
- 2 as amended, passed, and reprinted, as follows:
- 3 1. Page 38, by striking all after the period
- 4 in line 4 and all of lines 5 through 7, and inserting
- 5 in lieu thereof the following: "A person who fails
- 6 to renew his certificate by the expiration date shall
- 7 be allowed to do so within thirty days following its

- 8 expiration, but the board may assess a reasonable
9 penalty.”
- 10 2. Page 39, by striking in line 19 the words
11 “six months” and inserting in lieu thereof the words
12 “sixty days”.
- 13 3. Page 43, by inserting after line 23 the
14 following new division:
15 “.... Page 90A, by inserting after line 13 the
16 following new subsection:
17 ‘.... For the board of medical examiners,
18 three members licensed to practice medicine and
19 surgery shall serve two-year terms, one shall serve
20 a one-year term, and one shall serve a three-year
21 term; one member licensed to practice osteopathic
22 medicine and surgery shall serve a one-year term
23 and one shall serve a three-year term; one member
24 representing the general public shall serve a one-
25 year term and one shall serve a three-year term.’”

WILLARD R. HANSEN

S—2664

- 1 Amend House File 1200, as amended, passed and
2 reprinted by the House as follows:
- 3 1. Page 6, line 27, by striking the word “publi-
4 cation” and inserting in lieu thereof the following:
5 “causing such notice to be published”.
- 6 2. Page 7, line 29, by striking “narrowly-tailored”
7 and inserting in lieu thereof the word “narrow”.
- 8 3. Page 8A, line 3, by striking “narrowly tailored”
9 and inserting in lieu thereof the word “narrow”.
- 10 4. Page 8A, line 4, by striking the words
11 “hereafter adopted” and inserting in lieu thereof
12 the following: “adopted after the effective date
13 of this Act”.
- 14 5. Page 8B, line 52, by adding after the period
15 the following: “Rules presently on file in the
16 office of the secretary of state need not be
17 refiled.”
- 18 6. Page 10, lines 22 and 23 by striking the
19 words “general assembly” and inserting in lieu
20 thereof “house from which the member was appointed”.
- 21 7. Page 27A, line 2, by inserting after the numeral
22 “1975” the following: “, except that sections
23 twenty-five (25) and twenty-six (26) of this Act
24 shall be effective July 1, 1974”.

LUCAS J. DeKOSTER

S—2665

- 1 Amend House File 1240, as passed by the House, as
2 follows:
- 3 1. Page 2, line 20 by inserting after the word
4 “settlement” the words “, unless the application of
5 the patient is accompanied by a statement signed by
6 the applicant, his spouse, guardian or some other
7 responsible person, agreeing to pay the cost of the

8 *applicant's hospitalization in the manner provided by*
9 *section two hundred twenty-nine point forty-one*
10 *(229.41) of the Code".*

JAMES V. GALLAGHER

On motion of Senator Lamborn, the Senate adjourned until 8:30
a.m., Friday, April 5, 1974.

JOURNAL OF THE SENATE

EIGHTY-SECOND DAY

SENATE CHAMBER
Des Moines, Iowa Friday, April 5, 1974

The Senate met in regular session, President pro tempore Shaff presiding.

Prayer was offered by the Reverend Father Benedict Kenkel, Co-Pastor of St. Anthony's Catholic Church, Des Moines, Iowa.

The Journal of Thursday, April 4, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Harold Eklund, Des Moines, Iowa.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Plymat for the day on request of Senator Schwengels; Senator Murray for the day on request of Senator Ramsey.

PRESENTATION OF VISITORS

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

Eighteen students from Northwest Iowa Protestant Reformed School, Doon, Iowa, accompanied by John Kalsbeek. Senator DeKoster.

Ten students from Horace Mann School, Burlington, Iowa, accompanied by Mrs. Ralph Cushman. Senator Miller of Des Moines.

Twenty-four students from Lake Mills Community School, Lake Mills, Iowa, accompanied by Steve Warden. Senator Priebe.

Thirteen students from Middle School, Algona, Iowa, accompanied by Mr. Reemtsma. Senator Priebe.

HOUSE AMENDMENTS CONSIDERED

Senate File 277

Senator Hansen called up for consideration Senate File 277, a

bill for an act relating to the establishment and administration of professional and occupational licensing boards, to abolish all trust funds and special funds of professional and occupational licensing boards and allowing certain additional fees, amended by the House amendment, found on pages 945-966, inclusive, of the Senate Journal.

Senator Hansen offered amendment S—2669 to the House amendment and called for a division of his amendment as follows:

S—2669

Division S—2669A

- 1 Amend the House amendment to Senate File 277,
- 2 as amended, passed, and reprinted, as follows:
- 3 1. Page 1, by striking lines 4 and 5.
- 4 2. Page 3, by striking lines 5 and 6.
- 5 3. Page 5, by striking lines 17 and 18.
- 6 4. Page 7, by striking lines 24 and 25.
- 7 5. Page 8, by striking lines 1 and 2.
- 8 6. Page 9, by striking lines 18 and 19.
- 9 7. Page 11, by striking lines 13 and 14.
- 10 8. Page 15, by striking lines 18 and 19.
- 11 9. Page 17, by striking lines 8 through 12.
- 12 10. Page 19, by striking lines 10 and 11.
- 13 11. Page 21, by striking lines 18 through 22.
- 14 12. Page 22, by striking line 25.
- 15 13. Page 23, by striking lines 1 through 4

Division S—2669B

- 16 14. Page 23, by striking lines 8 through 11.
- 17 15. Page 24, by striking lines 12 through 14.

Division S—2669A (cont'd)

- 18 16. Page 25, line 10, by striking the word
- 19 "five" and inserting in lieu thereof the word "one".

Division S—2669C

- 20 17. Page 25, by striking lines 22 and 23.

Division S—2669A (cont'd)

- 21 18. Page 34, line 11, by striking the words
- 22 "shall not" and inserting in lieu thereof the word
- 23 "may".

Senator Hansen withdrew division S—2669A of the amendment to the House amendment.

Senator Hansen moved the adoption of division S—2669B of the amendment to the House amendment.

Roll call was requested.

On the question "Shall division S—2669B of the amendment to the House amendment be adopted?" (S.F. 277) the vote was:

Rule 24 was invoked.

Ayes, 24:

Bergman	Griffin	Nystrom	Rodgers
Blouin	Hansen	Palmer	Schwengels
Curtis	Heying	Potter	Shaff
Doderer	Hill	Priebe	Shaw
Gallagher	McCartney	Rabedeaux	Tieden
Gluba	Nolin	Robinson	Van Gilst

Nays, 19:

Andersen	Hultman	Miller of	Riley
Briles	Junkins	Des Moines	Schwieger
Burroughs	Kelly	Miller of	Scott
Coleman	Kennedy	Marshall	Taylor
DeKoster	Lamborn	Milligan	Willits
Glenn			

Absent or not voting, 7:

Kinley	Orr	Ramsey	Winkelman
Murray	Plymat	Schaben	

Division S—2669B of the amendment to the House amendment was adopted.

DEFERRED

Senator Lamborn asked and received unanimous consent that further action on **Senate File 277** be **deferred** and that the bill **retain its place on the calendar**.

MOTION TO RECONSIDER

I move to reconsider the vote by which division "B" of the Hansen amendment S—2669 to the House amendment to Senate File 277 was adopted by the Senate.

RALPH F. McCARTNEY

HOUSE AMENDMENTS CONSIDERED

Senate File 173

Senator DeKoster called up for consideration Senate File 173, a bill for an act to forbid use of highways to habitual offenders and to provide punishment, amended by the House, and moved that the Senate concur in the following amendments:

- 1 Amend Senate File 173 as passed by the Senate and
- 2 reprinted as follows:
- 3 1. Page 2A, by striking line 7.
- 4 2. Page 2A, by striking line 17.
- 5 3. Page 2A, line 20, by striking the word "Any" and in-
- 6 serting in lieu thereof the word "An".
- 7 4. Page 2A, line 26, by striking the word "Any" and in-
- 8 serting in lieu thereof the word "A".

9 5. Page 2B, line 36, by inserting after the word
10 "violations" the words "and speeding violations of less than
11 six miles per hour over the legal speed limit, as provided
12 by law prior to enactment of Senate File one thousand
13 thirteen (1013), Acts of the Sixty-fifth General Assembly,
14 1974 Session".

15 6. Page 2B, line 36, by striking the words "Conviction of
16 a" and all of lines 37 through 48.

17 7. Page 4, by striking lines 10 and 11 and inserting in
18 lieu thereof the following: "a motor vehicle on the highways
19 of this state for the period specified in section six (6) of
20 this Act. In such case the defendant shall surrender".

21 8. Page 4, lines 27 and 28, by striking the words "while
22 the judgment of the court prohibiting such operation remains
23 in effect" and inserting in lieu thereof the words "during
24 the period of time specified in section six (6) of this Act."

25 9. Page 4, by striking lines 30 through 35 and inserting

Page 2

1 in lieu thereof: "conviction be punished by imprisonment in
2 the penitentiary for not more than two years and notwith-
3 standing the provisions of section six hundred eighty-seven
4 point two (687.2) of the Code, such conviction shall constitute
5 a misdemeanor and not a felony."

6 10. Page 5, by striking lines 1 through 11.

7 11. By correcting internal references and renumbering
8 sections, subsections and paragraphs.

The motion prevailed and the Senate concurred in the House amendments.

Senator DeKoster moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 173) the vote was:

Ayes, 45:

Andersen	Hansen	Milligan	Schaben
Bergman	Heying	Nystrom	Schwengels
Blouin	Hill	Orr	Schwieger
Briles	Junkins	Palmer	Scott
Burroughs	Kennedy	Potter	Shaff
Coleman	Kinley	Priebe	Shaw
Curtis	Lamborn	Rabedeaux	Taylor
DeKoster	McCartney	Ramsey	Tieden
Doderer	Miller of	Riley	Van Gilst
Gallagher	Des Moines	Robinson	Willits
Glenn	Miller of	Rodgers	Winkelman
Gluba	Marshall		
Griffin			

Nays, 2:

Kelly Nolin

Absent or not voting, 3:

Hultman Murray Plymat

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

Senate File 1139

Senator Griffin called up for consideration Senate File 1139, a bill for an act raising the mileage rate paid members of the general assembly and employees of the state or its subdivisions, amended by the House as follows:

- 1 Amend Senate File 1139, as passed by the Senate and re-
- 2 printed, as follows:
- 3 1. Page 1, line 18, by inserting after the word
- 4 *"otherwise,"* the words *"Any peace officer as defined in section*
- 5 *seven hundred forty-eight point three (748.3) of the Code who*
- 6 *is required to use his private vehicle in the performance*
- 7 *of his official duties shall receive reimbursement for*
- 8 *mileage expense at the rate of eighteen cents per mile."*
- 9 2. Page 3, line 28, by inserting after the word
- 10 *"otherwise,"* the words *"Any peace officer as defined in*
- 11 *section seven hundred forty-eight point three (748.3) of the*
- 12 *Code who is required to use his private vehicle in the*
- 13 *performance of his official duties shall receive reimbursement*
- 14 *for mileage expense at the rate of eighteen cents per mile."*
- 15 3. By adding the following new sections:
- 16 Sec. Section two point ten (2.10), subsection one (1),
- 17 Code 1973, as amended by Acts of the Sixty-fifth General
- 18 Assembly, 1973 Session, chapter one hundred nineteen (119),
- 19 section one (1), is further amended to read as follows:
- 20 1. Every member of the general assembly except the speaker
- 21 of the house and majority and minority floor leaders of the
- 22 senate and house shall receive an annual salary of eight
- 23 thousand dollars for each year while serving as a member of
- 24 the general assembly. The majority and minority floor leaders
- 25 of the senate and house shall receive an annual salary of nine

Page 2

- 1 thousand five hundred dollars for each year while serving in
- 2 such capacity. In addition, each such member shall receive
- 3 the sum of twenty dollars per day for expenses of office,
- 4 except travel, for each day the general assembly is in session
- 5 commencing with the first day of a legislative session and
- 6 ending with the day of final adjournment of each legislative
- 7 session as indicated by the journals of the house and senate.
- 8 However, members from Polk county shall receive ten dollars
- 9 per day. Travel expenses shall be paid at the rate established
- 10 by section seventy-nine point nine (79.9) of the Code [for
- 11 employees of the state] for actual travel in going to and re-
- 12 turning from the seat of government by the nearest traveled
- 13 route for not more than one time per week during a legislative
- 14 session. *However, any increase from time to time in the*
- 15 *mileage rate established by section seventy-nine point nine*
- 16 *(79.9) of the Code shall not become effective for members of*
- 17 *the general assembly until the convening of the next general*

18 *assembly following the session in which the increase is*
 19 *adopted; and this provision shall prevail over any inconsis-*
 20 *tent provision of any present or future statute.*
 21 Sec. This Act shall take effect and be in force on
 22 April 1, 1974, after its publication in the Muscatine Journal,
 23 a newspaper published in Muscatine, Iowa, and in the Council
 24 Bluffs Nonpareil, a newspaper published in Council Bluffs,
 25 Iowa.

Senator Griffin offered amendment S—2676 to the House amendment and moved its adoption:

S—2676

- 1 Amend the House amendment to Senate File 1139, page
- 2 2, line 22, by striking the words "April 1," and
- 3 inserting in lieu thereof the words "May 1,".

Amendment S—2676 to the House amendment was adopted.

Senator Griffin moved that the Senate concur in the House amendment as amended.

Roll call was requested.

On the question "Shall the Senate concur in the House amendment as amended" (S.F. 1139) the vote was:

Ayes, 29:

Bergman	Heying	Miller of	Riley
Blouin	Hultman	Des Moines	Robinson
Briles	Junkins	Miller of	Schaben
Coleman	Kelly	Marshall	Schwengels
Curtis	Kennedy	Milligan	Shaff
Gallagher	Kinley	Nolin	Shaw
Griffin	McCartney	Nystrom	Taylor
Hansen		Priebe	Van Gilst

Nays, 19:

Andersen	Gluba	Potter	Scott
Burroughs	Hill	Rabedeaux	Tieden
DeKoster	Lamborn	Ramsey	Willits
Doderer	Orr	Rodgers	Winkelman
Glenn	Palmer	Schwieger	

Absent or not voting, 2:

Murray Plymat

The motion prevailed and the Senate concurred in the House amendment as amended.

Senator Griffin moved that the bill as amended by the House, further amended and concurred in by the Senate, be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1139) the vote was:

Ayes, 40:

Andersen	Griffin	Miller of	Robinson
Bergman	Hansen	Marshall	Rodgers
Blouin	Heying	Milligan	Schaben
Briles	Hultman	Nolin	Schwengels
Burroughs	Junkins	Nystrom	Schwieger
Coleman	Kelly	Orr	Shaff
Curtis	Kennedy	Palmer	Shaw
DeKoster	Kinley	Potter	Taylor
Doderer	McCartney	Rabedeaux	Van Gilst
Gallagher	Miller of	Riley	Willits
Glenn	Des Moines		

Nays, 8:

Gluba	Lamborn	Ramsey	Tieden
Hill	Priebe	Scott	Winkelman

Absent or not voting, 2:

Murray	Plymat
--------	--------

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

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 1139 passed the Senate.

MINNETTE DODERER

CONSIDERATION OF BILLS

House File 1444

On motion of Senator Shaw, House File 1444, a bill for an act relating to reversions of appropriations made for state libraries and providing a supplemental appropriation, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1444) the vote was:

Ayes, 48:

Andersen	Hansen	Miller of	Rodgers
Bergman	Heying	Marshall	Schaben
Blouin	Hill	Milligan	Schwengels
Briles	Hultman	Nolin	Schwieger
Burroughs	Junkins	Nystrom	Scott
Coleman	Kelly	Orr	Shaff
Curtis	Kennedy	Palmer	Shaw
DeKoster	Kinley	Potter	Taylor
Doderer	Lamborn	Priebe	Tieden
Gallagher	McCartney	Rabedeaux	Van Gilst
Glenn	Miller of	Ramsey	Willits
Gluba	Des Moines	Riley	Winkelman
Griffin		Robinson	

Nays, none.

Absent or not voting, 2:

Murray Plymat

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

Senate File 1018

On motion of Senator Potter, Senate File 1018, a bill for an act relating to tax receipts, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Potter offered amendment S—2613 filed by him and moved its adoption:

S—2613

- 1 Amend Senate File 1018, page 1, line 13, by
- 2 striking the word "*Each*" and inserting in lieu
- 3 thereof the following: "*In each county in which*
- 4 *a computer is used to prepare receipts, each*".

Division was called for.

Amendment S—2613 was adopted.

Senator Potter moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1018) the vote was:

Ayes, 45:

Andersen	Hansen	Miller of	Robinson
Bergman	Heying	Marshall	Rodgers
Blouin	Hill	Milligan	Schaben
Briles	Hultman	Nolin	Schwengels
Burroughs	Junkins	Nystrom	Schwieger
Coleman	Kelly	Orr	Scott
Curtis	Kennedy	Palmer	Shaff
DeKoster	Kinley	Potter	Shaw
Doderer	Lamborn	Priebe	Taylor
Glenn	Miller of	Rabedeaux	Tieden
Gluba	Des Moines	Ramsey	Van Gilst
Griffin		Riley	Winkelman

Nays, none.

Absent or not voting, 5:

Gallagher Murray Plymat Willits
 McCartney

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

Senator Potter asked and received unanimous consent that **Senate File 1018** be **immediately messaged** to the House, which request was complied with.

House File 501

On motion of Senator Riley, House File 501, a bill for an act relating to the establishment of zoos or zoological gardens and authorizing the levy of taxes and the issuance of bonds therefor, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Riley offered amendment S—2677 and moved its adoption:

S—2677

- 1 Amend House File 501, as amended and passed by the
- 2 House, page 4, line 13, by inserting after the word
- 3 "residents" the words " , and for the levy of a tax
- 4 in support thereof".

Amendment S—2677 was adopted.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 501) the vote was:

Ayes, 40:

Andersen	Hansen	Miller of	Robinson
Bergman	Heying	Marshall	Rodgers
Blouin	Hill	Milligan	Schwengels
Briles	Hultman	Nolin	Shaff
Coleman	Junkins	Nystrom	Shaw
Curtis	Kelly	Orr	Taylor
DeKoster	Kennedy	Palmer	Tieden
Doderer	Kinley	Potter	Van Gilst
Glenn	Miller of	Rabedeaux	Willits
Gluba	Des Moines	Ramsey	Winkelman
Griffin		Riley	

Nays, 3:

Gallagher	Priebe	Scott
-----------	--------	-------

Absent or not voting, 7:

Burrroughs	McCartney	Plymat	Schwieger
Lamborn	Murray	Schaben	

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

WITHDRAWN

Senator Riley asked and received unanimous consent that **Senate File 1195** be **withdrawn** from further consideration of the Senate.

REPORT OF INVESTIGATING COMMITTEE
UNFINISHED BUSINESS

Confirmation of the appointment of Mrs. Jolly Davidson, Clarinda, Page County, Iowa, as a member of the State Board of Public Instruction, with report of the investigating committee adopted on March 29, 1974, was taken up for further consideration.

Senator Hultman renewed his motion that the appointment of Mrs. Jolly Davidson as a member of the State Board of Public Instruction be confirmed by the Senate.

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

Ayes, 43:

Andersen	Heying	Milligan	Rodgers
Bergman	Hultman	Nolin	Schwengels
Blouin	Junkins	Nystrom	Schwieger
Briles	Kelly	Orr	Scott
Coleman	Kennedy	Palmer	Shaff
Curtis	Kinley	Potter	Shaw
DeKoster	McCartney	Priebe	Taylor
Doderer	Miller of	Rabedeaux	Tieden
Glenn	Des Moines	Ramsey	Van Gilst
Gluba	Miller of	Riley	Willits
Griffin	Marshall	Robinson	Winkelman
Hansen			

Nays, none.

Absent or not voting, 7:

Burroughs	Hill	Murray	Schaben
Gallagher	Lamborn	Plymat	

President pro tempore Shaff declared the appointment of Mrs. Jolly Davidson as a member of the State Board of Public Instruction confirmed for the regular six-year term ending January 2, 1980.

CONSIDERATION OF BILLS

Senator Potter asked and received unanimous consent to take up out of order Senate File 1303.

Senate File 1303

On motion of Senator DeKoster, Senate File 1303, a bill for an act relating to the reproduction and duplication of sound recordings and providing a penalty, was taken up for consideration.

Senator DeKoster moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1303) the vote was:

Ayes, 46:

Andersen	Griffin	Miller of	Robinson
Bergman	Hansen	Marshall	Rodgers
Blouin	Heying	Milligan	Schwengels
Briles	Hill	Nolin	Schwieger
Burroughs	Hultman	Nystrom	Scott
Coleman	Junkins	Orr	Shaff
Curtis	Kelly	Palmer	Shaw
DeKoster	Kennedy	Potter	Taylor
Doderer	Kinley	Priebe	Tieden
Gallagher	McCartney	Rabedeaux	Van Gilst
Glenn	Miller of	Ramsey	Willits
Gluba	Des Moines	Riley	Winkelman

Nays, none.

Absent or not voting, 4:

Lamborn	Murray	Plymat	Schaben
---------	--------	--------	---------

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

Senator Potter asked and received unanimous consent that **Senate File 1303** be **immediately messaged** to the House, which request was complied with.

Senator Potter asked and received unanimous consent to take up out of order Senate File 1237.

Senate File 1237

On motion of Senator Rodgers, Senate File 1237, a bill for an act relating to vital statistics, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Gallagher offered amendment S—2507 by the committee on county government and moved its adoption:

S—2507

- 1 Amend Senate File 1237 as follows:
- 2 1. Page 2, lines 1 and 2, by striking the word
- 3 and numbers "three (144.3)" and inserting in lieu
- 4 thereof the words and numbers "forty-three
- 5 (144.43)".
- 6 2. Page 2, line 14, by inserting after the
- 7 word "right" the words and numbers "under chapter
- 8 sixty-eight A (68A) of the Code".

Amendment S—2507 was adopted.

Senator Gallagher offered amendment S—2508 filed by him and moved its adoption:

S—2508

- 1 Amend Senate File 1237, page 2, by striking
- 2 lines 16 through 20, inclusive, and
- 3 inserting in lieu thereof the following:
- 4 Sec. 2. This Act, being deemed of immediate
- 5 importance, shall take effect and be in force
- 6 from and after its publication in the Adams
- 7 County Free Press, a newspaper published in
- 8 Corning, Iowa, and in The Clayton County Register,
- 9 a newspaper published in Elkader, Iowa.

Amendment S—2508 was adopted.

Senator Rodgers moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1237) the vote was:

Ayes, 44:

Andersen	Griffin	Miller of	Rodgers
Bergman	Hansen	Marshall	Schwengels
Blouin	Heying	Milligan	Schwieger
Briles	Hill	Nolin	Scott
Burroughs	Hultman	Nystrom	Shaff
Coleman	Junkins	Orr	Shaw
Curtis	Kelly	Palmer	Taylor
DeKoster	Kennedy	Potter	Tieden
Doderer	Kinley	Rabedeaux	Van Gilst
Gallagher	McCartney	Ramsey	Willits
Glenn	Miller of	Riley	Winkelman
Gluba	Des Moines	Robinson	

Nays, none.

Absent or not voting, 6:

Lamborn	Plymat	Priebe	Schaben
Murray			

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

Senator Potter asked and received unanimous consent that Senate File 1237 be immediately messaged to the House, which request was complied with.

Senator Potter asked and received unanimous consent to take up out of order Senate File 1293.

Senate File 1293

On motion of Senator Blouin, Senate File 1293, a bill for an act relating to the issuance of a new certificate of title for a

demolished or destroyed vehicle which has been issued a certificate of inspection, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Blouin offered amendment S—2594 filed by Senator Blouin and Briles and moved its adoption:

S—2594

- 1 Amend Senate File 1293, page 2, line 2, by
- 2 inserting after the word "operable" the words "or
- 3 if the owner sells the vehicle and the purchaser
- 4 repairs the vehicle so that it is operable".

Amendment S—2594 was adopted.

Senator Blouin moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1293) the vote was:

Ayes, 45:

Andersen	Griffin	Miller of	Robinson
Bergman	Hansen	Marshall	Rodgers
Blouin	Heying	Milligan	Schwengels
Briles	Hill	Nolin	Schwieger
Burroughs	Hultman	Nystrom	Scott
Coleman	Junkins	Orr	Shaff
Curtis	Kelly	Palmer	Shaw
DeKoster	Kennedy	Potter	Tieden
Doderer	Kinley	Priebe	Van Gilst
Gallagher	McCartney	Rabedeaux	Willits
Glenn	Miller of	Ramsey	Winkelman
Gluba	Des Moines	Riley	

Nays, none.

Absent or not voting, 5:

Lamborn	Plymat	Schaben	Taylor
Murray			

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

Senator Potter asked and received unanimous consent that Senate File 1293 be immediately messaged to the House, which request was complied with.

Senate Potter asked and received unanimous consent to take up for consideration Senate File 1269.

Senate File 1269

On motion of Senator Schwengels, Senate File 1269, a bill for an act relating to issuance and redemption of warrants, was taken up for consideration.

Senator Schwengels asked and received unanimous consent that **House File 1394** be substituted for **Senate File 1269**.

House File 1394

On motion of Senator Schwengels, House File 1394, a bill for an act relating to issuance and redemption of warrants, was taken up for consideration.

Senator Schwengels moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1394) the vote was:

Ayes, 45:

Andersen	Griffin	Miller of	Robinson
Bergman	Hansen	Marshall	Rodgers
Blouin	Heying	Milligan	Schwengels
Briles	Hultman	Nolin	Schwieger
Burroughs	Junkins	Nystrom	Scott
Coleman	Kelly	Orr	Shaff
Curtis	Kennedy	Palmer	Shaw
DeKoster	Kinley	Potter	Taylor
Doderer	McCartney	Priebe	Tieden
Gallagher	Miller of	Rabedeaux	Van Gilst
Glenn	Des Moines	Ramsey	Willits
Gluba		Riley	Winkelman

Nays, none.

Absent or not voting, 5:

Hill	Murray	Plymat	Schaben
Lamborn			

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

WITHDRAWN

Senator Schwengels asked and received unanimous consent that **Senate File 1269** be **withdrawn** from further consideration of the Senate.

Senator Hansen took the chair at 11:00 a.m.

Senator Potter asked and received unanimous consent to take up for consideration Senate File 1080.

Senate File 1080

On motion of Senator Riley, Senate File 1080, a bill for an act relating to the vocational youth organizational fund, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Riley asked and received unanimous consent that **House File 1222** be substituted for **Senate File 1080**.

House File 1222

On motion of Senator Riley, House File 1222, a bill for an act relating to the vocational youth organizational fund, was taken up for consideration.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1222) the vote was:

Ayes, 46:

Andersen	Griffin	Miller of	Robinson
Bergman	Hansen	Marshall	Rodgers
Blouin	Heying	Milligan	Schwengels
Briles	Hill	Nolin	Schwieger
Burroughs	Junkins	Nystrom	Scott
Coleman	Kelly	Orr	Shaff
Curtis	Kennedy	Palmer	Shaw
DeKoster	Kinley	Potter	Taylor
Doderer	Lamborn	Priebe	Tieden
Gallagher	McCartney	Rabedeaux	Van Gilst
Glenn	Miller of	Ramsey	Willits
Gluba	Des Moines	Riley	Winkelman

Nays, none.

Absent or not voting, 4:

Hultman	Murray	Plymat	Schaben
---------	--------	--------	---------

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

WITHDRAWN

Senator Riley asked and received unanimous consent that **Senate File 1080** be **withdrawn** from further consideration of the Senate.

Senator Potter asked and received unanimous consent to take up for consideration **Senate File 1287**.

Senate File 1287

On motion of Senator Curtis, Senate File 1287, a bill for an act to delete the requirement for the claimant's certification on vouchers, was taken up for consideration.

Senator Curtis moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1287) the vote was:

Ayes, 43:

Andersen	Hansen	Miller of	Rodgers
Bergman	Heying	Marshall	Schwengels
Blouin	Hill	Milligan	Schwieger
Briles	Hultman	Nolin	Scott
Burroughs	Junkins	Nystrom	Shaff
Coleman	Kelly	Orr	Shaw
Curtis	Kennedy	Palmer	Taylor
DeKoster	Kinley	Potter	Tieden
Doderer	McCartney	Priebe	Van Gilst
Glenn	Miller of	Ramsey	Willits
Gluba	Des Moines	Riley	Winkelman
Griffin			

Nays, none.

Absent or not voting, 7:

Gallagher	Murray	Rabedeaux	Schaben
Lamborn	Plymat	Robinson	

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

Senator Potter asked and received unanimous consent that **Senate File 1287** be **immediately messaged** to the House, which request was complied with.

Senator Potter asked and received unanimous consent to take up for consideration **Senate File 44**.

Senate File 44

On motion of Senator Nystrom, **Senate File 44**, a bill for an act relating to the hiring of employees under the merit system, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Winkelman offered amendment S—2419 by the committee on state government:

S—2419

- 1 Amend Senate File 44, page 2, by striking lines 6
- 2 through 25.

DEFERRED

Senator Potter asked and received unanimous consent that further action on **Senate File 44** be deferred and that the bill be placed on the calendar under unfinished business.

Senator Potter asked and received unanimous consent to take up for consideration Senate File 1290.

Senate File 1290

On motion of Senator Doderer, Senate File 1290, a bill for an act relating to individual and group health insurance policies and subscriber contracts for newly born children, was taken up for consideration.

Senator Doderer offered amendment S—2564 filed by Senators Doderer and Schwieger and moved its adoption:

S—2564

- 1 Amend Senate File 1290, page 2, by striking lines 1
- 2 through 11 and inserting in lieu thereof the following:
- 3 Section 1. *NEW SECTION.*
- 4 1. Any policy of individual or group accident
- 5 and sickness insurance providing coverage on an ex-
- 6 pense incurred basis, and any individual or group
- 7 hospital or medical service contracts issued pursuant
- 8 to chapters five hundred nine (509), five hundred
- 9 fourteen (514), and five hundred fourteen A (514A) of
- 10 the Code, which provides coverage for a family member
- 11 of the insured or subscriber shall also provide that
- 12 the health insurance benefits applicable for children
- 13 shall be payable with respect to a newly born child
- 14 of the insured or subscriber from the moment of birth.

Amendment S—2564 was adopted.

Senator Doderer moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1290) the vote was:

Ayes, 47:

Andersen	Hansen	Milligan	Schaben
Bergman	Heying	Nolin	Schwengels
Blouin	Hill	Nystrom	Schwieger
Briles	Hultman	Orr	Scott
Burroughs	Junkins	Palmer	Shaff
Coleman	Kelly	Potter	Shaw
Curtis	Kinley	Priebe	Taylor
DeKoster	Lamborn	Rabedeaux	Tieden
Doderer	McCartney	Ramsey	Van Gilst
Gallagher	Miller of	Riley	Willits
Glenn	Des Moines	Robinson	Winkelman
Gluba	Miller of	Rodgers	
Griffin	Marshall		

Nays, none.

Absent or not voting, 3:

Kennedy	Murray	Plymat
---------	--------	--------

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

Senator Potter asked and received unanimous consent that **Senate File 1290** be **immediately messaged** to the House, which request was complied with.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has concurred in the Senate amendment and repassed the following bill in which the concurrence of the House was asked:

House File 1060, a bill for an act relating to establishment and operation of community mental health centers and to formulate standards for evaluation.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1406, a bill for an act relating to workmen's compensation.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1422, a bill for an act to provide for a state land use policy.

WILLIAM H. HARBOR, Chief Clerk

HOUSE MESSAGES CONSIDERED

House File 1406, a bill for an act relating to workmen's compensation.

Read first time and **passed on file**.

House File 1422, a bill for an act to provide for a state land use policy, and to create a department of soil conservation and land use, a state land use policy commission, an intergovernmental advisory board, county land use policy commission, and to specify the powers and duties of such agencies.

Read first time and **passed on file**.

SENATE CONCURRENT RESOLUTION 121

By Nystrom, Gluba, Doderer, Hultman and DeKoster

- 1 *Whereas*, the enactment of the Acts of the Sixty-fifth General
- 2 Assembly, 1973 Session, chapter 138, prescribed requirements
- 3 relative to disclosure of campaign contributions and expendi-
- 4 tures by political candidates, committees and parties, and to
- 5 campaign expense limitations, and established a five-member
- 6 campaign finance disclosure commission to administer these
- 7 requirements; and

8 *Whereas*, it is anticipated that experience with initial
 9 application of the Act to major statewide, district and county
 10 political campaigns during 1974 may indicate the need for amend-
 11 ments to chapter 138 of the 1973 Acts; *Now Therefore*,
 12 *Be It Resolved by the Senate, the House of Representatives*
 13 *Concurring*, That the Legislative Council be requested to
 14 establish an interim study committee to review the administra-
 15 tion of chapter 138 of the 1973 Acts during the 1974 political
 16 campaigns, which review shall include meetings with the members
 17 of the Campaign Finance Disclosure Commission at least once
 18 before and once after the 1974 general election, and make recom-
 19 mendations to the Legislative Council and the Sixty-sixth
 20 General Assembly regarding the effectiveness of chapter 138 of
 21 the 1973 Acts and the need for amendments to that Act which may
 22 be indicated by experiences derived from application of the Act
 23 to the 1974 political campaigns.

SUBCOMMITTEE ASSIGNMENTS

Senate File 1304 Judiciary— Potter, Chairman McCartney Willits	Senate File 1338 State Government— Nystrom, Chairman Nolin Schwieger	House File 1089 Judiciary— Kelly, Chairman Ramsey Kinley
Senate File 1313 State Government— Nystrom, Chairman Nolin Schwieger	Senate File 1346 Ways and Means— Burroughs, Chairman Van Gilst Curtis	House File 1132 Judiciary— McCartney, Chairman Kelly Glenn
Senate File 1316 Ways and Means— Burroughs, Chairman Van Gilst Curtis	Senate File 1347 Ways and Means— Burroughs, Chairman Van Gilst Curtis	House File 1245 Judiciary— DeKoster, Chairman Potter Coleman
Senate File 1319 State Government— Shaw, Chairman Hill Winkelman	Senate File 1349 Judiciary— Kennedy, Chairman Willits Kelly	House File 1366 State Government— Nystrom, Chairman Murray Hill
Senate File 1320 Judiciary— Ramsey, Chairman DeKoster Kennedy	Senate Concurrent Resolution 116 Higher Education— Nystrom, Chairman Schwengels Doderer	House File 1376 Commerce— Hultman, Chairman Priebe Taylor
Senate File 1321 Judiciary— Coleman, Chairman Shaw Riley	House File 1057 Judiciary— Shaw, Chairman Glenn Coleman	House File 1397 Natural Resources— Winkelman, Chairman Blouin Hultman
Senate File 1322 Judiciary— Glenn, Chairman Kennedy Shaw		

AMENDMENTS FILED

S—2679

- 1 Amend Senate File 44, page 2, by striking lines 21
 2 through 25 and inserting in lieu thereof the following:
 3 Sec. This Act, being deemed of immediate
 4 importance, shall take effect and be in force from and
 5 after its publication in The Boone News-Republican,
 6 a newspaper published in Boone, Iowa, and in The Daily
 7 Freeman-Journal, a newspaper published in Webster
 8 City, Iowa.

JOHN N. NYSTROM

S—2675

- 1 Amend the House amendment to Senate File 277, as
 2 amended, passed, and reprinted by the Senate, as
 3 follows:
 4 1. Page 43, line 25, by striking the word "sec-
 5 tion" and inserting in lieu thereof the word "sec-
 6 tions".
 7 2. Page 44, by inserting after line 4 the fol-
 8 lowing:
 9 Sec. Since the various professional and
 10 occupational examining boards were required by
 11 House Concurrent Resolution 18 of the Sixty-fifth
 12 General Assembly, 1973 Session, to submit to the
 13 general assembly their recommendations concerning
 14 continuing education requirements for their
 15 licensed, registered, or certified members, and
 16 the recommendations were duly submitted to the
 17 Sixty-fifth General Assembly, 1974 Session, the
 18 legislative council is directed to establish a
 19 study committee consisting of legislative members
 20 of both political parties and both houses of the
 21 general assembly to study the recommendations of
 22 the various professional and occupational licensing
 23 boards which were submitted to the Sixty-fifth
 24 General Assembly, 1974 Session, and to make recom-
 25 mendations, accompanied by legislative bill drafts

Page 2

- 1 to implement the recommendations, to the legislative
 2 council and the general assembly meeting in the
 3 year 1975.

MINNETTE F. DODERER

S—2673

- 1 Amend the Griffin, et al., amendment S—2573, to the
 2 House amendment to Senate File 277, as follows:
 3 1. Line 5, by inserting after the word "education"
 4 the words "*, subject to approval under the provisions*
 5 *of chapter seventeen A (17A) of the Code,*".

MINNETTE DODERER

S—2678

- 1 Amend Senate File 1069, page 2, by striking lines
 2 11 through 13 and inserting in lieu thereof the

3 following: "the Charles City Press, a newspaper
4 published in Charles City, Iowa, and in the Prairie
5 City News, a newspaper published in Prairie City,
6 Iowa."

EUGENE M. HILL
RALPH F. McCARTNEY

On motion of Senator Potter, the Senate adjourned until 10:00
a.m., Monday, April 8, 1974.

JOURNAL OF THE SENATE

EIGHTY-FIFTH DAY

SENATE CHAMBER
DES MOINES, IOWA, MONDAY, APRIL 8, 1974

The Senate met in regular session, President pro tempore Shaff presiding.

Prayer was offered by the Reverend Wayne Bryan, Drake Campus Ministry, Des Moines, Iowa.

The Journal of Friday, April 5, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. R. J. Cable, Mason City, Iowa.

PRESENTATION OF VISITORS

President pro tempore Shaff welcomed the Honorable Ernest Kosek, former member of the Senate and House of Representatives from Linn County.

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

Thirteen students from Grinnell Junior High School, Grinnell, Iowa. Senator Orr.

Forty-seven students from Lincoln Elementary School, Boone, Iowa, accompanied by Mrs. Bible and Mrs. Reed. Senator Nystrom.

Thirty-five students from Bedford Community School, Bedford, Iowa, accompanied by Mr. Moen and Mr. Scott. Senator Briles.

PETITION

The following petition was presented and placed on file:

By Senator Kennedy, from two hundred forty-two residents of Iowa favoring Senate File 1057, relating to obscenity.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 1297.

Senate File 1297

On motion of Senator Riley, Senate File 1297, a bill for an act to establish the office of prosecuting attorneys coordination and to prescribe its powers and duties, was taken up for consideration.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1297) the vote was:

Ayes, 49:

Andersen	Hansen	Miller of	Riley
Bergman	Heying	Marshall	Robinson
Blouin	Hill	Milligan	Rodgers
Briles	Hultman	Murray	Schaben
Burroughs	Junkins	Nolin	Schwengels
Coleman	Kelly	Nystrom	Schwieger
Curtis	Kennedy	Orr	Scott
DeKoster	Kinley	Palmer	Shaff
Doderer	Lamborn	Plymat	Taylor
Gallagher	McCartney	Potter	Tieden
Glenn	Miller of	Priebe	Van Gilst
Gluba	Des Moines	Rabedeaux	Willits
Griffin		Ramsey	Winkelman

Nays, none.

Absent or not voting, 1:

Shaw

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

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 1039.

Senate File 1039

On motion of Senator Riley, Senate File 1039, a bill for an act relating to the signatures of persons with physical disabilities, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1039) the vote was:

Ayes, 50:

Andersen	Briles	Curtis	Gallagher
Bergman	Burroughs	DeKoster	Glenn
Blouin	Coleman	Doderer	Gluba

Griffin	McCartney	Palmer	Schwengels
Hansen	Miller of	Plymat	Schwieger
Heying	Des Moines	Potter	Scott
Hill	Miller of	Priebe	Shaff
Hultman	Marshall	Rabedeaux	Shaw
Junkins	Milligan	Ramsey	Taylor
Kelly	Murray	Riley	Tieden
Kennedy	Nolin	Robinson	Van Gilst
Kinley	Nystrom	Rodgers	Willits
Lamborn	Orr	Schaben	Winkelman

Nays, none.

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

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 1069.

Senate File 1069

On motion of Senator Hill, Senate File 1069, a bill for an act relating to the conversion of group insurance policies, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Hill offered amendment S—2580, filed by him and recommended by the committee on commerce, and moved its adoption:

S—2580

- 1 Amend Senate File 1069 as follows:
- 2 Page 2, line 8, by striking the period and in-
- 3 serting in lieu thereof the following: "in regards
- 4 to the provisions of such contracts which provide
- 5 for major-medical insurance coverage. Any change of
- 6 premium rates resulting from such renegotiation shall
- 7 reflect only the change for major-medical coverage."

Amendment S—2580 was adopted.

Senator Hill offered amendment S—2678 filed by Senators Hill and McCartney and moved its adoption:

S—2678

- 1 Amend Senate File 1069, page 2, by striking lines
- 2 11 through 13 and inserting in lieu thereof the
- 3 following: "the Charles City Press, a newspaper
- 4 published in Charles City, Iowa, and in the Prairie
- 5 City News, a newspaper published in Prairie City,
- 6 Iowa."

Amendment S—2678 was adopted.

Senator Hill moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1069) the vote was:

Ayes, 49:

Andersen	Hansen	Miller of	Robinson
Bergman	Heying	Marshall	Rodgers
Blouin	Hill	Milligan	Schaben
Briles	Hultman	Murray	Schwengels
Burroughs	Junkins	Nolin	Schwieger
Coleman	Kelly	Nystrom	Scott
Curtis	Kennedy	Orr	Shaff
DeKoster	Kinley	Plymat	Shaw
Doderer	Lamborn	Potter	Taylor
Gallagher	McCartney	Priebe	Tieden
Glenn	Miller of	Rabedeaux	Van Gilst
Gluba	Des Moines	Ramsey	Willits
Griffin		Riley	Winkelman

Nays, none.

Voting present, 1:

Palmer

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

MOTIONS TO RECONSIDER WITHDRAWN

Senator Schaben withdrew the motion to reconsider the vote by which **House File 1373** passed the Senate filed by him on March 27, 1974.

Senator Schaben withdrew the motion to reconsider the vote by which **House File 1432** passed the Senate filed by him on April 2, 1974.

President Neu took the chair at 11:05 a.m.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 126, 1250, 1281 and 1282; House Files 59, 713 and 1060.

DALE L. TIEDEN
Chairman, Senate Committee
CHARLES F. STROTHMAN
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: Senate Files 126, 1250, 1281 and 1282; House Files 59, 713 and 1060.

BILLS SENT TO THE GOVERNOR

Senator Tieden, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 8th day of April, 1974, sent to the Governor for his approval: Senate Files 126, 1250, 1281 and 1282.

DALE L. TIEDEN, Chairman

Passed on file.

UNFINISHED BUSINESS

House File 672

The Senate resumed consideration of House File 672, a bill for an act relating to eminent domain procedures.

Senator Willits offered amendment S—2072 filed by Senators Willits, Priebe, et al.:

S—2072

- 1 Amend House File 672, page two by
- 2 striking lines 8 through 16 and by inserting in
- 3 lieu thereof the following:
- 4 "commission. One-fourth of the persons
- 5 appointed shall be owner-operators of agricultural
- 6 property, one-fourth of the persons appointed shall
- 7 be owners of city or town property, [one-fourth
- 8 shall be licensed real estate salesmen or real
- 9 estate brokers,] and one-fourth shall be persons
- 10 having knowledge of property values in the county
- 11 by reason of their occupation, such as bankers,
- 12 auctioneers, property managers, property appraisers,
- 13 and persons responsible for making loans on
- 14 property. *The membership of the commission shall*
- 15 *also include licensed real estate salesman or*
- 16 *real estate brokers."*

Senator Willits offered amendment S—2079 to amendment S—2072 filed by him and moved its adoption:

S—2079

- 1 Amend the Willits, et al., amendment S—2072
- 2 filed January 24, 1974, to House File 672 as follows:
- 3 1. Line 4, by striking the words "One-fourth"
- 4 and by inserting in lieu thereof the words "[One-fourth]
- 5 *At least one-fourth*".
- 6 2. Line 6, by inserting after the word "property,"

- 7 the words "at least".
 8 3. Line 9, by inserting after the word "and"
 9 the words "at least".
 10 4. Line 15, by inserting after the word "or"
 11 the word "licensed".

Amendment S—2079 to amendment S—2072 was adopted.

On motion of Senator Willits, amendment S—2072 as amended was adopted.

Senator Tieden withdrew amendment S—2071 filed by him on January 25, 1974, and found on page 214 of the Senate Journal.

Senator Riley offered amendment S—2341 filed by him:

S—2341

- 1 Amend House File 672, as amended and passed by the
 2 House, as follows:
 3 1. Page 2, after line 31, by inserting the follow-
 4 ing section:
 5 Sec. Section four hundred seventy-two point
 6 fourteen (472.14), Code 1973, is amended by adding
 7 the following new paragraph:
 8 *NEW PARAGRAPH.* In the event the power of eminent
 9 domain is exercised by a pipeline company as defined
 10 in chapter four hundred ninety (490) of the Code the
 11 commissioners shall, in addition to assessing monetary
 12 damages, award to the owners of the land upon which
 13 a pipeline is constructed a reasonable annual rental
 14 charge for the use of the land. The rental charge
 15 shall be based upon the number of lineal feet of
 16 pipeline constructed upon the landowner's property.
 17 "Landowner" means the person listed in the tax assess-
 18 ment rolls for the payment of real estate taxes on
 19 the affected property. The annual rental charge shall
 20 be paid on or before the tenth day of January each
 21 year. Failure to make any rental payment when due
 22 shall, in addition to other remedies, vest jurisdic-
 23 tion with the district court in the county in which
 24 the default occurs to enjoin the continued use of
 25 the pipeline upon land upon written application and

Page 2

- 1 showing by the affected landowner. The landowner or
 2 the pipeline company may periodically, but not more
 3 often than once in each five-year period after the
 4 original assessment, petition the district court in
 5 the county in which the affected property is located
 6 for a review and reassessment of the rental charges.
 7 The court shall determine and assess the reasonable
 8 ensuing annual rental charge to be paid by the pipe-
 9 line company.

Senator Griffin raised the point of order that amendment S—2341 was not germane to the bill.

The Chair ruled the point well taken and amendment S—2341 out of order.

Senator Kelly offered amendment S—2331 filed by him:

S—2331

- 1 Amend House File 672, as passed by the House, as
- 2 follows:
- 3 1. Page 3, line 4, by striking the words “for high-
- 4 way purposes by the highway commission” and inserting
- 5 in lieu thereof the words “[for highway purposes by the
- 6 highway commission] *by a governmental agency*”.
- 7 2. Page 3, line 15, by striking the words “TAKING
- 8 PROPERTY FOR HIGHWAY” and inserting in lieu thereof the
- 9 words “[TAKING PROPERTY FOR HIGHWAY] *ACQUISITION BY*
- 10 *GOVERNMENTAL AGENCY*”.
- 11 3. Page 3, line 17, by striking the words “for
- 12 highway purposes” and inserting in lieu thereof the
- 13 words “[for highway purposes] *by a governmental agency*”.
- 14 4. Page 3, line 30, by striking the words “CONDEMNATION FOR ROAD OR STREET” and inserting in lieu thereof
- 15 the words “[CONDEMNATION FOR ROAD OR STREET] *ACQUI-*
- 16 *SITION*
- 17 *BY GOVERNMENTAL AGENCY*”.
- 18 5. Page 3, by striking from lines 32, 33, and 34,
- 19 the words “for highway, street or road purposes, the
- 20 purchasing state agency, county, city or town or their”
- 21 and inserting in lieu thereof the words “[for highway
- 22 street or road purposes, the purchasing state agency,
- 23 county, city or town or their] *by a governmental agency,*
- 24 *the governmental agency or its*”.
- 25 6. Page 4, by inserting after line 21, the follow-

Page 2

- 1 ing:
- 2 Sec. Section four hundred seventy-two point
- 3 twenty-seven (472.27), Code 1973, is repealed.
- 4 7. By numbering sections to conform to this
- 5 amendment.

Senator Murray raised the point of order that amendment S—2331 was not germane to the bill.

The Chair ruled the point well taken and amendment S—2331 out of order.

Senator Gallagher offered amendment S—2251 filed by him:

S—2251

- 1 Amend House File 672, page 3, line 27 by adding after
- 2 the word “condemnee.” the words “*When real property*
- 3 *or an interest therein is purchased or condemned*
- 4 *for highway purposes the purchasing or condemning*
- 5 *body shall take only the land that is reasonably*
- 6 *necessary to effectuate the highway purpose; the*
- 7 *purchasing or condemning body shall take into*
- 8 *consideration the agricultural value of any land*
- 9 *purchased or condemned for highway purposes.*”

Action on amendment S—2251 was temporarily deferred.

Senator Ramsey offered amendment S—2138 filed by him:

S—2138

- 1 Amend House File 672, as passed by the House, page
- 2 4, by inserting after line 21, the following new section:
- 3 Sec. *NEW SECTION.* When title to any tract or
- 4 parcel of land has been acquired for improvement or
- 5 construction of any highway, the improvement or con-
- 6 struction shall be completed within five years from the
- 7 date of the acquisition or the property shall be sold
- 8 as provided in section three hundred six point twenty-
- 9 two (306.22) of the Code.

(House File 672 and amendment S—2138 pending at recess.)

On motion of Senator Lamborn, the Senate recessed until 1:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

UNFINISHED BUSINESS

House File 672

The Senate resumed consideration of House File 672 and the Ramsey amendment S—2138.

Senator Ramsey moved the adoption of amendment S—2138 and requested a roll call.

On the question "Shall amendment S—2138 be adopted?" (H.F. 672) the vote was:

Ayes, 12:

Blouin	Heying	Priebe	Robinson
Briles	Kelly	Ramsey	Rodgers
Coleman	Kennedy	Riley	Scott

Nays, 35:

Andersen	Hill	Milligan	Schwengels
Bergman	Hultman	Murray	Schwieger
Burroughs	Junkins	Nolin	Shaw
Curtis	Kinley	Nystrom	Taylor
DeKoster	Lamborn	Orr	Tieden
Doderer	McCartney	Plymat	Van Gilst
Gallagher	Miller of	Potter	Willits
Glenn	Des Moines	Rabedeaux	Winkelman
Gluba	Miller of	Schaben	
Hansen	Marshall		

Absent or not voting, 3:

Griffin	Palmer	Shaff
---------	--------	-------

Amendment S—2138 lost.

Senator Scott offered amendment S—2097 filed by him and moved its adoption:

S—2097

- 1 Amend House File 672, as amended and passed by the
- 2 House, page 4, by inserting after line 21 the following
- 3 section:
- 4 Sec. This Act, being deemed of immediate
- 5 importance, shall take effect and be in force from and
- 6 after its publication in The Southern County News, a
- 7 newspaper published in Thornton, Iowa, and in the Globe
- 8 Gazette, a newspaper published in Mason City, Iowa.

Amendment S—2097 was adopted.

Senator Potter offered amendment S—2683 and moved its adoption:

S—2683

- 1 Amend House File 672, as amended and passed by the
- 2 House, page 3, line 20, by inserting after the word
- 3 "a" the word "*potable*".

Amendment S—2683 was adopted.

The Senate resumed consideration of amendment S—2251 previously deferred.

Senator Gallagher offered amendment S—2685 to amendment S—2251:

S—2685

- 1 Amend the Gallagher amendment S—2251, to House File
- 2 672, as follows:
- 3 1. Line 6, by inserting after the word "*purposes*;"
- 4 the words "*the landowner shall have the option to sell*
- 5 *or convey his total affected land holdings to the*
- 6 *purchasing or condemning body*;"

Action on amendment S—2685 to amendment S—2251 was deferred.

Senator Tieden moved to reconsider the vote by which amendment S—2069 as amended was adopted by the Senate on January 28, 1974.

The motion prevailed and amendment S—2069 as amended was taken up for reconsideration.

Senator Taylor withdrew amendment S—2298 to amendment S—2069 filed by him on March 1, 1974, and found on pages 609 and 610 of the Senate Journal.

Senator Taylor offered amendment S—2689 to amendment S—2069 as amended and moved its adoption:

S—2689

1 Amend the Taylor amendment S—2069, filed January
2 25, 1974, to House File 672, as follows:

3 1. Page 1, line 25 by striking the words "*If the*
4 *owner of the*".

5 2. Page 2, by striking lines 1, 2 and 3 and inserting
6 in lieu thereof the following: "*This option to pur-*
7 *chase may be offered within five years from date of*
8 *acquisition or five years from date of project com-*
9 *pletion by the highway commission; the option must*
10 *be exercised within sixty days of the date of offer.*
11 *If the original owner is deceased or if he does not*
12 *exercise this option, an option to purchase the*
13 *tract shall be given to the present owner if dif-*
14 *ferent from the original owner, for a price set by*
15 *current appraisal; this option must be exercised*
16 *within sixty days of the date of offer. If no option*
17 *is exercised, it shall be offered for public sale as*
18 *provided in section three hundred six point twenty-*
19 *two (306.22) of the Code. This Act shall apply to*
20 *purchases made on and after July 1, 1969.*

Amendment S—2689 to amendment S—2069 was adopted.

Senator Gallagher offered amendment S—2688 to amendment S—2069 and moved its adoption:

S—2688

1 Amend the Taylor amendment S—2069, to House File
2 672, as follows:

3 1. Page 1, line 14 by inserting after the word "cash"
4 the words "*or contract*".

Amendment S—2688 to amendment S—2069 lost.

REREFERRED TO COMMITTEE

Senator Lamborn moved that House File 672 and Senate File 566 be rereferred to the committee on state government.

Roll call was requested.

On the question "Shall House File 672 and Senate File 566 be rereferred to committee?" (H.F. 672) the vote was:

Ayes, 25:

Bergman	Hansen	Milligan	Riley
Briles	Hill	Murray	Schwengels
Burroughs	Kelly	Nystrom	Schwieger
Curtis	Kinley	Plymat	Tieden
DeKoster	Lamborn	Potter	Willits
Glenn	McCartney	Rabedeaux	Winkelman
Griffin			

Nays, 24:

Andersen	Junkins	Orr	Schaben
Blouin	Kennedy	Palmer	Scott
Coleman	Miller of	Priebe	Shaff
Doderer	Des Moines	Ramsey	Shaw
Gallagher	Miller of	Robinson	Taylor
Gluba	Marshall	Rodgers	Van Gilst
Heying	Nolin		

Absent or not voting, 1:

Hultman

The motion prevailed and **House File 672** and **Senate File 566** were **rereferred** to the committee on state government.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President pro tempore Shaff presiding.

CONSIDERATION OF BILLS

Senate File 1362

On motion of Senator Milligan, Senate File 1362, a bill for an act making an appropriation from the general fund of the state to the state comptroller to carry out a coal mine research project within the state, was taken up for consideration.

Senator Blouin moved that further action on Senate File 1362 be deferred and that the bill retain its place on the calendar.

President Neu took the chair at 6:30 p.m.

Roll call was requested.

On the question "Shall the motion to defer further action on the bill be adopted?" (S.F. 1362) the vote was:

Ayes, 19:

Blouin	Junkins	Orr	Schaben
Coleman	Kennedy	Palmer	Scott
Doderer	Kinley	Priebe	Van Gilst
Gallagher	Miller of	Robinson	Willits
Gluba	Des Moines	Rodgers	
Heying			

Nays, 28:

Andersen	Hansen	Milligan	Riley
Bergman	Hill	Murray	Schwengels
Briles	Hultman	Nystrom	Shaff
Burroughs	Kelly	Plymat	Shaw
Curtis	Lamborn	Potter	Tieden
DeKoster	McCartney	Rabedeaux	Winkelman
Glenn	Miller of	Ramsey	
Griffin	Marshall		

Absent or not voting, 3:

Nolin Schwieger Taylor

The motion lost.

Senator Coleman moved the previous question.

Roll call was requested.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

The Chair put the question on the motion by Senator Coleman.

On the question "Shall debate be closed on the pending question?" (S.F. 1362) the vote was:

Ayes, 18:

Andersen	Curtis	Miller of	Potter
Bergman	DeKoster	Marshall	Schwengels
Briles	Hansen	Murray	Shaw
Burroughs	Hultman	Nystrom	Taylor
Coleman	Lamborn	Plymat	

Nays, 28:

Blouin	Kelly	Orr	Rodgers
Doderer	Kennedy	Palmer	Schaben
Gallagher	Kinley	Priebe	Scott
Glenn	McCartney	Rabedeaux	Tieden
Gluba	Miller of	Ramsey	Van Gilst
Heying	Des Moines	Riley	Willits
Hill	Milligan	Robinson	Winkelman
Junkins			

Absent or not voting, 4:

Griffin Nolin Schwieger Shaff

The motion lost.

(Senate File 1362 pending on adjournment.)

GOVERNOR'S VETO MESSAGE

A copy of the following veto message from the Governor was received and placed on file:

April 6, 1974

The Honorable Andrew Varley
Speaker of the House
Sixty-fifth General Assembly
State Capitol Building
Local

Honorable Members of the House:

I am returning herewith House File 1077, an Act relating to the granting of furloughs to inmates, disapproved and without my signature to the House in accordance with Article III, Section 16 of the Constitution of the State of Iowa.

Existing in the Code of Iowa are provisions for a furlough program under which inmates sentenced to and confined in institutions under the jurisdiction of the Department of Social Services can be temporarily released under certain circumstances and for special reasons.

The primary purpose of this law is to allow selected inmates who will eventually be returned to society an opportunity to be interviewed by prospective employers, to participate in training programs not available within the institutions or to participate in rehabilitative activities in order to prepare them for release on parole or at the expiration of sentences.

Because of a question being raised as to whether the Department of Social Services can utilize the provisions of the furlough law with certain inmates who are eligible for parole or release but whose penalty might have been more severe, the Department requested a clarification and correction in the statutes.

It is my opinion that this Act goes far beyond what is requested and which the Department feels is desirable and necessary.

There is merit in a pre-release transition program if handled wisely and judiciously. The furlough serves as a valuable rehabilitative tool in the search and training for new employment and the re-establishment of personal and societal relationships. It makes good sense to prepare the residents of correctional institutions who eventually will be returned to communities for their responsibilities in their home environments. This bill, however, extends the furlough program beyond a reasonable limit. In other words, it includes those who are serving uncommuted life sentences.

Signing this bill would not be in the best interest of the public. Neither would it be fair to those who administer the furlough program. I say that because I can see circumstances where these officials would be compelled to deny furlough requests to inmates who are presently serving uncommuted life sentences. For the officials to do otherwise would be to put these particular inmates in situations where they would be cruelly exposed to brief tastes of freedom without realistic hopes of being really free. Such legislation would create frustrations and false hopes for inmates who—although spared capital punishment because of our present law—are serving uncommuted sentences. Under this bill, these people might expect furloughs even though the administrators most certainly would continually deny them.

An argument in favor of this particular bill is that even those who are serving long terms or life terms in our correctional institutions should be given opportunities to visit members of their immediate families who are seriously ill or who have died. It should be pointed out that Iowa law already provides for special arrangements for such situations under certain and controlled circumstances for persons serving long terms or life sentences if accompanied by institutional security personnel.

As an aside, it should also be recognized that if an unfortunate incident would occur because of a furlough being granted under this extra extended interpretation, all good and meritorious correctional programs could be jeopardized and endangered.

This bill is unacceptable in the form that it has come to my office. For the reasons I have set forth in this letter, I find it necessary to veto it. I would look favorably upon action by the General Assembly to meet the original intent of the request by the Department of Social Services.

Sincerely,
ROBERT D. RAY
Governor

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S. F. 1363 Ways and means
- S.C.R. 120 State government
- S.C.R. 121 State government
- H. F. 1406 Human and industrial relations
- H. F. 1422 State government

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 8, 1974, the Governor approved and transmitted to the Secretary of State the following bills:

- H. F. 177—Increasing the interest penalty on delinquent property taxes.
- H. F. 308—Relating to definition of vehicle and legalizing the operation of existing motor vehicles with van boxes fastened thereon.
- H. F. 416—Relating to the internship requirements of physicians and surgeons and osteopathic physicians and surgeons.
- H. F. 453—Relating to administration of small estates.
- H. F. 489—Relating to the testing for sickle cell anemia and providing a penalty.
- H. F. 773—Relating to expenditures for capital improvements by a board of supervisors.
- H. F. 1067—Relating to the sale of county-owned property.
- H. F. 1104—Relating to care review committees for health care facilities licensed under chapter one hundred thirty-five C (135C) of the Code.
- H. F. 1297—Making an appropriation from the general fund of the state to the department of agriculture.
- H. F. 1299—Appropriating from the general fund of the State of Iowa to the department of public safety.
- H. F. 1305—Relating to the promotion of agricultural products.
- H. F. 1306—Making an appropriation from the general fund of the state to the Iowa development commission.
- H. F. 1372—Appropriating from the general fund of the State of Iowa for deposit in the state conservation fund.
- H. F. 1374—Relating to the transfer of funds to the administration fund of the state conservation commission.

REPORT OF COMMITTEE

Senator Rabedeaux submitted the following report:

MR. PRESIDENT: Your committee on human and industrial relations to which was referred **Senate File 1298**, a bill for an act relating to the occupational safety and health and providing penalties, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. R. RABEDEAUX, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2681

- 1 Amend the House amendment to Senate File 277, page
- 2 25, line 10, by striking the words "five full years"
- 3 and inserting in lieu thereof "one full year".

MINNETTE DODERER

S—2684

- 1 Amend Senate File 1266 as follows:
- 2 1. Line 6, by striking the words "is unable"
- 3 and inserting in lieu thereof the word "fails".
- 4 2. Line 8, by striking the words "deemed
- 5 incapacitated" and inserting in lieu thereof the words
- 6 "presumed to have abandoned the office".
- 7 3. Line 9, by striking the word "is" and insert-
- 8 ing in lieu thereof the words "may be".
- 9 4. Line 10, by striking the word "Such" and
- 10 inserting in lieu thereof the words "In the event
- 11 that the appropriate house of the general assembly
- 12 makes such a determination, such".

GENE W. GLENN

S—2697

- 1 Amend Senate File 1354 as follows:
- 2 1. Page 4, line 26, by striking the words
- 3 "for the guidance" and inserting in lieu thereof
- 4 the words "governing the performance".
- 5 2. Page 5, line 5, by striking the word
- 6 "commissioner" and inserting in lieu thereof the
- 7 word "commission".
- 8 3. Page 5, line 6, by striking the word
- 9 "commission" and inserting in the lieu thereof the
- 10 word "commissioner".
- 11 4. Page 5, line 19, by adding after the word
- 12 "desirable" the words "with the approval of the
- 13 commission".
- 14 5. Page 9, by adding after line 13 the
- 15 following:
- 16 "e. Prevention."

MINNETTE DODERER
TOM RILEY

S—2693

- 1 Amend Senate File 1354 as follows:
- 2 1. Page 10, line 2, by inserting after the word

3 "and" the word "minimum".

4 2. Page 27, line 15, by striking the word "may"
5 and inserting in lieu thereof "[may] shall".

6 3. Page 33, by inserting after line 6 the following
7 new section:

8 Sec. If additional funds are necessary
9 for the division to meet its statutory obligations
10 under this Act, a transfer of funds shall be
11 effected from the general fund of the state of
12 Iowa to the division on alcoholism.

C. JOSEPH COLEMAN

S—2692

1 Amend Senate File 1354 as follows:

2 Page 13, line 1, by striking the word "shall"
3 and inserting in lieu thereof the word "may".

JOHN S. MURRAY

S—2696

1 Amend Senate File 1354 as follows:

2 1. Page 19, by striking line 35.

3 2. Page 20, by striking lines 1 through 11,
4 inclusive.

5 3. By renumbering the sections to conform with
6 this amendment.

WARREN E. CURTIS
IRVIN L. BERGMAN

S—2695

1 Amend Senate File 1354 as follows:

2 1. Page 28, by striking lines 4 through 21.

3 2. Page 32, by striking lines 23 through 32.

4 3. By renumbering sections as necessary.

WILLIAM P. WINKELMAN

S—2680

1 Amend Senate File 1354 as follows:

2 1. Page 33, line 6, by striking the figure
3 "1,000,000" and inserting in lieu thereof the figure
4 "950,000".

5 2. Page 33, after line 6, by inserting the follow-
6 ing section:

7 Sec. *NEW SECTION.* In addition to funds ap-
8 propriated pursuant to the Acts of the Sixty-fifth
9 General Assembly, 1973 Session, chapter one hundred
10 eleven (111), there is appropriated from the general
11 fund of the state for the fiscal year beginning
12 July 1, 1974 and ending June 30, 1975, to the Iowa
13 commission on alcoholism, the sum of fifty thousand
14 (50,000) dollars, or so much thereof as may be nec-
15 essary, to carry out research into the causes of
16 alcoholism and experimentation in and evaluation of
17 methods of treating and rehabilitating alcoholics,
18 including, but not limited to, programs conducted
19 in halfway houses, alcoholism service centers and
20 hospitals. Funds appropriated by this section
21 which are unencumbered or unobligated as of June

22 30, 1975 shall revert to the general fund of the
 23 state on September 30, 1975.
 24 3. By renumbering the remaining sections in
 25 accordance with this amendment.

WILLIAM N. PLYMAT
 EUGENE M. HILL

S—2691

1 Amend House File 672, as passed by the House, as
 2 follows:
 3 1. Page 4, line 13, by striking the word "section"
 4 and inserting in lieu thereof the word "sections".
 5 2. Page 4, by inserting after line 21 the following
 6 new section:
 7 *NEW SECTION.* If the board or commission offers
 8 the unused land to the person who owns the adjacent
 9 land and such person fails to offer an amount equal
 10 to the appraised value of the property for purchase
 11 of the unused land or declines the right to purchase,
 12 the board or commission in control of the unused
 13 land shall offer said land for sale at public auction
 14 after proper notice which shall not be sold for an
 15 amount less than the appraised value of the land.

RICHARD R. RAMSEY
 KENNETH D. SCOTT

S—2690

1 Amend the Gallagher amendment S—2251, to House File
 2 672, as follows:
 3 1. Line 9, by adding after the word "*purposes.*" the
 4 words "*The provisions of this section shall not be*
 5 *construed to conflict with the provisions of section*
 6 *three hundred six point nineteen (306.19), subsection*
 7 *two (2), paragraph b of the Code, and in case of a*
 8 *conflict the provisions of section three hundred six*
 9 *point nineteen (306.19), subsection two (2), para-*
 10 *graph b of the Code shall prevail.*"

JAMES V. GALLAGHER

S—2687

1 Amend House File 1392, as amended and passed by the
 2 House, as follows:
 3 1. Page 6, by striking line 30 and inserting in lieu
 4 thereof the following: "[certificate] *statement of*
 5 *inspection to be delivered by the inspection*".
 6 2. Page 6, by striking line 33 and inserting in lieu
 7 thereof the following: "[certificate] *statement of*
 8 *inspection in eight-point boldfaced type*".
 9 3. Page 13, by adding the following sections after
 10 line 10:
 11 Sec. Section four point one (4.1), sub-
 12 section twenty-six (26), Code 1973, as amended by
 13 Acts of the Sixty-fourth General Assembly, 1972 Session, chapter
 14 one thousand eighty-eight (1088), section two hundred
 15 (200), and Acts of the Sixty-fifth General Assembly,
 16 1973 Session, chapter one hundred twenty-two (122),

17 section one (1), is amended by striking the subsection
 18 and inserting in lieu thereof the following:
 19 26. POPULATION. The word "population" where
 20 used in this Code or any statute means the population
 21 shown by the latest preceding certified federal cen-
 22 sus, unless otherwise specially provided.
 23 Sec. Acts of the Sixty-fifth General
 24 Assembly, 1973 Session, chapter one hundred eighty-
 25 seven (187), section two (2), is amended by striking

Page 2

1 lines 21 and 22 and inserting in lieu thereof the
 2 following: "vacancy in the same manner as the origi-
 3 nal appointment. [A vacancy shall exist on the
 4 commission whenever] *If a legislative member*".
 5 Sec. The Code editor is authorized to
 6 delete obsolete references to "town" from the
 7 statutes.

TOM RILEY

S—2694

1 Amend House File 1399 as amended, passed and re-
 2 printed by the House as follows:

3 1. Page 10, by inserting after line 19 the
 4 following:

5 3. *Notwithstanding the provisions of the*
 6 *first unnumbered paragraph of this section the*
 7 *commissioner may consolidate precincts for any*
 8 *election including a primary and general election*
 9 *if one of the precincts involved consists entirely*
 10 *of dormitories that are closed at the time the*
 11 *election is held.*

12 2. Page 22A, by inserting after line 10 the
 13 following new section:

14 Sec. Section fifty-two point twenty-
 15 two (52.22), 1973, unnumbered paragraph one
 16 (1), as amended by the Acts of the Sixty-fifth General
 17 Assembly, 1973 Session, chapter one hundred thirty-
 18 six (136), section two hundred thirty (230), is
 19 amended to read as follows:

20 The judges of election shall, as soon as the
 21 count is completed and fully ascertained as in
 22 this chapter required, lock the machine against
 23 voting, and it shall so remain until thirty days
 24 after the proclamation of the results of said
 25 election, except that it shall remain locked only

Page 2

1 ten days after a primary election, including a city
 2 primary election, if such election is not contested.
 3 However, if the machines in any precinct are so
 4 constructed as to deliver, immediately upon conclu-
 5 sion of the voting at any election, multiple copies
 6 of a printed record of the votes cast and the totals
 7 for each candidate or question appearing on the
 8 face of the machine, the machines may be unlocked

9 [upon expiration of the time for requesting a recount
10 of votes in a primary election or for contesting any
11 other election,] *immediately following the canvass*
12 *of votes* unless the precinct election board informs
13 the commissioner that the printed record produced
14 by the machine is smeared, torn or otherwise un-
15 readable. In the latter case, the machines shall
16 be kept locked for the period of time prescribed
17 for machines which do not print such a record.

JOHN S. MURRAY

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Tuesday, April 9, 1974.

JOURNAL OF THE SENATE

EIGHTY-SIXTH DAY

SENATE CHAMBER
DES MOINES, IOWA, TUESDAY, APRIL 9, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend John Aeby, pastor of the First Baptist Church, Cedar Falls, Iowa.

The Journal of Monday, April 8, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. M. E. McClenahan, Sigourney, Iowa.

PRESENTATION OF VISITORS

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

Thirty-five students from Central Webster Community School, Webster City, Iowa, accompanied by Jim Ainslie. Senator Coleman.

Forty-five Cub Scouts from Cedar Rapids, Iowa, accompanied by Harold Barton. Senator Riley.

Thirteen Boy Scouts from Anamosa, Iowa, accompanied by Don Penner and John Parham. Senator Riley.

PETITION

The following petition was presented and placed on file:

By Senator Rodgers, from twenty-nine residents of Iowa favoring Senate File 1157, requiring certain retail establishments to close on Sunday.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

SPECIAL ORDER OF BUSINESS

The hour having arrived, the Chair announced the special order of business for the consideration of Senate File 1354.

Senate File 1354

On motion of Senator Murray, Senate File 1354, a bill for an act relating to the establishment of a division on alcoholism and the Iowa commission on alcoholism, providing for a comprehensive program for the treatment, education, and rehabilitation of alcoholics in Iowa and making an appropriation, was taken up for consideration.

Senator Ramsey raised the point of order that Senate File 1354 should be referred to the committee on appropriations under Senate Rule 37.

Senator Lamborn moved that Senate Rule 37 be suspended.

On the question "Shall the motion to suspend Senate Rule 37 be adopted?" (S.F. 1354) the vote was:

Ayes, 39:

Andersen	Gluba	Milligan	Robinson
Bergman	Hansen	Murray	Rodgers
Blouin	Heying	Nolin	Schaben
Briles	Hultman	Nystrom	Schwengels
Burroughs	Kelly	Orr	Scott
Coleman	Kennedy	Plymat	Shaff
Curtis	Lamborn	Potter	Shaw
DeKoster	McCartney	Priebe	Tieden
Doderer	Miller of	Rabedeaux	Willits
Glenn	Des Moines	Riley	Winkelman

Nays, 6:

Gallagher	Junkins	Miller of	Ramsey
Hill	Kinley	Marshall	

Absent or not voting, 5:

Griffin	Schwieger	Taylor	Van Gilst
Palmer			

The motion prevailed and the Senate continued consideration of Senate File 1354.

Senator Gluba offered amendment S—2705 by Senators Gluba and Plymat:

S—2705

Division S—2705A

- 1 Amend Senate File 1354 as follows:
- 2 1. Page 4, line 4 by striking the word "four" and
- 3 inserting in lieu thereof the word "six".

Division S—2705B

- 4 2. Page 10, line 5 by striking the word "director"
- 5 and inserting in lieu thereof the word "commission".

Division S—2705A (cont'd)

- 6 3. Page 13, line 16 by inserting after the word

7 "possible" the words ", but not later than twelve
8 hours after the person comes voluntarily or is brought
9 to the facility".

Senator Glenn took the chair at 11:50 a.m.

Senator Murray called for a division of amendment S—2705, sections 1 and 3 to be considered as division S—2705A; section 2 to be considered as division S—2705B.

On motion of Senator Gluba, division S—2705A of the amendment was adopted.

(Senate File 1354 and division S—2705B of the Gluba-Plymat amendment pending at recess.)

On motion of Senator Lamborn, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate reconvened, Senator Glenn presiding.

ADOPTION OF SUPPLEMENTAL REPORT OF COMMITTEE ON MEMORIAL RESOLUTIONS

Senator Potter called up the following report and moved its adoption:

MR. PRESIDENT: Your committee on memorial resolutions begs leave to report that committees should be appointed to prepare suitable memorial resolutions for the following deceased members of the Senate:

Leon M. Miller, Knoxville
Carl O. Sjulín, Hamburg

RALPH W. POTTER, Chairman
IRVIN L. BERGMAN
JOAN ORR

The motion prevailed and the report was adopted.

MEMORIAL COMMITTEE APPOINTMENTS

On behalf of President Neu, the Chair announced the appointment of the following memorial committees:

Leon M. Miller, Knoxville
Senator Van Gilst, Chairman
Senator Ramsey
Senator Hill

Carl O. Sjulín, Hamburg
Senator Hultman, Chairman
Senator Briles
Senator Schaben

SPECIAL ORDER CONTINUED

Senate File 1354

The Senate resumed consideration of Senate File 1354 and division S—2705B of the Gluba-Plymat amendment.

Senator Gluba moved the adoption of division S—2705B of the amendment.

Division was called for.

Division S—2705B of the amendment was adopted.

Senator Doderer offered amendment S—2697 filed by Senators Doderer and Riley and called for a division of the amendment as follows:

S—2697

Division S—2697B

- 1 Amend Senate File 1354 as follows:
- 2 1. Page 4, line 26, by striking the words
- 3 “for the guidance” and inserting in lieu thereof
- 4 the words “governing the performance”.

Division S—2697C

- 5 2. Page 5, line 5, by striking the word
- 6 “commissioner” and inserting in lieu thereof the
- 7 word “commission”.
- 8 3. Page 5, line 6, by striking the words
- 9 “commission” and inserting in lieu thereof the
- 10 word “commissioner”.

Division S—2697D

- 11 4. Page 5, line 19, by adding after the word
- 12 “desirable” the words “with the approval of the
- 13 commissioner”.

Division S—2697A

- 14 5. Page 9, by adding after line 13 the
- 15 following:
- 16 “e. Prevention.”

On motion of Senator Doderer, division S—2697A of the amendment was adopted.

On motion of Senator Doderer, division S—2697B of the amendment was adopted.

On motion of Senator Doderer, division S—2697C of the amendment was adopted.

On motion of Senator Doderer, division S—2697D of the amendment was adopted.

Senator Willits offered amendment S—2704 by Senator Schaben and moved its adoption:

S—2704

- 1 Amend Senate File 1354, page 9, line 7 by adding the
- 2 following sentence after the period: "In determining
- 3 the regions, the director shall not be required to
- 4 follow the regional map as prepared by the office
- 5 for planning and programming."

Amendment S—2704 was adopted.

Senator Coleman offered amendment S—2693 filed by him and called for a division of the amendment as follows:

S—2693

Division S—2693A

- 1 Amend Senate File 1354 as follows:
- 2 1. Page 10, line 2, by inserting after the word
- 3 "and" the word "minimum".

Division S—2693B

- 4 2. Page 27, line 15, by striking the word "may"
- 5 and inserting in lieu thereof "[may] shall".

Division S—2693C

- 6 3. Page 33, by inserting after line 6 the following
- 7 new section:
- 8 Sec. If additional funds are necessary
- 9 for the division to meet its statutory obligations
- 10 under this Act, a transfer of funds shall be
- 11 effected from the general fund of the state of
- 12 Iowa to the division on alcoholism.

On motion of Senator Coleman, division S—2693A of the amendment was adopted.

On motion of Senator Coleman, division S—2693B of the amendment was adopted.

Senator Gluba offered amendment S—2716 to division S—2693C of the Coleman amendment by Senators Gluba, Palmer and Coleman:

S—2716

- 1 Amend the Coleman amendment S—2693 to Senate File
- 2 1354, by inserting after the word "alcoholism" in
- 3 line 12 the following: "up to an amount equal to
- 4 ten percent of the net profits derived by the state
- 5 of Iowa from the sale of alcoholic beverages".

President Neu took the chair at 4:15 p.m.

Senator Gluba moved the adoption of amendment S—2716 to division S—2693C of the Coleman amendment.

Roll call was requested.

On the question "Shall amendment S—2716 to division S—2693C be adopted?" (S.F. 1354) the vote was:

Ayes, 34:

Andersen	Heying	Miller of	Ramsey
Bergman	Hultman	Marshall	Robinson
Blouin	Junkins	Murray	Rodgers
Briles	Kelly	Nolin	Scott
Burroughs	Kennedy	Orr	Taylor
Coleman	Kinley	Palmer	Van Gilst
Doderer	Lamborn	Potter	Willits
Gallagher	Miller of	Priebe	Winkelman
Glenn	Des Moines	Rabedeaux	
Gluba			

Nays, 13:

Curtis	Milligan	Riley	Shaff
DeKoster	Nystrom	Schwengels	Shaw
Hansen	Plymat	Schwieger	Tieden
Hill			

Absent or not voting, 3:

Griffin	McCartney	Schaben
---------	-----------	---------

Amendment S—2716 to division S—2693C of the amendment was adopted.

Senator Coleman moved the adoption of division S—2693C of the amendment as amended.

Roll call was requested.

On the question "Shall division S—2693C of the amendment as amended be adopted?" (S.F. 1354) the vote was:

Rule 24 was invoked.

Ayes, 19:

Blouin	Kennedy	Nolin	Rodgers
Coleman	Kinley	Palmer	Scott
Gallagher	Miller of	Priebe	Willits
Gluba	Des Moines	Ramsey	Winkelman
Heying	Miller of	Robinson	
Junkins	Marshall		

Nays, 29:

Andersen	Hansen	Murray	Schwengels
Bergman	Hill	Nystrom	Schwieger
Briles	Hultman	Orr	Shaff
Burroughs	Kelly	Plymat	Shaw
Curtis	Lamborn	Potter	Taylor
DeKoster	McCartney	Rabedeaux	Tieden
Doderer	Milligan	Riley	Van Gilst
Glenn			

Absent or not voting, 2:

Griffin	Schaben
---------	---------

Division S—2693C of the amendment as amended lost.

Senator Murray offered amendment S—2698 and moved its adoption:

S—2698

- 1 Amend Senate File 1354 as follows:
- 2 1. Page 10, line 26, by striking the words “a
- 3 district court judge” and inserting in lieu thereof
- 4 the words “the district court”.
- 5 2. Page 10, line 27, by striking the words “a
- 6 warrant” and inserting in lieu thereof the words “an
- 7 order”.
- 8 3. Page 12, line 34, by striking the words “the
- 9 police” and inserting in lieu thereof the words “a
- 10 peace officer”.
- 11 4. Page 13, by striking lines 33, 34 and 35
- 12 and inserting in lieu thereof the words and figure
- 13 “6. A peace officer or member of the emergency ser-
- 14 vice patrol who acts in compliance with this section
- 15 is acting in the course of his official duty and is
- 16 not criminally or civilly”.
- 17 5. Page 15, line 1, by striking the word and
- 18 figure “eighteen (18)” and inserting in lieu thereof
- 19 the word and figure “nineteen (19)”.
- 20 6. Page 15, line 15, by striking the words “a
- 21 district court judge” and inserting in lieu thereof
- 22 the words “the district court”.
- 23 7. Page 19, line 20, by striking the word
- 24 “patients” and inserting in lieu thereof the words
- 25 “a patient”.

Page 2

- 1 8. Page 19, line 21, by striking the word
- 2 “opportunities” and inserting in lieu thereof the
- 3 words “an opportunity”.
- 4 9. Page 19, line 25, by inserting after the
- 5 word “censored” the words “, except that the commis-
- 6 sion may adopt reasonable rules regarding the use
- 7 of telephones by patients in facilities and the
- 8 delivery of controlled substances and other
- 9 intoxicants.”
- 10 10. Page 19, by striking lines 26 and 27.
- 11 11. Page 25, line 7, by striking the words “a
- 12 district court judge” and inserting in lieu thereof
- 13 the words “the district court”.
- 14 12. Page 33, line 6, by striking the second
- 15 figure “500,000” and inserting in lieu thereof the
- 16 figure “[500,000]”.

Amendment S—2698 was adopted.

On motion of Senator Lamborn, the Senate recessed until 6:00 p.m.

EVENING SESSION

The Senate reconvened, President Neu presiding.

QUORUM CALL

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

Present, 34:

Andersen	Hill	Nolin	Riley
Bergman	Hultman	Orr	Robinson
Blouin	Junkins	Palmer	Schwengels
Burroughs	Kennedy	Plymat	Taylor
Coleman	Kinley	Potter	Tieden
DeKoster	Lamborn	Priebe	Van Gilst
Doderer	McCartney	Rabedeaux	Willits
Gallagher	Milligan	Ramsey	Winkelman
Glenn	Murray		

Absent, 16:

Briles	Kelly	Nystrom	Scott
Curtis	Miller of	Rodgers	Shaff
Gluba	Des Moines	Schaben	Shaw
Griffin	Miller of	Schwieger	
Hansen	Marshall		
Heying			

Roll call revealed a quorum present.

SPECIAL ORDER CONTINUED

Senate File 1354

The Senate resumed consideration of Senate File 1354.

Senator Hill offered amendment S—2702:

S—2702

- 1 Amend Senate File 1354, page 12, line 35 by
- 2 striking the word "refuses" and inserting in
- 3 lieu thereof the word "resists".

Action on amendment S—2702 was temporarily deferred.

Senator Murray offered amendment S—2692 filed by him and moved its adoption:

S—2692

- 1 Amend Senate File 1354 as follows:
- 2 Page 13, line 1, by striking the word "shall"
- 3 and inserting in lieu thereof the word "may".

The Chair called for a division.

Amendment S—2692 was adopted.

Senator Hill withdrew amendment S—2702 previously deferred.

Senator Ramsey offered amendment S—2711 by Senators Ramsey, Burroughs and Miller of Marshall:

S—2711

Division S—2711A

1 Amend Senate File 1354 as follows:

- 2 1. Page 12, line 18, by striking the word
- 3 “shall” and inserting in lieu thereof the word
- 4 “may”.

Division S—2711B

- 5 2. Page 12, by striking all of lines
- 6 20 through 25 and inserting in lieu thereof the
- 7 following: “4. If the patient is a minor or an
- 8 incompetent person the request for”.

Senator Gluba called for a division of amendment S—2711, section 1 to be considered as division S—2711A, and section 2 to be considered as division S—2711B.

On motion of Senator Ramsey, division S—2711A of the amendment was adopted.

Senator Gluba offered amendment S—2721 to division S—2711B of the amendment and moved its adoption:

S—2721

1 Amend the Ramsey, et al., amendment S—2711, to Senate
2 File 1354, as follows:

- 3 1. By striking lines 5 through 8 and inserting in
- 4 lieu thereof the following:
- 5 2. Page 12, line 22 by striking the word
- 6 “shall” and inserting in lieu thereof the word “may”.

Division was called for.

Amendment S—2721 to division S—2711B of the amendment was adopted.

On motion of Senator Ramsey, division S—2711B of the amendment as amended was adopted.

Senator Ramsey offered amendment S—2717 by Senators Ramsey, et al.:

S—2717

Division S—2717A

1 Amend Senate File 1354 as follows:

- 2 1. Page 12, line 34, by striking the word “shall”
- 3 and inserting in lieu thereof the word “may”.
- 4 2. Page 13, line 3, by striking the word “shall”
- 5 and inserting in lieu thereof the word “may”.

Division S—2717B

- 6 3. Page 13, line 12, by striking the word
 7 "arrest. No" and inserting in lieu thereof the
 8 words "arrest and no".
 9 4. Page 13, line 13, by inserting after the
 10 word "person" the words "who is taken into protec-
 11 tive custody".

Senator Murray called for a division of amendment S—2717, sections 1 and 2 to be considered as division S—2717A, and sections 3 and 4 to be considered as division S—2717B.

Senator Ramsey moved the adoption of division S—2717A of the amendment, and requested a roll call.

Rule 24 was invoked on request of Senator Hill.

On the question "Shall division S—2717A of the amendment be adopted?" (S.F. 1354) the vote was:

Ayes, 23:

Andersen	Heying	Miller of	Schwengels
Bergman	Hill	Marshall	Scott
Burroughs	Hultman	Plymat	Taylor
Coleman	Junkins	Potter	Tieden
Curtis	Kennedy	Priebe	Van Gilst
Gallagher	McCartney	Ramsey	Winkelman

Nays, 16:

Blouin	Gluba	Nolin	Riley
DeKoster	Kinley	Orr	Robinson
Doderer	Lamborn	Palmer	Shaff
Glenn	Murray	Rabedeaux	Willits

Absent or not voting, 11:

Briles	Kelly	Milligan	Schaben
Griffin	Miller of	Nystrom	Schwieger
Hansen	Des Moines	Rodgers	Shaw

Division S—2717A of the amendment was adopted.

On motion of Senator Ramsey, division S—2717B of the amendment was adopted.

Senator Gluba offered amendment S—2706:

S—2706

- 1 Amend Senate File 1354, page 14, line 1 by inserting
 2 after the word "therefor" the words ", unless such
 3 acts constitute willful malice or abuse".

Action on amendment S—2706 was temporarily deferred.

Senator Curtis offered amendment S—2696 filed by Senators Curtis and Bergman:

S—2696

- 1 Amend Senate File 1354 as follows:
- 2 1. Page 19, by striking line 35.
- 3 2. Page 20, by striking lines 1 through 11,
- 4 inclusive.
- 5 3. By renumbering the sections to conform with
- 6 this amendment.

Senator Curtis offered amendment S—2722 to amendment S—2696 by Senators Curtis and Bergman and moved its adoption:

S—2722

- 1 Amend the Curtis-Bergman amendment S—2696, to Senate
- 2 File 1354, as follows:
- 3 1. By adding the following before line 2:
- 4 Page 2, by striking lines 28 and 29.
- 5 Page 12, line 35 by striking the words
- 6 "or the emergency service patrol".
- 7 Page 13, lines 5 and 6 by striking the
- 8 words "or the emergency service patrol".
- 9 Page 14, lines 22 and 23 by striking the
- 10 words "emergency service patrol,".
- 11 2. By renumbering the amendment to conform with
- 12 this amendment.

Amendment S—2722 to amendment S—2696 was adopted.

Senator Curtis moved the adoption of amendment S—2696 as amended.

Roll call was requested.

Rule 24 was invoked on request of Senator Hill.

On the question "Shall amendment S—2696 as amended be adopted?" (S.F. 1354) the vote was:

Ayes, 19:

Andersen	Gallagher	McCartney	Schwengels
Bergman	Glenn	Plymat	Taylor
Burroughs	Hill	Priebe	Tieden
Coleman	Hultman	Rabedeaux	Winkelman
Curtis	Junkins	Ramsey	

Nays, 19:

Blouin	Kennedy	Orr	Scott
DeKoster	Kinley	Palmer	Shaff
Doderer	Lamborn	Potter	Van Gilst
Gluba	Murray	Riley	Willits
Heying	Nolin	Robinson	

Absent or not voting, 12:

Briles	Miller of	Milligan	Schaben
Griffin	Des Moines	Nystrom	Schwieger
Hansen	Miller of	Rodgers	Shaw
Kelly	Marshall		

Amendment S—2696 as amended lost.

The Senate resumed consideration of amendment S—2706.

On motion of Senator Gluba, amendment S—2706 was adopted.

Senator Ramsey offered amendment S—2710:

S—2710

1 Amend Senate File 1354 as follows:

2 1. Page 19, after line 7, by inserting the fol-
3 lowing new subsection:

4 14. The court may order the suspension of the
5 operator's license of a person committed under this
6 section. The suspension shall be in effect until
7 the person is discharged from the custody of the
8 division and until proof of discharge has been
9 filed with the department of public safety.

Senator Glenn raised the point of order that amendment S—2710 was not germane to the bill.

The Chair ruled the point well taken and amendment S—2710 out of order.

Senator Murray offered amendment S—2699:

S—2699

1 Amend Senate File 1354 as follows:

2 1. Page 26, line 3, by inserting after the word
3 "alcoholic" the words "and the daily per diem shall
4 be billed at fifty percent. For the purpose of de-
5 termining the daily per diem the superintendent of
6 a state hospital shall total only those expenditures
7 which can be attributed to the cost of providing in-
8 patient treatment to alcoholics and intoxicated per-
9 sons".

Senator Doderer offered amendment S—2719 to amendment S—2699 and moved its adoption:

S—2719

1 Amend the Murray amendment S—2699, to Senate File
2 1354, by striking lines 4 through 9 and inserting in
3 lieu thereof the following:

4 "be billed at fifty percent. Beginning July 1, 1976,
5 the superintendent of a state hospital shall total
6 only those expenditures which can be attributed to
7 the cost of providing inpatient treatment to alcoho-
8 lics and intoxicated persons for purposes of deter-
9 mining the daily per diem".

Amendment S—2719 to amendment S—2699 was adopted.

On motion of Senator Murray, amendment S—2699 as amended was adopted.

Senator Plymat offered amendment S—2701 by Senators Plymat, et al.:

S—2701

- 1 Amend Senate File 1354 as follows:
- 2 1. Page 26, line 3, by inserting after the
- 3 period the sentence "The provisions of section one
- 4 hundred twenty-three B point eight (123B.8) of the
- 5 Code shall govern the determination of legal
- 6 liability for the cost of care, maintenance, and
- 7 treatment of an alcoholic."
- 8 2. Page 29, line 10, by striking the words ",
- 9 his or" and inserting in lieu thereof the word "[,
- 10 his or]".
- 11 3. Page 29, line 11, by striking the words "her
- 12 spouse," and inserting in lieu thereof the words
- 13 "[her spouse,]".
- 14 4. Page 29, by striking all after the period in
- 15 line 30 and lines 31 and 32 and inserting in lieu
- 16 thereof the sentence "[The name of the spouse of
- 17 such alcoholic shall also be indexed in the same
- 18 manner as the names of alcoholics are indexed.]"

Senator Plymat offered amendment S—2708 to amendment S—2701 and moved its adoption:

S—2708

- 1 Amend the Plymat, et al., amendment S—2701 to
- 2 Senate File 1354 as follows:
- 3 1. By striking lines 5, 6, and 7 and inserting
- 4 in lieu thereof the words "Code shall govern the
- 5 determination of who is legally liable for the cost
- 6 of care, maintenance, and treatment of an alcoholic
- 7 and of the amount for which the person is liable."

Amendment S—2708 to amendment S—2701 was adopted.

On motion of Senator Plymat, amendment S—2701 as amended was adopted.

Senator Doderer offered amendment S—2709, and called for a division of the amendment as follows:

S—2709

Division S—2709A

- 1 Amend Senate File 1354 as follows:
- 2 1. Page 27, line 18, by inserting after the word
- 3 "alcoholic" the following: "*who is voluntarily*
- 4 *admitted or committed*".

Division S—2709B

- 5 2. Page 28, line 3, by inserting after the period
- 6 the following: "*Provisions of this section shall*
- 7 *not pertain to patients treated at the mental*
- 8 *health institute.*"
- 9 3. Page 29, line 14, by inserting after the word

10 “for” the following: “*one-half*”.

11 4. Page 29, line 16, by inserting before the word

12 “patient” the following: “*or committed*”.

13 5. Page 29, by striking all after the word

14 “facility” in line 16 and all of lines 17 and 18

15 and inserting in lieu thereof the following:

16 “[when the commission has contracted with such

17 facility to provide treatment even though one-half

18 of the cost was paid by the commission].”

Senator Doderer withdrew division S—2709A of the amendment.

Senator Doderer offered amendment S—2720 to division S—2709B of the amendment and moved its adoption:

S—2720

1 Amend the Doderer amendment S—2709, to Senate File

2 1354, line 8, by striking the word “*institute*” and

3 inserting in lieu thereof the word “*institutes*”.

Amendment S—2720 to division S—2709B was adopted.

On motion of Senator Doderer, division S—2709B as amended was adopted.

Senator Winkelman offered amendment S—2695 filed by him:

S—2695

1 Amend Senate File 1354 as follows:

2 1. Page 28, by striking lines 4 through 21.

3 2. Page 32, by striking lines 23 through 32.

4 3. By renumbering sections as necessary.

Action on amendment S—2695 was temporarily deferred.

Senator Plymat offered amendment S—2680 filed by Senators Plymat and Hill and moved its adoption:

S—2680

1 Amend Senate File 1354 as follows:

2 1. Page 33, line 6, by striking the figure

3 “*1,000,000*” and inserting in lieu thereof the figure

4 “*950,000*”.

5 2. Page 33, after line 6, by inserting the follow-

6 ing section:

7 Sec. *NEW SECTION*. In addition to funds ap-

8 propriated pursuant to the Acts of the Sixty-fifth

9 General Assembly, 1973 Session, chapter one hundred

10 eleven (111), there is appropriated from the general

11 fund of the state for the fiscal year beginning

12 July 1, 1974 and ending June 30, 1975, to the Iowa

13 commission on alcoholism, the sum of fifty thousand

14 (50,000) dollars, or so much thereof as may be nec-

15 cessary, to carry out research into the causes of

16 alcoholism and experimentation in and evaluation of
 17 methods of treating and rehabilitating alcoholics,
 18 including, but not limited to, programs conducted
 19 in halfway houses, alcoholism service centers and
 20 hospitals. Funds appropriated by this section
 21 which are unencumbered or unobligated as of June
 22 30, 1975 shall revert to the general fund of the
 23 state on September 30, 1975.
 24 3. By renumbering the remaining sections in
 25 accordance with this amendment.

Amendment S—2680 was adopted.

Senator Glenn moved to reconsider the vote by which division S—2693C of the Coleman amendment as amended failed to be adopted by the Senate, and requested a roll call.

On the question "Shall the motion to reconsider division S—2693C as amended be adopted?" (S.F. 1354) the vote was:

Rule 24 was invoked.

Ayes, 15:

Blouin	Gluba	Kinley	Scott
Coleman	Heying	Nolin	Willits
Gallagher	Junkins	Palmer	Winkelman
Glenn	Kennedy	Ramsey	

Nays, 23:

Andersen	Hansen	Plymat	Shaff
Bergman	Hultman	Potter	Shaw
Burroughs	Lamborn	Rabedeaux	Taylor
Curtis	McCartney	Riley	Tieden
DeKoster	Milligan	Robinson	Van Gilst
Doderer	Murray	Schwengels	

Absent or not voting, 12:

Briles	Miller of	Nystrom	Rodgers
Griffin	Des Moines	Orr	Schaben
Hill	Miller of	Priebe	Schwieger
Kelly	Marshall		

The motion lost.

Senator Winkelman withdrew amendment S—2695 previously deferred.

Senator Winkelman offered amendment S—2723 by Senators Winkelman and Junkins and moved its adoption:

S—2723

- 1 Amend Senate File 1354 as follows:
- 2 1. Page 28, by striking lines 4 through 21.
- 3 2. Page 32, by striking lines 27 through 29 and
- 4 inserting in lieu thereof the following: "[to] at

- 5 the alcoholic treatment center at Oakdale [or any
6 facilities as provided in chapter 123B], provided,
7 however,".
- 8 3. Page 33, line 9, by inserting after the figure
9 "(123B.3)," the following: "one hundred twenty-
10 three B point five (123B.5),".
- 11 4. By renumbering sections and correcting internal
12 references as necessary.

Roll call was requested.

On the question "Shall amendment S—2723 be adopted?"
(S.F. 1354) the vote was:

Ayes, 22:

Bergman	Gluba	Nolin	Shaff
Blouin	Heying	Ramsey	Tieden
Coleman	Hultman	Robinson	Van Gilst
Curtis	Junkins	Schwengels	Willits
Gallagher	Kennedy	Scott	Winkelman
Glenn	Kinley		

Nays, 14:

Andersen	Hansen	Murray	Rabedeaux
Burroughs	Lamborn	Plymat	Riley
DeKoster	McCartney	Potter	Shaw
Doderer	Milligan		

Absent or not voting, 14:

Briles	Miller of	Nystrom	Rodgers
Griffin	Des Moines	Orr	Schaben
Hill	Miller of	Palmer	Schwieger
Kelly	Marshall	Priebe	Taylor

Amendment S—2723 was adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1235, a bill for an act to regulate the manufacture and distribution of commercial feeds in this state.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1326, a bill for an act to make an appropriation from general fund to the state historical society.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1327, a bill for an act to make an appropriation from general fund to the Iowa state law library.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1329, a bill for an act amending an appropriation to the commission on aging.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1337, a bill for an act appropriating additional funds to the department of soil conservation for the soil and water conservation cost-sharing program.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1341, a bill for an act relating to the membership of the Iowa law enforcement academy council.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 92, a bill for an act relating to pleas of no contest in the trial of nonindictable motor vehicle offenses.

Also: That the House has concurred in the Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 310, a bill for an act relating to trout stamps.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1380, a bill for an act relating to the method by which state agencies appoint persons from a merit system eligible list.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1474, a bill for an act appropriating from general fund to the department of social services for the biennium beginning July 1, 1973.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1475, a bill for an act appropriating from general fund to the Iowa state fair board for capital improvements.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1476, a bill for an act to provide auxiliary services, including transportation, for nonpublic school children.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1479, a bill for an act to appropriate funds from general fund to the department of environmental quality for the purpose of monitoring levels of sulfur oxide emissions from power generating plants.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1480, a bill for an act making a supplemental appropriation to the Iowa state arts council.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 129, inviting the Congressional Delegation to a joint convention.

WILLIAM H. HARBOR, Chief Clerk

HOUSE CONCURRENT RESOLUTION 129

By Holden (Lamborn)

1 *Whereas*, An invitation was extended to the Iowa
2 Congressional delegation in Washington, D. C., in accord-
3 ance with Senate Concurrent Resolution 105 duly adopted,
4 to meet with a joint session of the General Assembly to
5 help improve communication and co-operation between the
6 state legislature and the Iowa Congressional delegation,
7 and
8 *Whereas*, A communication was received from the Iowa
9 Congressional delegation accepting this invitation, *Now*
10 *Therefore*,
11 *Be It Resolved by the House, the Senate Concurring*,
12 That in order to implement said obligation, a joint con-
13 vention of the two houses of the 1974 regular session of
14 the Sixty-fifth General Assembly be held on Wednesday,
15 April 17, 1974 at 2:00 p.m.

HOUSE AMENDMENT TO SENATE FILE 1235

1 Amend Senate File 1235, as passed by the Senate, by
2 inserting on page 16, after line 12, the following sections:
3 "Sec. Section two hundred three point eight (203.8),
4 Code 1973, is amended to read as follows:
5 203.8 COMMERCIAL [FOODS] *FEEDS EXCEPTED*. Nothing
6 chapter shall be construed as applying to commercial [foods] *feeds*
7 so defined in [subsection 4 of section 198.3] *section three (3)*
8 *of this Act*.
9 Sec. Section one hundred fifty-five point two
10 (155.2), subsection one (1), Code 1973, is amended to read
11 as follows:
12 1. Persons who sell, offer or expose for sale, completely
13 denatured alcohol or concentrated lye, insecticides or
14 fungicides in original packages or biological products as
15 defined in chapter 166 or commercial feeds [or stock tonics as
16 defined in chapter 198] *as defined in section three (3) of this*
17 *Act, or stock tonic as defined in this section. For purposes*
18 *of this section, stock tonic shall mean commercial feed for*
19 *livestock and poultry such as remedies for the cure and*
20 *mitigation of diseases and other nonnutritional conditions.*
21 *It shall include only those articles and products for oral*
22 *administration and shall not include medicated livestock and*
23 *poultry feeds*.
24 Sec. Section two hundred five point eight (205.8),
25 subsection three (3), Code 1973, is amended to read as follows:

Page 2

1 3. To insecticides and fungicides as defined in chapter
2 206 and commercial feeds as defined in [chapter 198] *section*
3 *three (3) of this Act*, provided same be labeled in
4 accordance with said [chapter] *section* and sold in original un-
5 broken packages, provided, however, that stock dips and fly
6 sprays may be sold in bulk or otherwise and the vessel or
7 container need not have printed on the label the most
8 available antidote."

INTRODUCTION OF BILLS

Senate File 1364, by committee on appropriations, a bill for an act making an increased appropriation from moneys received by the board of physical therapy examiners fund to the state board of physical therapy examiners.

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

Senate File 1365, by committee on appropriations, a bill for an act increasing the salary of the director of the drug abuse authority.

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

Senate File 1366, by committee on appropriations, a bill for an act relating to the disposition of intoxicating liquors.

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

Senate File 1367, by committee on appropriations, a bill for an act to make an appropriation from the general fund of the state to Iowa natural resources council for the development of water management plans.

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

Senate File 1368, by committee on appropriations, a bill for an act making an allocation to the department of general services for the use of the educational radio and television facility board.

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

Senate File 1369, by committee on judiciary, a bill for an act to legalize the proceedings of the Board of Supervisors of Cerro Gordo County in connection with contracts made for improvements to the Cerro Gordo County Home located west of Mason City, Iowa.

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

Senate File 1370, by committee on human and industrial relations, a bill for an act creating a state elevator code, requiring the owners of elevators to register and comply with rules of the labor commissioner, authorizing the labor commissioner to promulgate standards for the construction, maintenance, and use of elevators, establishing licensing requirements and procedures for elevator inspectors, and requiring liability insurance and fees and providing penalties for violations.

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

Senate File 1371, by committee on county government, a bill for an act to permit severance of certain land from an established drainage or levee district if it is found that the land receives no material benefit from the district.

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

Senate File 1372, by committee on judiciary, a bill for an act relating to the award of annual rental charges to a landowner in addition to other damages in eminent domain proceedings by pipeline companies.

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

HOUSE MESSAGES CONSIDERED

House File 92, a bill for an act relating to pleas of no contest in the trial of nonindictable motor vehicle offenses.

Read first time and **passed on file**.

House File 1380, a bill for an act relating to the method by which state agencies appoint persons from a merit system

House File 1474, a bill for an act appropriating from the general fund of the state to the department of social services for the biennium beginning July 1, 1973, and ending June 30, 1975. eligible list.

Read first time and **passed on file**.

Read first time and **passed on file**.

House File 1475, a bill for an act appropriating from the general fund to the Iowa state fair board for capital improvements.

Read first time and **passed on file**.

House File 1476, a bill for an act to provide auxiliary services, including transportation, for nonpublic school children and to provide appropriations.

Read first time and **passed on file**.

House File 1479, a bill for an act to appropriate funds from the general fund of the state to the department of environmental quality for the purpose of monitoring levels of sulfur oxide emissions from power generating plants.

Read first time and **passed on file**.

House File 1480, a bill for an act making a supplemental appropriation from the general fund to the Iowa state arts council.

Read first time and **passed on file**.

SENATE CONCURRENT RESOLUTION 122

By Willits, McCartney, Van Gilst, Priebe and Bergman

- 1 *Whereas*, the protection and notice afforded to property
 2 owners is now inadequate with respect to the Iowa Mechanic's
 3 Lien Law, Chapter six hundred seventy-two (672), Code of
 4 Iowa 1973; and
 5 *Whereas*, it is the obligation of the general assembly to
 6 assure adequate protection and notice for property owners
 7 concerning mechanic's liens; and
 8 *Whereas*, the relative security provided contractors, sub-
 9 contractors, and property owners under the Mechanic's Lien
 10 Law needs to be reexamined; *Now Therefore*,
 11 *Be It Resolved by the Senate, the House Concurring*, That
 12 the legislative council is authorized to create a study com-
 13 mittee, as provided by law, which committee shall include
 14 members of the House and Senate, to conduct during the 1974-
 15 1975 legislative interim, a comprehensive study of the
 16 Mechanic's Lien Law; and
 17 *Be It Further Resolved*, That the study committee shall
 18 prepare a report and submit it to the legislative council
 19 and the members of the Sixty-sixth General Assembly, 1975
 20 Session, such report being accompanied by legislative bill
 21 drafts designed to carry out the recommendations of the
 22 study committee.

EXPLANATION OF VOTE

MR. PRESIDENT: I was absent from the Senate chamber when the vote was taken on the following bills. Had I been present I would have voted "aye" on Senate Files 1293, 1327, 1303, 1018; House Files 1394, 501 and 1222. I would also have voted "aye" on the confirmation of Mrs. Jolly Davidson.

JAMES F. SCHABEN

PROOF OF PUBLICATION

Published copy of Senate File 1369 and verified proof of publication in The Globe Gazette, a daily newspaper published at Mason City, Iowa, on March 4, 1974, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

RALPH R. BROWN
Secretary of the Senate

REPORTS OF COMMITTEES

Senator DeKoster submitted the following reports:

MR. PRESIDENT: Your committee on appropriations to which was referred **Senate File 434**, a bill for an act to provide financial assistance for the establishment and operation of community day care centers and for training courses for employees of community day care centers, and to make an appropriation, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 1034**, a bill for an act making an appropriation to the capitol planning commission for the planning of a central mall, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 1300**, a bill for an act making an appropriation to the office of auditor of state for increased costs of departmental operating expenses, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 1304**, a bill for an act amending the appropriation Act for the state department of health as it relates to the emergency medical service revolving fund, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 1453**, a bill for an act increasing an appropriation from the general fund of the state to the department of social services for group

homes and child welfare foster care, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 1468**, a bill for an act relating to department of social services programs and making an appropriation from the general fund of the state, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Senator Riley submitted the following reports:

MR. PRESIDENT: Your committee on judiciary to which was referred **Senate File 1320**, a bill for an act to legalize and validate the proceedings of the Board of Trustees of the Municipal Electric Plant and System of the City of Harlan, Iowa, authorizing and providing for the issuance of electric revenue bonds of said city and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said city, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary to which was referred **House File 3**, a bill for an act relating to members of county zoning commissions and boards of adjustment, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary to which was referred **House File 173**, a bill for an act relating to the fees and mileage of jurors, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

Senator Milligan submitted the following reports:

MR. PRESIDENT: Your committee on natural resources to which was referred **Senate File 171**, a bill for an act relating to administrative and maintenance facilities for county conservation boards, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE F. MILLIGAN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on natural resources to which was

referred **Senate File 463**, a bill for an act relating to hiking and equestrian trails, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE F. MILLIGAN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on natural resources to which was referred **Senate File 1126**, a bill for an act to provide a closed season, daily catch limit, possession limit, and minimum length of fish on certain rivers and streams, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE F. MILLIGAN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on natural resources to which was referred **House File 158**, a bill for an act relating to obsolete fish and game provisions of the Code, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

S—2703

- 1 Amend House File 158, as amended and passed by
- 2 the House, as follows:
- 3 1. Page 2, line 34, by striking the words
- 4 “[artificial light,]” and inserting in lieu thereof the
- 5 words “artificial light.”
- 6 2. Page 3, line 5, by adding the following
- 7 sentence after the word “fishing.”:
- 8 *“The snagging of paddlefish may be permitted at*
- 9 *such times and at such places as may be determined*
- 10 *by rule of the commission.”*

GEORGE F. MILLIGAN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on natural resources to which was referred **House File 384**, a bill for an act creating an advisory committee to the chemical technology commission of the department of environmental quality, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE F. MILLIGAN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on natural resources to which was referred **House File 1072**, a bill for an act relating to the use of game and fish licenses; and providing penalties, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE F. MILLIGAN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on natural resources to which was referred **House File 1139**, a bill for an act relating to commercial fishing licenses, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE F. MILLIGAN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on natural resources to which was referred **House File 1141**, a bill for an act relating to required inspections of live bait used in artificial lakes, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE F. MILLIGAN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on natural resources to which was referred **House File 1163**, a bill for an act relating to the sale of game by a game breeder for food purposes, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE F. MILLIGAN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on natural resources to which was referred **House File 1397**, a bill for an act relating to the issuance of trapping licenses to nonresidents and providing an effective date, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE F. MILLIGAN, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2712

- 1 Amend Senate File 434 as follows:
- 2 1. Page 6, by striking lines 32 and 33 and
- 3 inserting in lieu thereof:
- 4 "may be necessary, for the fiscal year
- 5 ending June 30, 1975 to be used for financial".

JOHN S. MURRAY

S—2714

- 1 Amend Senate File 1126, page 1, by striking lines
- 2 7 through 25, and page 2, by striking lines 1
- 3 through 35, and page 3, by striking lines 1 through
- 4 4, and inserting in lieu thereof the following:
- 5 **NEW SECTION: FISHING LIMITATIONS ON RIVERS AND**
- 6 **STREAMS.** Notwithstanding the provisions of sections
- 7 one hundred seven point twenty-four (107.24), one
- 8 hundred nine point thirty-eight (109.38), and one

9 hundred nine point thirty-nine (109.39) of the Code,
 10 the state conservation commission shall establish
 11 an open and closed season, daily catch limit,
 12 possession limit, and minimum length for small
 13 mouth bass taken in any Iowa river or stream. It
 14 shall be unlawful for any person to take any small
 15 mouth bass in violation of the open season, daily
 16 catch limit, possession limit or minimum length
 17 limit established by the commission pursuant to
 18 this section.

DALE L. TIEDEN

S—2718

1 Amend Senate File 1150, page 151, by inserting the
 2 following after line 32:
 3 "8. EVIDENCE OF PAST SEXUAL CONDUCT IN TRIALS OF
 4 RAPE. In prosecutions for the crime of rape, evidence
 5 of the prosecuting witness' previous unchaste character
 6 and reputation shall not be admitted for any purpose,
 7 including impeachment of the prosecuting witness, nor
 8 reference made thereto in the presence of the jury.
 9 Evidence of the prosecuting witness' previous specific
 10 acts of immorality, except those committed with the
 11 defendant, shall not be admitted, nor reference made
 12 thereto in the presence of the jury, unless the
 13 defendant shall make application to the court to do so.
 14 Such application may be made at any time before or
 15 during the trial.
 16 The court shall conduct a hearing in camera as to
 17 the relevancy of such evidence of specific acts of
 18 immorality, and shall limit the questioning and
 19 control the admission and exclusion of evidence upon
 20 trial.
 21 In no event shall such evidence of specific acts
 22 of immorality by the prosecuting witness committed
 23 more than one year prior to the date of the alleged
 24 crime be admissible upon the trial except those
 25 specific acts committed with the defendant. Past

Page 2

1 specific acts of immorality committed by the defendant
 2 shall not be admissible upon the trial. Nothing in
 3 this section shall limit the right of either the state
 4 or the accused to impeach credibility by the showing
 5 of prior felony convictions.

TOM RILEY
 MINNETTE F. DODERER
 E. KEVIN KELLY
 ELIZABETH SHAW
 GENE V. KENNEDY

S—2713

1 Amend the Riley amendment S—2527 to Senate File
 2 1150 as follows:
 3 1. Page 1, by inserting after line 14 the fol-
 4 lowing:

- 5 "..... Page 64, line 15, by striking the words
 6 "CRIMINAL HOMICIDE" and inserting in lieu thereof
 7 the word "MURDER".
 8 2. Page 8, by inserting after line 17 the fol-
 9 lowing:
 10 "..... Page 179, line 6, by striking the word
 11 "SIMPLE" and inserting in lieu thereof the word
 12 "NONINDICTABLE".
 13 3. By renumbering the amendment to accord with
 14 this amendment.

TOM RILEY

S—2715

- 1 Amend Senate File 1353 as follows:
 2 1. Page 3, line 7, by inserting following the
 3 word "indirectly," the words "*by himself or his*
 4 *immediate family*,".
 5 2. Page 3, line 7, by inserting following the
 6 word "gift" the words "*or combination of gifts during*
 7 *any calendar year*".
 8 3. Page 3, line 8, by inserting following the
 9 word "more" the words "*from any one person, company*
 10 *or organization*,".
 11 4. Page 3, line 11, by inserting following the
 12 word "gift" the words "*or combination of gifts*
 13 *during any calendar year*".

GENE W. GLENN

S—2700

- 1 Amend House File 1422, as amended, passed and re-
 2 printed by the House, page 35, line 15, by inserting
 3 after the word "county," the words "*may present to a*
 4 *court of record a petition signed by seventy-five per*
 5 *cent of the residents in a ten square block urban*
 6 *area or seventy-five per cent of the residents in a*
 7 *five square mile rural area requesting that the property*
 8 *be left in its original state, or alternatively*".

H. L. HEYING

Senator Lamborn moved that the Senate adjourn until 9:00 a.m., Wednesday, April 10, 1974.

Roll call was requested.

On the question "Shall the Senate adjourn until 9:00 a.m., Wednesday, April 10, 1974?" the vote was:

Ayes, 21:

Andersen	Hultman	Plymat	Schwengels
Bergman	Lamborn	Potter	Shaff
Burroughs	McCartney	Rabedeaux	Shaw
Curtis	Milligan	Ramsey	Tieden
DeKoster	Murray	Riley	Winkelman
Hansen			

Nays, 15:

Blouin	Gluba	Kinley	Scott
Coleman	Heying	Nolin	Van Gilst
Gallagher	Junkins	Palmer	Willits
Glenn	Kennedy	Robinson	

Absent or not voting, 14:

Briles	Miller of	Nystrom	Schaben
Doderer	Des Moines	Orr	Schwieger
Griffin	Miller of	Priebe	Taylor
Hill	Marshall	Rodgers	
Kelly			

The motion prevailed and the Senate adjourned until 9:00 a.m., Wednesday, April 10, 1974.

JOURNAL OF THE SENATE

EIGHTY-SEVENTH DAY

SENATE CHAMBER
DES MOINES, IOWA, WEDNESDAY, APRIL 10, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Monsignor Leo Lenz, pastor of the Holy Spirit Catholic Church, Carroll, Iowa.

The Journal of Tuesday, April 9, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Rafael Roure, Glenwood, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Schwengels for the day on request of Senator Bergman.

PRESENTATION OF VISITORS

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

Seventy-eight students from Corning Elementary School, Corning, Iowa, accompanied by their principal, Marvin Steffen. Senator Briles.

Ten students, members of the Boy Scouts, from Adams and Franklin Schools, Cedar Rapids, Iowa, accompanied by Alan Bonderman and Mr. and Mrs. Robert Beer. Senator Riley.

Twenty-three students from New Market Community School, New Market, Iowa, accompanied by Mrs. Laverty and Mr. Wainwright. Senator Briles.

Sixty students from Adel High School, Adel, Iowa, accompanied by Mike Myers and Bill Kimber. Senator Rodgers.

Thirteen students from Sibley Christian School, Sibley, Iowa, accompanied by their instructor, Don Holwerda. Senator Bergman.

Eighteen students from Ocheyedan Christian School, Ocheyedan, Iowa, accompanied by Mr. and Mrs. Stanley Vanden Berg. Senator Bergman.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 1190.

House File 1190

On motion of Senator Priebe, House File 1190, a bill for an act relating to corrective changes in laws administered by the department of agriculture, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Riley took the chair at 9:25 a.m.

Senator Priebe moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1190) the vote was:

Ayes, 37:

Bergman	Hansen	Miller of	Ramsey
Blouin	Heying	Marshall	Riley
Briles	Hill	Murray	Robinson
Burroughs	Hultman	Nystrom	Rodgers
Coleman	Kelly	Orr	Shaff
Curtis	Kinley	Palmer	Taylor
DeKoster	Lamborn	Plymat	Tieden
Doderer	McCartney	Potter	Van Gilst
Glenn	Miller of	Priebe	Winkelman
Griffin	Des Moines	Rabedeaux	

Nays, none.

Absent or not voting, 13:

Andersen	Kennedy	Schaben	Scott
Gallagher	Milligan	Schwengels	Shaw
Gluba	Nolin	Schwieger	Willits
Junkins			

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

Senator Lamborn asked and received unanimous consent to take up out of order House File 1177.

House File 1177

On motion of Senator Hultman, House File 1177, a bill for an

act to provide for reciprocal enforcement of court orders against insurers, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Hultman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1177) the vote was:

Ayes, 44:

Andersen	Griffin	Miller of	Riley
Bergman	Hansen	Marshall	Robinson
Blouin	Heying	Murray	Rodgers
Briles	Hill	Nystrom	Scott
Burroughs	Hultman	Orr	Shaff
Coleman	Junkins	Palmer	Shaw
Curtis	Kelly	Plymat	Taylor
DeKoster	Kennedy	Potter	Tieden
Doderer	Kinley	Priebe	Van Gilst
Gallagher	Lamborn	Rabedeaux	Willits
Glenn	McCartney	Ramsey	Winkelman
Gluba			

Nays, none.

Absent or not voting, 6:

Miller of	Milligan	Schaben	Schwieger
Des Moines	Nolin	Schwengels	

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

Senator Lamborn asked and received unanimous consent to take up out of order House File 1362.

House File 1362

On motion of Senator Taylor, House File 1362, a bill for an act relating to the licensing of sheep dealers, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Taylor moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1362) the vote was:

Ayes, 46:

Andersen	Briles	Curtis	Gallagher
Bergman	Burroughs	DeKoster	Glenn
Blouin	Coleman	Doderer	Gluba

Griffin	Lamborn	Orr	Rodgers
Hansen	McCartney	Palmer	Scott
Heying	Miller of	Plymat	Shaff
Hill	Des Moines	Potter	Shaw
Hultman	Miller of	Priebe	Taylor
Junkins	Marshall	Rabedeaux	Tieden
Kelly	Milligan	Ramsey	Van Gilst
Kennedy	Murray	Riley	Willits
Kinley	Nystrom	Robinson	Winkelman

Nays, none.

Absent or not voting, 4:

Nolin	Schaben	Schwengels	Schwieger
-------	---------	------------	-----------

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

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, Senator Riley presiding.

HOUSE AMENDMENT CONSIDERED

Senate File 1284

Senator Shaw called up for consideration Senate File 1284, a bill for an act relating to funding for an adjustment to the merit system and executive council exempt pay plans and other exempt positions included in the state comptroller's centralized payroll system, amended by the House, and moved that the Senate refuse to concur in the House amendment found on pages 1197-1200, inclusive, of the Senate Journal.

Senator Schaben moved that the Senate concur in the House amendment.

(Senate File 1284 pending at recess.)

On motion of Senator Lamborn, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, Senator Riley presiding.

QUORUM CALL

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

Present, 43:

Andersen	Hansen	Murray	Schwengels
Bergman	Heying	Nolin	Schwieger
Blouin	Hill	Nystrom	Scott
Burroughs	Hultman	Orr	Shaff
Coleman	Junkins	Plymat	Shaw
Curtis	Kennedy	Potter	Taylor
DeKoster	Kinley	Ramsey	Tieden
Doderer	Lamborn	Riley	Van Gilst
Gallagher	Miller of	Robinson	Willits
Glenn	Des Moines	Rodgers	Winkelman
Gluba	Miller of	Schaben	
Griffin	Marshall		

Absent, 7:

Briles	McCartney	Palmer	Rabedeaux
Kelly	Milligan	Priebe	

Roll call revealed a quorum present.

HOUSE AMENDMENT CONSIDERED

SENATE REFUSED TO CONCUR

Senate File 1284

The Senate resumed consideration of the House amendment to Senate File 1284.

Senator Schaben restated his motion that the Senate concur in the House amendment and requested a roll call.

On the question "Shall the Senate concur in the House amendment?" (S.F. 1284) the vote was:

Ayes, 17:

Blouin	Gluba	Miller of	Rodgers
Briles	Heying	Des Moines	Schaben
Coleman	Kennedy	Nystrom	Scott
Gallagher	Kinley	Palmer	Willits
Glenn		Robinson	

Nays, 31:

Andersen	Hill	Murray	Schwengels
Bergman	Hultman	Nolin	Schwieger
Burroughs	Junkins	Orr	Shaff
Curtis	Kelly	Plymat	Shaw
DeKoster	Lamborn	Potter	Taylor
Doderer	McCartney	Rabedeaux	Tieden
Griffin	Miller of	Ramsey	Van Gilst
Hansen	Marshall	Riley	Winkelman

Absent or not voting, 2:

Milligan	Priebe
----------	--------

The motion lost and the Senate refused to concur in the House amendment to Senate File 1284.

UNFINISHED BUSINESS

HOUSE AMENDMENT CONSIDERED

Senate File 277

On motion of Senator Hansen, Senate File 277, a bill for an act relating to the establishment and administration of professional and occupational licensing boards, to abolish all trust funds and special funds of professional and occupational licensing boards and allowing certain additional fees, amended by the House amendment found on pages 945-966, inclusive, of the Senate Journal, was taken up for further consideration.

Senator McCartney called up the following motion to reconsider filed by him on April 5, 1974, and moved its adoption:

I move to reconsider the vote by which division "B" of the Hansen amendment S—2669 to the House amendment to Senate File 277 was adopted by the Senate.

President Neu took the chair at 3:20 p.m.

Roll call was requested.

On the question "Shall division S—2669B of the Hansen amendment be reconsidered?" (H.F. 277) the vote was:

Rule 24 was invoked.

Ayes, 30:

Bergman	Kelly	Murray	Schwengels
Burroughs	Kennedy	Nolin	Schwieger
Coleman	Lamborn	Orr	Scott
Curtis	McCartney	Plymat	Shaw
DeKoster	Miller of	Potter	Taylor
Gallagher	Des Moines	Rabedeaux	Willits
Glenn	Miller of	Ramsey	Winkelman
Gluba	Marshall	Riley	
Junkins			

Nays, 17:

Andersen	Hansen	Kinley	Rodgers
Blouin	Heying	Nystrom	Shaff
Briles	Hill	Palmer	Tieden
Doderer	Hultman	Robinson	Van Gilst
Griffin			

Absent or not voting, 3:

Milligan	Priebe	Schaben
----------	--------	---------

The motion prevailed and division S—2669B of the Hansen amendment to the House amendment was taken up for reconsideration:

Division S—2669B

- 16 14. Page 23, by striking lines 8 through 11.
 17 15. Page 24, by striking lines 12 through 14.

Senator Hansen moved the adoption of division S—2669B of the amendment to the House amendment.

Division S—2669B of the amendment to the House amendment lost.

The Senate resumed consideration of division S—2669C of the amendment to the House amendment, offered and pending on April 5, 1974:

Division S—2669C

- 20 17. Page 25, by striking lines 22 and 23.

Senator Hansen moved the adoption of division S—2669C of the amendment to the House amendment and requested a roll call.

On the question "Shall division S—2669C of the amendment to the House amendment be adopted?" (H.F. 277) the vote was:

Rule 24 was invoked.

Ayes, 20:

Andersen	Gallagher	Hill	Palmer
Blouin	Gluba	Hultman	Robinson
Briles	Griffin	Kinley	Rodgers
Curtis	Hansen	Nolin	Schwengels
Doderer	Heying	Nystrom	Van Gilst

Nays, 25:

Bergman	Kennedy	Murray	Schwieger
Burroughs	Lamborn	Orr	Scott
Coleman	McCartney	Plymat	Shaw
DeKoster	Miller of	Potter	Taylor
Glenn	Des Moines	Rabedeaux	Willits
Junkins	Miller of	Ramsey	Winkelman
Kelly	Marshall	Riley	

Absent or not voting, 5:

Milligan	Schaben	Shaff	Tieden
Priebe			

Division S—2669C of the amendment to the House amendment lost.

Senator Griffin offered amendment S—2573 to the House amendment filed by Senators Griffin, et al.:

S—2573

- 1 Amend the House amendment to Senate File 277 as
- 2 follows:
- 3 Page 8, line 18 by adding the following after

- 4 the word "commission.": "The commission shall
 5 prescribe continuing education for all licensees
 6 and compliance shall be a condition to the renewal
 7 of a license under section one hundred seventeen
 8 point one (117.1) of the Code."

Senator Doderer offered amendment S—2673 to amendment S—2573 to the House amendment filed by her and moved its adoption:

S—2673

- 1 Amend the Griffin, et al., amendment S—2573, to the
 2 House amendment to Senate File 277, as follows:
 3 1. Line 5, by inserting after the word "education"
 4 the words "subject to approval under the provisions
 5 of chapter seventeen A (17A) of the Code,".

Amendment S—2673 to amendment S—2573 to the House amendment was adopted.

Senator Schaben raised the point of order that amendment S—2573 was not germane to the bill.

The Chair ruled the point not well taken and amendment S—2573 to the House amendment in order.

Senator Griffin moved the adoption of amendment S—2573 to the House amendment as amended and requested a roll call.

Rule 24 was invoked on request of Senator Griffin.

On the question "Shall amendment S—2573 to the House amendment as amended be adopted?" (S.F. 277) the vote was:

Ayes, 20:

Blouin	Griffin	Murray	Rodgers
Curtis	Hansen	Nystrom	Schwieger
DeKoster	Junkins	Palmer	Shaff
Doderer	Kinley	Riley	Winkelman
Gallagher	Miller of	Robinson	
Gluba	Des Moines		

Nays, 27:

Andersen	Hill	Nolin	Schwengels
Bergman	Hultman	Orr	Scott
Briles	Kelly	Plymat	Shaw
Burroughs	Kennedy	Potter	Taylor
Coleman	Lamborn	Rabedeaux	Tieden
Glenn	Miller of	Ramsey	Van Gilst
Heying	Marshall	Schaben	Willits

Absent or not voting, 3:

McCartney	Milligan	Priebe
-----------	----------	--------

Amendment S—2573 to the House amendment as amended lost.

Senator Kelly offered amendment S—2615 to the House amendment filed by Senators Kelly and Doderer and moved its adoption:

S—2615

- 1 Amend the House amendment to Senate File 277 as
- 2 follows:
- 3 1. Page 14, by striking lines 22 and 23.
- 4 2. Page 27, by striking line 6.
- 5 3. By renumbering the amendment to conform with
- 6 this amendment.

Amendment S—2615 to the House amendment was adopted.

Senator Hansen offered amendment S—2672 to the House amendment filed by him and moved its adoption:

S—2672

- 1 Amend the House amendment to Senate File 277,
- 2 as amended, passed, and reprinted, as follows:
- 3 1. Page 38, by striking all after the period
- 4 in line 4 and all of lines 5 through 7, and inserting
- 5 in lieu thereof the following: "A person who fails
- 6 to renew his certificate by the expiration date shall
- 7 be allowed to do so within thirty days following its
- 8 expiration, but the board may assess a reasonable
- 9 penalty."
- 10 2. Page 39, by striking in line 19 the words
- 11 "six months" and inserting in lieu thereof the words
- 12 "sixty days".
- 13 3. Page 43, by inserting after line 23 the
- 14 following new division:
- 15 "..... Page 90A, by inserting after line 13 the
- 16 following new subsection:
- 17 '..... For the board of medical examiners,
- 18 three members licensed to practice medicine and
- 19 surgery shall serve two-year terms, one shall serve
- 20 a one-year term, and one shall serve a three-year
- 21 term; one member licensed to practice osteopathic
- 22 medicine and surgery shall serve a one-year term
- 23 and one shall serve a three-year term; one member
- 24 representing the general public shall serve a one-
- 25 year term and one shall serve a three-year term.'"

Amendment S—2672 to the House amendment was adopted.

Senator Doderer offered amendment S—2681 to the House amendment filed by her and moved its adoption:

S—2681

- 1 Amend the House amendment to Senate File 277, page
- 2 25, line 10, by striking the words "five full years"
- 3 and inserting in lieu thereof "one full year".

The Chair called for a division.

Amendment S—2681 to the House amendment was adopted.

Senator Doderer offered amendment S—2675 to the House amendment filed by her:

S—2675

1 Amend the House amendment to Senate File 277, as
2 amended, passed, and reprinted by the Senate, as
3 follows:

4 1. Page 43, line 25, by striking the word “sec-
5 tion” and inserting in lieu thereof the word “sec-
6 tions”.

7 2. Page 44, by inserting after line 4 the fol-
8 lowing:

9 Sec. Since the various professional and
10 occupational examining boards were required by
11 House Concurrent Resolution 18 of the Sixty-fifth
12 General Assembly, 1973 Session, to submit to the
13 general assembly their recommendations concerning
14 continuing education requirements for their
15 licensed, registered, or certified members, and
16 the recommendations were duly submitted to the
17 Sixty-fifth General Assembly, 1974 Session, the
18 legislative council is directed to establish a
19 study committee consisting of legislative members
20 of both political parties and both houses of the
21 general assembly to study the recommendations of
22 the various professional and occupational licensing
23 boards which were submitted to the Sixty-fifth
24 General Assembly, 1974 Session, and to make recom-
25 mendations, accompanied by legislative bill drafts

Page 2

1 to implement the recommendations, to the legislative
2 council and the general assembly meeting in the
3 year 1975.

Senator Ramsey raised the point of order that amendment S—2675 to the House amendment was not germane to the bill.

The Chair ruled the point not well taken and amendment S—2675 to the House amendment in order.

Senator Doderer moved the adoption of amendment S—2675 to the House amendment.

Division was called for.

Amendment S—2675 to the House amendment was adopted.

Senator Doderer offered amendment S—2729 to the House amendment and moved its adoption:

S—2729

1 Amend the House amendment to Senate File 277, as

- 2 amended, passed and reprinted, as follows:
 3 1. Page 6, line 21 by inserting after the word
 4 "requirements" the words ", subject to approval under
 5 the provisions of chapter seventeen A (17A) of the
 6 Code,".

Division was called for.

Amendment S—2729 to the House amendment was adopted.

On motion of Senator Hansen, the Senate concurred in the House amendment as amended.

Senator Hansen moved that the bill as amended by the House, further amended and concurred in by the Senate, be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 277) the vote was:

Ayes, 40:

Andersen	Heying	Nolin	Schaben
Bergman	Hill	Nystrom	Schwengels
Blouin	Junkins	Orr	Schwieger
Curtis	Kennedy	Palmer	Scott
DeKoster	Kinley	Plymat	Shaff
Doderer	Lamborn	Potter	Shaw
Gallagher	Miller of	Rabedaux	Taylor
Glenn	Des Moines	Riley	Van Gilst
Gluba	Miller of	Robinson	Willits
Griffin	Marshall	Rodgers	Winkelman
Hansen	Murray		

Nays, 5:

Briles	Kelly	Ramsey	Tieden
Hultman			

Absent or not voting, 5:

Burroughs	McCartney	Milligan	Priebe
Coleman			

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

SPECIAL ORDERS

Senator Lamborn asked and received unanimous consent that **Senate File 1299** be made a **special order** of business for Monday, April 15, 1974, at 10:00 a.m.

Senator Lamborn asked and received unanimous consent that **Senate File 1357** be made a **special order** of business for Monday, April 15, 1974, at 1:00 p.m.

ADOPTION OF CONCURRENT RESOLUTION

House Concurrent Resolution 129

Senator Lamborn asked and received unanimous consent to take up for consideration House Concurrent Resolution 129 found on page 1262 of the Senate Journal and moved its adoption.

The motion prevailed and the resolution was adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 424, a bill for an act relating to the creation of a Spanish-speaking peoples study commission.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1163, a bill for an act relating to area education agencies, including provisions to replace the county school systems.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1283, a bill for an act relating to the salary rate of the state geologist.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1332, a bill for an act making an appropriation from the general fund to the Iowa law enforcement academy for construction of a building.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1334, a bill for an act amending the appropriated funds to the district courts.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1335, a bill for an act making an appropriation to state library commission.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 424

- 1 Amend Senate File 424, as amended and passed by the Senate,
- 2 as follows:
- 3 1. By striking everything after the enacting clause and
- 4 inserting in lieu thereof the following:
- 5 Section 1. There is appropriated from the general fund
- 6 of the state for the fiscal year beginning July 1, 1974 and

7 ending June 30, 1975 to the office of the governor the sum
 8 of thirty-nine thousand (39,000) dollars, or so much thereof
 9 as may be necessary, to conduct a study of the problems of
 10 Spanish-speaking persons in the areas of education, employment,
 11 health, housing, welfare, and recreation and to coordinate and
 12 establish services to Spanish-speaking persons.

13 Sec. 2. Unencumbered funds as of June 30, 1975 shall revert
 14 to the general fund of the state on August 31, 1975.

15 2. Page 1, amend the title, by striking all after the
 16 word "Act" in line 1 and all of line 2 and inserting in lieu
 17 thereof the words "making an appropriation to the office of
 18 the governor for a study of the problems of Spanish-speaking
 19 peoples."

HOUSE AMENDMENT TO SENATE FILE 1163

1 Amend Senate File 1163, as amended, passed, and reprinted
 2 by the Senate as follows:

3 1. Page 2A, line 1, strike the words "NEW SECTION."

4 2. Page 2A, by inserting after line 11 the following
 5 section:

6 Sec. *NEW SECTION. INTENT.* It is the intent of the
 7 general assembly to provide an effective, efficient, and
 8 economical means of identifying and serving children from
 9 under five years of age through grade twelve who require
 10 special education and any other children requiring special
 11 education as defined in section two hundred eighty-one point
 12 two (281.2) of the Code; to provide for media services and
 13 other programs and services for pupils in grades kindergarten
 14 through twelve and children requiring special education as
 15 defined in section two hundred eighty-one point two (281.2)
 16 of the Code; to provide a method of financing the programs
 17 and services; and to avoid a duplication of programs and
 18 services provided by any other school corporation in the state.

19 3. Page 2A, line 22, by inserting after the period the
 20 following:

21 The programs and services provided shall be at least
 22 commensurate with programs and services existing on the
 23 effective date of this Act.

24 4. Page 2A, by striking lines 29 through 33, and inserting
 25 in lieu thereof the following:

Page 2

1 1. In-service training programs for employees and members of
 2 boards of directors of school districts and area education
 3 agencies, provided at the time programs and services are
 4 established they do not duplicate programs and services
 5 available in that area from the universities under the state
 6 board of regents and from other universities and four-year
 7 institutions of higher education in Iowa.

8 5. Page 2A, line 34, by inserting after the word "processing"
 9 the words "pursuant to section two hundred fifty-seven point ten
 10 (257.10), subsection fourteen (14), of the Code."

11 6. Pages 2A and 2B, by striking lines 35 through 40,
 12 inclusive, and inserting in lieu thereof the following:

13 3. Research, demonstration projects and models, and educa-
14 tional planning for children under five years of age through
15 grade twelve and children requiring special education as
16 defined in section two hundred eighty-one point two (281.2) of
17 the Code as approved by the department of public instruction.

18 7. Page 2B, line 41, by inserting after the word "services"
19 the words "for children under five years of age through grade
20 twelve and children requiring special education as defined
21 in section two hundred eighty-one point two (281.2) of the Code."

22 8. Page 2B, line 42, by inserting after the word "services"
23 the words "for children under five years through grade twelve
24 and children requiring special education as defined in section
25 two hundred eighty-one point two (281.2) of the Code and for

Page 3

1 employees of school districts and area education agencies as
2 approved by the department of public instruction."

3 9. Page 2B, by inserting after line 42 the following:

4 The board of directors of an area education agency shall
5 not establish programs and services which duplicate programs
6 and services provided by the area schools under the provisions
7 of chapter two hundred eighty A (280A) of the Code. An area
8 education agency shall contract, whenever practicable, with
9 other school corporations for the use of personnel, buildings,
10 facilities, supplies, equipment, programs, and services.

11 10. Page 3A, line 1, strike the words "this Act" and insert
12 in lieu thereof the words and figures "sections one (1)
13 through eleven (11) of this Act and chapter two hundred eighty
14 one (281) of the Code".

15 11. Page 3A, line 4, strike the words "this Act" and insert
16 in lieu thereof the words and figures "sections one (1)
17 through eleven (11) of this Act and chapters two hundred
18 eighty-one (281) and four hundred forty-two (442) of the
19 Code".

20 12. Page 3A, line 24, by inserting after the word
21 "authorized" the words ", subject to the approval of the
22 department of public instruction,".

23 13. Page 3A, line 24, by striking the words "purchase,
24 construct,".

25 14. Page 3A, by inserting after line 27 the following

Page 4

1 subsection:

2 8. Be authorized, subject to the approval of the depart-
3 ment of public instruction, to enter into agreements for the
4 joint use of personnel, buildings, facilities, supplies, and
5 equipment with school corporations as deemed necessary to
6 provide authorized programs and services.

7 15. Page 4A, by striking line 11 and inserting in lieu
8 thereof the following:

9 11. Employ such personnel as may be required, if any,
10 to carry out the".

11 16. Page 4A, line 2, by striking the word "shall" and
12 inserting in lieu thereof the word "may".

13 17. Page 4A, line 18, by inserting after the period the
14 following: The salary range for an area education agency

15 superintendent shall be from seventeen thousand dollars to
 16 twenty-seven thousand five hundred dollars per annum,
 17 including additional benefits over and above the additional
 18 benefits given all full-time employees.

19 18. Pages 4A and 4B, by striking lines 33 through 55,
 20 inclusive.

21 19. Page 5, by inserting after line 14 the following
 22 subsection:

23 Be authorized, subject to the approval of the department
 24 of public instruction, to divide the area into subarea
 25 administrative units or to expand the area by combining two

Page 5

1 or more merged area administrative units, if, in the opinion
 2 of the area education agency board or boards, the division
 3 or expansion will allow more effective delivery of the
 4 services offered under sections one (1) through eleven (11) of
 5 this Act and chapter two hundred eighty-one (281) of the
 6 Code.

7 20. Page 5, by striking lines 31, 32, and 33 and inserting
 8 in lieu thereof the words "districts. The division of special".

9 21. Page 7, line 25, by inserting after the word "agency"
 10 the words ", or if local school boards representing sixty
 11 percent of the enrollment in the school districts located in
 12 the agency,".

13 22. Page 7, line 26, by inserting after the word "them"
 14 the words "for pupils in grades kindergarten through twelve
 15 or children requiring special education as defined in section
 16 two hundred eighty-one point two (281.2) of the Code or for
 17 employees or board members of school districts or area
 18 education agencies".

19 23. Page 7, line 27, by striking the word "may" and in-
 20 serting in lieu thereof the word "shall".

21 24. Page 7, line 28, by inserting after the word "area"
 22 the words "within the financial capabilities of the area
 23 education agency".

24 25. Page 7, line 29, strike the words "NEW SECTION."

25 26. Page 8, line 22, by striking the word "or" and in-

Page 6

1 serting in lieu thereof the word "and".

2 27. Page 8, lines 22 and 23, by striking the words
 3 "administrative officer of the division of intermediate
 4 services" and inserting in lieu thereof the words "superinten-
 5 dent of the area education agency".

6 28. Page 9, line 9, strike the word "same".

7 29. Page 9, by striking line 28 and inserting in lieu
 8 thereof the words "of the county school system or joint county
 9 system".

10 30. Page 9, line 29, by inserting after the word
 11 "enrollment" the words "in the director district".

12 31. Page 9, by striking lines 31 and 32 and inserting
 13 in lieu thereof the words "county superintendent who determines
 14 the date of the director district convention, and the location".

15 32. Page 10, line 6, by striking the words ", other than
 16 school district employees".

17 33. Page 10, line 6, by inserting after the period the
 18 following: "An employee of a school district who is not
 19 involved in the delivery of any services listed in section
 20 two (2) of this Act may be elected at the director district
 21 convention to serve as a member of the board of directors of
 22 an area education agency."

23 34. Page 10, line 7, by striking the words "a director
 24 district convention" and inserting in lieu thereof the words
 25 "the director district conventions".

Page 7

1 35. Page 10, line 8, by striking the words "location of
 2 the convention" and inserting in lieu thereof the words
 3 "locations of the conventions".

4 36. Page 10, line 10, by striking the words "a director
 5 district convention" and inserting in lieu thereof the words
 6 "the director district conventions".

7 37. Page 10, line 12, by striking the word "convention"
 8 and inserting in lieu thereof the word "conventions".

9 38. Page 10, line 14, by striking the word "convention" and
 10 inserting in lieu thereof the word "conventions".

11 39. Page 10, line 32, by striking the word "shall" and
 12 inserting in lieu thereof the word "may".

13 40. Page 10, line 34, strike the words "district director"
 14 and insert in lieu thereof the words "director district".

15 41. Page 11, by inserting the following after the period
 16 in line 6:

17 "The filing of a statement of candidacy shall not be a
 18 prerequisite or eligibility requirement for election as an
 19 area education agency director."

20 42. Page 11, lines 6 and 7, strike the words "district
 21 director" and insert in lieu thereof the words "director
 22 district".

23 43. Page 11, line 28, strike the words "NEW SECTION."

24 44. Page 12A, line 2, by inserting after the period the
 25 words "Provisions of contracts of personnel whose employment

Page 8

1 is terminated on July 1, 1975 shall be carried forward to
 2 employment by the area education agency as fully as possible."

3 45. Page 12A, line 19, by inserting after the word "enrollment"
 4 the words and figures "for years prior to the school year
 5 beginning July 1, 1975, and per pupil in weighted enrollment
 6 for the school year beginning July 1, 1975, and each succeeding
 7 school year".

8 46. Page 13A, line 4, by inserting after the word
 9 "education" the words "or as identified by the area director
 10 of special education subsequent to the certification".

11 47. Page 13A, line 6, by inserting after the word
 12 "certification" the words "or identified subsequent to the
 13 certification".

14 48. Page 14, line 34, by inserting before the word
 15 "enrollment" the word "weighted".

16 49. Page 15, line 2, by inserting before the word "enrollment"
 17 the word "weighted".

18 50. Pages 17A and 17B, by striking lines 23 through 54,
19 inclusive.

20 51. Page 18, by striking lines 1 through 15, inclusive.

21 52. Page 22, lines 16 and 17, by striking the words "*a*
22 *fully accredited two- or four-year college, or university*" and
23 inserting in lieu thereof the words "*a two- or four-year*
24 *college or university which is accredited by the North Central*
25 *Association of Colleges and Secondary Schools accrediting*

Page 9

1 *agency or which has been certified by the North Central*
2 *Association of Colleges and Secondary Schools accrediting*
3 *agency as a candidate for accreditation by such agency or as*
4 *a school giving satisfactory assurance that it has the potential*
5 *for accreditation and is making progress which, if continued,*
6 *will result in its achieving accreditation by such agency*
7 *within a reasonable time".*

8 53. Page 22, lines 19 and 20, by inserting after the word
9 "*administration*" the words "*or in the administration of any*
10 *of the services listed in section two (2) of this Act*".

11 54. Page 33, lines 9 and 10, by striking the words "county
12 boards of education" and inserting in lieu thereof the words
13 "[county boards of education] *boards of directors of area*
14 *education agencies*".

15 55. Page 33, line 12, by striking the word "county" and
16 inserting in lieu thereof the word "[county]".

17 56. Page 42, by inserting after line 28 the following new
18 section:

19 Sec. Section two hundred seventy-seven point twenty
20 (277.20), Code 1973, as amended by Acts of the Sixty-fifth
21 General Assembly, 1973 Session, chapter one hundred thirty-
22 six (136), section two hundred seventy (270), is amended by
23 striking the section and inserting in lieu thereof the
24 following:

25 277.20 CANVASSING RETURNS. On the next Friday after the

Page 10

1 school election, the county board of supervisors shall canvass
2 the returns made to the county commissioner of elections from
3 the several precinct polling places and the absentee ballot
4 counting board, ascertain the result of the voting with regard
5 to every matter voted upon and cause a record to be made
6 thereof as required by section fifty point twenty-four (50.24)
7 of the Code. The board shall declare the results of the
8 voting for members of boards of directors of school corpora-
9 tions nominated pursuant to section two hundred seventy-seven
10 point four (277.4) of the Code, and the commissioner shall at
11 once issue a certificate of election to each person declared
12 elected. The board shall also declare the results of the
13 voting on any public question submitted to the voters of a
14 single school district, and the commissioner shall certify
15 the result as required by section fifty point twenty-seven
16 (50.27) of the Code.

17 The abstracts of the votes cast for members of the board

18 of directors of any merged area, and of the votes cast on
 19 any public question submitted to the voters of any merged
 20 area, shall be promptly certified by the commissioner to the
 21 county commissioner of elections who is responsible under
 22 section forty-seven point two (47.2) of the Code for conducting
 23 the elections held for that merged area.

24 57. Page 46, by striking lines 2 through 23, inclusive,
 25 and inserting in lieu thereof the following:

Page 11

1 "by striking the section and inserting in lieu thereof the
 2 following:
 3 280A.15 CONDUCT OF ELECTIONS.
 4 1. Regular elections held annually by the merged area for
 5 the election of members of the board of directors as required
 6 by section two hundred eighty A point twelve (280A.12) of the
 7 Code, for the renewal of the three-fourths mill levy authorized
 8 in section two hundred eighty A point twenty-two (280A.22) of
 9 the Code, or for any other matter authorized by law and
 10 designated for election by the board of directors of the
 11 merged area, shall be held on the date of the school election
 12 as fixed by section two hundred seventy-seven point one (277.1)
 13 of the Code. The election notice shall be published as
 14 provided in section forty-nine point fifty-three (49.53) of the
 15 Code and the election shall be conducted by the county
 16 commissioner of elections pursuant to chapters thirty-nine
 17 (39) through fifty-three (53) and section two hundred seventy-
 18 seven point twenty (277.20) of the Code.
 19 2. Each candidate for member of the board of directors
 20 of a merged area shall be nominated by a petition signed by
 21 not less than fifty eligible electors of the director district
 22 from which the member is to be elected. The petition shall
 23 state the number of the director district from which the
 24 candidate seeks election, and the candidate's name and status
 25 as an eligible elector of the director district. Signers of

Page 12

1 the petition, in addition to signing their names, shall show
 2 their residence, including street and number if any, the
 3 school district in which they reside, and the date they signed
 4 the petition. Each nomination paper shall have appended to it
 5 an affidavit of an eligible elector other than the candidate
 6 in substantially the form provided in section forty-three point
 7 seventeen (43.17) of the Code, except as to party affiliation.
 8 The petition shall include the affidavit of the candidate
 9 being nominated, stating the candidate's name and residence,
 10 and that he or she is a candidate, is eligible for the office
 11 sought, and if elected will qualify for the office.
 12 3. Nomination papers in behalf of candidates for member
 13 of the board of directors of a merged area shall be filed
 14 with the secretary of the board not earlier than sixty-five
 15 days nor later than five o'clock p.m. on the fortieth day
 16 prior to the election at which members of the board are to be
 17 elected. The secretary shall deliver all nomination
 18 petitions to the county commissioner of elections who is

19 responsible under section forty-seven point two (47.2) of
 20 the Code for conducting elections held for the merged area,
 21 not later than five o'clock p.m. on the day following the
 22 last day on which nomination petitions can be filed.

23 4. The votes cast in the election shall be canvassed and
 24 abstracts of the votes cast shall be certified as required
 25 by section two hundred seventy-seven point twenty (277.20) of

Page 13

1 the Code. In each county whose commissioner of elections is
 2 responsible under section forty-seven point two (47.2) of the
 3 Code for conducting elections held for a merged area, the
 4 county board of supervisors shall convene at ten o'clock a.m.
 5 on the last Monday in September, canvass the abstracts of
 6 votes cast and declare the results of the voting. The
 7 commissioner shall at once issue certificates of election to
 8 each person declared elected, and shall certify to the merged
 9 area board in substantially the manner prescribed by section
 10 fifty point twenty-seven (50.27) of the Code the result of
 11 the voting on any public question submitted to the voters of
 12 the merged area. Members elected to the board of directors of
 13 a merged area shall qualify by taking the oath of office
 14 prescribed in section two hundred seventy-seven point twenty-
 15 eight (277.28) of the Code."

16 58. Page 48, by striking lines 1 through 31, inclusive,
 17 and page 49, by striking lines 1 through 19, inclusive.

18 59. Page 50A, by striking all of lines 33, 34 and 35 and
 19 inserting in lieu thereof the following: "the department of
 20 social services shall provide residential or detention
 21 facilities and the area education agency shall provide special
 22 education programs and services."

23 60. Page 51A, line 25, by adding after the word "agency"
 24 the words ", private agency,".

25 61. Page 51B, line 39, by striking all after the word

Page 14

1 "convalescent" and inserting in lieu thereof the following:
 2 "*juvenile, and private*".

3 62. Page 55B, line 36, by inserting after the word "eight-
 4 tenths" the words "for the school year commencing July 1, 1975".

5 63. Page 56A, line 4, by inserting after the word "two-
 6 tenths" the words "for the school year commencing July 1, 1975".

7 64. Page 56A, line 8, by inserting after the word "four-
 8 tenths" the words "for the school year commencing July 1, 1975".

9 65. Page 56A, lines 16 and 17, strike the words "requiring
 10 special education".

11 66. Page 56A, by striking lines 34 and 35, and page 56B,
 12 by striking lines 36 through 40 and inserting in lieu thereof
 13 the following:

14 4. On December 1, 1975, and no later than December first
 15 every two years thereafter, for the school year commencing the
 16 following July first, the superintendent of public instruction
 17 shall report to the school budget review committee the average
 18 costs of providing instruction for children requiring special
 19 education in the categories of the weighting plan established
 20 under this section, and shall make recommendations to the

21 school budget review committee for needed alterations to make
 22 the weighting plan suitable for subsequent school years. The
 23 school budget review committee shall establish the weighting
 24 plan for each school year after the school year commencing
 25 July 1, 1975, and shall report the plan to the superintendent

Page 15

1 of public instruction. The school budget review committee
 2 shall not alter the weighting assigned to pupils in a regular
 3 curriculum, but it may increase or decrease the weighting
 4 assigned to each category of children requiring special
 5 education by not more than two-tenths of the weighting
 6 assigned to pupils in a regular curriculum. The department of
 7 public instruction shall promulgate rules under chapter
 8 seventeen A (17A) of the Code, to implement the weighting plan
 9 for each year and to assist in identification and proper
 10 indexing of each child in the state who requires special
 11 education.

12 67. Page 56B, line 42, by inserting after the partial word
 13 "ports" the words "required in section five (5) of this Act".

14 68. Page 60, lines 12 and 13, by striking the words "On
 15 or before July 8, 1949, the" and inserting in lieu thereof
 16 the words "[On or before July 8, 1949, the] *The*".

17 69. Page 78A, line 8, by inserting after the word "paragraphs"
 18 the letter "a,".

19 70. Page 78A, line 11, by striking the word "is" and in-
 20 serting in lieu thereof the word "are".

21 71. Page 78A, by inserting after line 11 the following:

22 a. The district cost per pupil for the budget year is
 23 equal to the district cost per pupil for the base year plus
 24 the allowable growth. However, in determining the district
 25 cost per pupil for the budget year beginning July 1, 1973,

Page 16

1 district cost per pupil in the base year means the general
 2 fund budget for the school year beginning July 1, 1971, as
 3 authorized and funded under Acts of the General Assembly, 1971
 4 Session, chapter seventy-two (72), including additional approved
 5 funding authorized by the school budget review committee, less
 6 the amount of adjusted miscellaneous income including adjust-
 7 ments pursuant to section four hundred forty-two point twenty-
 8 five (442.25) of the Code, divided by the fall enrollment
 9 certified in September of 1971, plus the allowable growth for
 10 the school year beginning July 1, 1972, as computed on the
 11 basis of state cost per pupil excluding miscellaneous income.

12 *Also, in determining the district cost per pupil for the*
 13 *budget year beginning July 1, 1975, the amount received by a*
 14 *school district under sections two hundred eighty-one point*
 15 *nine (281.9) through two hundred eighty-one point eleven*
 16 *(281.11) of the Code, as state reimbursement for special*
 17 *education costs for the school year beginning July 1, 1974,*
 18 *shall be deducted.*

19 72. Page 78A, by inserting after line 24 the following:

20 Sec. Section four hundred forty-two point nine (442.9),
 21 Code 1973, as amended by Acts of the Sixty-fifth General

22 Assembly, 1973 Session, chapter two hundred fifty-eight (258),
23 section eight (8), is amended by striking subsection three (3).
24 73. Page 78B, by inserting after line 46 the following:
25 Sec. Section four hundred forty-two point thirteen

Page 17

1 (442.13), subsection three (3), Code 1973, as amended by Acts
2 of the Sixty-fifth General Assembly, 1973 Session, chapter two
3 hundred fifty-eight (258), section eleven (11), is amended
4 to read as follows:

5 3. The committee shall [meet beginning not later than March
6 first of each year, shall] review the proposed budget and
7 certified budget of each school district, and may make
8 recommendations. The committee may make decisions affecting
9 budgets to the extent provided in this chapter. The costs
10 and computations referred to in this section relate to the
11 budget year unless otherwise expressly stated.

12 Sec. Section four hundred forty-two point thirteen
13 (442.13), Code 1973, as amended by Acts of the Sixty-fifth
14 General Assembly, 1973 Session, chapter two hundred fifty-eight
15 (258), section eleven (11), is amended by striking subsection
16 thirteen (13).

17 74. Page 78B, by inserting after line 46 the following:

18 Sec. Section four hundred forty-two point thirteen
19 (442.13), Code 1973, as amended by Acts of the Sixty-fifth
20 General Assembly, 1973 Session, chapter two hundred fifty-
21 eight (258), section eleven (11), is amended by adding the
22 following new subsection:

23 NEW SUBSECTION. The committee shall review the
24 recommendations of the superintendent of public instruction
25 relating to the special education weighting plan, and shall

Page 18

1 establish a weighting plan for each school year after the
2 school year commencing July 1, 1975, and report the plan
3 to the superintendent of public instruction.

4 75. Page 80, line 8, by striking the words "*elective*
5 *members of*".

6 76. Page 80, line 9, by striking the words "[merged areas]
7 *area education agencies*" and inserting in lieu thereof the
8 words "merged areas".

9 77. Page 81A, by inserting after line 7 a new section as
10 follows:

11 Sec. Section two hundred fifty-seven point ten
12 (257.10), subsection fourteen (14), Code 1973, is amended to
13 read as follows:

14 14. Approve, co-ordinate, and supervise the use of
15 electronic data processing by local school districts, [county
16 or joint county school systems] *area education agency* and
17 merged areas. A committee, consisting of the state
18 superintendent of public instruction, the director of the
19 department of general services, the state comptroller, or
20 their designees, and two persons knowledgeable in the area of
21 administrative-instructional computer systems to be appointed
22 by the governor, shall assist and advise the state board of

23 public instruction in approving, co-ordinating and supervising
 24 the use of electronic data processing computers by local
 25 school district, [county or joint county school systems]

Page 19

1 *area education agency* and merged areas. The committee shall
 2 further inventory current practice and prepare and recommend
 3 a statewide plan for the use of electronic data processing
 4 computers in order to prevent the unnecessary proliferation of
 5 computers. These recommendations shall be submitted to the
 6 general assembly by December 1 of each year. For purposes of
 7 this subsection the term "electronic data processing
 8 computers" shall refer to equipment having as a component
 9 thereof a memory core to store information.

10 78. By renumbering sections, subsections and cross
 11 references to conform to this amendment.

INTRODUCTION OF BILLS

Senate File 1373, by committee on judiciary, a bill for an act relating to restraint of trade, and defining unlawful agreements, acts and practices and specifying the penalties therefor.

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

Senate File 1374, by committee on human resources, a bill for an act relating to the granting of furloughs to inmates.

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

COMMUNICATIONS FROM THE GOVERNOR

The following communications from the Governor were presented:

April 9, 1974

The Honorable Arthur A. Neu
 Lieutenant Governor of Iowa
 State Capitol Building
 Local

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name of W. A. Krause of Hampton, Franklin County, Iowa, for reappointment as a member of the Merit Employment Commission pursuant to Section 19A.6 of the 1973 Code of Iowa for a six-year term beginning July 1, 1973, and ending June 30, 1979.

Sincerely,
 ROBERT D. RAY
 Governor

Also:

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name of Clifford M. White of Pella, Marion County, Iowa, as a member

of the Iowa Merit Employment Commission pursuant to Section 19A.6 of the 1973 Code of Iowa for a six-year term beginning July 1, 1973, and ending June 30, 1979.

Sincerely,
 ROBERT D. RAY
 Governor

ANNOUNCEMENT OF INVESTIGATING COMMITTEES

President Neu, in accordance with Section 2.32, Code 1973, announced the appointment of the following Senators to investigating committees:

Mr. W. A. Krause of Hampton, Franklin County, Iowa, for reappointment as a member of the Merit Employment Commission.

Senator Taylor, Chairman
 Senator Blouin
 Senator Rabedeaux

Mr. Clifford M. White of Pella, Marion County, Iowa, for reappointment as a member of the Merit Employment Commission.

Senator Hill, Chairman
 Senator McCartney
 Senator Potter

SENATE CONCURRENT RESOLUTION 123

By Heying

1 *Whereas*, the Senate and House clip sheets serve to duplicate
 2 material which is printed in the daily journals of both houses
 3 of the general assembly; and

4 *Whereas*, the typing of Senate and House clip sheets repre-
 5 sents an unnecessary duplication in printing amendments to
 6 bills introduced in either house; and

7 *Whereas*, the paper shortage in this country could reach
 8 unprecedented proportions and should be sufficient cause for
 9 concern over the depletion of one of our valuable natural
 10 resources; *Now Therefore*,

11 *Be It Resolved by the Senate, the House Concurring*, That
 12 the general assembly determine and seriously consider the
 13 savings in cost and work that might be effected if the print-
 14 ing of clip sheets in the Senate and House of Representatives
 15 were discontinued and their use was replaced by the duplicate
 16 material appearing in, and to be printed only on every other
 17 page of, the Senate and House Proof Journals.

REPORT OF INVESTIGATING COMMITTEE

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mrs. Richard L. (Doris Ann) Peick, Cedar Rapids, Linn County, Iowa, for appointment as a member of the Commission on Judicial Qualifications pursuant to Chapter 285, Section 1, Acts of the Sixty-fifth General Assembly, 1973 Session, for a term which is to be

determined by lot, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

RALPH W. POTTER, Chairman
CLOYD E. ROBINSON
RAY TAYLOR

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S.C.R. 122 State government
- H. F. 92 Judiciary
- H. F. 1474 Appropriations
- H. F. 1475 Appropriations
- H. F. 1476 Appropriations
- H. F. 1479 Appropriations
- H. F. 1480 Appropriations

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which the Winkelman-Junkins amendment S—2723 to Senate File 1354 was adopted by the Senate on April 9, 1974.

WARREN E. CURTIS

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 10, 1974, the Governor approved and transmitted to the Secretary of State the following bills:

- S. F. 126—Relating to the educational program of schools.
- S. F. 1250—Relating to assessment changes and notices.
- S. F. 1281—Relating to the salary rate of the state librarian.
- S. F. 1282—Relating to the salary rate of the court administrator of the Supreme Court.
- H. F. 59—Relating to changes in roads, streams, or dry runs giving the state high commission powers similar to the board of supervisors, and making chapter four hundred fifty-five A (455A) of the Code applicable.
- H. F. 713—Relating to the sale of game and providing penalties.
- H. F. 1060—Relating to establishment and operation of community mental health centers and to formulation of standards for evaluation of community mental health centers.

EXPLANATION

MR. PRESIDENT: On the evening of April 8, 1974, I missed the quorum call because I was in the rotunda talking with Attorney General Turner about some amendments concerning the Uniform Consumer Credit Code. I returned to the Senate chamber immediately after this quorum call and was present during the entire debate on Senate File 1354.

WILLIAM E. GLUBA

COMMUNICATION

The following resolutions have been received and placed on file in the office of the Secretary of the Senate from:

THE STATE OF GEORGIA

A copy of Senate Resolution 392, adopted by the Georgia Senate, urging that S. 2008 and H. R. 8771, relating to workmen's compensation benefits and now pending in the United States Congress, be defeated, and encouraging all states to continue to improve their workmen's compensation benefits.

A copy of Senate Resolution 416, adopted by the Georgia Senate, expressing disgust and abhorrence of the practice of the United States Congress to require fifty states to enact legislation under threat of having to forfeit their just share of the Federal highway trust funds.

REPORTS OF COMMITTEES

Senator Nystrom submitted the following report:

MR. PRESIDENT: Your committee on higher education to which was referred **Senate Concurrent Resolution 116**, a resolution relating to a moratorium on payment of principal on federal loans to small colleges, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JOHN N. NYSTROM, Chairman

Ordered passed on file.

Senator Curtis submitted the following report:

MR. PRESIDENT: Your committee on state government to which was referred **House File 1422**, a bill for an act relating to land use policy, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

S—2728

- 1 Amend House File 1422, as amended, passed and re-
- 2 printed by the House, as follows:
- 3 1. Page 5A, line 7, by striking the words "in-
- 4 dividual who is" and inserting in lieu thereof the
- 5 words "landowner or tenant who alleges that the
- 6 property under his control is or will be".
- 7 2. Page 13, line 13, by inserting before the
- 8 word "shall" the words "and the state soil conserva-
- 9 tion committee".
- 10 3. Page 13, line 32, by inserting before the
- 11 comma the words "and the state soil conservation

12 committee”.

13 4. Page 20A, by striking lines 26 through 31,
14 inclusive, and inserting in lieu thereof the words
15 “county land use policy commission. The county com-
16 mission”.

17 5. Page 23, line 22, by striking the word
18 “state”.

19 6. Page 24A, by striking lines 28 through 34,
20 inclusive, and inserting in lieu thereof the words
21 “approved by the county commission and the commis-
22 sion as provided in this Act.”

23 7. Page 25A, by striking lines 15 through 24,
24 inclusive.

25 8. Page 25B, by striking lines 37 through 41,

Page 2

1 inclusive, and inserting in lieu thereof the words
2 “by the county commission and the commission.”

3 9. Page 25B, by striking lines 53 through 58,
4 inclusive, and inserting in lieu thereof the words
5 “it has been approved by the county commission and
6 the commission.”

7 10. Page 26A, line 8, by striking the word “state”.

8 11. By renumbering sections and internal refer-
9 ences to sections to conform to this amendment.

WARREN E. CURTIS, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2731

1 Amend the Tieden amendment S—2714, to Senate File
2 1126, as follows:

3 1. By striking lines 1 through 4 and inserting in
4 lieu thereof the following:

5 “Amend Senate File 1126, by adding the following
6 section after line 4 on page 3:

7 Sec. Section one hundred nine (109), Code
8 1973, is amended by adding the following new section:”.

H. L. HEYING

S—2727

1 Amend Senate File 1365, line 9, by striking the
2 figures “19,000” and inserting in lieu thereof the
3 figures “20,500”.

JOHN S. MURRAY

S—2725

1 Amend House File 1200, as amended, passed and
2 reprinted by the House, page 16, line 25 by
3 inserting after the word “original” the words
4 “, if available”.

E. KEVIN KELLY

S—2724

1 Amend the DeKoster amendment S—2664, to page 6 of

2 House File 1200, as amended, passed and reprinted by
3 the House, as follows:

4 1. By striking lines 3 through 5 and inserting in
5 lieu thereof the following:

6 "1. Page 6, by striking lines 26 and 27, and by
7 striking the word "Code" in line 28, and inserting in
8 lieu thereof the following:

9 a. Give notice of its intended action by
10 causing a notice to be published in the 'Iowa Admini-
11 strative Code'. Any notice of intended action shall
12 be published at least thirty-five days in advance
13 of the action".

LUCAS J. DeKOSTER

S—2726

1 Amend House File 1380, as amended and passed by
2 the House, page 1, by inserting after line 9 the
3 following new sections:

4 Sec. Section nineteen A point nine (19A.9),
5 subsection eight (8), Code 1973, is amended to read
6 as follows:

7 8. For a probation period of [one year] *six*
8 *months*, excluding educational or training leave,
9 before appointment may be made complete, and during
10 which period a probationer may be discharged or
11 reduced in class or rank, or replaced on the
12 eligible list. The appointing authority shall with-
13 in ten days prior to the expiration of an employee's
14 probation period notify the director in writing
15 whether the services of the employee have been
16 satisfactory or unsatisfactory. If the employee's
17 services are unsatisfactory, he shall be dropped
18 from the payroll on or before the expiration of his
19 probation period. If satisfactory, the appointment
20 shall be deemed permanent. The determination of
21 the appointing authority shall be final and con-
22 clusive.

23 Sec. This Act, being deemed of immediate
24 importance, shall take effect and be in force from
25 and after its publication in The Boone News-

Page 2

1 Republican, a newspaper published in Boone, Iowa,
2 and in The Daily Freeman-Journal, a newspaper
3 published in Webster City, Iowa.

JOHN N. NYSTROM
KARL NOLIN

S—2730

1 Amend House File 1399, as amended, passed and re-
2 printed by the House, page 49, line 21, by striking
3 the word and figure "April 15" and inserting in lieu
4 thereof the word and figure "April 26".

ELIZABETH SHAW

S—2732

1 Amend House File 1422, as amended, passed and re-

2 printed by the House, as follows:

3 1. Page 5B, by striking lines 38 and 39 and in-
4 serting in lieu thereof the words "a state land use
5 policy commission consisting of four appointive mem-
6 bers of the state soil conservation committee
7 selected by the state soil conservation committee,
8 four appointive members of the Iowa natural re-
9 sources council selected by the Iowa natural re-
10 sources council,".

11 2. Page 6A, line 11, by inserting after the word
12 "appointed" the words "by the governor".

13 3. Page 6A, line 14, by inserting after the word
14 "appointed" the words "by the governor".

15 4. Page 6A, line 17, by inserting after the
16 period the following: "The commission members ap-
17 pointed by the state soil conservation committee
18 and the Iowa natural resources council shall be
19 appointed for a term as determined by the appointing
20 authority; however, a vacancy shall exist when an
21 ex officio member no longer holds the office under
22 which he qualified for appointment to the commis-
23 sion."

24 5. Page 6B, by striking line 42 and inserting
25 in lieu thereof the words "A majority of the

Page 2

1 appointed members of the commission".

2 6. Page 7, by striking line 1.

JOHN S. MURRAY

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Thursday, April 11, 1974.

JOURNAL OF THE SENATE

EIGHTY-EIGHTH DAY

SENATE CHAMBER
DES MOINES, IOWA, THURSDAY, APRIL 11, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by Dr. Dale T. Peterson, of the Reorganized Church of Jesus Christ of the Latter Day Saints, Lawton, Iowa.

The Journal of Wednesday, April 10, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. R. H. Miller, Sac City, Iowa.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator McCartney for the day on request of Senator Shaw; Senator Priebe for the day on request of Senator Orr; Senator Milligan for the day on request of Senator Lamborn.

PRESENTATION OF VISITORS

President pro tempore Shaff welcomed the Honorable William J. Reichardt, former member of the Senate from Polk County.

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

Fifty students from Clarke Community Junior High School, Osceola, Iowa, accompanied by Mrs. T. J. Laing. Senator Ramsey.

Thirty-three students from Lake View-Auburn High School, Lake View, Iowa, accompanied by their instructor, Dave Peterson. Senator Winkelman.

Thirty-four students from United Community School, Boone, Iowa, accompanied by Mrs. McClain. Senator Nystrom.

PETITION

The following petition was presented and placed on file:

By Senator Gallagher, from thirty-five residents of Black Hawk County favoring legislation requiring reports from certain corporations owning or leasing lands used or usable for agriculture.

SPECIAL ORDER OF BUSINESS

House File 1200

The hour having arrived, the Chair announced the special order of business for the consideration of House File 1200.

On motion of Senator Kelly, House File 1200, a bill for an act creating an Iowa Administrative Procedure Act, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Kelly asked and received unanimous consent that Professor Arthur Bonfield of the University of Iowa College of Law, Iowa City, be permitted to remain in the Senate chamber as a consultant during consideration of the bill.

Senator DeKoster offered amendment S—2664 filed by him and called for a division as follows:

S—2664

Division S—2664A

- 1 Amend House File 1200, as amended, passed and
- 2 reprinted by the House as follows:
- 3 1. Page 6, line 27, by striking the word “publi-
- 4 cation” and inserting in lieu thereof the following:
- 5 “causing such notice to be published”.

Division S—2664B

- 6 2. Page 7, line 29, by striking “narrowly-tailored”
- 7 and inserting in lieu thereof the word “narrow”.
- 8 3. Page 8A, line 3, by striking “narrowly tailored”
- 9 and inserting in lieu thereof the word “narrow”.

Division S—2664C

- 10 4. Page 8A, line 4, by striking the words
- 11 “hereafter adopted” and inserting in lieu thereof
- 12 the following: “adopted after the effective date
- 13 of this Act”.

Division S—2664D

- 14 5. Page 8B, line 52, by adding after the period
- 15 the following: “Rules presently on file in the
- 16 office of the secretary of state need not be
- 17 refiled.”

Division S—2664E

18 6. Page 10, lines 22 and 23 by striking the
 19 words "general assembly" and inserting in lieu
 20 thereof "house from which the member was appointed".

Division S—2664F

21 7. Page 27A, line 2, by inserting after the numeral
 22 "1975" the following: ", except that sections
 23 twenty-five (25) and twenty-six (26) of this Act
 24 shall be effective July 1, 1974".

Senator DeKoster offered amendment S—2724 to division S—2664A and moved its adoption:

S—2724

1 Amend the DeKoster amendment S—2664, to page 6 of
 2 House File 1200, as amended, passed and reprinted by
 3 the House, as follows:
 4 1. By striking lines 3 through 5 and inserting in
 5 lieu thereof the following:
 6 "1. Page 6, by striking lines 26 and 27, and by
 7 striking the word 'Code' in line 28, and inserting in
 8 lieu thereof the following:
 9 a. Give notice of its intended action by
 10 causing a notice to be published in the 'Iowa Admini-
 11 strative Code'. Any notice of intended action shall
 12 be published at least thirty-five days in advance
 13 of the action."

Amendment S—2724 to division S—2664A was adopted.

On motion of Senator DeKoster, division S—2664A of the amendment as amended was adopted.

Senator DeKoster withdrew division S—2664B of the amendment.

On motion of Senator DeKoster, division S—2664C of the amendment was adopted.

On motion of Senator DeKoster, division S—2664D of the amendment was adopted.

On motion of Senator DeKoster, division S—2664E of the amendment was adopted.

On motion of Senator DeKoster, division S—2664F of the amendment was adopted.

Senator Kelly offered amendment S—2725 filed by him and moved its adoption:

S—2725

1 Amend House File 1200, as amended, passed and
 2 reprinted by the House, page 16, line 25 by

- 3 inserting after the word "original" the words
4 " , if available".

Amendment S—2725 was adopted.

Senator Kelly offered amendment S—2734 and moved its adoption:

S—2734

- 1 Amend House File 1200, as amended, passed and re-
2 printed by the House, page 107, line 32 by striking
3 the word "as".

Amendment S—2734 was adopted.

Senator Kelly offered amendment S—2735 and moved its adoption:

S—2735

- 1 Amend House File 1200, as amended, passed and re-
2 printed by the House, page 2A, line 21 by striking
3 the comma and inserting in lieu thereof a semi-colon
4 (;).

Amendment S—2735 was adopted.

Senator Kelly moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1200) the vote was:

Ayes, 44:

Andersen	Griffin	Miller of	Rodgers
Bergman	Hansen	Marshall	Schwengels
Blouin	Heying	Murray	Schwieger
Briles	Hill	Nolin	Scott
Burroughs	Hultman	Nystrom	Shaff
Coleman	Junkins	Orr	Shaw
Curtis	Kelly	Palmer	Taylor
DeKoster	Kinley	Plymat	Tieden
Doderer	Lamborn	Potter	Van Gilst
Gallagher	Miller of	Rabedeaux	Willits
Glenn	Des Moines	Ramsey	Winkelman
Gluba		Riley	

Nays, 1:

Kennedy

Absent or not voting, 5:

McCartney	Priebe	Robinson	Schaben
Milligan			

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

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 1326, 1327, 1329 and 1337.

DALE L. TIEDEN
Chairman, Senate Committee
CHARLES F. STROTHMAN
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: Senate Files 1326, 1327, 1329 and 1337.

BILLS SENT TO THE GOVERNOR

Senator Tieden, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 11th day of April, 1974, sent to the Governor for his approval: Senate Files 1326, 1327, 1329 and 1337.

DALE L. TIEDEN, Chairman

Passed on file.

REPORT OF INVESTIGATING COMMITTEE

Senator DeKoster called up the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mr. Kevin J. Burns of Des Moines, Polk County, Iowa, for appointment as Commissioner of Social Services under the provisions of Section 217.5, Code 1973, to serve at the pleasure of the Governor, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

LUCAS J. DeKOSTER, Chairman
GENE V. KENNEDY
BART SCHWIEGER

The motion prevailed and the report was adopted.

Senator Ramsey moved that further action on the appointment be deferred until Senate Concurrent Resolution 115 has been taken up for consideration.

Senator Ramsey withdrew his motion to defer.

Senator DeKoster moved the appointment of Kevin J. Burns as Commissioner of Social Services be confirmed by the Senate.

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

Ayes, 41:

Andersen	Griffin	Murray	Schwengels
Bergman	Hansen	Nolin	Schwieger
Blouin	Junkins	Nystrom	Scott
Burroughs	Kelly	Orr	Shaff
Coleman	Kennedy	Palmer	Shaw
Curtis	Kinley	Plymat	Taylor
DeKoster	Lamborn	Potter	Tieden
Doderer	Miller of	Rabedeaux	Van Gilst
Gallagher	Des Moines	Riley	Willits
Glenn	Miller of	Rodgers	Winkelman
Gluba	Marshall	Schaben	

Nays, 3:

Heying	Hill	Hultman
--------	------	---------

Voting present, 1:

Ramsey

Absent or not voting, 5:

Briles	Milligan	Priebe	Robinson
McCartney			

President Neu declared the appointment of Kevin J. Burns as Commissioner of Social Services confirmed.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 1320.

Senate File 1320

On motion of Senator Griffin, Senate File 1320, a bill for an act to legalize and validate the proceedings of the Board of Trustees of the Municipal Electric Plant and System of the City of Harlan, Iowa, authorizing and providing for the issuance of electric revenue bonds of said city and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said city, was taken up for consideration.

President pro tempore Shaff took the chair at 11:20 a.m.

Senator Griffin moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1320) the vote was:

Ayes, 43:

Andersen	Hansen	Miller of	Riley
Bergman	Heying	Marshall	Rodgers
Blouin	Hill	Murray	Schaben
Briles	Hultman	Nolin	Scott
Burroughs	Junkins	Nystrom	Shaff
Coleman	Kelly	Orr	Shaw
Curtis	Kennedy	Palmer	Taylor
DeKoster	Kinley	Plymat	Tieden
Doderer	Lamborn	Potter	Van Gilst
Glenn	Miller of	Rabedeaux	Willits
Gluba	Des Moines	Ramsey	Winkelman
Griffin			

Nays, none.

Absent or not voting, 7:

Gallagher	Milligan	Robinson	Schwieger
McCartney	Priebe	Schwengels	

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

Senator Griffin asked and received unanimous consent that **Senate File 1320** be **immediately messaged** to the House, which request was complied with.

DEFERRED

Senator Lamborn asked and received unanimous consent that further action on **Senate File 1362** be **deferred** and that the bill **retain its place on the calendar**.

CONSIDERATION OF BILLS

Senate File 1365

On motion of Senator Shaw, Senate File 1365, a bill for an act increasing the salary of the director of the drug abuse authority, was taken up for consideration.

Senator Murray offered amendment S—2727 filed by him, moved its adoption and requested a roll call:

S—2727

- 1 Amend Senate File 1365, line 9, by striking the
- 2 figures "19,000" and inserting in lieu thereof the
- 3 figures "20,500".

On the question "Shall amendment S—2727 be adopted?" (S.F. 1365) the vote was:

Ayes, 16:

Coleman	Miller of	Nolin	Rodgers
Doderer	Des Moines	Palmer	Schwengels
Gallagher	Miller of	Plymat	Schwieger
Heying	Marshall	Riley	Scott
Kennedy	Murray		

Nays, 29:

Andersen	Gluba	Lamborn	Shaff
Bergman	Griffin	Nystrom	Shaw
Blouin	Hill	Orr	Taylor
Briles	Hultman	Potter	Tieden
Burroughs	Junkins	Rabedeaux	Van Gilst
Curtis	Kelly	Ramsey	Willits
DeKoster	Kinley	Schaben	Winkelman
Glenn			

Absent or not voting, 5:

Hansen	Milligan	Priebe	Robinson
McCartney			

Amendment S—2727 lost.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1365) the vote was:

Ayes, 42:

Andersen	Hansen	Miller of	Schaben
Bergman	Heying	Marshall	Schwengels
Blouin	Hill	Murray	Schwieger
Briles	Hultman	Nolin	Scott
Burroughs	Junkins	Nystrom	Shaff
Curtis	Kelly	Orr	Shaw
DeKoster	Kennedy	Palmer	Tieden
Doderer	Kinley	Rabedeaux	Van Gilst
Gallagher	Lamborn	Ramsey	Willits
Glenn	Miller of	Riley	Winkelman
Gluba	Des Moines	Rodgers	
Griffin			

Nays, 1:

Taylor

Absent or not voting, 7:

Coleman	Milligan	Potter	Robinson
McCartney	Plymat	Priebe	

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

Senate File 1364

On motion of Senator Schwieger, Senate File 1364, a bill for an act making an increased appropriation from moneys received

by the board of physical therapy examiners fund to the state board of physical therapy examiners, was taken up for consideration.

Senator Schwieger moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1364) the vote was:

Ayes, 45:

Andersen	Heying	Murray	Schaben
Bergman	Hill	Nolin	Schwengels
Blouin	Hultman	Nystrom	Schwieger
Briles	Junkins	Orr	Scott
Burroughs	Kelly	Palmer	Shaff
Curtis	Kennedy	Plymat	Shaw
DeKoster	Kinley	Potter	Taylor
Doderer	Lamborn	Rabedeaux	Tieden
Gallagher	Miller of	Ramsey	Van Gilst
Glenn	Des Moines	Riley	Willits
Gluba	Miller of	Rodgers	Winkelman
Griffin	Marshall		
Hansen			

Nays, none.

Absent or not voting, 5:

Coleman	Milligan	Priebe	Robinson
McCartney			

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

Senate File 1366

On motion of Senator Shaw, Senate File 1366, a bill for an act relating to the disposition of intoxicating liquors, was taken up for consideration.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1366) the vote was:

Ayes, 43:

Andersen	Gallagher	Kelly	Nystrom
Bergman	Glenn	Kennedy	Orr
Blouin	Gluba	Kinley	Palmer
Briles	Griffin	Lamborn	Plymat
Burroughs	Hansen	Miller of	Potter
Curtis	Heying	Des Moines	Rabedeaux
DeKoster	Hultman	Murray	Ramsey
Doderer	Junkins	Nolin	Riley

Rodgers
Schaben
Schwengels

Schwieger
Scott
Shaff

Shaw
Taylor
Tieden

Van Gilst
Willits
Winkelman

Nays, 1:
Miller of
Marshall

Absent or not voting, 6:

Coleman
Hill

McCartney
Milligan

Priebe

Robinson

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

On motion of Senator Lamborn, the Senate recessed until 1:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President pro tempore Shaff presiding.

QUORUM CALL

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

Roll call revealed a quorum present.

ADOPTION OF CONCURRENT RESOLUTION

Senate Concurrent Resolution 116

Senator DeKoster asked and received unanimous consent that Senate Concurrent Resolution 116, with report of the committee on higher education recommending passage, be taken up, considered, and the report of the committee adopted.

SENATE CONCURRENT RESOLUTION 116

By DeKoster, Van Gilst, Riley, Andersen, Heying,
Curtis, Orr, Schwengels and Ramsey

- 1 *Whereas, Iowa is a state having many fine private colleges*
- 2 *and universities; and*
- 3 *Whereas, Iowa's private colleges and universities responded*
- 4 *to the need for additional space for students by building many*
- 5 *buildings to serve a rapidly increasing number of students; and*
- 6 *Whereas, many of those buildings were financed with money*
- 7 *borrowed with Federal backing; and*
- 8 *Whereas, with a decreasing number of students, it is dif-*
- 9 *ficult for many colleges and universities to maintain their*
- 10 *present high standards of educational offerings while at the*

11 same time making full payments of principal and interest on
12 the loans on those buildings; *Now Therefore,*

13 *Be It Resolved by the Senate, the House Concurring,*

14 1. That the Congress of the United States is memorialized
15 to declare a moratorium on the payments of principal on said
16 loans until refinancing can be arranged; and

17 2. That the Congress of the United States is requested
18 to make low interest rate, long-term loans available to the
19 private colleges and universities of the United States and
20 of the state of Iowa for the refinancing of such loans; and

21 *Be It Further Resolved, That copies of this resolution*
22 *shall be forwarded to each member of the Iowa Congressional*
23 *delegation.*

Senator DeKoster moved the adoption of the resolution.

On the question "Shall the resolution be adopted?" (S.C.R. 116) the vote was:

Ayes, 39:

Andersen	Heying	Murray	Rodgers
Bergman	Hultman	Nystrom	Schaben
Briles	Junkins	Orr	Schwengels
Burroughs	Kelly	Palmer	Scott
Curtis	Kinley	Plymat	Shaff
DeKoster	Lamborn	Potter	Shaw
Doderer	Miller of	Rabedeaux	Taylor
Gallagher	Des Moines	Ramsey	Tieden
Glenn	Miller of	Riley	Van Gilst
Griffin	Marshall	Robinson	Winkelman
Hansen			

Nays, none.

Voting present, 1:

Hill

Absent or not voting, 10:

Blouin	Kennedy	Nolin	Schwieger
Coleman	McCartney	Priebe	Willits
Gluba	Milligan		

The motion prevailed and the resolution was adopted.

CONSIDERATION OF BILLS

Senate File 1367

On motion of Senator Hultman, Senate File 1367, a bill for an act to make an appropriation from the general fund of the state to Iowa natural resources council for the development of water management plans, was taken up for consideration.

Senator Hultman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1367) the vote was:

Ayes, 41:

Andersen	Heying	Murray	Rodgers
Bergman	Hill	Nolin	Schaben
Briles	Hultman	Nystrom	Schwengels
Burroughs	Junkins	Orr	Scott
Curtis	Kelly	Palmer	Shaff
DeKoster	Kinley	Plymat	Shaw
Doderer	Lamborn	Potter	Taylor
Gallagher	Miller of	Rabedeaux	Tieden
Glenn	Des Moines	Ramsey	Van Gilst
Griffin	Miller of	Riley	Winkelman
Hansen	Marshall	Robinson	

Nays, none.

Absent or not voting, 9:

Blouin	Kennedy	Milligan	Schwieger
Coleman	McCartney	Priebe	Willits
Gluba			

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

Senate File 1368

On motion of Senator Hultman, Senate File 1368, a bill for an act making an allocation to the department of general services for the use of the educational radio and television facility board, was taken up for consideration.

Senator Hultman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1368) the vote was:

Ayes, 44:

Andersen	Hansen	Miller of	Rodgers
Bergman	Heying	Marshall	Schaben
Blouin	Hill	Murray	Schwengels
Briles	Hultman	Nystrom	Scott
Burroughs	Junkins	Orr	Shaff
Curtis	Kelly	Palmer	Shaw
DeKoster	Kennedy	Plymat	Taylor
Doderer	Kinley	Potter	Tieden
Gallagher	Lamborn	Rabedeaux	Van Gilst
Glenn	Miller of	Ramsey	Willits
Gluba	Des Moines	Riley	Winkelman
Griffin		Robinson	

Nays, none.

Absent or not voting, 6:

Coleman	Milligan	Priebe	Schwieger
McCartney	Nolin		

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

House File 1034

On motion of Senator Shaw, House File 1034, a bill for an act making an appropriation to the capitol planning commission for a central mall, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1034) the vote was:

Ayes, 41:

Andersen	Hansen	Miller of	Rodgers
Bergman	Heying	Marshall	Schaben
Blouin	Hill	Murray	Schwengels
Briles	Junkins	Nolin	Scott
Burroughs	Kelly	Nystrom	Shaff
Curtis	Kennedy	Orr	Shaw
DeKoster	Kinley	Plymat	Taylor
Doderer	Lamborn	Potter	Tieden
Glenn	Miller of	Rabedeaux	Van Gilst
Gluba	Des Moines	Riley	Willits
Griffin		Robinson	Winkelman

Nays, 1:

Ramsey

Absent or not voting, 8:

Coleman	Hultman	Milligan	Priebe
Gallagher	McCartney	Palmer	Schwieger

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

House File 1300

On motion of Senator Shaw, House File 1300, a bill for an act making an appropriation to the office of auditor of state for increased costs of departmental operating expenses, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1300) the vote was:

Ayes, 40:

Andersen	Heying	Murray	Rodgers
Bergman	Hill	Nystrom	Schaben
Blouin	Hultman	Orr	Schwengels
Briles	Kelly	Palmer	Scott
Burroughs	Kennedy	Plymat	Shaff
Curtis	Kinley	Potter	Shaw
DeKoster	Lamborn	Rabedeaux	Taylor
Glenn	Miller of	Ramsey	Tieden
Gluba	Des Moines	Riley	Van Gilst
Griffin	Miller of	Robinson	Winkelman
Hansen	Marshall		

Nays, 3:

Junkins	Nolin	Willits
---------	-------	---------

Voting present, 1:

Doderer

Absent or not voting, 6:

Coleman	McCartney	Priebe	Schwieger
Gallagher	Milligan		

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

House File 1304

On motion of Senator Murray, House File 1304, a bill for an act amending the appropriation act for the state department of health as it relates to the emergency medical service revolving fund, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Murray moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1304) the vote was:

Ayes, 42:

Heying	Hill	Murray	Rodgers
Andersen	Hultman	Nolin	Schaben
Bergman	Junkins	Nystrom	Scott
Blouin	Kelly	Orr	Shaff
Briles	Kennedy	Palmer	Shaw
Burroughs	Kinley	Plymat	Taylor
Curtis	Lamborn	Potter	Tieden
Gallagher	Miller of	Rabedeaux	Van Gilst
Glenn	Des Moines	Ramsey	Willits
Gluba	Miller of	Riley	Winkelman
Griffin	Marshall	Robinson	
Hansen			

Nays, none.

Absent or not voting, 8:

Coleman	Doderer	Milligan	Schwengels
DeKoster	McCartney	Priebe	Schwieger

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

House File 1453

On motion of Senator Murray, House File 1453, a bill for an act increasing an appropriation from the general fund of the state to the department of social services for group homes and child welfare foster care, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Murray moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1453) the vote was:

Ayes, 44:

Andersen	Hansen	Murray	Rodgers
Bergman	Heying	Nolin	Schaben
Blouin	Hill	Nystrom	Schwieger
Briles	Junkins	Orr	Scott
Burroughs	Kelly	Palmer	Shaff
Curtis	Kennedy	Plymat	Shaw
DeKoster	Kinley	Potter	Taylor
Doderer	Lamborn	Rabedeaux	Tieden
Gallagher	Miller of	Ramsey	Van Gilst
Glenn	Des Moines	Riley	Willits
Gluba	Miller of	Robinson	Winkelman
Griffin	Marshall		

Nays, none.

Absent or not voting, 6:

Coleman	McCartney	Priebe	Schwengels
Hultman	Milligan		

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

House File 1468

On motion of Senator Murray, House File 1468, a bill for an act relating to department of social services programs and making an appropriation from the general fund of the state, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Briles offered amendment S—2644 filed by Senators Hultman and Briles:

S—2644

- 1 1. Amend House File 1468, page 3, by inserting
- 2 after line 14 the following new section:
- 3 Sec. Section two hundred eighteen point one
- 4 (218.1), Code 1973, is amended by adding the
- 5 following new unnumbered paragraph:
- 6 *NEW UNNUMBERED PARAGRAPH.* Neither the
- 7 commissioner nor any other officer of the department
- 8 shall close or discontinue the operation of any of
- 9 the institutions named in subsections one (1)
- 10 through sixteen (16) of this section unless the
- 11 closing or discontinuation is specifically
- 12 authorized by law.
- 13 2. By renumbering the remaining section.

Senator Schwieger raised the point of order that amendment S—2644 was not germane to the bill.

The Chair ruled the point well taken and amendment S—2644 out of order.

Senator Murray moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1468) the vote was:

Ayes, 40:

Andersen	Hansen	Nolin	Rodgers
Bergman	Heying	Nystrom	Schaben
Blouin	Junkins	Orr	Schwieger
Briles	Kelly	Palmer	Scott
Burroughs	Kinley	Plymat	Shaff
Curtis	Lamborn	Potter	Taylor
DeKoster	Miller of	Rabedeaux	Tieden
Doderer	Des Moines	Ramsey	Van Gilst
Gallagher	Miller of	Riley	Willits
Glenn	Marshall	Robinson	Winkelman
Griffin	Murray		

Nays, none.

Absent or not voting, 10:

Coleman	Hultman	Milligan	Schwengels
Gluba	Kennedy	Priebe	Shaw
Hill	McCartney		

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

Senate File 434

On motion of Senator Murray, Senate File 434, a bill for an act

to provide financial assistance for the establishment and operation of community day care centers and for training courses for employees of community day care centers, and to make an appropriation, with reports of committees recommending passage, was taken up, considered, and the reports of the committees adopted.

Senator Murray offered amendment S—2549 filed by him and moved its adoption:

S—2549

- 1 Amend Senate File 434 as follows:
- 2 1. Page 2, line 28, by striking the comma
- 3 and inserting in lieu thereof a period (.).
- 4 2. By striking lines 29 through 31, inclusive,
- 5 and inserting in lieu thereof:
- 6 "Adequate standard of living shall be
- 7 defined as at or below the minimum living standard
- 8 budget determined by the bureau of labor statistics
- 9 of the United States department of labor, adjusted
- 10 regionally and for family size."

Amendment S—2549 was adopted.

Senator Murray offered amendment S—2712 filed by him and moved its adoption:

S—2712

- 1 Amend Senate File 434 as follows:
- 2 1. Page 6, by striking lines 32 and 33 and
- 3 inserting in lieu thereof:
- 4 "may be necessary, for the fiscal year
- 5 ending June 30, 1975 to be used for financial".

Amendment S—2712 was adopted.

Senator Hansen took the chair at 3:20 p.m.

Senator Murray moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 434) the vote was:

Ayes, 37:

Andersen	Gluba	Murray	Rodgers
Bergman	Hansen	Nolin	Schaben
Blouin	Heying	Nystrom	Schwengels
Briles	Junkins	Orr	Schwieger
Burrroughs	Kelly	Palmer	Scott
Curtis	Kennedy	Plymat	Shaff
DeKoster	Kinley	Potter	Van Gilst
Doderer	Lamborn	Riley	Willits
Gallagher	Miller of	Robinson	Winkelman
Glenn	Des Moines		

Nays, 7:

Hill	Rabedeaux	Shaw	Tieden
Miller of	Ramsey	Taylor	
Marshall			

Absent or not voting, 6:

Coleman
Griffin

Hultman
McCartney

Milligan

Priebe

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

ADOPTION OF CONCURRENT RESOLUTION

Senate Concurrent Resolution 119

Senator Lamborn called up for consideration the following resolution and moved its adoption:

SENATE CONCURRENT RESOLUTION 119

By Lamborn and Schaben

1 *Whereas*, large numbers of resolutions are being introduced
2 in both the Senate and the House of Representatives calling
3 for interim studies of numerous state functions and problems;
4 and
5 *Whereas*, in the waning hours of the Second Session of the
6 Sixty-fifth General Assembly it is impractical to accurately
7 determine during floor debate the amount of hours of staff
8 time required to complete such studies, within the limitations
9 of funds and interim time which will be available, and assign
10 precise priorities; *Now Therefore*,
11 *Be It Resolved by the Senate, the House Concurring*; That
12 all resolutions calling for interim studies by the Legislative
13 Council and by the Legislative Service Bureau which have not
14 been adopted in both houses be delivered to the President, on
15 the part of the Senate, and the Speaker of the House, on the
16 part of the House, for consideration by the Legislative Council,
17 which shall determine priorities and authorize such studies as
18 may be feasible within the limits of the staff time and funds
19 available.

The motion prevailed and the resolution was adopted.

HOUSE AMENDMENTS CONSIDERED

Senate File 1235

Senator Bergman called up for consideration Senate File 1235, a bill for an act to regulate the manufacture and distribution of commercial feeds in this state and providing penalties, amended by the House, and moved that the Senate concur in the following amendment:

1 Amend Senate File 1235, as passed by the Senate, by
2 inserting on page 16, after line 12, the following sections:
3 "Sec. Section two hundred three point eight (203.8),
4 Code 1973, is amended to read as follows:

5 203.8 COMMERCIAL [FOODS] FEEDS EXCEPTED. Nothing
 6 chapter shall be construed as applying to commercial [foods] feeds
 7 so defined in [subsection 4 of section 198.3] section three (3)
 8 of this Act.
 9 Sec. Section one hundred fifty-five point two
 10 (155.2), subsection one (1), Code 1973, is amended to read
 11 as follows:
 12 1. Persons who sell, offer or expose for sale, completely
 13 denatured alcohol or concentrated lye, insecticides or
 14 fungicides in original packages or biological products as
 15 defined in chapter 166 or commercial feeds [or stock tonics as
 16 defined in chapter 198] as defined in section three (3) of this
 17 Act, or stock tonic as defined in this section. For purposes
 18 of this section, stock tonic shall mean commercial feed for
 19 livestock and poultry such as remedies for the cure and
 20 mitigation of diseases and other nonnutritional conditions.
 21 It shall include only those articles and products for oral
 22 administration and shall not include medicated livestock and
 23 poultry feeds.
 24 Sec. Section two hundred five point eight (205.8),
 25 subsection three (3), Code 1973, is amended to read as follows:

Page 2

1 3. To insecticides and fungicides as defined in chapter
 2 206 and commercial feeds as defined in [chapter 198] section
 3 three (3) of this Act, provided same be labeled in
 4 accordance with said [chapter] section and sold in original un-
 5 broken packages, provided, however, that stock dips and fly
 6 sprays may be sold in bulk or otherwise and the vessel or
 7 container need not have printed on the label the most
 8 available antidote."

The motion prevailed and the Senate concurred in the House amendment.

Senator Bergman moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

President pro tempore Shaff took the chair at 3:45 p.m.

On the question "Shall the bill pass?" (S.F. 1235) the vote was:

Ayes, 42:

- | | | | |
|-----------|------------|-----------|------------|
| Andersen | Heying | Murray | Schwengels |
| Bergman | Hill | Nystrom | Schwieger |
| Blouin | Junkins | Orr | Scott |
| Briles | Kelly | Palmer | Shaff |
| Burroughs | Kennedy | Plymat | Shaw |
| Curtis | Kinley | Rabedeaux | Taylor |
| DeKoster | Lamborn | Ramsey | Tieden |
| Doderer | Miller of | Riley | Van Gilst |
| Gallagher | Des Moines | Robinson | Willits |
| Glenn | Miller of | Rodgers | Winkelman |
| Gluba | Marshall | Schaben | |
| Hansen | | | |

Nays, none.

Absent or not voting, 8:

Coleman	Hultman	Milligan	Potter
Griffin	McCartney	Nolin	Priebe

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

Senate File 424

Senator Gluba called up for consideration Senate File 424, a bill for an act relating to the creation of a Spanish-speaking peoples study commission and providing an appropriation, amended by the House, and moved that the Senate concur in the following amendment:

- 1 Amend Senate File 424, as amended and passed by the Senate,
- 2 as follows:
- 3 1. By striking everything after the enacting clause and
- 4 inserting in lieu thereof the following:
- 5 Section 1. There is appropriated from the general fund
- 6 of the state for the fiscal year beginning July 1, 1974 and
- 7 ending June 30, 1975 to the office of the governor the sum
- 8 of thirty-nine thousand (39,000) dollars, or so much thereof
- 9 as may be necessary, to conduct a study of the problems of
- 10 Spanish-speaking persons in the areas of education, employment,
- 11 health, housing, welfare, and recreation and to coordinate and
- 12 establish services to Spanish-speaking persons.
- 13 Sec. 2. Unencumbered funds as of June 30, 1975 shall revert
- 14 to the general fund of the state on August 31, 1975.
- 15 2. Page 1, amend the title, by striking all after the
- 16 word "Act" in line 1 and all of line 2 and inserting in lieu
- 17 thereof the words "making an appropriation to the office of
- 18 the governor for a study of the problems of Spanish-speaking
- 19 peoples."

The motion prevailed and the Senate concurred in the House amendment.

Senator Gluba moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 424) the vote was:

Ayes, 43:

Andersen	Gluba	Miller of	Plymat
Bergman	Hansen	Des Moines	Potter
Blouin	Heying	Miller of	Rabedeaux
Briles	Hill	Marshall	Ramsey
Burroughs	Junkins	Murray	Riley
Curtis	Kelly	Nolin	Robinson
DeKoster	Kennedy	Nystrom	Rodgers
Doderer	Kinley	Orr	Schaben
Glenn	Lamborn	Palmer	Schwengels

Schwieger
Scott
Shaff

Shaw
Taylor

Tieden
Van Gilst

Willits
Winkelman

Nays, none.

Absent or not voting, 7:

Coleman
Gallagher

Griffin
Hultman

McCartney
Milligan

Priebe

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

Senator Lamborn asked and received unanimous consent to take up out of order House File 1091.

House File 1091

On motion of Senator Taylor, House File 1091, a bill for an act relating to motor vehicle registration reciprocity, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Taylor asked and received unanimous consent that Richard Howe, Executive Secretary of the Iowa Reciprocity Board, be permitted to remain in the Senate chamber as a consultant during consideration of the bill.

Senator Taylor moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1091) the vote was:

Ayes, 39:

Andersen
Bergman
Blouin
Briles
Curtis
DeKoster
Gallagher
Glenn
Gluba
Hansen
Heying

Hill
Junkins
Kelly
Kennedy
Kinley
Lamborn
Miller of
Des Moines
Miller of
Marshall

Murray
Nolin
Nystrom
Orr
Palmer
Plymat
Potter
Rabedeaux
Ramsey
Riley

Robinson
Rodgers
Schwengels
Scott
Shaff
Shaw
Taylor
Van Gilst
Willits
Winkelman

Nays, none.

Absent or not voting, 11:

Burroughs
Coleman
Doderer

Griffin
Hultman
McCartney

Milligan
Priebe
Schaben

Schwieger
Tieden

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

Senator Lamborn asked and received unanimous consent to take up out of order House File 1176.

House File 1176

On motion of Senator Gluba, House File 1176, a bill for an act to permit licensure of health care facilities under chapter one hundred thirty-five C of the Code on the basis of a conditional certificate of compliance with fire hazard and fire safety rules, regulations and standards, in certain circumstances, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Gluba offered amendment S—2363 by the committee on human resources and moved its adoption:

S—2363

- 1 Amend House File 1176 as follows:
- 2 1. Page 2, line 2, by inserting after the first
- 3 word "*compliance*" the words "*for a period of one*
- 4 *year*".

Amendment S—2363 was adopted.

Senator Gluba moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1176) the vote was:

Ayes, 38:

Andersen	Heying	Nolin	Rodgers
Bergman	Hill	Nystrom	Schwengels
Blouin	Junkins	Orr	Schwieger
Briles	Kelly	Palmer	Scott
Curtis	Kennedy	Plymat	Shaff
DeKoster	Kinley	Potter	Shaw
Doderer	Miller of	Rabedaux	Taylor
Gallagher	Des Moines	Ramsey	Willits
Glenn	Miller of	Riley	Winkelman
Gluba	Marshall	Robinson	
Hansen			

Nays, none.

Absent or not voting, 12:

Burroughs	Hultman	Milligan	Schaben
Coleman	Lamborn	Murray	Tieden
Griffin	McCartney	Priebe	Van Gilst

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

Senator Lamborn asked and received unanimous consent to take up out of order House File 1178.

House File 1178

On motion of Senator Taylor, House File 1178, a bill for an act relating to administration of the department of soil conservation, soil conservation districts and conservancy districts, with report of committee recommending amendment and passage, **was taken up, considered, and the report of the committee adopted.**

Senator Taylor offered amendment S—2386 by the committee on agriculture and moved its adoption:

S—2386

- 1 Amend House File 1178 as amended and passed by the
- 2 House as follows:
- 3 1. Page 5, by striking all of line 8 and insert-
- 4 ing in lieu thereof the following:
- 5 "b. *May specify two or more approved soil and*
- 6 *water con-*".

Amendment S—2386 was adopted.

Senator Taylor moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1178) the vote was:

Ayes, 40:

Andersen	Heying	Nolin	Rodgers
Bergman	Junkins	Nystrom	Schwengels
Blouin	Kelly	Orr	Schwieger
Briles	Kennedy	Palmer	Scott
Curtis	Kinley	Plymat	Shaff
DeKoster	Lamborn	Potter	Shaw
Doderer	Miller of	Rabedeaux	Taylor
Gallagher	Des Moines	Ramsey	Van Gilst
Glenn	Miller of	Riley	Willits
Gluba	Marshall	Robinson	Winkelman
Hansen	Murray		

Nays, none.

Absent or not voting, 10:

Burroughs	Hill	Milligan	Schaben
Coleman	Hultman	Priebe	Tieden
Griffin	McCartney		

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

Senator Lamborn asked and received unanimous consent to take up out of order House File 531.

House File 531

On motion of Senator Nystrom, House File 531, a bill for an

act abolishing the revolutionary war memorial commission, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Nystrom moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 531) the vote was:

Ayes, 40:

Andersen	Heying	Nolin	Rodgers
Bergman	Junkins	Nystrom	Schwengels
Blouin	Kelly	Orr	Schwieger
Briles	Kennedy	Palmer	Scott
Curtis	Kinley	Plymat	Shaff
DeKoster	Lamborn	Potter	Shaw
Doderer	Miller of	Rabedeaux	Taylor
Gallagher	Des Moines	Ramsey	Van Gilst
Glenn	Miller of	Riley	Willits
Gluba	Marshall	Robinson	Winkelman
Hansen	Murray		

Nays, none.

Absent or not voting, 10:

Burroughs	Hill	Milligan	Schaben
Coleman	Hultman	Priebe	Tieden
Griffin	McCartney		

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

Senator Lamborn asked and received unanimous consent to take up out of order House File 733.

House File 733

On motion of Senator Shaw, House File 733, a bill for an act relating to the practice of medicine and surgery, and osteopathy and providing penalties, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Doderer offered amendment S—2096 filed by her and moved its adoption:

S—2096

- 1 Amend House File 733 as follows:
- 2 Page 2, by inserting in line 2 before the
- 3 word "all" the words "any or".

Amendment S—2096 was adopted.

Senator Doderer offered amendment S—2456 filed by her and moved its adoption:

S—2456

- 1 Amend House File 733, as amended and passed by the
- 2 House, as follows:
- 3 1. Page 3, by striking lines 8 through 16, inclu-
- 4 sive.
- 5 2. By renumbering the remaining sections.

Amendment S—2456 was adopted.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 733) the vote was:

Ayes, 40:

Andersen	Heving	Murray	Rodgers
Bergman	Hill	Nystrom	Schwengels
Blouin	Junkins	Orr	Schwieger
Briles	Kelly	Palmer	Scott
Curtis	Kennedy	Plymat	Shaff
DeKoster	Kinley	Potter	Shaw
Doderer	Lamborn	Rabedeaux	Taylor
Gallagher	Miller of	Ramsey	Van Gilst
Glenn	Des Moines	Riley	Willits
Gluba	Miller of	Robinson	Winkelman
Hansen	Marshall		

Nays, none.

Absent or not voting, 10:

Burroughs	Hultman	Nolin	Schaben
Coleman	McCartney	Priebe	Tieden
Griffin	Milligan		

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

Senator Lamborn asked and received unanimous consent to take up out of order House File 215.

House File 215

On motion of Senator Miller of Marshall, House File 215, a bill for an act relating to the quality of the pipe used for water well construction and providing a penalty for violations, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Miller of Marshall offered amendment S—2518 filed by her and moved its adoption:

S—2518

- 1 Amend House File 215 as follows:
- 2 1. Page 1, line 8, by striking the words "of any
- 3 pipe sold or offered for sale in this state for" and
- 4 inserting in lieu thereof the words "or any person

- 5 who sells or offers for sale any pipe for”.
 6 2. Page 1, line 13, after the word “manufacturer”
 7 insert the words “or other person”.

Amendment S—2518 was adopted.

Senator Miller of Marshall moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 215) the vote was:

Ayes, 38:

Andersen	Heying	Murray	Robinson
Bergman	Hill	Nolin	Rodgers
Blouin	Kelly	Nystrom	Schwengels
Briles	Kennedy	Orr	Scott
Curtis	Kinley	Palmer	Shaff
DeKoster	Lamborn	Plymat	Shaw
Gallagher	Miller of	Potter	Taylor
Glenn	Des Moines	Rabedeaux	Van Gilst
Gluba	Miller of	Ramsey	Willits
Hansen	Marshall	Riley	Winkelman

Nays, none.

Absent or not voting, 12:

Burroughs	Griffin	McCartney	Schaben
Coleman	Hultman	Milligan	Schwieger
Doderer	Junkins	Priebe	Tieden

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

Senator Lamborn asked and received unanimous consent to take up out of order House File 462.

House File 462

On motion of Senator Glenn, House File 462, a bill for an act relating to municipal tort claims, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Glenn offered amendment S—2451 by the committee on judiciary and moved its adoption:

S—2451

- 1 Amend House File 462 as follows:
- 2 Page 2, line 23, by striking the word “he”
- 3 and inserting in lieu thereof the following: “a
- 4 reasonable person would have”.
- 5 2. Page 4, line 25, by striking the first word
- 6 “or” and inserting in lieu thereof the following:
- 7 “[or], willful and unauthorized injury to persons
- 8 or property, or”.

Amendment S—2451 was adopted.

The Chair ruled amendment S—2073 out of order with the adoption of amendment S—2451.

Senator Glenn moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 462) the vote was:

Ayes, 40:

Andersen	Heying	Murray	Rodgers
Bergman	Hill	Nystrom	Schwengels
Blouin	Junkins	Orr	Schwieger
Briles	Kelly	Palmer	Scott
Curtis	Kennedy	Plymat	Shaff
DeKoster	Kinley	Potter	Shaw
Doderer	Lamborn	Rabedeaux	Taylor
Gallagher	Miller of	Ramsey	Van Gilst
Glenn	Des Moines	Riley	Willits
Gluba	Miller of	Robinson	Winkelman
Hansen	Marshall		

Nays, none.

Absent or not voting, 10:

Burroughs	Hultman	Nolin	Schaben
Coleman	McCartney	Priebe	Tieden
Griffin	Milligan		

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

REREFERRED TO COMMITTEE

Senator Lamborn asked and received unanimous consent that **House File 46** be **referred** to the committee on **judiciary**.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1004, a bill for an act relating to rental deposits, imposing liability.

Also: That the House has concurred in the Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 414, a bill for an act permitting a flashing blue light to be used on a fire-fighting vehicle.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1311, a bill for an act correcting and clarifying certain sections of chapter ninety-six.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1360, a bill for an act requiring reports from persons owning or leasing lands used for agriculture.

Also: That the House has concurred in Senate amendment to and re-passed the following bill in which the concurrence of the House was asked:

House File 1432, a bill for an act relating to the definition of "security".

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1441, a bill for an act relating to general obligation bonds of cities.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1486, a bill for an act relating to the construction of the veterinary biologics facility at Ames, Iowa.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 1004

- 1 Amend Senate File 1004 as passed by the Senate as follows:
- 2 1. Page 2, line 4, by striking the word "section" and
- 3 inserting in lieu thereof the word "Act".
- 4 2. Page 2, by striking lines 5 through 12.
- 5 3. Page 2, by inserting after line 12 the following new
- 6 section:
- 7 Sec. *NEW SECTION.* The deposit of money held by the
- 8 landlord for the tenant, who is a party to the agreement, shall
- 9 remain the property of the depositor until paid or applied to
- 10 payments due under the agreement, and the deposit shall be
- 11 held in trust for the depositor by the owner. The owner shall
- 12 place the deposit in an account identified as a trust account
- 13 in a bank or savings and loan association in this state which
- 14 is insured by an agency of the federal government, and shall
- 15 notify the depositor in writing of the name and address of
- 16 the bank or savings and loan association which holds the
- 17 deposit, and the amount thereof.
- 18 4. Page 2, lines 16 and 17, by striking the words ", with
- 19 interest as provided in this Act,".
- 20 5. Page 2, line 19, by inserting after the period the
- 21 following: "The list of damages must be itemized, listing
- 22 each item of damage and amount separately."
- 23 6. By renumbering the remaining sections.

INTRODUCTION OF BILLS

Senate File 1375, by committee on judiciary, a bill for an act to legalize and validate the proceedings of the board of directors of the Jefferson Community School District No. 2, in the county of Greene, state of Iowa, authorizing and providing for the issuance, sale and delivery of school bonds and for the levy of taxes

for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said school district.

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

Senate File 1376, by Senator Gluba, a bill for an act to exempt certain vehicles subject to registration from the use tax.

Read first time and **passed on file.**

HOUSE MESSAGES CONSIDERED

House File 1311, a bill for an act correcting and clarifying certain sections of chapter ninety-six (96), and providing provisions mandated by federal standards.

Read first time and **passed on file.**

House File 1360, a bill for an act requiring reports from persons owning or leasing lands used for agriculture, or contracting for keeping and feeding livestock, and providing penalties.

Read first time and **passed on file.**

House File 1441, a bill for an act relating to general obligation bonds of cities.

Read first time and **passed on file.**

House File 1486, a bill for an act relating to the construction of the veterinary biologics facility at Ames, Iowa.

Read first time and **passed on file.**

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

S.C.R. 123 State government

H. F. 1486 Appropriations

MOTION TO RECONSIDER

MR. PRESIDENT: I hereby move to reconsider the vote by which the Murray amendment S—2698 to Senate File 1354 passed the Senate.

MINNETTE DODERER

REPORTS OF INVESTIGATING COMMITTEES

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Dr. Al Cornish of Sigourney, Iowa, for appointment as a member of the Commission on Judicial Qualifications under the provisions of Chapter 285, Section 1, Acts of the Sixty-fifth General Assembly, 1973, for a term which is to be determined by lot, begs leave to report it has made investigation and recommends the appointment be confirmed.

FORREST V. SCHWENGELS, Chairman
JOHN NYSTROM
BASS VAN GILST

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mr. Richard C. Grossman, Marshalltown, Marshall County, Iowa, for appointment as a member of the Commission on Judicial Qualifications pursuant to Chapter 285, Section 1, Acts of the Sixty-fifth General Assembly, 1973 Session, for a term which is to be determined by lot, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

ELIZABETH MILLER, Chairman
JAMES V. GALLAGHER
JOHN S. MURRAY

REPORT OF JOINT INVESTIGATING COMMITTEE ON THOMAS R. MAYER, CITIZENS' AIDE

MR. PRESIDENT: Your joint committee appointed to investigate the character and qualifications of Thomas R. Mayer of Des Moines, Polk County, Iowa, for appointment by the Iowa Legislative Council as the Citizens' Aide, under the provisions of Sections 601G.3 and 601G.5, Code 1973, for the regular four-year term beginning July 1, 1974, and ending June 30, 1978, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

On the Part of the Senate:
JAMES E. BRILES, Chairman
LUCAS J. DeKOSTER
KARL NOLIN

On the Part of the House:
DAVID M. STANLEY, Chairman
DONALD V. DOYLE
JOAN LIPSKY

EXPLANATIONS OF VOTE

MR. PRESIDENT: I was absent from the Senate chamber when the final vote was taken on House File 1190 on April 10, 1974. Had I been present, I would have voted "aye".

LOWELL L. JUNKINS

MR. PRESIDENT: Because I was out of the Senate chamber, I was recorded as absent and not voting when Senate File 1367 and Senate Concurrent Resolution 116 came up for consideration. Had I been present, I would have voted "aye" on each proposal.

MICHAEL T. BLOUIN

SUBCOMMITTEE ASSIGNMENTS

Senate File 1363	House File 1274	House File 1449
Ways and Means—	Natural Resources—	Natural Resources—
Griffin, Chairman	Winkelman, Chairman	Winkelman, Chairman
Potter	Tieden	Tieden
Hill	Scott	Scott
House File 1116	House File 1422	
Ways and Means—	State Government—	
Burroughs, Chairman	Winkelman, Chairman	
Plymat	Junkins	
Potter	Schwengels	

PROOF OF PUBLICATION

Published copy of Senate File 1375 and verified proof of publication in The Jefferson Bee, a weekly newspaper published at Jefferson, Iowa, on March 25, 1974, was filed with the Secretary of the Senate prior to the time said bill was placed on passage in the Senate.

REPORT OF COMMITTEE

Senator Hansen submitted the following report:

MR. PRESIDENT: Your committee on schools to which was referred **House File 753**, a bill for an act relating to confidential communications with certified guidance counselors, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WILLARD R. HANSEN, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2739

- 1 Amend Senate File 1150 as follows:
- 2 1. Page 156, by striking lines 2 through 9 and
- 3 by striking from line 10 the words "motion of a
- 4 party." and inserting in lieu thereof the sentence
- 5 "A motion for a new trial may be made only by the
- 6 defendant and shall be made prior to judgment, but
- 7 where based on newly discovered evidence may be made
- 8 within two years of the judgment."

E. KEVIN KELLY

S—2737

- 1 Amend the House amendment to Senate File 1163, as
- 2 amended, passed, and reprinted by the Senate, as
- 3 follows:
- 4 1. Page 13, line 22, by adding after the word
- 5 "services" the following:
- 6 "except for the blind, the deaf, and other physically
- 7 handicapped children attending special schools or

8 institutions provided by the state board of regents”.

JAMES W. GRIFFIN, SR.
CALVIN O. HULTMAN
JAMES F. SCHABEN
MINNETTE F. DODERER
ELIZABETH O. SHAW

S—2742

1 Amend Senate File 1333, page 2, line 7,
2 by inserting before the word “and” the following:
3 *“or in the event the owner or company has been*
4 *unable to remove such poles within such thirty-*
5 *day period due to storm or other act of God,*
6 *then such poles shall not be removed until the*
7 *owner or company shall have had a reasonable*
8 *time thereafter to remove such poles,”*

JAMES E. BRILES

S—2741

1 Amend Senate File 1354 as follows:
2 1. Page 2, line 28 by striking the words “‘Emergency
3 service patrol’ means a patrol” and inserting in lieu
4 thereof the words “‘Alcoholism service unit’ means a
5 unit”.
6 2. Page 12, line 35 by striking the words “emergency
7 service patrol” and inserting in lieu thereof the
8 words “alcoholism service unit”.
9 3. Page 13, lines 5 and 6 by striking the words
10 “emergency service patrol” and inserting in lieu
11 thereof the words “alcoholism service unit”.
12 4. Page 14, lines 22 and 23 by striking the words
13 “emergency service patrol” and inserting in lieu
14 thereof the words “alcoholism service unit”.
15 5. Page 19, line 35 by striking the words “EMERGENCY
16 SERVICE PATROL” and inserting in lieu thereof the
17 words “ALCOHOLISM SERVICE UNIT”.
18 6. Page 20, line 3 by striking the words “emergency
19 service patrols. A patrol” and inserting in lieu
20 thereof the words “alcoholism service units. A unit”.
21 7. Page 20, line 6 by striking the words “emergency
22 service patrol” and inserting in lieu thereof the
23 words “alcoholism service unit”.
24 8. Page 20, line 11 by striking the words “emergency
25 service patrols” and inserting in lieu thereof the

Page 2

1 words “alcoholism service units”.

MINNETTE DODERER
JAMES V. GALLAGHER

S—2753

1 Amend Senate File 1354, page 3, line 7, by
2 inserting the word “nursing,” after the word
3 “medical.”.

JOHN S. MURRAY

S—2743

1 Amend Senate File 1354 as follows:

- 2 1. Page 26, after line 3, by inserting the fol-
- 3 lowing new section:
- 4 Sec. The commission shall, not later than
- 5 February 1, 1975, report to the general assembly on
- 6 its experience with funding alcoholism programs
- 7 under this Act and make recommendations regarding
- 8 changes in the funding of alcoholism programs.
- 9 This section shall not become a permanent part of
- 10 the Code and shall be printed in the session laws
- 11 only.
- 12 2. Page 27, line 17, by striking the word "one-
- 13 half" and inserting in lieu thereof the words "[one-
- 14 half] sixty percent".
- 15 3. Page 28, after line 3, by inserting the fol-
- 16 lowing new unnumbered paragraph:
- 17 *If the appropriation to the commission is in-*
- 18 *sufficient to meet the requirements of this section,*
- 19 *the commission shall request a transfer of funds*
- 20 *and section eight point thirty-nine (8.39) of the*
- 21 *Code shall apply.*
- 22 4. Page 28, line 8, by striking the word "one-
- 23 half" and inserting in lieu thereof the words "[one-
- 24 half] forty percent".
- 25 5. Page 28, line 11, by inserting after the period

Page 2

- 1 the sentences "*However, a county shall not expend from*
- 2 *the county general fund or the county mental health and*
- 3 *institutions fund, for programs implemented pursuant*
- 4 *to sections one (1) through thirty-two (32) of this*
- 5 *Act, an amount in excess of the total amount spent*
- 6 *from these funds by the county on alcoholism programs*
- 7 *for the calendar year ending December 31, 1973 without*
- 8 *the approval of the board of supervisors. The commis-*
- 9 *sion shall establish guidelines for use by the*
- 10 *counties in estimating the amount of expense which*
- 11 *the county will incur each year."*
- 12 6. Page 28, line 12, by striking the word "one-
- 13 half" and inserting in lieu thereof the words "[one-
- 14 half] forty percent".

JOHN S. MURRAY
 WARREN E. CURTIS
 MINNETTE F. DODERER
 WILLIAM N. PLYMAT
 BASS VAN GILST

S—2750

- 1 Amend the Plymat, et al., amendment S—2680 to
- 2 page 33 of Senate File 1354 as follows:
- 3 Line 4, by striking the figure "950,000" and
- 4 inserting in lieu thereof the figure "1,200,000".

WILLIAM N. PLYMAT
 JOHN S. MURRAY
 WARREN E. CURTIS

S—2740

- 1 Amend the Murray amendment S—2698, to page 10 of Senate

- 2 File 1354, page 1, lines 13 and 14 by striking the
3 words "emergency service patrol" and inserting in
4 lieu thereof the words "alcoholism service unit".

MINNETTE DODERER
JAMES V. GALLAGHER

S—2751

- 1 Amend the Murray amendment S—2699, to page 26
2 of Senate File 1354, line 4, by striking lines 4
3 through 9 and inserting in lieu thereof the follow-
4 ing:
5 "be billed at forty percent. Beginning July 1,
6 1976, the superintendent of a state hospital shall
7 total only those expenditures which can be attri-
8 buted to the cost of providing inpatient treatment
9 to alcoholics and intoxicated persons for purposes
10 of determining the daily per diem".

MINNETTE DODERER
JOHN S. MURRAY

S—2752

- 1 Amend the Doderer amendment, S—2709B, to page
2 27 of Senate File 1354, line 10, by striking the
3 word "*one-half*" and inserting in lieu thereof the
4 words "*forty percent of*".

JOHN S. MURRAY
WILLIAM N. PLYMAT
WARREN E. CURTIS

S—2754

- 1 Amend Senate File 1357 as follows:
2 1. Page 4, line 14, by inserting after the word
3 "prepare" the words "for recommendation to the gen-
4 eral assembly".
5 2. Page 4, line 21, by striking the word "pro-
6 posed" and inserting in lieu thereof the word "recom-
7 mended".
8 3. Page 4, line 25, by inserting before the
9 word "compensation" the word "recommended".
10 4. Page 4, by striking lines 26 through 31, in-
11 clusive, and inserting in lieu thereof the following:
12 "hearing. After the public hearing, the commis-
13 sion shall prepare its final compensation schedule
14 recommendations and transmit such recommendations
15 to the general assembly not later than the fifteenth
16 day of January of each year. The final compensation
17 schedule for elected county officers shall be as de-
18 termined by the general assembly.
19 3. After a compensation schedule is adopted by
20 the general assembly, the commission shall notify
21 the chairman of the board of supervisors of each
22 county of the compensation to be paid to the elected
23 county officers."
24 5. Page 4, line 35, by inserting after the
25 period the following: "If a recommended compensa-

Page 2

- 1 tion schedule is not adopted by the general assembly,
 2 the last preceding compensation schedule adopted by
 3 the general assembly shall remain effective.”
 4 6. Page 6, line 3, by striking the words “county
 5 compensation commission” and inserting in lieu thereof
 6 the words “general assembly”.
 7 7. Page 6, lines 13 and 14, by striking the words
 8 “county compensation commission” and inserting in
 9 lieu thereof the words “general assembly”.
 10 8. Page 6, lines 22 and 23, by striking the words
 11 “county compensation commission” and inserting in
 12 lieu thereof the words “general assembly”.
 13 9. Page 6, lines 30 and 31, by striking the words
 14 “county compensation commission” and inserting in
 15 lieu thereof the words “general assembly”.
 16 10. Page 7, line 4, by striking the words “county
 17 compensation commission” and inserting in lieu there-
 18 of the words “general assembly”.

EARL M. WILLITS
 CLIFTON C. LAMBORN
 WARREN E. CURTIS
 EUGENE M. HILL

S—2738

- 1 Amend House File 719, as amended and passed by
 2 the House, page 11, line 1, by inserting after the
 3 word “acquisition” the words “, *an amount to be*
 4 *held as a bond reserve fund.*”.

E. KEVIN KELLY

S—2745

- 1 Amend House File 1399, as amended, passed and re-
 2 printed by the House as follows:
 3 1. Page 5, by adding the following section after
 4 line 4:
 5 Sec. Section forty-three point fifty
 6 nine (43.59), Code 1973, is amended to read as
 7 follows:
 8 43.59 DEATH OR RESIGNATION OF CANDIDATES.
 9 1. When any primary candidate dies or resigns
 10 between the date for filing nomination papers and the
 11 holding of the primary election, the appropriate
 12 county, *legislative district*, or state central
 13 committee or district convention may place one addi-
 14 tional name on the ballot.
 15 2. Candidates nominated in primary elections
 16 may withdraw their names from the nominations any
 17 time prior to sixty-five days preceding the general
 18 election and the appropriate county, *legislative*
 19 *district*, or state central committee or district
 20 convention shall designate a person to fill such
 21 vacancy. Vacancies shall be filled by the appropri-
 22 ate central committee or *district convention* within
 23 five days following the day of such withdrawal.

24 2. Page 6, line 19 by inserting after the word
25 "two (2)" the words "and subsection two (2)".

Page 2

1 3. Page 7A, by adding the following after line 3:
2 "2. Make nominations of candidates for the
3 party to membership in the general assembly when no
4 nomination exists due to the failure of any candidate
5 to file nomination papers for such office, when no
6 candidate for such office has been nominated at the
7 preceding primary election by reason of the failure
8 of any candidate to receive the legally required number
9 of votes cast by such party therefor, or to place a
10 name on the ballot as authorized under section forty-
11 three point fifty-nine (43.59) of the Code [if such
12 convention is held following the preceding primary
13 election]."

14 4. Page 7A, line 5 by inserting after the figure
15 "(1)" the words and figure "and subsection one (1)".

16 5. Page 7A, line 8 by striking the words "and shall,
17 if".

18 6. Page 7A, by striking lines 9 through 11.

19 7. Page 7A, by adding the following after line 12:
20 "1. When no nomination was made in the primary
21 election for the office of [senator or representative
22 in the general assembly, or of] representative in
23 Congress[, as the case may be,] because of the failure
24 of a candidate to file nomination papers for such
25 office, failure of any candidate to receive the

Page 3

1 legally required number of votes cast by his party
2 for such candidates, or to place a name on the ballot
3 as authorized under subsection one (1) of section
4 forty-three point fifty-nine (43.59) of the Code."

5 8. Page 7A, lines 27 and 28 by striking the words
6 "by: 1. The" and inserting in lieu thereof the
7 words "by the".

8 9. Page 7A, by striking lines 31 through 35.

9 10. Page 7B, by striking line 36.

10 11. Page 49, line 18 by striking the words "Section
11 fifty point two (50.2), Code 1973, is" and inserting
12 in lieu thereof the words "Sections forty-three point
13 one hundred six (43.106), Code 1973, as amended by
14 Acts of the Sixty-fifth General Assembly, 1973
15 Session, chapter one hundred thirty-six (136), sec-
16 tion fifty-nine (59), and fifty point two (50.2),
17 Code 1973, are".

WARREN E. CURTIS
KARL NOLIN
LOWELL JUNKINS
ELIZABETH SHAW

S—2748

1 Amend House File 1399 as amended, passed, and reprinted
2 by the House as follows:

3 1. Page 11A by inserting after line 5 the following:

- 4 *"If double counting boards are not appointed for*
 5 *precincts using paper ballots and using only three pre-*
 6 *cinct election officials a fourth precinct election offic-*
 7 *ial shall be appointed from the election board panel to serve*
 8 *beginning at 8:00 P. M. to assist in counting the paper*
 9 *ballots."*
- 10 2. Page 42B, line 57 by striking the word "If" and
 11 inserting in lieu thereof the word "Until".
- 12 3. Page 42B, line 58 by striking the word "Not".
- 13 4. Page 44A, line 27 by striking the words "August 30"
 14 and inserting in lieu thereof the words "July 1".

EARL M. WILLITS

S—2747

- 1 Amend House File 1399 as amended, passed, and
 2 reprinted by the House as follows:
 3 Page 16A, line 30, by inserting after the word
 4 "district" the words "of three thousand five hundred
 5 or less population".

EARL M. WILLITS

S—2746

- 1 Amend House File 1399 as follows:
 2 1. Page 16A, by striking lines 18 through 35.
 3 2. Page 16B, by striking lines 36 through 43.
 4 3. Page 17, by striking lines 1 through 6.

EARL M. WILLITS

S—2736

- 1 Amend House File 1399, as amended, passed and reprinted
 2 by the House, as follows:
 3 1. Page 25A, by striking lines 15 through 34, inclu-
 4 sive, and inserting in lieu thereof the following:
 5 "1973, is amended by striking the section and insert-
 6 ing in lieu thereof the following:
 7 69.12 OFFICERS ELECTED TO FILL VACANCIES—
 8 TENURE. Vacancies in elective offices in any district
 9 shall be filled as follows:
 10 1. When the unexpired term to be filled has more
 11 than seventy days to run after the day of the elec-
 12 tion, it shall be filled as follows:
 13 a. If a vacancy to be filled occurs forty or
 14 more days prior to the election, it shall be filled
 15 at the election; or
 16 b. If the vacancy to be filled occurs within
 17 forty days of the election, it shall be filled by
 18 appointment as provided by law until the election
 19 next following the pending election. If the vacancy
 20 to be filled is by election under paragraph a of this
 21 subsection, the fact that absentee ballots were dis-
 22 tributed or voted before the vacancy was declared
 23 shall not be cause for contesting the election.
 24 2. When the unexpired term to be filled has
 25 seventy or less days to run after the day of the

Page 2

- 1 election (including a vacancy occurring after the

2 election), it shall be filled as follows:

3 a. The person elected to serve the succeeding
4 term shall be deemed to have been elected to fill the
5 remainder of the unexpired term; or

6 b. In the case of multiple elections to a board
7 or commission, such as the board of supervisors, the
8 non-incumbent officer-elect who received the most
9 votes shall be deemed to have been elected to fill
10 the remainder of the unexpired term.

11 The person elected to fill an unexpired term must
12 qualify within the time provided by sections sixty-
13 three point three (63.3) and sixty-three point eight
14 (63.8) of the Code. Failure to qualify for the unex-
15 pired term within the times provided shall constitute
16 a vacancy for the unexpired term and the full term to
17 which the person was elected. Qualification required
18 to fill the unexpired term shall be deemed sufficient
19 qualification for the full term to which the person
20 was elected.

21 For the purposes of this section:

22 "District" means any political subdivision of this
23 state, including state legislative districts.

24 District does not include United States congressional
25 districts.

Page 3

1 "Election" means the next regular election held in
2 the district, or the first election called for any
3 purpose in the district. Election does not include a
4 primary election."

WARREN E. CURTIS

S—2749

1 Amend House File 1399 as amended, passed, and
2 reprinted by the House as follows:

3 1. Page 42B, by inserting after line 43 the follow-
4 ing new section:

5 Sec. Acts of the Sixty-fifth General As-
6 sembly, 1973 Session, chapter one hundred thirty-six
7 (136), section one hundred six (106), subsection
8 one (1) and paragraph b are amended to read as fol-
9 lows:

10 1. Mobile deputy registrars shall be appointed
11 by the county commissioner of registration *not more*
12 *than one hundred eighty days prior to any general*
13 *election or not more than one hundred twenty days*
14 *prior to any primary, [general,] or partisan city elec-*
15 *tion, or any election held pursuant to section sixty-*
16 *nine point fourteen (69.14) of the Code, in accord-*
17 *ance with the following guidelines:*

18 b. Each political party shall submit a list of
19 nominees[, not later than sixty days prior to the
20 election.] and may request not more than one person
21 for each one thousand six hundred (1,600) residents
22 or major fraction thereof in the county to be ap-

23 pointed as mobile deputy registrars.
24 2. By renumbering the remaining sections as neces-
25 sary.

EARL M. WILLITS

S—2744

1 Amend House Concurrent Resolution 117, by striking
2 lines 9 through 24, inclusive, and inserting in lieu
3 thereof the following:
4 “Whereas, the railroads operating in Iowa for the
5 most part are in marginal financial condition and
6 lack the resources to upgrade their transportation
7 facilities in Iowa; and
8 Whereas, the railroads operating in Iowa are
9 parties to proceedings pending before the Interstate
10 Commerce Commission involving merger with or control
11 of the Chicago, Rock Island and Pacific Railroad,
12 commonly known as the Rock Island Railroad, and
13 prompt resolution of such proceedings would benefit
14 the state of Iowa; Now Therefore,
15 *Be It Resolved by the House of Representatives*
16 *the Senate Concurring*, That the General Assembly
17 of the state of Iowa strongly urges the Interstate
18 Commerce Commission to promptly reach a final
19 decision in the merger proceedings involving the
20 Rock Island Railroad; and giving consideration to
21 Iowa’s need for a financially healthy transportation
22 system; and”.

RAY TAYLOR

On motion of Senator Lamborn, the Senate adjourned until
10:00 a.m., Monday, April 15, 1974.

JOURNAL OF THE SENATE

NINETY-SECOND DAY

SENATE CHAMBER
DES MOINES, IOWA, MONDAY, APRIL 15, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend L. Hume Ward, pastor of the Windsor Presbyterian Church, Des Moines, Iowa.

The Journal of Thursday, April 11, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Lee Rosebrook, Ames, Iowa.

PRESENTATION OF VISITORS

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

Thirty-five students from St. John's Catholic School, Des Moines, Iowa, accompanied by Miss LaVere. Senator Kinley.

Forty-two students, members of the Cub Scouts, from Garfield School, Cedar Rapids, Iowa, accompanied by Mrs. James Cook. Senator Riley.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 1283, 1332, 1334, 1335 and 1341.

DALE L. TIEDEN
Chairman, Senate Committee
CHARLES F. STROTHMAN
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of

the Senate, he had signed in the presence of the Senate the following bills: Senate Files 1283, 1332, 1334, 1335 and 1341.

BILLS SENT TO THE GOVERNOR

Senator Tieden, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 15th day of April, 1974, sent to the Governor for his approval: Senate Files 1283, 1332, 1334, 1335 and 1341.

DALE L. TIEDEN, Chairman

Passed on file.

SPECIAL ORDER OF BUSINESS

Senate File 1299

The hour having arrived, the Chair announced the special order of business for the consideration of Senate File 1299.

On motion of Senator Shaw, Senate File 1299, a bill for an act to revise certain statutes relating to elections which were amended or affected by passage of House File 745, Acts of the Sixty-fifth General Assembly, 1973 Session, and which appear in chapters thirty-nine (39), forty-three (43), forty-four (44), forty-nine (49), fifty (50), fifty-two (52), fifty-three (53), sixty-nine (69), two hundred seventy-three (273), two hundred seventy-five (275), two hundred seventy-seven (277), two hundred seventy-eight (278), two hundred seventy-nine (279), two hundred eighty A (280A), two hundred ninety-six (296), two hundred ninety-eight (298), three hundred sixty-three (363), and six hundred nine (609) of the Code, chapter one thousand eighty-eight (1088), Acts of the Sixty-fourth General Assembly, 1972 Session, and chapter two hundred (200), Acts of the Sixty-fifth General Assembly, 1973 Session, and to revise and clarify a temporary statute appearing in chapter one hundred thirty-six (136), Acts of the Sixty-fifth General Assembly, 1973 Session, was taken up for consideration.

Senator Shaw asked and received unanimous consent that House File 1399 be substituted for Senate File 1299.

House File 1399

On motion of Senator Shaw, House File 1399, a bill for an act to revise certain statutes relating to elections which were amended or affected by passage of House File 745, Acts of the

Sixty-fifth General Assembly, 1973 Session, and which appear in chapters thirty-nine (39), forty-three (43), forty-four (44), forty-seven (47), forty-nine (49), fifty (50), fifty-two (52), fifty-three (53), sixty-nine (69), two hundred seventy-three (273), two hundred seventy-five (275), two hundred seventy-seven (277), two hundred seventy-eight (278) two hundred seventy-nine (279), two hundred eighty A (280A), two hundred ninety-six (296), two hundred ninety-eight (298), three hundred sixty-three (363), and six hundred nine (609) of the Code, chapter one thousand eighty-eight (1088), Acts of the Sixty-fourth General Assembly, 1972 Session, and chapter two hundred (200), Acts of the Sixty-fifth General Assembly, 1973 Session, and to revise and clarify a temporary statute appearing in chapter one hundred thirty-six (136), Acts of the Sixty-fifth General Assembly, 1973 Session, was taken up for consideration.

President pro tempore Shaff took the chair at 10:40 a.m.

Senator Curtis offered amendment S—2745 filed by Senators Curtis, et al.:

S—2745

1 Amend House File 1399, as amended, passed and re-
2 printed by the House as follows:

3 1. Page 5, by adding the following section after
4 line 4:

5 Sec. Section forty-three point fifty-
6 nine (43.59), Code 1973, is amended to read as
7 follows:

8 43.59 DEATH OR RESIGNATION OF CANDIDATES.

9 1. When any primary candidate dies or resigns
10 between the date for filing nomination papers and the
11 holding of the primary election, the appropriate
12 county, *legislative district*, or state central
13 committee or district convention may place one addi-
14 tional name on the ballot.

15 2. Candidates nominated in primary elections
16 may withdraw their names from the nominations any
17 time prior to sixty-five days preceding the general
18 election and the appropriate county, *legislative*
19 *district*, or state central committee or district
20 convention shall designate a person to fill such
21 vacancy. Vacancies shall be filled by the appropri-
22 ate central committee or *district convention* within
23 five days following the day of such withdrawal.

24 2. Page 6, line 19 by inserting after the word
25 "two (2)" the words "and subsection two (2)".

Page 2

1 3. Page 7A, by adding the following after line 3:

2 "2. Make nominations of candidates for the
3 party to membership in the general assembly when no

4 *nomination exists due to the failure of any candidate*
 5 *to file nomination papers for such office, when no*
 6 *candidate for such office has been nominated at the*
 7 *preceding primary election by reason of the failure*
 8 *of any candidate to receive the legally required number*
 9 *of votes cast by such party therefor, or to place a*
 10 *name on the ballot as authorized under section forty-*
 11 *three point fifty-nine (43.59) of the Code [if such*
 12 *convention is held following the preceding primary*
 13 *election]."*

14 4. Page 7A, line 5 by inserting after the figure
 15 "(1)" the words and figure "and subsection one (1)".

16 5. Page 7A, line 8 by striking the words "*and shall,*
 17 *if*".

18 6. Page 7A, by striking lines 9 through 11.

19 7. Page 7A, by adding the following after line 12:

20 "1. When no nomination was made in the primary
 21 election for the office of [senator or representative
 22 in the general assembly, or of] representative in
 23 Congress[, as the case may be,] because of the failure
 24 of a candidate to file nomination papers for such
 25 office, failure of any candidate to receive the

Page 3

1 legally required number of votes cast by his party
 2 for such candidates, or to place a name on the ballot
 3 as authorized under subsection one (1) of section
 4 forty-three point fifty-nine (43.59) of the Code."

5 8. Page 7A, lines 27 and 28 by striking the words
 6 "by: 1. The" and inserting in lieu thereof the
 7 words "by the".

8 9. Page 7A, by striking lines 31 through 35.

9 10. Page 7B, by striking line 36.

10 11. Page 49, line 18 by striking the words "Section
 11 fifty point two (50.2), Code 1973, is" and inserting
 12 in lieu thereof the words "Sections forty-three point
 13 one hundred six (43.106), Code 1973, as amended by
 14 Acts of the Sixty-fifth General Assembly, 1973
 15 Session, chapter one hundred thirty-six (136), sec-
 16 tion fifty-nine (59), and fifty point two (50.2),
 17 Code 1973, are".

Senator Willits offered amendment S—2762 to amendment
 S—2745 and moved its adoption:

S—2762

1 Amend the Curtis, et al., amendment S—2745, to page
 2 5 of House File 1399, page 2, lines 11, 12 and 13 by
 3 striking the words "[if such convention is held follow-
 4 ing the preceding primary election]" and inserting in
 5 lieu thereof the words "if such convention is held
 6 following the preceding primary election".

Amendment S—2762 to amendment S—2745 was adopted.

Action on S—2745 as amended was temporarily deferred.

Senator Murray offered amendment S—2694 filed by him and moved its adoption:

S—2694

1 Amend House File 1399 as amended, passed and re-
2 printed by the House as follows:

3 1. Page 10, by inserting after line 19 the
4 following:

5 *3. Notwithstanding the provisions of the*
6 *first unnumbered paragraph of this section the*
7 *commissioner may consolidate precincts for any*
8 *election including a primary and general election*
9 *if one of the precincts involved consists entirely*
10 *of dormitories that are closed at the time the*
11 *election is held.*

12 2. Page 22A, by inserting after line 10 the
13 following new section:

14 Sec. Section fifty-two point twenty-
15 two (52.22), Code 1973, unnumbered paragraph one
16 (1), as amended by the Acts of the Sixty-fifth General
17 Assembly, 1973 Session, chapter one hundred thirty-
18 six (136), section two hundred thirty (230), is
19 amended to read as follows:

20 The judges of election shall, as soon as the
21 count is completed and fully ascertained as in
22 this chapter required, lock the machine against
23 voting, and it shall so remain until thirty days
24 after the proclamation of the results of said
25 election, except that it shall remain locked only

Page 2

1 ten days after a primary election, including a city
2 primary election, if such election is not contested.
3 However, if the machines in any precinct are so
4 constructed as to deliver, immediately upon conclu-
5 sion of the voting at any election, multiple copies
6 of a printed record of the votes cast and the totals
7 for each candidate or question appearing on the
8 face of the machine, the machines may be unlocked
9 [upon expiration of the time for requesting a recount
10 of votes in a primary election or for contesting any
11 other election,] *immediately following the canvass*
12 *of votes unless the precinct election board informs*
13 *the commissioner that the printed record produced*
14 *by the machine is smeared, torn or otherwise un-*
15 *readable. In the latter case, the machines shall*
16 *be kept locked for the period of time prescribed*
17 *for machines which do not print such a record.*

Amendment S—2694 was adopted.

Senator Willits offered amendment S—2748 filed by him and called for a division of the amendment as follows:

S—2748

Division S—2748A

- 1 Amend House File 1399 as amended, passed, and reprinted
 2 by the House as follows:
 3 1. Page 11A by inserting after line 5 the following:
 4 *"If double counting boards are not appointed for*
 5 *precincts using paper ballots and using only three pre-*
 6 *cinct election officials a fourth precinct election offic-*
 7 *ial shall be appointed from the election board panel to serve*
 8 *beginning at 8:00 P. M. to assist in counting the paper*
 9 *ballots."*

Division S—2748B

- 10 2. Page 42B, line 57 by striking the word *"If"* and
 11 inserting in lieu thereof the word *"Until"*.
 12 3. Page 42B, line 58 by striking the word *"Not"*.

Division S—2748C

- 13 4. Page 44A, line 27 by striking the words *"August 30"*
 14 and inserting in lieu thereof the words *"July 1"*.

On motion of Senator Willits, division S—2748A of the amendment was adopted.

On motion of Senator Willits, division S—2748B of the amendment was adopted.

Senator Willits withdrew division S—2748C of the amendment.

Senator Shaw offered amendment S—2757 and moved its adoption:

S—2757

- 1 Amend House File 1399 as amended, passed and
 2 reprinted by the House, as follows:
 3 1. Page 12A, line 17, by striking the first word
 4 *"a"* and inserting in lieu thereof the word *"any"*.
 5 2. Page 12A, line 32, by striking the first word
 6 *"a"* and inserting in lieu thereof the word *"any"*.
 7 3. Page 13A, line 20, by striking the first word
 8 *"a"* and inserting in lieu thereof the word *"any"*.
 9 4. Page 14, line 1, by striking the first word
 10 *"a"* and inserting in lieu thereof the word *"any"*.
 11 5. Page 16A, line 29, by striking the word *"a"*
 12 and inserting in lieu thereof the word *"any"*.
 13 6. Page 18A, by striking lines 7 through 12,
 14 inclusive, and inserting in lieu thereof the fol-
 15 lowing:
 16 **NEW SECTION. OPTIONAL AUTHORITY FOR CERTAIN
 CITY**
 17 **ELECTIONS.** The commissioner may appoint unpaid
 17 election precinct officials to election boards, as
 19 provided by sections forty-nine point fifteen (49.15),
 20 forty-nine point sixteen (49.16) and forty-nine point
 21 twenty (49.20) of the Code, elect not to use voting

22 machines even though they are available, as permitted
 23 by section forty-nine point twenty-six (49.26) of
 24 the Code, and direct that the polls be opened at
 25 twelve o'clock noon, as permitted by section forty-

Page 2

1 nine point seventy-three (49.73) of the Code, for
 2 any election held for a city, regardless of the city's
 3 population, if there is no contest for any office
 4 on the ballot and no public question is being submitted
 5 to the voters at that election.

6 7. Page 49, by inserting after line 19 the fol-
 7 lowing new section:

8 Sec. If Senate File one thousand one hundred
 9 sixty-three (1163) of the Sixty-fifth General Assembly,
 10 1974 Session, is enacted into law, sections fifty-
 11 four (54), fifty-five (55) and sixty-three (63) of
 12 this Act shall be of no force or effect.

13 8. Page 49, line 20, by striking the word "This"
 14 and inserting in lieu thereof the words "Sections
 15 one (1) through fifty-three (53), fifty-six (56)
 16 through sixty-two (62), and sixty-four (64) through
 17 ninety-nine (99) of this".

Amendment S—2757 was adopted.

Senator Hultman offered amendment S—2758 by Senators
 Hultman and Shaw and moved its adoption:

S—2758

1 Amend House File 1399 as amended, passed and
 2 reprinted by the House, page 14, by inserting after
 3 line 10 the following new section, and renumbering
 4 the remaining sections:

5 Sec. Section forty-nine point twenty-eight
 6 (49.28), Code 1973, as amended by Acts of the Sixty-
 7 fifth General Assembly, 1973 Session, chapter one
 8 hundred thirty-six (136), section one hundred twenty-
 9 nine (129), is amended to read as follows:

10 49.28 COMMISSIONER TO FURNISH REGISTERS AND
 11 SUPPLIES. The commissioner shall prepare and furnish
 12 to each precinct an election register, and all other
 13 books, blanks, materials, and supplies necessary
 14 to carry out the provisions of this chapter. Voter
 15 registration records shall be kept so that the election
 16 register for each precinct contains the names of
 17 no electors except those eligible to vote in that
 18 precinct. When a precinct lies in more than one
 19 political subdivision or district from which any
 20 officer is elected, the election register must
 21 clearly indicate who are the eligible electors of
 22 each political subdivision or district in which the
 23 precinct lies. *The election register does not need*
 24 *to indicate the eligible electors of school director*
 25 *districts.*

Amendment S—2758 was adopted.

Senator Willits offered amendment S—2746 filed by him and moved its adoption:

S—2746

- 1 Amend House File 1399 as follows:
- 2 1. Page 16A, by striking lines 18 through 35.
- 3 2. Page 16B, by striking lines 36 through 43.
- 4 3. Page 17, by striking lines 1 through 6.

President Neu took the chair at 11:50 a.m.

Roll call was requested.

On the question "Shall amendment S—2746 be adopted? (H.F. 1399) the vote was:

Ayes, 21:

Blouin	Hill	Nolin	Schaben
Coleman	Junkins	Orr	Schwieger
Doderer	Kinley	Palmer	Scott
Gallagher	Miller of	Priebe	Van Gilst
Glenn	Des Moines	Robinson	Willits
Gluba	Milligan		

Nays, 29:

Andersen	Heying	Murray	Rodgers
Bergman	Hultman	Nystrom	Schwengels
Briles	Kelly	Plymat	Shaff
Burroughs	Kennedy	Potter	Shaw
Curtis	Lamborn	Rabedeaux	Taylor
DeKoster	McCartney	Ramsey	Tieden
Griffin	Miller of	Riley	Winkelman
Hansen	Marshall		

Amendment S—2746 lost.

(House File 1399 pending at recess.)

SPECIAL GUEST

President Neu presented to the Senate Ramon A. Roubideaux, Chief Counsel of the American Indian Movement, former Assistant Attorney General of the State of South Dakota, former County Attorney of Stanley County, South Dakota, for 16 years, and the only Indian practicing law in South Dakota. Mr. Roubideaux addressed the Senate briefly regarding the problems of the American Indian and their determination to regain their rightful status as American citizens.

On motion of Senator Lamborn, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President pro tempore Shaff presiding.

QUORUM CALL

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

Present, 27:

Andersen	Glenn	Lamborn	Schwengels
Blouin	Gluba	McCartney	Scott
Burroughs	Griffin	Miller of	Shaff
Coleman	Hansen	Des Moines	Shaw
Curtis	Heying	Nolin	Van Gilst
DeKoster	Junkins	Potter	Willits
Doderer	Kennedy	Ramsey	Winkelman

Absent, 23:

Bergman	Kinley	Orr	Robinson
Briles	Miller of	Palmer	Rodgers
Gallagher	Marshall	Plymat	Schaben
Hill	Milligan	Priebe	Schwieger
Hultman	Murray	Rabedeaux	Taylor
Kelly	Nystrom	Riley	Tieden

Roll call revealed a quorum present.

SPECIAL ORDER DEFERRED

Senator Lamborn asked and received unanimous consent that the special order of business for the consideration of Senate File 1357 be deferred until Tuesday, April 16, 1974, at 9:00 a.m.

SPECIAL ORDER CONTINUED

House File 1399

The Senate resumed consideration of House File 1399.

Senator Willits offered amendment S—2747 filed by him and moved its adoption:

S—2747

- 1 Amend House File 1399 as amended, passed, and
- 2 reprinted by the House as follows:
- 3 Page 16A, line 30, by inserting after the word
- 4 "district" the words "*of three thousand five hundred*
- 5 *or less population*".

The Chair called for a division.

Amendment S—2747 lost.

The Senate resumed consideration of amendment S—2745 previously deferred.

Senator Glenn offered amendment S—2764 to amendment S—2745 by Senators Glenn and Curtis and moved its adoption:

S—2764

1 Amend the Curtis, et al., amendment S—2745, to page
2 5 of House File 1399, as amended, passed and reprinted
3 by the House, as follows:

4 1. Page 1, by adding the following after line 25:

5 "..... Page 6, by adding the following section after
6 line 11:

7 Sec. Section forty-three point seventy-
8 four (43.74), Code 1973, as amended by Acts of the
9 Sixty-fifth General Assembly, 1973 Session, chapter
10 one hundred thirty-six (136), section forty-nine (49),
11 is amended to read as follows:

12 43.74 CERTIFICATE IN CASE OF ADDITIONAL NOMINA-
13 TIONS. If, after the foregoing certificate has been
14 forwarded, other authorized nominations are certified
15 to the state commissioner, including nominations to
16 be voted on at any time at a special election, the
17 state commissioner shall at once, in the form provided
18 in section 43.73, certify said nominations to the
19 commissioners with a statement showing the reason
20 therefor. *Authorized nominations must be submitted*
21 *to the state commissioner at least forty-five days*
22 *prior to the general election.*

23 2. By renumbering the amendment.

Amendment S—2764 to amendment S—2745 was adopted.

On motion of Senator Curtis, amendment S—2745 as amended was adopted.

Senator Hansen offered amendment S—2763 by Senators Hansen and Milligan:

S—2763

1 Amend House File 1399, as amended, passed, and
2 reprinted by the House, page 18A, by inserting after
3 line 4 the following new section:

4 Sec. Section forty-nine point one hundred
5 twenty (49.120), Code 1973, as amended by Acts of the
6 sixty-fifth (65) General Assembly, 1973 Session,
7 chapter one hundred thirty-six (136), section one
8 hundred seventy-five (175), is amended to read as
9 follows:

10 49.120 PROMISE OF POSITION. It shall be unlaw-
11 ful for any candidate for any office to be voted for
12 at any election, prior to his nomination or election,
13 to promise, either directly or indirectly, to support
14 or use his influence in behalf of any person or per-
15 sons for any position, place, or office, or to prom-
16 ise directly or indirectly to name or appoint any
17 person or persons to any place, position, or office

18 in consideration of any person or persons supporting
 19 him or using his, her, or their influence in secur-
 20 ing his or her nomination, election, or appointment.

21 *A candidate or political committee shall not*
 22 *accept any contributions or use any funds for the*
 23 *purpose of conducting a political campaign that were*
 24 *contributed by any person who is not a resident of*
 25 *this state or that were contributed by any trust,*

Page 2

1 *estate, corporation, partnership, association or any*
 2 *other legal entity, except political parties as de-*
 3 *finied in chapter forty-three point two (43.2) of*
 4 *the Code.*

5 *Each candidate and political committee shall*
 6 *file a statement with the state commissioner of*
 7 *elections or the county commissioner of elections*
 8 *which states that the candidate or political commit-*
 9 *tee has not accepted contributions or used funds*
 10 *contributed by persons who are not residents of*
 11 *this state.*

12 *Any candidate or political committee violating*
 13 *the provisions of this section shall be guilty of*
 14 *a felony and shall, upon conviction, be subject to*
 15 *a fine of not less than one thousand dollars or im-*
 16 *prisonment in the state penitentiary for a period of*
 17 *not more than one year, or be subject to both such*
 18 *fine and imprisonment.*

Senator Willits raised the point of order that amendment S—2763 was not germane to the bill.

The Chair ruled the point well taken and amendment S—2763 out of order.

Senator Hansen moved that the rules governing germaneness in Sec. 402, Mason's Manual of Legislative Procedure, be suspended for the purpose of continuing consideration of amendment S—2763.

Senator Hansen withdrew his motion to suspend the rules.

Senator Curtis withdrew amendment S—2736 filed by him on April 11, 1974, and found on pages 1337 and 1338 of the Senate Journal.

Senator Curtis offered amendment S—2756 and moved its adoption:

S—2756

- 1 Amend House File 1399, as amended, passed and
- 2 reprinted by the House, as follows:
- 3 1. Page 25A, by inserting after line 13 the
- 4 following new section:

5 Sec. Section sixty-nine point eleven (69.11),
6 Code 1973, is amended to read as follows:

7 69.11 TENURE OF VACANCY APPOINTEE. An officer
8 filling a vacancy in an office which is filled by
9 election of the people shall continue to hold until
10 the next [regular] election at which such vacancy can
11 be filled *as provided by section sixty-nine point*
12 *twelve (69.12) of the Code*, and until a successor
13 is elected and qualified. Appointments to all other
14 offices, made under this chapter, shall continue for
15 the remainder of the term of each office, and until
16 a successor is appointed and qualified.

17 2. Page 25A, by striking lines 15 through
18 34, inclusive, and inserting in lieu thereof the
19 following:

20 "1973, is amended by striking the section and
21 inserting in lieu thereof the following:

22 69.12 OFFICERS ELECTED TO FILL VACANCIES—TENURE.

23 When a vacancy occurs in any elective office of a
24 political subdivision of this state, and a method
25 for electing a person to the vacant office for the

Page 2

1 remainder of the unexpired term is not otherwise
2 provided by law, the vacancy shall be filled pursuant
3 to this section. As used in this section, 'pending
4 election' means any election at which there will be
5 on the ballot either the office in which the vacancy
6 exists, or any other office to be filled or any public
7 question to be decided by the voters of the same
8 political subdivision.

9 1. If the unexpired term in which the vacancy
10 occurs has more than seventy days to run after the
11 date of the next pending election, the vacancy shall
12 be filled as follows:

13 a. A vacancy occurring forty or more days prior
14 to the next pending election shall be filled at that
15 election. The fact that absentee ballots were
16 distributed or voted before the vacancy occurred or
17 was declared shall not invalidate the election.

18 b. A vacancy occurring less than forty days prior
19 to the next pending election shall be filled by
20 appointment as provided by law until the succeeding
21 pending election.

22 2. When the unexpired term of office in which
23 the vacancy occurs will expire within seventy days
24 after the date of the next pending election, or after
25 the date of a preceding election in which that office

Page 3

1 was on the ballot, the person elected to the office
2 for the succeeding term shall also be deemed elected
3 to fill the remainder of the unexpired term. If the
4 vacancy is on a multi-member body to which more than
5 one nonincumbent is elected for the succeeding term,
6 the nonincumbent who received the most votes shall

7 be deemed elected to fill the remainder of the
 8 unexpired term. A person so elected to fill an unex-
 9 pired term shall qualify within the time required
 10 by sections sixty-three point three (63.3) and sixty-
 11 three point eight (63.8) of the Code. Unless other
 12 requirements are imposed by law, qualification for
 13 the unexpired term shall also constitute qualification
 14 for the full term to which the person was elected."

Amendment S—2756 was adopted.

Senator Winkelman offered amendment S—2612 filed by him,
 moved its adoption and requested a roll call:

S—2612

- 1 Amend House File 1399, as amended, passed and
- 2 reprinted by the House as follows:
- 3 1. Page 32, by striking lines 26 through 35, and
- 4 33A by striking lines 1 through 8.
- 5 2. By renumbering sections to conform with the
- 6 amendment.

On the question "Shall amendment S—2612 be adopted?"
 (H.F. 1399) the vote was:

Ayes, 10:

Curtis	Kelly	Taylor	Van Gilst
DeKoster	Priebe	Tieden	Winkelman
Heying	Ramsey		

Nays, 33:

Andersen	Hill	Milligan	Robinson
Bergman	Junkins	Murray	Rodgers
Burroughs	Kennedy	Nolin	Schaben
Doderer	Kinley	Nystrom	Schwieger
Gallagher	McCartney	Orr	Scott
Glenn	Miller of	Palmer	Shaff
Gluba	Des Moines	Plymat	Shaw
Griffin	Miller of	Potter	Willits
Hansen	Marshall	Riley	

Voting present, 1:

Coleman

Absent or not voting, 6:

Blouin	Hultman	Rabedeaux	Schwengels
Briles	Lamborn		

Amendment S—2612 lost.

Senator Hansen offered amendment S—2767:

S—2767

- 1 Amend House File 1399, as amended, passed, and
- 2 reprinted by the House, as follows:
- 3 1. Page 42A, by striking lines 14 through 35.
- 4 2. Page 42B, by striking lines 36 through 43.

Senator Potter took the chair at 2:40 p.m.

Action on amendment S—2767 was temporarily deferred.

Senator Willits offered amendment S—2749 filed by him and moved its adoption:

S—2749

- 1 Amend House File 1399 as amended, passed, and
- 2 reprinted by the House as follows:
- 3 1. Page 42B, by inserting after line 43 the follow-
- 4 ing new section:
- 5 Sec. Acts of the Sixty-fifth General As-
- 6 sembly, 1973 Session, chapter one hundred thirty-six
- 7 (136), section one hundred six (106), subsection
- 8 one (1) and paragraph b are amended to read as fol-
- 9 lows:
- 10 1. Mobile deputy registrars shall be appointed
- 11 by the county commissioner of registration *not more*
- 12 *than one hundred eighty days prior to any general*
- 13 *election* or not more than one hundred twenty days
- 14 prior to any primary, [general,] or partisan city elec-
- 15 tion, or any election held pursuant to section sixty-
- 16 nine point fourteen (69.14) of the Code, in accord-
- 17 ance with the following guidelines:
- 18 b. Each political party shall submit a list of
- 19 nominees[, not later than sixty days prior to the
- 20 election,] and may request not more than one person
- 21 for each one thousand six hundred (1,600) residents
- 22 or major fraction thereof in the county to be ap-
- 23 pointed as mobile deputy registrars.
- 24 2. By renumbering the remaining sections as neces-
- 25 sary.

Amendment S—2749 was adopted.

Senator Coleman withdrew amendment S—2761:

S—2761

- 1 Amend House File 1399, as amended, passed and re-
- 2 printed by the House, as follows:
- 3 1. Page 42B, by adding the following section after
- 4 line 43:
- 5 Sec. Acts of the Sixty-fifth General
- 6 Assembly, 1973 Session, chapter one hundred thirty-
- 7 six (136), section one hundred six (106), lines 99
- 8 and 100, are amended to read as follows:
- 9 c. Mobile deputy registrars shall [serve without
- 10 compensation from any source] *be compensated in the*
- 11 *same manner as provided by section forty-nine point*
- 12 *twenty (49.20) of the Code.*
- 13 2. By renumbering sections to conform with this
- 14 amendment.

Senator Ramsey offered amendment S—2766 and moved its adoption:

S—2766

- 1 Amend House File 1399 as amended, passed and

2 reprinted by the House, page 2, by inserting after
 3 line 14, the following new section:
 4 Sec. Section thirty-nine point twenty-
 5 three (39.23), Code 1973, is amended to read as follows:
 6 39.23 TOWNSHIP CLERK. There shall be elected,
 7 [biennially] *at the general election held in the*
 8 *year 1974 and every four years thereafter*, in each
 9 civil township one township clerk, who shall hold
 10 his office for the term of [two] *four* years.

Amendment S—2766 was adopted.

Senator Shaw offered amendment S—2730 filed by her and moved its adoption:

S—2730

1 Amend House File 1399, as amended, passed and re-
 2 printed by the House, page 49, line 21, by striking
 3 the word and figure “April 15” and inserting in lieu
 4 thereof the word and figure “April 26”.

Amendment S—2730 was adopted.

President pro tempore Shaff took the chair at 3:07 p.m.

Senator Shaw offered amendment S—2590 filed by her and moved its adoption:

S—2590

1 Amend House File 1399, as amended, passed, and re-
 2 printed by the House, page 1, line 2 by striking
 3 the words and figure “House File 745” and inserting
 4 in lieu thereof the words and figures “chapter one
 5 hundred thirty-six (136)”.

Amendment S—2590 was adopted.

Senator Coleman offered amendment S—2768, moved its adoption and requested a roll call:

S—2768

1 Amend House File 1399, as amended, passed and re-
 2 printed by the House, as follows:
 3 1. Page 42B, by adding the following section after
 4 line 43:
 5 Sec. Acts of the Sixty-fifth General
 6 Assembly, 1973 Session, chapter one hundred thirty-
 7 six (136), section one hundred six (106), lines 99
 8 and 100, are amended to read as follows:
 9 c. Mobile deputy registrars shall [serve without
 10 compensation from any source] *be compensated at the*
 11 *rate of ten cents for each person registered.*

On the question “Shall amendment S—2768 be adopted?” (H.F. 1399) the vote was:

Ayes, 15:

Coleman	Kennedy	Nolin	Scott
Gallagher	Miller of	Orr	Van Gilst
Glenn	Des Moines	Palmer	Willits
Gluba	Miller of	Priebe	
Heying	Marshall		

Nays, 33:

Andersen	Hill	Murray	Rodgers
Bergman	Hultman	Nystrom	Schwengels
Blouin	Junkins	Plymat	Schwieger
Burroughs	Kelly	Potter	Shaff
Curtis	Kinley	Rabedaux	Shaw
DeKoster	Lamborn	Ramsey	Taylor
Doderer	McCartney	Riley	Tieden
Griffin	Milligan	Robinson	Winkelman
Hansen			

Absent or not voting, 2:

Briles	Schaben
--------	---------

Amendment S—2768 lost.

Senator Hansen offered amendment S—2770 by Senators Hansen and Kinley and moved its adoption:

S—2770

- 1 Amend House File 1399, as amended, passed and
- 2 reprinted by the House, page 42A, line 21, by
- 3 striking “[five thousand]” and inserting in lieu
- 4 thereof the following: “five thousand *dollars per*
- 5 *contract in the case of contracts for the printing*
- 6 *of ballots or, in the case of other services,”.*

Amendment S—2770 was adopted.

Senator Hansen withdrew amendment S—2767 previously deferred.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

Ayes, 47:

Andersen	Hansen	Milligan	Robinson
Bergman	Heying	Murray	Rodgers
Blouin	Hill	Nolin	Schaben
Briles	Hultman	Nystrom	Schwengels
Burroughs	Junkins	Orr	Scott
Coleman	Kelly	Palmer	Shaff
Curtis	Kennedy	Plymat	Shaw
DeKoster	Kinley	Potter	Tieden
Doderer	Lamborn	Priebe	Van Gilst
Gallagher	Miller of	Rabedaux	Willits
Glenn	Des Moines	Ramsey	Winkelman
Gluba	Miller of	Riley	
Griffin	Marshall		

Nays, none.

Absent or not voting, 3:

McCartney Schwieger Taylor

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

Senator Shaw asked and received unanimous consent that **House File 1399** be immediately messaged to the House, which request was complied with.

WITHDRAWN

Senator Shaw asked and received unanimous consent that **Senate File 1299** be withdrawn from further consideration of the Senate.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1141, a bill for an act to create a state department of transportation.

Also: That the House has insisted on its amendments to Senate File 1284, a bill for an act relating to funding for an adjustment to the merit system and executive council exempt pay plans and other exempt positions, and requests a conference committee.

Conferees on the part of the House are: the Representative from Greene, Mr. Fisher, chairman; the Representative from Polk, Mr. Bittle; the Representative from Polk, Mr. Connors; the Representative from Crawford, Mr. Crabb; and the Representative from Polk, Mr. Nielsen.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1465, a bill for an act relating to the great river road and to scenic and recreational parkways.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 1141

- 1 Amend Senate File 1141, as amended and passed by the
- 2 Senate, as follows:
- 3 1. Page 1, by inserting after line 19 the following:
- 4 WHEREAS, that in the reorganization of the executive
- 5 branch of government relative to the reorganization and
- 6 regulation of the railroad industry, it shall be the policy

7 of the state that a complete study and survey of the problems
 8 of coordination with the federal law, rules and regulations
 9 be made, including equalization of taxation, preemption and
 10 conflict of authority, authorization and justification for
 11 use and application of state and local funds, the improvement
 12 of rail facilities through modernizing, regulation and
 13 competition, continuation and improvement of service to the
 14 shipping public, and

15 WHEREAS, it is the policy of the state to encourage,
 16 foster, and assist in the general development and promotion
 17 of highway transportation to promote uniformity in highway
 18 design and highway transportation consistent with the economic
 19 needs of the state and nation, and

20 2. Page 3, line 11, by inserting after the period the
 21 words "The governor shall appoint at least one member of
 22 the commission from each congressional district."

23 3. Page 3, by striking lines 29, 30, and 31 and inserting
 24 in lieu thereof the following:

25 "The commission shall meet in July of each year for the

Page 2

1 purpose of electing one of its members as chairman."

2 4. Page 4, by inserting after line 17 the following new
 3 un-numbered paragraph:

4 "In the event the governor fails to make an appointment to
 5 fill a vacancy, or fails to submit the appointment to the
 6 Senate for confirmation, the Senate may make the appointment
 7 prior to adjournment of the General Assembly."

8 5. Page 5, line 18, by striking the word "July" and
 9 inserting in lieu thereof the word "January".

10 6. Page 5, line 18, by inserting after the figure "1975,"
 11 the words "which shall be submitted to the general assembly
 12 for its approval".

13 7. Page 5, line 19, by striking the word "July" and
 14 inserting in lieu thereof the word "January".

15 8. Page 6, by inserting after line 6 the following new
 16 subsection:

17 9. Enter into such contracts and agreements as provided
 18 in this Act.

19 9. Page 7, by inserting after line 19 the following new
 20 un-numbered paragraph:

21 However, any employee so transferred or transferred from
 22 one employment system to another either administratively or
 23 legislatively, shall not be considered to be a probationary
 24 employee simply because of this action.

25 10. Page 7, by inserting after line 28 the following new

Page 3

1 subsection:

2 8. Railroad transportation division.

3 11. Page 7, line 32, by inserting after the word and
 4 figure "seven (7)" the word and figure "eight (8)".

5 12. Page 8, by inserting after line 29 the following new
 6 un-numbered paragraph:

7 "In the event the governor fails to make an appointment
8 to fill a vacancy, or fails to submit the appointment to the
9 Senate for confirmation, the Senate may make the appointment
10 prior to the adjournment of the General Assembly."

11 13. Page 12, by striking lines 14 through 23 and inserting
12 in lieu thereof the following:

13 1. Advise and assist the director in the development of
14 aeronautics, including but not limited to the location of
15 air terminals, accessibility of air terminals by other modes
16 of public transportation, protective zoning provisions con-
17 sidering safety factors, noise, and air pollution, facilities
18 for private and commercial aircraft, air freight facilities,
19 and such other physical and technical aspects as may be
20 necessary to meet present and future needs.

21 2. Advise and assist the director in the development of
22 river transportation and port facilities in the state.

23 3. Advise and assist the director in the study of local
24 and regional transportation of goods and people including
25 intracity and intercity bus systems, dial-a-bus facilities,

Page 4

1 rural and urban bus and taxi systems, the collection of data
2 from these systems, feasibility study of increased government
3 subsidy assistance and determination of the allocation of
4 such subsidies to each mass transportation system, such other
5 physical and technical aspects which may be necessary to meet
6 present and future needs and apply for, accept, and expend
7 federal, state, or private funds for the improvement of mass
8 transit.

9 4. Advise and assist the director to study and develop
10 highway transport economics to assure availability and
11 productivity of highway transport services.

12 14. Page 12, line 29, by striking the words ", four
13 hundred seventy-four (474), four hundred".

14 15. Page 12, by striking lines 30 through 34.

15 16. Page 12, line 35, by striking the words "and four
16 hundred eighty-six (486)".

17 17. Page 13, by inserting after line 2 the following new
18 section:

19 Sec. *NEW SECTION. RAILROAD TRANSPORTATION DI-
VISION.*

20 The administrator of the railroad transportation division
21 shall have the following duties and responsibilities:

22 1. Advise and assist the director in conducting research
23 on the basic railroad problems and identify the present
24 capability of the existing railroads in order to determine
25 the present obligation of the railroads to provide acceptable

Page 5

1 levels of public service.

2 2. Advise and assist the director in the development of
3 rail transportation systems for expansion of passenger and
4 freight services.

5 3. Advise and assist the director in developing programs

- 6 in anticipation of railroad abandonment, including:
- 7 a. Development and evaluation of programs which will
- 8 encourage improvement of rail freight and the upgrading of
- 9 rail lines in order to improve freight service.
- 10 b. Development of alternative modes of transportation to
- 11 areas and communities which lose rail service.
- 12 c. Represent the state in interstate commerce commission
- 13 proceedings, coordinate the determination of impacts and
- 14 reuse potential, and consult and cooperate with any other
- 15 state agency, officials, and representatives of any
- 16 political subdivision and citizens having an interest in the
- 17 proposed abandonment.
- 18 d. Advise the director when it may appear in the best in-
- 19 terest of the state to assume the role of advocate in rail-
- 20 road abandonments and railroad rate schedules.
- 21 4. Develop and maintain a federal-state relationship
- 22 of programs relating to railroad safety enforcement, track
- 23 standards, rail equipment, operating rules and transportation
- 24 of hazardous materials.
- 25 5. Advise and assist the director in the conduct of

Page 6

- 1 research on railroad-highway grade crossings and encourage
- 2 and develop a safety program in order to reduce injuries or
- 3 fatalities.
- 4 6. Apply for, accept, and expend federal, state or private
- 5 funds for the improvement of rail transportation.
- 6 7. Advise and assist the director on studies for
- 7 coordination of railway service with that of other transporta-
- 8 tion modes.
- 9 8. Advise and assist the director with studies of
- 10 regulatory changes deemed necessary to effectuate economical
- 11 and efficient railroad service.
- 12 9. Advise and assist the director regarding agreements
- 13 with the owners of operating railroads for the upgrading of
- 14 railroad right-of-way and trackage on such terms, conditions,
- 15 rates, rentals, or subsidy levels as may be in the best
- 16 interest of the state. The commission may enter into contracts
- 17 and agreements which are binding only to the extent that
- 18 appropriations have been or may subsequently be made by the
- 19 legislature to effectuate the purposes of this subsection.
- 20 For purposes of this Act, "railroad right-of-way and
- 21 trackage" includes but shall not be limited to any roadbed,
- 22 drains, fences, ties, switches, rails, ballast, signs,
- 23 signals, lights, equipment, bridges, tools, crossings, under-
- 24 passes, overpasses, construction and administration buildings
- 25 and any and all other property, rights, easements and interest

Page 7

- 1 whether owned in fee or leased.
- 2 10. Administer the provisions of chapters four hundred
- 3 seventy-four (474), four hundred seventy-six (476), four
- 4 hundred seventy-seven (477), four hundred seventy-eight (478),
- 5 four hundred seventy-nine (479), four hundred eighty (480),
- 6 four hundred eighty-one (481), four hundred eighty-two (482),

7 four hundred eighty-three (483), four hundred eighty-four (484),
 8 four hundred eighty-five (485), and four hundred eighty-six
 9 (486) of the Code.

10 11. Perform such other duties and responsibilities as may
 11 be assigned by the director and the commission.

12 18. Page 14, line 33, by inserting after the word
 13 "assembly" the words "for its approval".

14 19. Page 15, line 24, by inserting after the word
 15 "commission," the words "board of regents institutions of
 16 higher learning,".

17 20. Page 79, by adding the following new sections:

18 Sec. NEW SECTION. Section three hundred twenty-
 19 one point four hundred fifty-seven (321.457), subsection six
 20 (6), Code 1973, is amended to read as follows:

21 6. No combination of three vehicles coupled together
 22 one of which is a motor vehicle, unladen or with load, *which*
 23 *has a point of departure within this state or has a destination*
 24 *point in this state*, shall have an over-all length, inclusive
 25 of front and rear bumpers in excess of [sixty] *sixty-five* feet.

Page 8

1 *No single semitrailer or trailer, together with any hitching*
 2 *device and any load thereon, included in such combination,*
 3 *shall have an over-all length, inclusive of rear bumper, in*
 4 *excess of thirty feet. A combination of three vehicles in*
 5 *excess of sixty feet but not in excess of sixty-five feet,*
 6 *which has a point of departure in this state or has a destina-*
 7 *tion point in this state, may be operated only as follows:*

8 a. *On four-lane highways or on highways other than four-*
 9 *lane highways when moving from a four-lane highway to a*
 10 *point within five miles, on the most direct route, of such*
 11 *four-lane highway or when moving to a four-lane highway from*
 12 *a point within five miles on the most direct route, of such*
 13 *four-lane highway.*

14 b. *On other highways of at least twenty-two foot width as*
 15 *designated by the state highway commission.*

16 Sec. NEW SECTION. Section three hundred twenty-
 17 one point four hundred fifty-seven (321.457), subsection
 18 three (3), Code 1973, is amended by adding the following new
 19 language:

20 3. Except as to combinations of vehicles, provisions for
 21 which are otherwise made in this chapter, no combination of
 22 truck tractor and a semitrailer *hauling livestock shall have*
 23 *an over-all length, inclusive of front and rear bumpers, in*
 24 *excess of sixty feet, nor shall any other combination of*
 25 *vehicles coupled together, unladen or with load, [shall] have*

Page 9

1 an over-all length, inclusive of front and rear bumpers, in
 2 excess of fifty-five feet.

3 21. Page 1, amend the title by striking the period in line
 4 seven (7), and inserting a comma in lieu thereof and adding
 5 the following: "*and establish dimensions of vehicles and*
 6 *motor vehicles.*"

INTRODUCTION OF BILL

Senate File 1377, by Senators Gluba and Orr, a bill for an act to appropriate additional funds for the aid to dependent children program for the 1974-75 fiscal year, and relating to procedures by the department of social services to insure that aid to dependent children payments are made only to persons who are actually eligible therefor.

Read first time and passed on file.

HOUSE MESSAGE CONSIDERED

House File 1465, a bill for an act relating to the great river road and to scenic and recreational parkways.

Read first time and passed on file.

APPOINTMENT OF CONFERENCE COMMITTEE

President Neu announced the appointment of the following conference committee on **Senate File 1284**, on the part of the Senate: Senators Shaw, chairman; DeKoster, Plymat, Van Gilst and Scott.

SENATE RESOLUTION 105

By Priebe

1 *Whereas*, the citizens of the town of Ringsted,
2 Iowa, will in this year of 1974 be celebrating the
3 seventy-fifth anniversary of the founding of their
4 town; *Now Therefore*,

5 *Be It Resolved by the Senate*, That the
6 membership of the Senate, meeting during the
7 Second Regular Session of the Sixty-fifth
8 General Assembly, extends its heartiest congratu-
9 lations to the town of Ringsted in commemoration
10 of the founding of the town; and

11 *Be It Further Resolved*, That a copy of this
12 resolution be forwarded to the citizens of Ringsted
13 who are in charge of making preparations for
14 Ringsted's diamond jubilee.

SENATE RESOLUTION 106

By Priebe

1 *Whereas*, the citizens of the town of Fenton,
2 Iowa, will in this year of 1974 be celebrating the
3 seventy-fifth anniversary of the founding of their
4 town; *Now Therefore*,

5 *Be It Resolved by the Senate, That the*
 6 membership of the Senate, meeting during the Second
 7 Regular Session of the Sixty-fifth General Assembly,
 8 extends its heartiest congratulations to the town
 9 of Fenton in commemoration of the founding of the
 10 town; and
 11 *Be It Further Resolved, That a copy of this*
 12 resolution be forwarded to the citizens of Fenton
 13 who are in charge of making preparations for
 14 Fenton's diamond jubilee.

SENATE RESOLUTION 107

By Priebe

1 *Whereas, the citizens of the town of Lone Rock,*
 2 Iowa, will in this year of 1974 be celebrating the
 3 seventy-fifth anniversary of the founding of their
 4 town; *Now Therefore,*
 5 *Be It Resolved by the Senate, That the*
 6 membership of the Senate, meeting during the Second
 7 Regular Session of the Sixty-fifth General Assembly,
 8 extends its heartiest congratulations to the town
 9 of Lone Rock in commemoration of the founding of the
 10 town; and
 11 *Be It Further Resolved, That a copy of this*
 12 resolution be forwarded to the citizens of Lone Rock
 13 who are in charge of making preparations for Lone
 14 Rock's diamond jubilee.

SENATE RESOLUTION 108

By Gallagher, Priebe, Tieden, Bergman, Palmer, Schaben,
 Doderer, Orr, Scott, Schwieger, Nolin, Rodgers,
 Blouin, Coleman, Miller of Des Moines, Kinley,
 Ramsey, Heying, Van Gilst, McCartney,
 Briles, Andersen, Griffin, Junkins, Potter,
 Kennedy and Miller of Marshall

1 *Whereas, a shortage of both fuel and fertilizer is deemed to*
 2 exist; and
 3 *Whereas, questions exist as to the cause and actual existence*
 4 of such shortages; and
 5 *Whereas, fertilizer and fuel prices continue to rise and the*
 6 consumer is being asked to bear price increases while industries'
 7 profits continue to grow; *Now Therefore,*
 8 *Be It Resolved by the Senate, That the United States Depart-*
 9 *ment of Justice is urged to investigate the fertilizer and fuel*
 10 *producing industries to determine whether instances of over-*
 11 *pricing and price fixing have existed and or exist; and*
 12 *Be It Further Resolved, That the secretary of the senate is*
 13 *directed to forward a copy of this resolution to the Anti-trust*
 14 *Division of the United States Department of Justice.*

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 15, 1974, the Governor approved and transmitted to the Secretary of State the following bills:

- S. F. 1326—To make an appropriation from the general fund of the state to the state historical society.
- S. F. 1327—To make an appropriation from the general fund of the state to the Iowa state law library.
- S. F. 1329—Amending an appropriation to the commission on aging.
- S. F. 1337—Appropriating additional funds to the department of soil conservation for the soil and water conservation cost-sharing program and for the employment of an engineer-technician.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S. F. 1376 Ways and means
- H. F. 1311 Human and industrial relations
- H. F. 1441 Cities and towns

COMMUNICATION FROM THE SECRETARY OF STATE

April 11, 1974

Mr. Ralph R. Brown
Secretary of the Senate
State Capitol Building
Des Moines, Iowa 50319

I hereby certify that House File 1174 was published in the Bettendorf News, Bettendorf, Iowa, April 4, 1974, and in The Logan Herald-Observer, Logan, Iowa, April 4, 1974.

I further certify that Senate File 1121 was published in the Denison Review, Denison, Iowa, April 6, 1974, and in the Times-Democrat, Davenport, Iowa, April 5, 1974.

Respectfully submitted,
MELVIN D. SYNHORST
Secretary of State

COMMUNICATIONS

The following communications have been received and placed on file in the office of the Secretary of the Senate from:

THE STATE OF NEBRASKA

A copy of Legislative Resolution 139, filed with the Nebraska Legislature on March 28, 1974, urging that all necessary effort

be given to the defeat of S. 2008 and H. R. 8771, relating to workmen's compensation benefits and now pending in the United State Congress, so that the workmen's compensation system of the several states may be preserved and encouraging all states to continue to improve their own workmen's compensation systems.

IOWA BEER AND LIQUOR CONTROL DEPARTMENT

The Annual Report of the Iowa Beer and Liquor Control Department, submitted in accordance with Section 123.55, Code 1973.

AMENDMENTS FILED

S—2769

1 Amend Senate File 1357 as follows:

2 1. By striking everything after the enacting
3 clause and inserting in lieu thereof the following:

4 Section 1. *NEW SECTION*. DEFINITIONS. As used
5 in this Act, unless the context otherwise requires:

6 1. "Elective county officer" means a county
7 auditor, treasurer, attorney, recorder, sheriff,
8 clerk of the district court, and a member of the
9 board of supervisors.

10 2. "Immediate family" means a parent, spouse,
11 son, daughter, son-in-law or daughter-in-law.

12 Sec. 2. *NEW SECTION*. There is created in each
13 county a county compensation board which shall be
14 composed of five members who are residents of the
15 county. The members of the county compensation
16 board shall be selected as follows:

17 1. One member shall be a mayor of an incorporated
18 city located within the county selected by a conven-
19 tion of the mayors of all incorporated cities located
20 within the county.

21 2. One member shall be a member of a board of
22 directors of a school district located within the
23 county selected by a convention of the members of
24 the boards of directors of all school districts
25 located within the county.

Page 2

1 3. One member shall be a member of the board of
2 supervisors of the county selected by the members
3 of the board of supervisors.

4 4. One member shall be a person representing the
5 general public selected by a convention of the mayors
6 of all incorporated cities located within the county.

7 5. One member shall be a person representing the
8 general public selected by a convention of the members
9 of the boards of directors of the school districts
10 located within the county.

11 A member of the county compensation board selected

12 to represent the general public pursuant to subsections
13 four (4) and five (5) of this section shall not be
14 an employee or officer of the federal government,
15 a state government, or a political subdivision of
16 a state, or a member of the immediate family of any
17 such governmental employee or officer.

18 Sec. 3. *NEW SECTION*. The county auditor shall
19 convene the conventions of the mayors and the boards
20 of directors of the school districts during the month
21 of June, 1975, and each four years thereafter, by
22 written notice stating the date, time and location
23 of each convention meeting to each person eligible
24 to attend the convention. Whenever a vacancy exists
25 which must be filled by a convention, the county

Page 3

1 auditor shall convene a special meeting of such
2 convention within thirty days after he becomes aware
3 of the vacancy.

4 If the boundaries of a school district or a city
5 extend into more than one county, a member of the
6 board of directors of such school district or the
7 mayor of such city shall be a member of the convention
8 of the boards of directors or the mayors in the county
9 of his residence only.

10 Sec. 4. *NEW SECTION*. Each convention of the
11 boards of directors or mayors shall organize by
12 electing a chairman and such other officers as deemed
13 necessary from among its membership. Each member
14 of the county compensation board to be selected by
15 the convention shall be elected by a majority vote
16 of the members of such convention.

17 The members of the convention shall receive no
18 compensation nor reimbursement for expenses incurred
19 in the performance of their duties.

20 Sec. 5. *NEW SECTION*. The members of the county
21 compensation board shall be appointed to four-year
22 terms. Each term shall be effective on the first
23 of July of the year of appointment and each vacancy
24 shall be filled for the unexpired term in the same
25 manner as the original appointment.

Page 4

1 In addition to any circumstance which constitutes
2 a vacancy under section sixty-nine point two (69.2)
3 of the Code, a vacancy shall exist on the county
4 compensation board if any member of such board who
5 is also an elective public officer ceases to hold
6 the elective office under which he originally qualified
7 for membership or if any member of such board who
8 is selected under subsections four (4) and five (5)
9 of section two (2) of this Act becomes an employee
10 or officer of the federal government, a state
11 government or a political subdivision of a state or
12 a member of the immediate family of any such
13 governmental employee or officer.

14 The members of the county compensation board shall
 15 receive no compensation, but they shall be reimbursed
 16 for their actual and necessary expenses incurred in
 17 the performance of their official duties.

18 Sec. 6. *NEW SECTION.* The county compensation
 19 board shall elect a chairman and vice chairman annually
 20 from among its membership. The board shall meet at
 21 the call of the chairman or upon written request of
 22 a majority of its membership. The concurrence of
 23 a majority of the members of the board shall determine
 24 any matter relating to its duties.

25 The board of supervisors shall provide the necessary

Page 5

1 office facilities and the technical and clerical
 2 assistance requested by the county compensation board
 3 to accomplish the purposes of this Act.

4 Sec. 7. *NEW SECTION.* The county compensation
 5 board annually shall review the compensation paid
 6 to the elective county officers and review the
 7 compensation paid for comparable positions in other
 8 counties of this state, other states, private
 9 enterprise, and the federal government. Based on
 10 such review, any study submitted by the legislative
 11 council, and other factors deemed pertinent, the board
 12 shall prepare a compensation schedule for the elective
 13 county officers and their appointed employees.

14 Following completion of the compensation schedule,
 15 the board shall publish the compensation schedule
 16 in a newspaper having general circulation throughout
 17 the county. If a county compensation study has been
 18 received from the legislative council within the
 19 preceding five years, a comparison of the compensation
 20 recommendations of such study and the compensation
 21 schedule prepared by the board shall be included in
 22 the publication. The publication shall also include
 23 a public notice of the date and location of a hearing
 24 to be held by the board not less than one week nor
 25 more than three weeks of the date of notice. Upon

Page 6

1 completion of the public hearing, the county
 2 compensation board shall prepare a final compensation
 3 schedule.

4 During the month of December, 1975 and each year
 5 thereafter, the county compensation board shall
 6 transmit its compensation schedule to the board of
 7 supervisors. A copy of the compensation schedule
 8 shall be filed with the county budget at the office
 9 of state comptroller. The compensation schedule shall
 10 become effective on the first day of July next
 11 following its presentation to the board of supervisors.

12 Sec. 8. *NEW SECTION.* The expenses of the county
 13 compensation board members, the salaries and expenses
 14 of any technical and clerical assistance, and the

15 cost of providing any facilities shall be paid from
16 the general fund of the county.

17 Sec. 9. Section three hundred thirty-one point
18 twenty-two (331.22), Code 1973, as amended by Acts
19 of the Sixty-fifth General Assembly, 1973 Session,
20 chapter two hundred twenty-four (224), sections one
21 (1) and two (2), are amended by striking the section
22 and inserting in lieu thereof the following:

23 331.22 COMPENSATION OF SUPERVISORS. The board
24 of supervisors shall receive an annual salary or per
25 diem compensation determined by the county compensation

Page 7

1 board as provided in section seven (7) of this Act.

2 Sec. 10. Section three hundred forty point one
3 (340.1), Code 1973, as amended by Acts of the Sixty-
4 fifth General Assembly, 1973 Session, chapter two
5 hundred twenty-four (224), section three (3), is
6 amended by striking the section and inserting in lieu
7 thereof the following:

8 340.1 COMPENSATION OF AUDITOR, TREASURER, RECORD-
ER

9 AND CLERK. The annual salary of the county auditor,
10 county treasurer, county recorder, and clerk of the
11 district court shall be determined by the county
12 compensation board as provided in section seven (7)
13 of this Act.

14 Sec. 11. Section three hundred forty point seven
15 (340.7), Code 1973, as amended by Acts of the Sixty-
16 fifth General Assembly, 1973 Session, chapter two
17 hundred twenty-four (224), section four (4), is amended
18 by striking the section and inserting in lieu thereof
19 the following:

20 340.7 COMPENSATION OF SHERIFF. The annual salary
21 of the sheriff shall be determined by the county
22 compensation board as provided in section seven (7)
23 of this Act.

24 Sec. 12. Section three hundred forty point nine
25 (340.9), Code 1973, as amended by Acts of the Sixty-

Page 8

1 fifth General Assembly, 1973 Session, chapter two
2 hundred twenty-four (224), section five (5), is
3 amended by striking the section and inserting in lieu
4 thereof the following:

5 340.9 COMPENSATION OF COUNTY ATTORNEY. The annual
6 salary of the county attorney shall be determined by
7 the county compensation board as provided in section
8 seven (7) of this Act. In determining the salary of
9 the county attorney, the county compensation board
10 may require, upon written agreement with the county
11 attorney, that he refrain from the private practice
12 of law and devote full-time to the duties of the
13 office of county attorney.

14 Sec. 13. The annual salary or per diem compensa-

15 tion of the members of the board of supervisors,
 16 county treasurer, county auditor, county recorder,
 17 county attorney, sheriff, and clerk of the district
 18 court on and after July 1, 1974 shall be the same
 19 salary or per diem compensation to which he is
 20 entitled on June 30, 1974 until such compensation or
 21 salary is modified by the county compensation board
 22 as provided in this Act.

23 Sec. 14. The legislative council may provide for
 24 a study of the compensation of elective county
 25 officers and their appointed employees. The study

Page 9

1 shall include a review of compensation paid to
 2 elective county officers, a review and analysis of
 3 elective county officer responsibilities, a review of
 4 compensation paid for comparable offices in other
 5 states, private enterprise, and the federal govern-
 6 ment, and other factors deemed pertinent. Upon appro-
 7 val of the legislative council, a copy of the study
 8 shall be sent to each county compensation board.

9 Sec. 15. Section three hundred forty point three
 10 (340.3), Code 1973, is repealed.

11 2. Amend the title on page 1, lines 1 and 2, by
 12 striking the words "commission and to specify its
 13 powers and duties" and inserting in lieu thereof the
 14 words "board, to provide for its powers and duties".

E. KEVIN KELLY

S—2771

1 Amend the Kelly amendment S—2769 to Senate File
 2 1357 as follows:

3 1. Page 2, by striking lines 11 through 17.

4 2. Page 4, by striking lines 7 through 13
 5 and inserting in lieu thereof the following: "for
 6 membership."

7 3. Page 5, line 12, by inserting after the
 8 word "a" the word "recommended".

9 4. Page 6, line 2, by inserting after the
 10 word "final" the word "recommended".

11 5. Page 6, line 6, by inserting after the
 12 word "its" the word "recommended".

13 6. Page 6, line 9, by inserting after the
 14 period the following: "The board of supervisors
 15 may amend or modify as they deem necessary the
 16 recommended compensation schedule."

17 7. Page 6, line 11, by striking the words
 18 "presentation to" and inserting in lieu thereof
 19 the following: "approval by affirmative vote of
 20 a majority of".

21 8. Page 6, line 25, by striking all after the
 22 first word "compensation" and inserting in lieu
 23 thereof the following: "as determined by the board
 24 of supervisors."

25 9. Page 7, by striking line 1.

Page 2

1 10. Page 7, by striking lines 12 and 13 and insert-
2 ing in lieu thereof the following: "board of super-
3 visors."

4 11. Page 7, by striking lines 22 and 23 and
5 inserting in lieu thereof the following: "board
6 of supervisors."

7 12. Page 8, lines 7 and 8 by striking the
8 words "compensation board as provided in section
9 seven (7) of this Act" and inserting in lieu thereof
10 the words "board of supervisors".

11 13. Page 8, line 9, by striking the words
12 "compensation board" and insert in lieu thereof
13 the words "board of supervisors".

14 14. Page 8, line 21, by striking the words
15 "compensation board" and inserting in lieu thereof
16 the words "board of supervisors".

EARL M. WILLITS

S—2755

1 Amend Senate File 1357 as follows:

2 1. Page 4, after line 35, add the following new
3 subsection:
4 "4. After notification of the board of supervisors
5 by the commission, the legislature may act within
6 the first forty-five days of the session to
7 modify the compensation schedule. In order to modify
8 the schedule, a joint resolution shall pass both
9 houses in identical form. If the legislature does
10 not pass a joint resolution modifying the schedule
11 within the first forty-five days of the session,
12 the compensation schedule as certified by the commis-
13 sion shall be implemented as provided in subsection
14 three (3) above. If the legislature passes a joint
15 resolution modifying the schedule, the commission
16 shall amend the schedule originally sent to the board
17 of supervisors. The commission shall then certify
18 the amended schedule and notify the board of super-
19 visors in each county not more than fifteen days
20 after the passage of the resolution by the legisla-
21 ture. The supervisors shall then implement the
22 schedule as provided in subsection three (3) above."

CHARLES P. MILLER
JAMES E. BRILES

S—2759

1 Amend House File 1360, as amended and passed by the
2 House, as follows:

3 1. Page 2, by striking lines 2 through 11 and insert-
4 ing in lieu thereof the following:

5 "1. All individually-owned farms and all corpor-
6 ations, domestic or foreign, of the following sizes:

- 7 a. one thousand acres or more; or
- 8 b. five hundred feeder cattle or more; or
- 9 c. one thousand hogs or more; or

- 10 d. five hundred thousand layer hens or more; or
- 11 e. two hundred fifty dairy cows or more; or
- 12 f. one thousand sheep or more; shall,"
- 13 2. Page 4, by striking lines 13 through 27.
- 14 3. Page 5, by striking lines 1 through 13.
- 15 4. By renumbering sections to conform with this
- 16 amendment.

H. L. HEYING

S—2760

- 1 Amend House File 1474, page 2, by adding after line
- 2 21 the following:
- 3 To the department of social
- 4 services to carry out the pro-
- 5 visions of section five (5),
- 6 unnumbered paragraph two (2),
- 7 of this Act

—0— \$1,400,000

JAMES F. SCHABEN
NORMAN RODGERS

On motion of Senator Lamborn, the Senate adjourned until 9:00 a.m., Tuesday, April 16, 1974.

JOURNAL OF THE SENATE

NINETY-THIRD DAY

SENATE CHAMBER
DES MOINES, IOWA, TUESDAY, APRIL 16, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Father Constantine Nasr, pastor of the St. George Orthodox Church, Cedar Rapids, Iowa.

The Journal of Monday, April 15, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. L. E. Masters, Des Moines, Iowa.

PRESENTATION OF VISITORS

The Chair welcomed the Honorable Vincent S. Burke, former member of the Senate from Woodbury County.

President Neu welcomed the Honorable Charlene Conklin, former member of the Senate and House of Representatives from Black Hawk County.

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

Forty-five students from Panora-Linden Community School, Panora, Iowa, accompanied by Mrs. Mary Jane Carson and Hal Rossow. Senator Rodgers.

PETITION

The following petition was presented and placed on file:

By Senator Lamborn, from sixteen residents of Monona County favoring House File 475, relating to inheritance tax exemptions.

SPECIAL ORDER OF BUSINESS

Senate File 1357

The hour having arrived, the Chair announced the special order of business for the consideration of Senate File 1357.

On motion of Senator Miller of Des Moines, Senate File 1357, a bill for an act to create a county compensation commission and to specify its powers and duties, was taken up for consideration.

Senator Kelly offered amendment S—2769 filed by him on April 15, 1974, and found on pages 1364-1368, inclusive, of the Senate Journal.

Senator Willits offered amendment S—2771 to amendment S—2769 filed by him and called for a division of the amendment, sections 1 and 2 to be considered as division S—2771A, and the remainder of the amendment to be considered as division S—2771B:

S—2771

Division S—2771A

- 1 Amend the Kelly amendment S—2769 to Senate File
- 2 1357 as follows:
- 3 1. Page 2, by striking lines 11 through 17.
- 4 2. Page 4, by striking lines 7 through 13
- 5 and inserting in lieu thereof the following: "for
- 6 membership."

Division S—2771B

- 7 3. Page 5, line 2, by inserting after the
- 8 word "a" the word "recommended".
- 9 4. Page 6, line 2, by inserting after the
- 10 word "final" the word "recommended".
- 11 5. Page 6, line 6, by inserting after the
- 12 word "its" the word "recommended".

Division S—2771C

- 13 6. Page 6, line 9, by inserting after the
- 14 period the following: "The board of supervisors
- 15 may amend or modify as they deem necessary the
- 16 recommended compensation schedule."

Division S—2771B (cont'd)

- 17 7. Page 6, line 11, by striking the words
- 18 "presentation to" and inserting in lieu thereof
- 19 the following: "approval by affirmative vote of
- 20 a majority of".
- 21 8. Page 6, line 25, by striking all after the
- 22 first word "compensation" and inserting in lieu
- 23 thereof the following: "as determined by the board
- 24 of supervisors."
- 25 9. Page 7, by striking line 1.

Page 2

- 1 10. Page 7, by striking lines 12 and 13 and insert-
- 2 ing in lieu thereof the following: "board of super-
- 3 visors."
- 4 11. Page 7, by striking lines 22 and 23 and
- 5 inserting in lieu thereof the following: "board

6 of supervisors.”
7 12. Page 8, lines 7 and 8 by striking the
8 words “compensation board as provided in section
9 seven (7) of this Act” and inserting in lieu thereof
10 the words “board of supervisors”.
11 13. Page 8, line 9, by striking the words
12 “compensation board” and insert in lieu thereof
13 the words “board of supervisors”.
14 14. Page 8, line 21, by striking the words
15 “compensation board” and inserting in lieu thereof
16 the words “board of supervisors”.

Senator Willits moved the adoption of division S—2771A of the amendment to amendment S—2769.

Division S—2771A of the amendment to amendment S—2769 lost.

Senator Ramsey moved that Senate File 1357 be referred back to the committee on county government.

The motion lost.

Senator Kelly called for a further division of amendment S—2771 to amendment S—2769, section 6 to be considered as division S—2771C.

On motion of Senator Willits, division S—2771B of the amendment to amendment S—2769 was adopted.

Action on division S—2771C of the amendment to amendment S—2769 was temporarily deferred.

Senator Willits offered amendment S—2773 to amendment S—2769 and moved its adoption:

S—2773

- 1 Amend the Kelly amendment S—2769 to Senate File
- 2 1357 as follows:
- 3 1. Page 2, lines 14 and 15 by striking “the
- 4 federal government, a state government, or”.
- 5 2. Page 4, lines 10 and 11 by striking “the
- 6 federal government, a state government, or”.

The Chair called for a division.

Amendment S—2773 to amendment S—2769 was adopted.

Senator Kelly offered amendment S—2774 to amendment S—2769 and moved its adoption:

S—2774

- 1 Amend the Kelly amendment S—2769 to Senate File 1357
- 2 as follows:

- 3 1. Page 6, line 9 by inserting the following sentence
 4 after the period: "The board of supervisors shall
 5 either approve or reject the recommended compensation
 6 schedule as submitted."

The Chair called for a division.

Amendment S—2774 to amendment S—2769 lost.

The Senate resumed consideration of division S—2771C of the amendment to amendment S—2769.

Senator McCartney took the chair at 10:52 a.m.

Senator Willits moved the adoption of division S—2771C of the amendment to amendment S—2769.

The Chair called for a division.

Division S—2771C of the amendment to amendment S—2769 was adopted.

President Neu took the chair at 11:20 a.m.

Senator Kelly moved the adoption of amendment S—2769 as amended and requested a roll call.

On the question "Shall amendment S—2769 as amended be adopted?" (S.F. 1357) the vote was:

Ayes, 18:

Andersen	Gallagher	Kennedy	Palmer
Blouin	Griffin	Kinley	Potter
Coleman	Heying	Nolin	Priebe
DeKoster	Junkins	Orr	Scott
Doderer	Kelly		

Nays, 31:

Bergman	Lamborn	Nystrom	Schwieger
Briles	McCartney	Plymat	Shaff
Burroughs	Miller of	Ramsey	Shaw
Curtis	Des Moines	Riley	Taylor
Glenn	Miller of	Robinson	Tieden
Gluba	Marshall	Rodgers	Van Gilst
Hansen	Milligan	Schaben	Willits
Hill	Murray	Schwengels	Winkelman
Hultman			

Absent or not voting, 1:

Rabedeaux

Amendment S—2769 as amended lost.

Senator Willits offered amendment S—2754 filed by Senators Willits, et al.:

S—2754

1 Amend Senate File 1357 as follows:

2 1. Page 4, line 14, by inserting after the word
3 "prepare" the words "for recommendation to the gen-
4 eral assembly".

5 2. Page 4, line 21, by striking the word "pro-
6 posed" and inserting in lieu thereof the word "recom-
7 mended".

8 3. Page 4, line 25, by inserting before the
9 word "compensation" the word "recommended".

10 4. Page 4, by striking lines 26 through 31, in-
11 clusive, and inserting in lieu thereof the following:
12 "hearing. After the public hearing, the commis-
13 sion shall prepare its final compensation schedule
14 recommendations and transmit such recommendations
15 to the general assembly not later than the fifteenth
16 day of January of each year. The final computation
17 schedule for elected county officers shall be as de-
18 termined by the general assembly.

19 3. After a compensation schedule is adopted by
20 the general assembly, the commission shall notify
21 the chairman of the board of supervisors of each
22 county of the compensation to be paid to the elected
23 county officers."

24 5. Page 4, line 35, by inserting after the
25 period the following: "If a recommended compensa-

Page 2

1 tion schedule is not adopted by the general assembly,
2 the last preceding compensation schedule adopted by
3 the general assembly shall remain effective."

4 6. Page 6, line 3, by striking the words "county
5 compensation commission" and inserting in lieu thereof
6 the words "general assembly".

7 7. Page 6, lines 13 and 14, by striking the words
8 "county compensation commission" and inserting in
9 lieu thereof the words "general assembly".

10 8. Page 6, lines 22 and 23, by striking the words
11 "county compensation commission" and inserting in
12 lieu thereof the words "general assembly".

13 9. Page 6, lines 30 and 31, by striking the words
14 "county compensation commission" and inserting in
15 lieu thereof the words "general assembly".

16 10. Page 7, line 4, by striking the words "county
17 compensation commission" and inserting in lieu there-
18 of the words "general assembly".

Action on amendment S—2754 was temporarily deferred.

Senator Blouin offered amendment S—2776 and moved its adoption:

S—2776

1 Amend Senate File 1357 as follows:

2 1. Page 2, by striking lines 3 through 35, in-

- 3 clusive, and inserting in lieu thereof the follow-
 4 ing:
 5 "of the county attorney, county auditor, clerk
 6 of the district court, county recorder, sheriff,
 7 county treasurer, and members of the board of super-
 8 visors of the county."
 9 2. By striking all of page 3.
 10 3. Page 4, by striking line 1.
 11 4. Page 4, line 7, by striking everything after
 12 the period.
 13 5. Page 4, by striking lines 8 through 11, in-
 14 clusive.
 15 6. Page 4, line 17, by striking the words "three
 16 newspapers which collectively" and inserting in
 17 lieu thereof the words "a newspaper which".
 18 7. Page 4, by striking line 18, and inserting
 19 in lieu thereof the words "has general circulation
 20 in the county."
 21 8. Page 4, by striking lines 28 through 35,
 22 inclusive, and inserting in lieu thereof the fol-
 23 lowing:
 24 3. The board of supervisors shall adopt the
 25 salaries in the compensation schedule and in-

Page 2

- 1 corporate such salaries in the budget being prepared
 2 for the next fiscal year.
 3 9. Page 5, by striking lines 1 through 29, in-
 4 clusive.
 5 10. By renumbering sections and internal refer-
 6 ences to sections to conform to this amendment.

Roll call was requested.

On the question "Shall amendment S—2776 be adopted?" (S.F. 1357) the vote was:

Ayes, 10:

Blouin	Gallagher	Kelly	Kinley
Coleman	Gluba	Kennedy	Nolin
Doderer	Heying		

Nays, 35:

Andersen	Hultman	Nystrom	Schwieger
Bergman	Junkins	Orr	Scott
Briles	Lamborn	Potter	Shaff
Burroughs	McCartney	Priebe	Shaw
Curtis	Miller of	Ramsey	Taylor
DeKoster	Des Moines	Riley	Tieden
Glenn	Miller of	Rodgers	Van Gilst
Griffin	Marshall	Schaben	Willits
Hansen	Milligan	Schwengels	Winkelman
Hill			

Absent or not voting, 5:

Murray	Plymat	Rabedeaux	Robinson
Palmer			

Amendment S—2776 lost.

The Senate resumed consideration of amendment S—2754.

Senator Willits moved the adoption of amendment S—2754.

Roll call was requested.

On the question “Shall amendment S—2754 be adopted?” (S.F. 1357) the vote was:

Ayes, 35:

Andersen	Griffin	Nystrom	Scott
Blouin	Hill	Orr	Shaff
Burroughs	Hultman	Potter	Shaw
Coleman	Junkins	Rabedeaux	Taylor
Curtis	Kinley	Ramsey	Tieden
DeKoster	Lamborn	Riley	Van Gilst
Doderer	McCartney	Rodgers	Willits
Glenn	Milligan	Schwengels	Winkelman
Gluba	Murray	Schwieger	

Nays, 12:

Bergman	Heying	Miller of	Nolin
Briles	Kelly	Des Moines	Priebe
Gallagher	Kennedy	Miller of	Schaben
Hansen		Marshall	

Absent or not voting, 3:

Palmer	Plymat	Robinson
--------	--------	----------

Amendment S—2754 was adopted.

The Chair ruled amendment S—2755 by Senators Miller of Des Moines and Briles out of order with the adoption of amendment S—2754.

Senator Ramsey offered amendment S—2777 and moved its adoption:

S—2777

- 1 Amend Senate File 1357, page 2, line 18, by
- 2 inserting after the word “commission” the words “which
- 3 nominees shall be chosen by the members of each county
- 4 officer category at a meeting or convention”.

Amendment S—2777 was adopted.

Senators Kelly raised the point of order that Senate Rule 37 should be invoked and Senate File 1357 referred to the committee on state government.

Senator Lamborn moved that Senate Rule 37 be suspended to permit continued consideration of Senate File 1357.

On the question “Shall the motion to suspend Senate Rule 37

to permit continued consideration of the bill be adopted?" (S.F. 1357) the vote was:

Ayes, 33:

Andersen	Griffin	Miller of	Rodgers
Bergman	Hansen	Marshall	Schaben
Blouin	Hill	Milligan	Schwengels
Briles	Hultman	Murray	Shaff
Burroughs	Kennedy	Nolin	Shaw
Curtis	Lamborn	Nystrom	Taylor
Gallagher	Miller of	Orr	Van Gilst
Glenn	Des Moines	Potter	Willits
Gluba		Riley	Winkelman

Nays, 11:

Coleman	Junkins	McCartney	Scott
DeKoster	Kelly	Priebe	Tieden
Heying	Kinley	Ramsey	

Absent or not voting, 6:

Doderer	Plymat	Robinson	Schwieger
Palmer	Rabedeaux		

The motion was adopted.

Senator Miller of Des Moines moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1357) the vote was:

Ayes, 36:

Bergman	Hill	Murray	Schwengels
Briles	Hultman	Nolin	Schwieger
Burroughs	Junkins	Nystrom	Shaff
Curtis	Kinley	Orr	Shaw
DeKoster	Lamborn	Potter	Taylor
Gallagher	Milligan	Priebe	Tieden
Glenn	Miller of	Rabedeaux	Van Gilst
Gluba	Des Moines	Riley	Willits
Griffin	Miller of	Schaben	Winkelman
Hansen	Marshall		

Nays, 10:

Andersen	Heying	McCartney	Rodgers
Blouin	Kelly	Ramsey	Scott
Coleman	Kennedy		

Absent or not voting, 4:

Doderer	Palmer	Plymat	Robinson
---------	--------	--------	----------

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

Senator Miller of Des Moines asked unanimous consent that Senate File 1357 be immediately messaged to the House.

Objection was raised.

Senator Miller of Des Moines moved that **Senate File 1357** be **immediately messaged** to the House, which motion prevailed and the request was complied with.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Plymat for the remainder of the day on request of Senator Curtis; Senator Robinson for the remainder of the day on request of Senator Rodgers.

On motion of Senator Lamborn, the Senate recessed until 2:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

DISTINGUISHED GUEST

President Neu presented to the Senate the Honorable Martha Griffiths, Congresswoman from the State of Michigan since 1955, who appeared on the rostrum and addressed the Senate briefly. Congresswoman Griffiths has established a national reputation for her interest in the rights of people. She sponsored and successfully guided the passage of the Equal Rights Amendment through the House of Representatives in the Ninety-first Congress. She congratulated the Iowa General Assembly for being among the first to ratify the amendment and pointed out how it will benefit citizens of Iowa.

HOUSE AMENDMENTS CONSIDERED

SENATE REFUSED TO CONCUR

Senate File 1004

Senator DeKoster called up for consideration Senate File 1004, a bill for an act relating to rental deposits, imposing liability and providing penalties for violations, amended by the House, and moved that the Senate refuse to concur in the following amendments:

- 1 Amend Senate File 1004 as passed by the Senate as follows:
- 2 1. Page 2, line 4, by striking the word "section" and
- 3 inserting in lieu thereof the word "Act".
- 4 2. Page 2, by striking lines 5 through 12.
- 5 3. Page 2, by inserting after line 12 the following new

6 section:

7 Sec. *NEW SECTION.* The deposit of money held by the
8 landlord for the tenant, who is a party to the agreement, shall
9 remain the property of the depositor until paid or applied to
10 payments due under the agreement, and the deposit shall be
11 held in trust for the depositor by the owner. The owner shall
12 place the deposit in an account identified as a trust account
13 in a bank or savings and loan association in this state which
14 is insured by an agency of the federal government, and shall
15 notify the depositor in writing of the name and address of
16 the bank or savings and loan association which holds the
17 deposit, and the amount thereof.

18 4. Page 2, lines 16 and 17, by striking the words “, with
19 interest as provided in this Act,”.

20 5. Page 2, line 19, by inserting after the period the
21 following: “The list of damages must be itemized, listing
22 each item of damage and amount separately.”

23 6. By renumbering the remaining sections.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

Senator Blouin offered amendment S—2779 to the House amendment and moved its adoption:

S—2779

- 1 Amend the House amendment to Senate File 1004
- 2 by striking lines 5 through 17.

The Chair called for a division.

Amendment S—2779 to the House amendment lost.

On motion of Senator DeKoster, the Senate refused to concur in the House amendment to **Senate File 1004.**

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House Files 125, 310, 550, 1121, 1220, 1222, 1226, 1373, 1377, 1394, 1444 and 1454.

DALE L. TIEDEN

Chairman, Senate Committee

CHARLES F. STROTHMAN

Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of

the Senate, he had signed in the presence of the Senate the following bills: House Files 125, 310, 550, 1121, 1220, 1222, 1226, 1373, 1377, 1394, 1444 and 1454.

HOUSE AMENDMENTS CONSIDERED

SENATE REFUSED TO CONCUR

Senate File 1141

Senator Schwieger called up for consideration Senate File 1141, a bill for an act to create a state department of transportation by transferring certain duties of the state highway commission, Iowa aeronautics commission, Iowa reciprocity board, Iowa state commerce commission, and the department of public safety to a state department of transportation, and making coordinating amendments to the Code, including penalty provisions, amended by the House, and moved that the Senate refuse to concur in the House amendments found on pages 1356-1360, inclusive, of the Senate Journal.

Senator Schaben moved that the Senate concur in the House amendments.

Roll call was requested.

On the question "Shall the Senate concur in the House amendments?" (S.F. 1141) the vote was:

Ayes, 12:

Coleman	Kennedy	Palmer	Rodgers
Glenn	Miller of	Priebe	Schaben
Heying	Des Moines	Rabedeaux	Scott
Junkins			

Nays, 35:

Andersen	Gluba	Miller of	Schwengels
Bergman	Griffin	Marshall	Schwieger
Blouin	Hansen	Murray	Shaff
Briles	Hill	Nolin	Shaw
Burroughs	Hultman	Nystrom	Taylor
Curtis	Kelly	Orr	Tieden
DeKoster	Kinley	Potter	Van Gilst
Doderer	Lamborn	Ramsey	Willits
Gallagher	McCartney	Riley	Winkelman

Absent or not voting, 8:

Milligan	Plymat	Robinson
----------	--------	----------

The motion lost and the Senate refused to concur in the House amendments to Senate File 1141.

COMMUNICATIONS

The following communications from the Governor were presented:

April 15, 1974

The Honorable Arthur A. Neu
Lieutenant Governor of Iowa
State Capitol Building
Local

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name of Mrs. Jane B. (Lowry) Smith, Sioux City, Woodbury County, Iowa, for reappointment as a member of the Air Quality Commission of the Department of Environmental Quality for the State of Iowa pursuant to Chapter 455B, Section 4, 1973 Code of Iowa, for a term commencing July 1, 1974, and ending June 30, 1978.

Sincerely,
ROBERT D. RAY
Governor

Also:

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name of Mr. Herbert L. Campbell, Washington, Washington County, Iowa, for reappointment as a member of the Air Quality Commission of the Department of Environmental Quality for the State of Iowa pursuant to Chapter 455B, Section 4, 1973 Code of Iowa, for a term commencing July 1, 1974, and ending June 30, 1978.

Sincerely,
ROBERT D. RAY
Governor

Also:

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name of Dr. Samuel J. Tuthill, Iowa City, Johnson County, Iowa, for reappointment as a member of the Solid Waste Disposal Commission of the Department of Environmental Quality for the State of Iowa pursuant to Chapter 455B, Section 4, 1973 Code of Iowa, for a term commencing July 1, 1974, and ending June 30, 1978.

Sincerely,
ROBERT D. RAY
Governor

Also:

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name of Mrs. Rosemary (Larry) Shearer, Des Moines, Polk County, Iowa, for reappointment as a member of the Solid Waste Disposal Commission of the Department of Environmental Quality for the State of Iowa pursuant to Chapter 455B, Section 4, 1973 Code of Iowa, for a term commencing July 1, 1974, and ending June 30, 1978.

Sincerely,
ROBERT D. RAY
Governor

Also:

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name of Mr. James M. Bellamy, Knoxville, Marion County, Iowa, for reappointment to the Water Quality Commission of the Department of Environmental Quality for the State of Iowa pursuant to Chapter 455B, Section 4, 1973 Code of Iowa, for a term commencing July 1, 1974, and ending June 30, 1978.

Sincerely,
ROBERT D. RAY
Governor

Also:

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name of Mr. Robert C. Russell, Iowa City, Johnson County, Iowa, for reappointment as a member of the Water Quality Commission of the Department of Environmental Quality for the State of Iowa pursuant to Chapter 455B, Section 4, 1973 Code of Iowa, for a term commencing July 1, 1974, and ending June 30, 1978.

Sincerely,
ROBERT D. RAY
Governor

ANNOUNCEMENT OF INVESTIGATING COMMITTEES

President Neu, in accordance with Section 2.32, Code 1973, announced the appointment of the following Senators to investigating committees:

Mrs. Jane B. (Lowry) Smith, Sioux City, Woodbury County, Iowa, for reappointment as a member of the Air Quality Commission of the Department of Environmental Quality.

Senator Kelly, Chairman
Senator Rabedeaux
Senator Gallagher

Mr. Herbert L. Campbell, Washington, Washington County, Iowa, for reappointment as a member of the Air Quality Commission, of the Department of Environmental Quality.

Senator Schwengels, Chairman
Senator Riley
Senator Coleman

Dr. Samuel J. Tuthill, Iowa City, Johnson County, Iowa, for reappointment as a member of the Solid Waste Disposal Commission of the Department of Environmental Quality.

Senator Plymat, Chairman
Senator Hill
Senator McCartney

Mrs. Rosemary Shearer, Des Moines, Polk County, Iowa, for reappointment as a member of the Solid Waste Disposal Commission of the Department of Environmental Quality.

Senator Willits, Chairman
Senator Griffin
Senator Shaw

Mr. James M. Bellamy, Knoxville, Marion County, Iowa, for reappointment as a member of the Water Quality Commission of the Department of Environmental Quality.

Senator Van Gilst, Chairman
Senator Murray
Senator Schwieger

Mr. Robert C. Russell, Iowa City, Johnson County, Iowa, for reappointment as a member of the Water Quality Commission of the Department of Environmental Quality.

Senator Doderer, Chairman
Senator Curtis
Senator Tieden

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File 19, a bill for an act relating to penalty on delinquent mobile home taxes.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 242, a bill for an act relating to the taxation of pension and retirement insurance premiums.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 442, a bill for an act relating to the Iowa Probate Code.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 500, a bill for an act relating to visitation rights.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1113, a bill for an act relating to used car dealer lists.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1197, a bill for an act revising penalties imposed on additional taxes due, failure to file reports, and filing of fraudulent reports.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1227, a bill for an act relating to the filing of claims with a county.

Also: That the House has failed to adopt the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 106, appointing a committee to personally visit the United States Secretary of Agriculture to explain the shortage of fertilizer in Iowa.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 116, providing for a moratorium on the payment of principal on federal loans to colleges.

Also: That the House has concurred in Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 501, a bill for an act relating to the establishment of zoos or zoological gardens.

Also: That the House has concurred in Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 1200, a bill for an act creating an Iowa administrative procedure act.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1409, a bill for an act relating to the education of children requiring special education.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1419, a bill for an act relating to the compensation of the clerk of the grand jury.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1430, a bill for an act relating to authority of the department of social services to arrange foster care placements for children.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1456, a bill for an act relating to lights of road machinery.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1463, a bill for an act relating to the education of the handicapped.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 132, establishing at least one United States department of agriculture service center in each soil conservation district in the state of Iowa.

WILLIAM H. HARBOR, Chief Clerk

HOUSE CONCURRENT RESOLUTION 132

By Pellett, Husak, Middleswart, Strothman,
Cochran, Danker, Logue and Egenes

1 *Whereas*, the Sixty-fifth Iowa General Assembly hereby takes
2 notice of the publicized intention of the United States
3 Department of Agriculture to reorganize the present county
4 United States Department of Agriculture offices, which include
5 the Soil Conservation Service, Agriculture Stabilization and
6 Conservation Service, Farmers Home Administration and Federal
7 Crop Insurance Corporation, into United States Department
8 of Agriculture service centers in accordance with specific
9 nationwide guidelines which, if strictly adhered to, would
10 result in the closing of many county offices.

11 *Whereas*, the State of Iowa through its agencies and sub-
12 divisions has developed and administered interdependent pro-
13 grams with those of the United States Department of Agricul-
14 ture such as soil conservation district staffing; conserva-
15 tion planning which includes conservancy districts, water-
16 sheds, and Resource Conservation and Development projects;
17 soil loss limit regulations; cost sharing for installation
18 of conservation practices, constituting an annual appropria-
19 tion on behalf of the state in excess of three million dollars;
20 and

21 *Whereas*, acceptance of these programs depends upon the
22 capability of technicians who understand local situations
23 and accessibility by the public to these technicians and state
24 personnel who are housed with United States Department of
25 Agriculture agencies and form a team in delivery of services;
26 and

27 *Whereas*, the magnitude of the soil conservation task
28 remaining requires expeditious, efficient use of personnel
29 time, equipment, fuel, and funds; and

30 *Whereas*, the State of Iowa is concerned about the possible

Page 2

1 adverse effects this proposed reorganization may have on
2 Iowa's soil conservation efforts; *Now Therefore*,

3 *Be It Resolved by the House of Representatives, the Senate*
4 *Concurring*, That at least one United States Department of
5 Agriculture service center be maintained in each soil conser-
6 vation district in the state of Iowa, and prior to implementing
7 any statewide plan, such plan be approved by the United States
8 House of Representatives' Appropriations Subcommittee on Agri-
9 culture, Environment and Consumer Affairs.

10 *Be It Further Resolved*, that copies of this resolution
11 be forwarded by the Chief Clerk of the House of Representa-
12 tives and the Secretary of the Senate to the United States
13 Secretary of Agriculture Earl L. Butz, to each member of the
14 Iowa congressional delegation, and to Governor Robert D. Ray.

INTRODUCTION OF BILL

Senate File 1378, by committee on appropriations, a bill for

an act to appropriate from the general fund of the state to the sewage works treatment construction fund.

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

HOUSE MESSAGES CONSIDERED

House File 1409, a bill for an act relating to the education of children requiring special education.

Read first time and **passed on file.**

House File 1419, a bill for an act relating to the compensation of the clerk of the grand jury.

Read first time and **passed on file.**

House File 1430, a bill for an act relating to authority of the department of social services to arrange foster care placements for children, permitting the department to pay foster care parents directly for foster care, relating to responsibility for cost of foster care services, and authorizing the department to maintain accounts in the names of such children in which the funds of the children may be placed.

Read first time and **passed on file.**

House File 1456, a bill for an act relating to lights of road machinery.

Read first time and **passed on file.**

House File 1463, a bill for an act relating to the education of the handicapped, including but not limited to profoundly handicapped children.

Read first time and **passed on file.**

SENATE CONCURRENT RESOLUTION 124

By Taylor and Van Gilst

- 1 *Whereas*, it is the duty of nations, as well as
- 2 of men to owe their dependence upon the overruling
- 3 power of God, to confess their sins and transgress-
- 4 ions, in humble sorrow, yet with assured hope that
- 5 genuine repentance will lead to mercy and pardon,
- 6 and to recognize the sublime truth, announced in the
- 7 Holy Scriptures and proven by all history, that those
- 8 nations are blessed whose God is Lord; and
- 9 *Whereas*, we know that we have been the recip-
- 10 ients of the choicest bounties of Heaven; we have

11 been preserved these many years in peace and pros-
 12 perity; we have grown in numbers, wealth and power
 13 as no other nation has ever grown; but we have for-
 14 gotten God; and

15 *Whereas*, we have forgotten the gracious hand
 16 which preserved us in peace, and multiplied and en-
 17 riched us; and we have vainly imagined, in the de-
 18 ceitfulness of our hearts, that all these blessings
 19 were produced by some superior wisdom and virtue
 20 of our own; and

21 *Whereas*, intoxicated with unbroken success, we
 22 have become too self-sufficient to feel the necess-
 23 ity of redeeming and preserving grace, too proud to
 24 pray to the God that made us; and

25 *Whereas*, we have made such an idol out of our

Page 2

1 pursuit of "national security" that we have forgotten
 2 that only God can be the ultimate guardian of our
 3 true livelihood and safety; and

4 *Whereas*, we have failed to respond, personally
 5 and collectively, with sacrifice and uncompromised
 6 commitment to the unmet needs of our fellow man, both
 7 at home and abroad; as a people, we have become so
 8 absorbed with the selfish pursuits of pleasure and
 9 profit that we have blinded ourselves to God's
 10 standard of justice and righteousness for this
 11 society; and

12 *Whereas*, it therefore behooves us to humble
 13 ourselves before Almighty God, to confess our national
 14 sins, and to pray for clemency and forgiveness;

15 *Now, Therefore*

16 *Be It Resolved by the Senate, the House of*
 17 *Representatives Concurring*, that April 30, 1974 be
 18 a National Day of Humiliation, Fasting and Prayer;
 19 and calls upon the people of our state to humble our-
 20 selves as we see fit, before our Creator to acknow-
 21 ledge our final dependence upon Him and to repent of
 22 our national sins.

SENATE CONCURRENT RESOLUTION 125

By Riley and Doderer

1 *Whereas*, the experience of educational and correctional
 2 institutions has shown the importance of early childhood life
 3 and its effect on society, causing increasing interest in
 4 developing and coordinating programs and services relating
 5 to early childhood; and

6 *Whereas*, fragmented programs and duplication of services
 7 often result in fewer services reaching the children and
 8 families for whom they are designed; and

9 *Whereas*, the 1971 early childhood task force of the edu-
 10 cation commission of the states proposed suggested state legi-
 11 slation to establish an office of early childhood development

12 in state departments of education; and

13 *Whereas*, the goals of an office for early childhood de-
14 velopment should be to coordinate and provide long-range
15 planning for delivery of children's services, to provide an
16 advocate for the educational, medical, nutritional, and other
17 needs of children, and to represent the interests of children,
18 particularly in the areas of child abuse, foster care, day care,
19 and juvenile detention; *Now Therefore*,

20 *Be It Resolved by the Senate, the House Concurring*, That
21 the governor shall appoint an early childhood development task
22 force to be composed of nineteen members, including five members
23 who represent parents, guardians and other consumers of services
24 to children, five members who represent day care facilities,
25 juvenile care facilities, and other providers of services to

Page 2

1 children, five members who represent state departments con-
2 cerned with programs and services for children, including two
3 members to represent the state department of social services, and
4 one each to represent the state department of public instruc-
5 tion, the state department of health, and the Iowa commission
6 on the status of women, and four members of the General Assembly,
7 one member from each political party in the house, and one mem-
8 ber from each political party in the senate. Membership of the
9 task force shall include representation from various parts of
10 the state. The task force shall study the needs of children in
11 Iowa and shall assess and evaluate the need in Iowa for an office
12 for early childhood development to accomplish the goals stated
13 herein. The task force shall make its final report and recom-
14 mendations to the governor and to the Sixty-sixth General Assembly
15 not later than January 15, 1975, including proposed legislation
16 as necessary to implement its recommendations. The governor
17 shall provide staff support to the task force. Members of the
18 task force other than state department members shall be paid
19 their actual and necessary expenses in performance of their
20 duties as members.

REPORTS OF INVESTIGATING COMMITTEES

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mrs. D. D. Pellegrino of Story City, Story County, Iowa, for appointment as a member of the Iowa Aeronautics Commission pursuant to the provisions of Section 328.2, Code 1973, for the unexpired term ending June 30, 1979, begs leave to report that it has made investigation and recommends the appointment be confirmed.

JOHN N. NYSTROM, Chairman
ELIZABETH SHAW
JAMES GALLAGHER

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Allen J. Meier, of Cedar Rapids, Iowa, for reappointment as a member of the Occupational Safety and Health Review Commission under the provisions of Section 88.10, Code 1973, for the term

ending June 30, 1980, begs leave to report that it has made investigation and recommends the appointment be confirmed.

CLOYD E. ROBINSON, Chairman
TOM RILEY
ELIZABETH SHAW

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S. R. 105 State government
- S. R. 106 State government
- S. R. 107 State government
- S. R. 108 State government
- S. F. 1377 Appropriations
- H. F. 1465 Natural resources

EXPLANATION OF VOTE

I was in the House attending a meeting on the Volga River Project when the Winkelman amendment S—2612, to House File 1399 came up for consideration. Had I been present, I would have voted “nay” with the prevailing side.

MICHAEL T. BLOUIN

REPORTS OF COMMITTEES

Senator Tieden submitted the following reports:

MR. PRESIDENT: Your committee on agriculture to which was referred **House File 684**, a bill for an act relating to the movement of grain storage structures on the highways, begs leave to report it has had the same under consideration and recommends the same **do pass**.

DALE L. TIEDEN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on agriculture to which was referred **House Concurrent Resolution 117**, a resolution urging the Interstate Commerce Commission to act favorably upon the request of the Rock Island Railroad for the appropriate authority to merge with the Union Pacific Railroad for the movement of grain from the producer to market for the economy of Iowa, begs leave to report it has had the same under consideration and recommends the same **do pass**.

DALE L. TIEDEN, Chairman

Ordered passed on file.

Senator DeKoster submitted the following reports:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 1425**, a bill for an act to make an appropriation from the primary road fund to the state highway commission for the support, maintenance and miscellaneous expenses of planning, development and field operation activities and relating to the posting of informational signs, begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:

S—2785

- 1 Amend House File 1425 as amended and passed by
- 2 the House as follows:
- 3 1. Page 2, line 21, by striking the figure
- 4 "2,797,347" and inserting in lieu thereof "[2,797,347]
- 5 2,853,347".
- 6 2. Page 2, line 26, by striking the figure
- 7 "426,660" and inserting in lieu thereof "[426,660]
- 8 454,660".
- 9 3. Page 2, line 29, by striking the figure
- 10 "3,224,007" and inserting in lieu thereof "[3,224,007]
- 11 3,308,007".
- 12 4. Page 2, line 35, by striking the figure
- 13 "12,440,792" and inserting in lieu thereof the
- 14 figure "12,524,792".
- 15 5. Page 3, by striking line 10 and inserting
- 16 in lieu thereof "poses:.....\$1,867,048 \$[1,862,225]
- 17 3,702,225".
- 18 6. Page 3, by striking line 12 and inserting in
- 19 lieu thereof "velopment:.....\$7,941,958 \$[8,140,334]
- 20 9,980,334".
- 21 7. Page 4, line 2, by striking the figure
- 22 "67,670,177 and inserting in lieu thereof the
- 23 figure "66,750,177" and by striking the figure
- 24 "70,054,506" and inserting in lieu thereof the
- 25 figure "71,058,506".

Page 2

- 1 8. Page 4, after line 14, insert the following:
- 2 "3. The supplemental appropriation for head-
- 3 quarters operation is to enable the state highway
- 4 commission to fund an additional seven traffic weight
- 5 officers but is not to be used to increase the
- 6 present established positions."
- 7 9. Page 4, by striking lines 15 through 62,
- 8 inclusive, and renumbering the remaining section.
- 9 10. Page 1, line 3, by inserting after the word
- 10 "development" the words ", headquarters operation,".
- 11 11. Page 1, lines 4 and 5, by striking the words
- 12 "and relating to the posting of informational signs".

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred

House File 1476, a bill for an act to provide auxiliary services, including transportation, for nonpublic school children and to provide appropriations, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 1486**, a bill for an act relating to the construction of the veterinary biologics facility at Ames, Iowa, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2781

- 1 Amend the House amendment to Senate File 1163,
- 2 as amended, passed, and reprinted by the Senate, as
- 3 follows:
- 4 1. Page 4, by striking lines 21 through 25.
- 5 2. Page 5, by striking lines 1 through 6.
- 6 3. Page 6, by striking lines 15 through 22.
- 7 4. Page 7, by striking lines 24 and 25.
- 8 5. Page 8, by striking lines 1 and 2.
- 9 6. Page 8, by striking lines 21 through 25.
- 10 7. Page 9, by striking lines 1 through 7.
- 11 8. Page 9, by striking lines 8 through 10.

WILLARD R. HANSEN

S—2775

- 1 Amend Senate File 1354, page 28, line 16, by insert-
- 2 ing after the period the sentence "*However, the approval*
- 3 *of the board of supervisors shall be required before*
- 4 *payment is made by a county for costs incurred which*
- 5 *exceed a total of five hundred dollars for one year for*
- 6 *treatment provided to any one alcoholic or intoxicated*
- 7 *person, except that such approval is not required for*
- 8 *the cost of treatment provided to an alcoholic or in-*
- 9 *toxicated person who is committed pursuant to sections*
- 10 *eighteen (18) and nineteen (19) of this Act."*

WILLIAM N. PLYMAT
JOHN S. MURRAY
BASS VAN GILST
WARREN E. CURTIS
BERL E. PRIEBE

S—2782

- 1 Amend the Murray amendment S—2699, to page 26
- 2 of Senate File 1354, by striking lines 4
- 3 through 9 and inserting in lieu thereof the follow-
- 4 ing:

5 "be billed at twenty-five percent. Beginning
6 July 1, 1976, the superintendent of a state hospital
7 shall total only those expenditures which can be
8 attributed to the cost of providing inpatient treat-
9 ment to alcoholics and intoxicated persons for pur-
10 poses of determining the daily per diem".

MINNETTE DODERER
WARREN E. CURTIS
WILLIAM N. PLYMAT
JOHN S. MURRAY
LOWELL L. JUNKINS

S—2784

1 Amend the Murray amendment S—2743 to page 26 of
2 Senate File 1354 as follows:
3 1. Page 1, line 14, by striking the word "*sixty*"
4 and inserting in lieu thereof the words "*seventy-*
5 *five*".
6 2. Page 1, line 24, by striking the word "*forty*"
7 and inserting in lieu thereof the words "*twenty-*
8 *five*".
9 3. Page 2, line 14, by striking the word "*forty*"
10 and inserting in lieu thereof the words "*twenty-*
11 *five*".

JOHN S. MURRAY
WARREN E. CURTIS
WILLIAM N. PLYMAT
BASS VAN GILST
LOWELL L. JUNKINS
MINNETTE DODERER

S—2783

1 Amend the Doderer amendment S—2709B to page
2 27 of Senate File 1354, line 10, by striking the
3 word "*one-half*" and inserting in lieu thereof the
4 words "*twenty-five percent of*".

JOHN S. MURRAY
WARREN E. CURTIS
WILLIAM N. PLYMAT
LOWELL L. JUNKINS
MINNETTE DODERER

S—2778

1 Amend Senate File 1372 as follows:
2 1. Page 1, line 14, by striking the words "annual
3 rental charge" and inserting in lieu thereof the words
4 "monthly royalty payment".
5 2. Page 1, by striking lines 17 and 18 and inserting
6 in lieu thereof the following: "the pipeline. The
7 monthly royalty payment shall be based upon the number
8 of cubic feet of solid, liquid or gaseous substance
9 passing through the pipeline constructed or to be".
10 3. Page 1, by striking lines 22 through 24 and insert-
11 ing in lieu thereof the following: "imposed on the
12 affected property. The monthly royalty payment shall
13 be made on or before the tenth of each month. Failure

14 to make any royalty payment when due shall,”
 15 4. Page 2, line 10 by striking the words “rental
 16 charges” and inserting in lieu thereof the words
 17 “royalty payments”.

18 5. Page 2, lines 11 and 12 by striking the words
 19 “annual rental charge” and inserting in lieu thereof
 20 the words “monthly royalty payment”.

21 6. Amend the title, page 1, line 1 by striking the
 22 words “annual rental charges” and inserting in lieu
 23 thereof the words “monthly royalty payments”.

CLIFTON C. LAMBORN

S—2772

1 Amend House File 1360, as amended and passed by the
 2 House, as follows:

3 1. Page 5, by adding the following section after line
 4 27:

5 Sec. PENALTIES. Every person engaging in
 6 farming or proposing to commence farming in this state
 7 on or after July 1, 1974, who fails to file reports
 8 required by this Act shall not maintain any action in
 9 this state upon any contract made by the person in
 10 this state unless prior to making such contract the
 11 person shall have filed all reports required by this
 12 Act. This prohibition shall also apply to any assignee
 13 of such person and to any person claiming under such
 14 assignee of such person or under either of them. In
 15 addition, failure to file a required report, or the
 16 willful filing of false information, shall constitute
 17 a misdemeanor.

TOM RILEY

S—2780

1 Amend House File 1422, as amended, passed, and
 2 reprinted by the House, page 20A, line 33, by striking
 3 the word “or” and inserting in lieu thereof the word
 4 “and”.

WILLIAM P. WINKELMAN
 LEONARD C. ANDERSEN
 IRVIN L. BERGMAN
 HILARIUS L. HEYING
 ELIZABETH R. MILLER
 WILLIAM D. PALMER
 KENNETH D. SCOTT
 WARREN E. CURTIS
 CLIFTON C. LAMBORN

On motion of Senator Lamborn, the Senate adjourned until
 9:00 a.m., Wednesday, April 17, 1974.

JOURNAL OF THE SENATE

NINETY-FOURTH DAY

SENATE CHAMBER
DES MOINES, IOWA, WEDNESDAY, APRIL 17, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Tommy Barnett, pastor of the Westside Assembly of God Church, Davenport, Iowa.

The Journal of Tuesday, April 16, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Don Young, Des Moines, Iowa.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Plymat for the day on request of Senator Curtis; Senator Robinson for the day on request of Senator Rodgers; Senator Schwieger for the day on request of Senator Priebe.

PRESENTATION OF VISITORS

President Neu welcomed the Honorable Herschel C. Loveless, former Governor of Iowa, who served from 1957 to 1961.

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

Twenty-nine students from Newell-Providence Community School, Newell, Iowa, accompanied by Mrs. Helen Erie and Lee Campbell. Senator Curtis.

Twenty-five students from Adair-Casey Community School, Adair, Iowa, accompanied by Joann Johnson. Senator Rodgers.

Thirty students from Pella Community High School, Pella, Iowa, accompanied by Nola Vander Streek, Barbara Sagraves, Tony Hoekstra and Norris Hale. Senator Hill.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully

reports that it has examined and finds correctly enrolled: House Files 1177, 1190 and 1362.

DALE L. TIEDEN
Chairman, Senate Committee
CHARLES F. STROTHMAN
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: House Files 1177, 1190 and 1362.

President pro tempore Shaff took the chair at 9:20 a.m.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 1374.

Senate File 1374

On motion of Senator Andersen, Senate File 1374, a bill for an act relating to the granting of furloughs to inmates, was taken up for consideration.

Senator Andersen moved that the bill be read the last time now, which prevailed, and bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1374) the vote was:

Ayes, 36:

Andersen	Gluba	Miller of	Ramsey
Bergman	Griffin	Marshall	Riley
Blouin	Hansen	Murray	Rodgers
Briles	Heying	Nolin	Schaben
Burroughs	Junkins	Nystrom	Scott
Coleman	Kennedy	Orr	Shaw
Curtis	Kinley	Potter	Van Gilst
DeKoster	Lamborn	Priebe	Willits
Doderer	McCartney	Rabedeaux	Winkelman
Glenn			

Nays, 7:

Hill	Miller of	Schwengels	Taylor
Hultman	Des Moines	Shaff	Tieden

Absent or not voting, 7:

Gallagher	Milligan	Plymat	Schwieger
Kelly	Palmer	Robinson	

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

Senator Lamborn asked and received unanimous consent that Senate File 1374 be immediately messaged to the House, which request was complied with.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 1370.

Senate File 1370

On motion of Senator Rabedeaux, Senate File 1370, a bill for an act creating a state elevator code, requiring the owners of elevators to register and comply with rules of the labor commissioner, authorizing the labor commissioner to promulgate standards for the construction, maintenance, and use of elevators, establishing licensing requirements and procedures for elevator inspectors, and requiring liability insurance and fees and providing penalties for violations, was taken up for consideration.

Senator Rabedeaux asked and received unanimous consent that Walter Johnson, Deputy Commissioner of Labor, be permitted to remain in the Senate chamber as a consultant during consideration of the bill.

Senator DeKoster offered amendment S—2786 and moved its adoption:

S—2786

- 1 Amend Senate File 1370, page 13, lines 12 and 13 by
- 2 striking the words "or by both such fine and
- 3 imprisonment".

Amendment S—2786 was adopted.

Senator Rabedeaux moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1370) the vote was:

Ayes, 43:

Andersen	Hansen	Miller of	Rodgers
Bergman	Heying	Marshall	Schaben
Blouin	Hill	Milligan	Schwengels
Burroughs	Hultman	Murray	Scott
Coleman	Junkins	Nystrom	Shaff
Curtis	Kelly	Orr	Shaw
DeKoster	Kennedy	Palmer	Taylor
Doderer	Kinley	Potter	Tieden
Gallagher	Lamborn	Priebe	Van Gilst
Glenn	McCartney	Rabedeaux	Willits
Gluba	Miller of	Riley	
Griffin	Des Moines		

Nays, 4:

Briles	Nolin	Ramsey	Winkelman
--------	-------	--------	-----------

Absent or not voting, 3:

Plymat Robinson Schwieger

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

Senator Lamborn asked and received unanimous consent that **Senate File 1370** be **immediately messaged** to the House, which request was complied with.

REPORT OF JOINT INVESTIGATING COMMITTEE

Senator Briles called up the following report and moved its adoption:

MR. PRESIDENT: Your joint committee appointed to investigate the character and qualifications of Thomas R. Mayer of Des Moines, Polk County, Iowa, for appointment by the Iowa Legislative Council as the Citizens' Aide, under the provisions of Sections 601G.3 and 601G.5, Code 1973, for the regular four-year term beginning July 1, 1974, and ending June 30, 1978, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

On the Part of the Senate:
JAMES E. BRILES, Chairman
LUCAS J. DeKOSTER
KARL NOLIN

On the Part of the House:
DAVID M. STANLEY, Chairman
DONALD V. DOYLE
JOAN LIPSKY

The motion prevailed and the report was adopted.

Senator Briles moved the appointment of Thomas R. Mayer as Citizens' Aide be confirmed by the Senate.

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

Ayes, 45:

Andersen	Hansen	Miller of	Rodgers
Bergman	Heying	Marshall	Schaben
Blouin	Hill	Milligan	Schwengels
Briles	Hultman	Murray	Scott
Coleman	Junkins	Nystrom	Shaff
Curtis	Kelly	Orr	Shaw
DeKoster	Kennedy	Palmer	Taylor
Doderer	Kinley	Potter	Tieden
Gallagher	Lamborn	Priebe	Van Gilst
Glenn	McCartney	Rabedeaux	Willits
Gluba	Miller of	Ramsey	Winkelman
Griffin	Des Moines	Riley	

Nays, none.

Absent or not voting, 5:

Burroughs Plymat Robinson Schwieger
Nolin

President pro tempore Shaff declared the appointment of

Thomas R. Mayer as Citizens' Aide confirmed for the regular four-year term ending June 30, 1978.

CONSIDERATION OF BILLS

Senate File 1378

On motion of Senator Hultman, Senate File 1378, a bill for an act to appropriate from the general fund of the state to the sewage works treatment construction fund, was taken up for consideration.

Senator Potter took the chair at 10:45 a.m.

Senator Hultman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1378) the vote was:

Ayes, 47:

- | | | | |
|-----------|------------|-----------|------------|
| Andersen | Hansen | Miller of | Riley |
| Bergman | Heying | Marshall | Rodgers |
| Blouin | Hill | Milligan | Schaben |
| Briles | Hultman | Murray | Schwengels |
| Burroughs | Junkins | Nolin | Scott |
| Coleman | Kelly | Nystrom | Shaff |
| Curtis | Kennedy | Orr | Shaw |
| DeKoster | Kinley | Palmer | Taylor |
| Doderer | Lamborn | Potter | Tieden |
| Gallagher | McCartney | Priebe | Van Gilst |
| Glenn | Miller of | Rabedeaux | Willits |
| Gluba | Des Moines | Ramsey | Winkelman |
| Griffin | | | |

Nays, none.

Absent or not voting, 3:

- | | | |
|--------|----------|-----------|
| Plymat | Robinson | Schwieger |
|--------|----------|-----------|

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

Senator Lamborn asked and received unanimous consent that Senate File 1378 be immediately messaged to the House, which request was complied with.

House File 1425

On motion of Senator Winkelman, House File 1425, a bill for an act to make an appropriation from the primary road fund to the state highway commission for the support, maintenance and miscellaneous expenses of planning, development and field operation activities and relating to the posting of informational signs,

with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Winkelman offered amendment S—2785 by the committee on appropriations and called for a division of the amendment as follows:

S—2785

Division S—2785A

- 1 Amend House File 1425 as amended and passed by
- 2 the House as follows:
- 3 1. Page 2, line 21, by striking the figure
- 4 "2,797,347" and inserting in lieu thereof "[2,797,347]
- 5 2,853,347".
- 6 2. Page 2, line 26, by striking the figure
- 7 "426,660" and inserting in lieu thereof "[426,660]
- 8 454,660".
- 9 3. Page 2, line 29, by striking the figure
- 10 "3,224,007" and inserting in lieu thereof "[3,224,007]
- 11 3,308,007".
- 12 4. Page 2, line 35, by striking the figure
- 13 "12,440,792" and inserting in lieu thereof the
- 14 figure "12,524,792".
- 15 5. Page 3, by striking line 10 and inserting
- 16 in lieu thereof "poses:\$1,867,048 \$[1,862,225]
- 17 3,702,225".
- 18 6. Page 3, by striking line 12 and inserting in
- 19 lieu thereof "velopment:.....\$7,941,958 \$[8,140,334]
- 20 9,980,334".
- 21 7. Page 4, line 2, by striking the figure
- 22 "67,670,177" and inserting in lieu thereof the
- 23 figure "66,750,177" and by striking the figure
- 24 "70,054,506" and inserting in lieu thereof the
- 25 figure "71,058,506".

Page 2

- 1 8. Page 4, after line 14, insert the following:
- 2 "3. The supplemental appropriation for head-
- 3 quarters operation is to enable the state highway
- 4 commission to fund an additional seven traffic weight
- 5 officers but is not to be used to increase the
- 6 present established positions."

Division S—2785B

- 7 9. Page 4, by striking lines 15 through 62,
- 8 inclusive, and renumbering the remaining section.

Division S—2785A (Cont'd)

- 9 10. Page 1, line 3, by inserting after the word
- 10 "development" the words " , headquarters operation,".

Division S—2785B (Cont'd)

- 11 11. Page 1, lines 4 and 5, by striking the words
- 12 "and relating to the posting of informational signs".

President pro tempore Shaff took the chair at 11:20 a.m.

On motion of Senator Winkelman, division S—2758A of the amendment was adopted.

Senator Potter took the chair at 11:50 a.m.

Senator Winkelman moved the adoption of division S—2785B of the amendment.

Roll call was requested.

On the question "Shall division S—2785B of the amendment be adopted?" (H.F. 1425) the vote was:

Ayes, 5:

Andersen	Glenn	Murray	Winkelman
DeKoster			

Nays, 38:

Bergman	Hultman	Milligan	Rodgers
Blouin	Junkins	Nolin	Schaben
Burroughs	Kelly	Nystrom	Schwengels
Coleman	Kennedy	Orr	Scott
Doderer	Kinley	Palmer	Shaff
Gluba	Lamborn	Potter	Shaw
Griffin	Miller of	Priebe	Taylor
Hansen	Des Moines	Rabedaux	Tieden
Heying	Miller of	Ramsey	Van Gilst
Hill	Marshall	Riley	Willits

Absent or not voting, 7:

Briles	Gallagher	Plymat	Schwieger
Curtis	McCartney	Robinson	

Division S—2785B of the amendment lost.

Senator Winkelman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1425) the vote was:

Ayes, 48:

Andersen	Hansen	Miller of	Rodgers
Bergman	Heying	Marshall	Schaben
Blouin	Hill	Milligan	Schwengels
Briles	Hultman	Murray	Scott
Burroughs	Junkins	Nystrom	Shaff
Curtis	Kelly	Orr	Shaw
DeKoster	Kennedy	Palmer	Taylor
Doderer	Kinley	Potter	Tieden
Gallagher	Lamborn	Rabedaux	Van Gilst
Glenn	Miller of	Ramsey	Willits
Gluba	Des Moines	Riley	Winkelman
Griffin			

Nays, 3:

Coleman	Nolin	Priebe
---------	-------	--------

Absent or not voting, 4:

McCartney

Plymat

Robinson

Schwieger

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

On motion of Senator Lamborn, the Senate recessed until 1:55 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

COMMITTEE FROM THE HOUSE

A committee from the House appeared and announced that the House was ready to receive the Senate in joint convention.

In accordance with House Concurrent Resolution 129 duly adopted, the Senate proceeded to the House under the direction of the Secretary of the Senate and the Sergeant-at-Arms.

JOINT CONVENTION

In accordance with House Concurrent Resolution 129 duly adopted, the joint convention was called to order, President Neu presiding.

Senator Lamborn moved that the roll call be dispensed with and that the President of the joint convention be authorized to declare a quorum present, which motion prevailed.

President Neu declared a quorum present and the joint convention duly organized.

Senator Lamborn moved that a committee of six consisting of three members from the Senate and three members from the House of Representatives be appointed to escort the members of the Iowa Congressional Delegation to the well of the House.

The motion prevailed and the President appointed as such committee Senators Miller of Marshall, Potter and Willits, on the part of the Senate, and Representatives Pellett, Norland and Wulff, on the part of the House.

The committee waited upon the Iowa Congressional Delegation and escorted them to the well of the House.

President Neu presented the following members of the Congressional Delegation:

The Honorable Dick Clark, United States Senator
The Honorable Edward Mezvinsky, United States Representative
The Honorable John C. Culver, United States Representative
The Honorable Neal Smith, United States Representative
The Honorable Wiley Mayne, United States Representative

The members of the delegation addressed the joint convention individually and answered questions submitted to them.

The Congressional Delegation was escorted from the House chamber by the committee previously appointed.

Holden of Scott moved that the joint convention be now dissolved.

The motion prevailed.

The Senate returned to the Senate chamber and resumed regular session, Senator Curtis presiding.

UNFINISHED BUSINESS

Senate File 1362

The Senate resumed consideration of Senate File 1362, a bill for an act making an appropriation from the general fund of the state to the state comptroller to carry out a coal mine research project within the state.

CALL OF THE SENATE

The Chair announced the following call of the Senate had been filed at the desk and directed the Secretary to call the roll:

MR. PRESIDENT: Pursuant to Rule 19 of the Rules of the Senate of the Sixty-fifth General Assembly, we, the undersigned, do hereby request a Call of the Senate on Senate File 1362 and all motions and amendments thereto.

CLIFTON C. LAMBORN
JAMES W. GRIFFIN, SR.
GEORGE F. MILLIGAN
LEONARD C. ANDERSEN
WARREN E. CURTIS
IRVIN L. BERGMAN
RICHARD R. RAMSEY
JOHN S. MURRAY
ELIZABETH R. MILLER
JOHN N. NYSTROM

Roll call revealed all members present with the exception of Senators Rodgers and Schwieger.

Senator Lamborn asked and received unanimous consent that Senator Rodgers be temporarily excused from the Call of the Senate until a vote is taken on a motion or amendment to the bill.

Senator Lamborn asked and received unanimous consent that Senator Schwieger be excused from the Call of the Senate.

Senator Milligan asked and received unanimous consent that Dr. Samuel J. Tuthill, State Geologist, Iowa City, be permitted to remain in the Senate chamber as a consultant during consideration of the bill.

Senator Schaben offered amendment S—2789 by Senators Schaben and Glenn and moved its adoption:

S—2789

- 1 Amend Senate File 1362, by striking everything after
- 2 the enacting clause and inserting in lieu thereof
- 3 the following:
- 4 Section 1. There is appropriated from the
- 5 general fund of the state to the state comptroller
- 6 for use by the Iowa state university of science and
- 7 technology college of engineering, chemical
- 8 engineering department for the fiscal year beginning
- 9 July 1, 1974, the sum of one million (1,000,000)
- 10 dollars, to be used for research to improve the
- 11 quality and usability of Iowa coal used as fuel
- 12 through removal of unwanted properties.
- 13 Sec. 2. It is the intent of the general assembly
- 14 that this project shall include, but not be limited
- 15 to the following: research for gasification of
- 16 Iowa coal into a methane gas.
- 17 Sec. 3. The department of chemical engineering
- 18 shall by January 5 and July 5 of each year submit
- 19 a written report to the members of the general
- 20 assembly on the progress of its research project.
- 21 Sec. 4. Any unencumbered funds appropriated by
- 22 this Act remaining on June 30, 1977 shall revert
- 23 to the general fund on September 30, 1977 and
- 24 the provisions of this Act shall cease on June 30,
- 25 1977.

President Neu took the chair at 5:45 p.m.

Roll call was requested.

On the question "Shall amendment S—2789 be adopted?" (S.F. 1362) the vote was:

Ayes, 19:

Blouin	Gluba	Miller of	Robinson
Coleman	Heying	Des Moines	Rodgers
Doderer	Junkins	Orr	Schaben
Gallagher	Kennedy	Palmer	Scott
Glenn	Kinley	Priebe	Willits

Nays, 30:

Andersen	Hill	Murray	Schwengels
Bergman	Hultman	Nolin	Shaff
Briles	Kelly	Nystrom	Shaw
Burroughs	Lamborn	Plymat	Taylor
Curtis	McCartney	Potter	Tieden
DeKoster	Miller of	Rabedeaux	Van Gilst
Griffin	Marshall	Ramsey	Winkelman
Hansen	Milligan	Riley	

Absent or not voting, 1:

Schwieger

Amendment S—2789 lost.

Senator Doderer offered amendment S—2792 by Senators Doderer and Junkins, moved its adoption and requested a roll call:

S—2792

- 1 Amend Senate File 1362 as follows:
- 2 1. Page 2, by striking in lines 2 and 3 "million
- 3 five hundred thousand (5,500,000)" and inserting
- 4 in lieu thereof: "hundred thousand (500,000)".
- 5 2. Page 2, line 4, by striking the word "project"
- 6 and inserting in lieu thereof the word "study".
- 7 3. Page 2, line 29, by striking the word
- 8 "project" and inserting in lieu thereof the word
- 9 "study".

On the question "Shall amendment S—2792 be adopted?" (S.F. 1362) the vote was:

Ayes, 17:

Blouin	Junkins	Palmer	Schaben
Coleman	Kennedy	Priebe	Scott
Doderer	Kinley	Robinson	Willits
Glenn	Miller of	Rodgers	
Gluba	Des Moines		
Heying			

Nays, 32:

Andersen	Hill	Murray	Riley
Bergman	Hultman	Nolin	Schwengels
Briles	Kelly	Nystrom	Shaff
Burroughs	Lamborn	Orr	Shaw
Curtis	McCartney	Plymat	Taylor
DeKoster	Miller of	Potter	Tieden
Gallagher	Marshall	Rabedeaux	Van Gilst
Griffin	Milligan	Ramsey	Winkelman
Hansen			

Absent or not voting, 1:

Schwieger

Amendment S—2792 lost.

Senator Nolin offered amendment S—2791 and moved its adoption:

S—2791

- 1 Amend Senate File 1362, page 2, by striking line
- 2 31.

Amendment S—2791 was adopted.

Senator Glenn offered amendment S—2794 by Senators Doderer and Glenn, moved its adoption and requested a roll call:

S—2794

- 1 Amend Senate File 1362, page 2, lines 2 and 3 by
- 2 striking the words and figure "five million five
- 3 hundred thousand (5,500,000)" and inserting in lieu
- 4 thereof the words and figures "three million five
- 5 hundred thousand (3,500,000)".

On the question "Shall amendment S—2794 be adopted?" (S.F. 1362) the vote was:

Ayes, 19:

Blouin	Gluba	Miller of	Robinson
Coleman	Heying	Des Moines	Rodgers
Doderer	Junkins	Orr	Schaben
Gallagher	Kennedy	Palmer	Scott
Glenn	Kinley	Priebe	Willits

Nays, 30:

Andersen	Hill	Murray	Schwengels
Bergman	Hultman	Nolin	Shaff
Briles	Kelly	Nystrom	Shaw
Burroughs	Lamborn	Plymat	Taylor
Curtis	McCartney	Potter	Tieden
DeKoster	Miller of	Rabedeaux	Van Gilst
Griffin	Marshall	Ramsey	Winkelman
Hansen	Milligan	Riley	

Absent or not voting, 1:

Schwieger

Amendment S—2794 lost.

Senator Willits moved that Senate Rule 37 be suspended.

On the question "Shall the motion to suspend Senate Rule 37 be adopted?" (S.F. 1362) the vote was:

Ayes, 31:

Andersen	Griffin	Milligan	Riley
Bergman	Hansen	Murray	Robinson
Blouin	Hill	Nolin	Schwengels
Briles	Hultman	Nystrom	Shaff
Burroughs	Kelly	Plymat	Shaw
Coleman	Lamborn	Potter	Taylor
Curtis	Miller of	Rabedeaux	Van Gilst
DeKoster	Marshall	Ramsey	Winkelman

Nays, 18:

Doderer	Junkins	Miller of	Rodgers
Gallagher	Kennedy	Des Moines	Schaben
Glenn	Kinley	Orr	Scott
Gluba	McCartney	Palmer	Tieden
Heying		Priebe	Willits

Absent or not voting, 1:

Schwieger

The motion prevailed.

Senator Milligan moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1362) the vote was:

Ayes, 23:

Andersen	Hansen	Murray	Riley
Blouin	Hill	Nolin	Schwengels
Briles	Hultman	Plymat	Shaff
Burroughs	Miller of	Potter	Taylor
Curtis	Marshall	Rabedeaux	Van Gilst
DeKoster	Milligan	Ramsey	Winkelman

Nays, 26:

Bergman	Heying	Miller of	Rodgers
Coleman	Junkins	Des Moines	Schaben
Doderer	Kelly	Nystrom	Scott
Gallagher	Kennedy	Orr	Shaw
Glenn	Kinley	Palmer	Tieden
Gluba	Lamborn	Priebe	Willits
Griffin	McCartney	Robinson	

Absent or not voting, 1:

Schwieger

The bill having failed to receive a constitutional majority was declared to have failed to pass the Senate.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 1362 failed to pass the Senate on April 17, 1974.

CLIFTON C. LAMBORN

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has refused to concur in the Senate amendment to the following bill in which the concurrence of the House was asked:

Senate File 277, a bill for an act relating to establishment and administration of professional and occupational licensing boards.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 314, a bill for an act relating to the administration of the judicial retirement system.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 389, a bill for an act relating to the appointment of jury commissioners.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 509, a bill for an act relating to autopsies and postmortem examinations.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1042, a bill for an act relating to federal tax liens on vehicles requiring a certificate of title.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1071, a bill for an act relating to the homestead tax credit.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1211, a bill for an act relating to a state fuel tax credit.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1290, a bill for an act relating to individual and group health insurance policies.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1359, a bill for an act making a supplemental appropriation to the Iowa employment security commission.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1360, a bill for an act extending the appropriation of the Iowa American revolution bicentennial commission.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1160, a bill for an act relating to employees of juvenile courts.

Also: That the House has amended the Senate amendment to, concurred in the Senate amendment as amended, and repassed the following bill in which the concurrence of the House was asked:

House File 1378, a bill for an act increasing funds appropriated to the Iowa beer and liquor control department.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1410, a bill for an act relating to statutory preferences for Iowa products and labor.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1433, a bill for an act related to subdivided land.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1438, a bill for an act relating to railways.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1443, a bill for an act to remove a certain species from the list of noxious weeds.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1445, a bill for an act relating to illuminating oil.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1450, a bill for an act relating to the duration of work release programs for inmates of institutions.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1488, a bill for an act to make an appropriation from funds received by the board of accountancy.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 130, authorizing the payment of expenses in conjunction with the hosting of the Midwestern Conference of the Council of State Governments in 1975.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 134, rejecting certain claims against the state.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 314

- 1 Amend Senate File 314, as passed by the Senate, as follows:
- 2 1. Page 2, line 9, by inserting after the numerals "1973,"
- 3 the following: "as amended by the Acts of the Sixty-fifth
- 4 General Assembly, 1973 Session, chapter two hundred eighty-two
- 5 (282), section fifty-six (56)."
- 6 2. Page 2, line 14, by striking the word "[state]".
- 7 3. Page 2, line 5, by striking the words "of state",
- 8 and inserting in lieu thereof the words "of state".
- 9 4. Page 3, line 19, by striking the following: "July 1"
- 10 and inserting in lieu thereof the following: "June 30".
- 11 5. Page 3, line 22, by striking the following: "prior to
- 12 July 1, 1973;" and inserting in lieu thereof the following:
- 13 "after July 1, 1973, and thereafter such sums as may be
- 14 necessary over the amount contributed by the district associate
- 15 judges to finance the system, but only to the extent the

16 system applies to them;”.

17 6. Page 3, line 29, by inserting after the numerals
18 “1973,” the following: “as amended by the Acts of the Sixty-
19 fifth General Assembly, 1973 Session, chapter two hundred
20 eighty-two (282), section fifty-eight (58),”.

21 7. Page 3, line 31, by inserting after the word “court”
22 the following: “including a district associate judge,”.

HOUSE AMENDMENT TO SENATE FILE 389

1 Amend Senate File 389, as passed by the Senate, by
2 striking everything after the enacting clause and inserting
3 in lieu thereof the following:

4 Section 1. Section six hundred eight point two (608.2),
5 Code 1973, is amended to read as follows:

6 608.2 APPOINTIVE COMMISSION TO SELECT. In each county
7 having situated therein a city with a population of fourteen
8 thousand or more, the [judge or] judges of the district court
9 of the judicial district in which said county is located shall,
10 on or before October 1 of each year in which the general
11 election is held, appoint three competent electors as a jury
12 commission to select and make lists of the names of persons
13 to serve as grand and petit jurors and talesmen for the two
14 years beginning January 1 after such election.

15 Sec. 2. Section six hundred eight point four (608.4),
16 Code 1973, is amended to read as follows:

17 608.4 MANNER OF APPOINTMENT. The appointment shall be in
18 writing, signed by [the judge, or a majority of the judges if
19 more than one] *three judges of the judicial district* and shall
20 be filed and made a matter of record, in the office of the
21 clerk of the district court. [If, for any reason, any judge
22 is unable to act, the appointment shall be signed by the
23 judge, or a majority of the judges of such district, who are
24 able to act.]

HOUSE AMENDMENT TO SENATE FILE 509

1 Amend Senate File 509 as amended and passed by the Senate
2 as follows:

3 Page 1, line 31, after the word “necessary” insert the
4 words “or, in the case of a death which is not in the public
5 interest, as defined in section three hundred thirty-nine
6 point six (339.6) of the Code, if the attending physician
7 certifies to the county medical examiner that the performance
8 of the autopsy out of state is proper”.

HOUSE AMENDMENT TO SENATE FILE 1042

1 Amend Senate File 1042 as passed by the Senate as
2 follows:

3 1. Page 1, line 5, by striking the words “subsection
4 three (3),”.

5 2. Page 1, line 8, by striking the words “hereby
6 repealed” and inserting in lieu thereof the words

7 "amended by striking subsection three (3)".
 8 3. Page 1, by inserting after line 8 the following:
 9 Sec. Section three hundred thirty-five point
 10 eighteen (335.18), subsection two (2), unnumbered
 11 paragraph one (1), Code 1973, is amended to read as
 12 follows:
 13 Notices of liens upon personal property, whether
 14 tangible or intangible[, other than vehicles for which
 15 a certificate of title is required under the provisions
 16 of chapter 321], for taxes payable to the United States
 17 and certificates and notices affecting the liens shall
 18 be filed as follows:

HOUSE AMENDMENT TO SENATE FILE 1071

1 Amend Senate File 1071, as amended and passed by the Senate,
 2 page 1, by inserting after line 2 the following new section:
 3 Sec. Section four hundred twenty-five point two
 4 (425.2), Code 1973, is amended to read as follows:
 5 425.2 QUALIFYING FOR CREDIT. Any person [who desires to
 6 avail himself of the benefits provided hereunder] *applying for*
 7 *homestead tax credit* shall each year on or before July 1
 8 deliver to the assessor, on [blank] forms [to be] furnished by the
 9 assessor, a verified statement and designation of homestead as
 10 claimed [by him, and the]. *The assessor shall return said state-*
 11 *ment and designation on July 2 of each year to the county*
 12 *auditor with [his] a recommendation for allowance or disallowance*
 13 *endorsed thereon. In case the owner of the homestead is in*
 14 *active service in the [military, naval, or air forces or nurse*
 15 *corps] armed forces of this state or of the United States, or*
 16 *is sixty-five years of age or older, or is disabled, such*
 17 *statement and designation may be signed and delivered [or filed]*
 18 *by any member of the owner's family. The [county old-age*
 19 *assistance investigator] commissioner of social services or his*
 20 *designee [shall] may make application for the benefits of this*
 21 *chapter as the agent for and on behalf of persons receiving*
 22 *assistance under chapter 249.*
 23 *Any person sixty-five years of age or older or any person*
 24 *who is disabled may request from the appropriate assessor forms*
 25 *for filing for homestead tax credit. Any person sixty-five*

Page 2

1 *years of age or older or who is disabled may complete the form*
 2 *and return it to the appropriate assessor, by ordinary mail.*

HOUSE AMENDMENT TO SENATE FILE 1211

1 Amend Senate File 1211, as passed by the Senate, as follows:
 2 1. Page 2, line 4, strike the word "Each" and insert in
 3 lieu thereof the words and figures "In lieu of the fuel tax
 4 refund provided in sections three hundred twenty-four point
 5 seventeen (324.17) through three hundred twenty-four point
 6 nineteen (324.19) of the Code, each".
 7 2. Page 2, line 16, by inserting after the word "aircraft"
 8 **the words:**

- 9 “, watercraft on private waters”.
- 10 3. Page 2, line 17, by inserting after the word “watercraft”
- 11 the words:
- 12 “on public water”.
- 13 4. Page 3, lines 21 and 22, by striking the words “with
- 14 double faced carbon paper under the original”.
- 15 5. Page 3, line 25, strike the words “words and”.
- 16 6. Page 3, lines 26 and 27, strike the words “the per
- 17 gallon rate of any tax added to the fuel price,”.
- 18 7. Page 4, by inserting before line 23 the following:
- 19 Sec. Section three hundred twenty-four point
- 20 seventeen (324.17), Code 1973, is amended by adding the
- 21 following new subsection:
- 22 *NEW SUBSECTION.* In lieu of the refund provided in this
- 23 section, a person may receive an income tax credit as
- 24 provided in sections two (2), three (3) and four (4) of this
- 25 Act.

Page 2

- 1 8. Page 4, strike lines 28 through 31 and insert in lieu
- 2 thereof the following:
- 3 “a claim for refund *or income tax credit* or not, provided,
- 4 however, if claimant's refund permit shall have been revoked
- 5 for cause as provided in section 324.19 such revocation shall
- 6 be a bar to prosecution for violation of this subsection.”
- 7 9. Page 5, lines 2 and 3, strike the words “[reimbursed
- 8 and repaid] *transferred* pursuant to section [324.17]” and insert
- 9 in lieu thereof the words and figures “reimbursed and repaid
- 10 pursuant to section 324.17 or *transferred pursuant to section*”.
- 11 10. Page 5, strike lines 9 through 12.
- 12 11. Renumber sections and correct internal references as
- 13 needed to conform to this amendment.

HOUSE AMENDMENT TO SENATE AMENDMENT TO
HOUSE FILE 1378

- 1 Amend the Senate amendment to House File 1378 as follows:
- 2 After line 7 add the following:
- 3 3. Page 2, line 12, by adding after the word “Act” the
- 4 words “, except in the case where existing plans provide for
- 5 a new store to replace two existing stores within a city,”.

HOUSE CONCURRENT RESOLUTION 130

By Kreamer, Caffrey, Drake, Freeman, Hill and Varley
(Rabedeaux, Griffin, Murray, Palmer and Schaben)

- 1 *Whereas*, the Iowa general assembly in conjunction with the
- 2 Council of State Governments will host the Midwestern Conference
- 3 of the Council of State Governments in the year 1975; and
- 4 *Whereas*, it is the duty of the Commission on Interstate
- 5 Cooperation to make plans and arrange for the conference and
- 6 pursuant to such duty it has commenced its planning functions
- 7 and during the forthcoming interim period will be required to
- 8 devote a great amount of time to such planning; and

9 *Whereas*, expenses for planning and arranging the 1975 Mid-
 10 western Conference of the Council of State Governments will be
 11 incurred in regard to notices and printed material, mailings,
 12 planning meetings, expenses for program participants and staff,
 13 and general business and administrative expenses; *Now Therefore*,
 14 *Be It Resolved by the House of Representatives, the Senate*
 15 *Concurring*, That the general assembly authorize the payment of
 16 such expenses from funds available pursuant to section two point
 17 twelve (2.12) of the Code upon requisition for such items of
 18 expense of the president of the senate and secretary of the
 19 senate or speaker of the house and chief clerk of the house; and
 20 *Be It Further Resolved*, That a record of such expense items
 21 be maintained and be available for review by members of the
 22 general assembly.

HOUSE CONCURRENT RESOLUTION 134

1 *Whereas*, doubt has arisen under the provisions of section
 2 twenty-five point seven (25.7) of the Code that submission
 3 of claims to the joint claims committee of the Senate and
 4 House of Representatives and rejection by the committee
 5 constitutes final action on such claims by the General Assembly
 6 as provided in such section; and
 7 *Whereas*, certain claims rejected by previous joint claims
 8 committees are sometimes reprocessed by the state appeal board
 9 for recurring submission; and
 10 *Whereas*, it is deemed desirable that claims submitted by
 11 the joint claims committees of the Sixty-fifth General Assem-
 12 bly and rejected by the committees should be submitted to
 13 the Senate and the House of Representatives for final action
 14 and determination as the act of the General Assembly; *Now*
 15 *Therefore*,
 16 *Be It Resolved by the House of Representatives, the Senate*
 17 *Concurring*, That the following claims, duly processed by the
 18 state appeal board and rejected by the joint claims commit-
 19 tee, to be considered by the Senate and the House of Repre-
 20 sentatives, and the action of the joint committee rejecting
 21 these claims be approved.

CLAIMANT	CLAIM NO.	NATURE OF CLAIM	AMOUNT
Bailey Transfer		Reciprocity	
Iowa Falls, Iowa	980-64-25	refund	Undetermined
Brown Truck Leasing Corp.		Reciprocity	
Des Moines, Iowa	2085-64-25	refund	Undetermined
Brown Truck Leasing Corp.		Reciprocity	
Des Moines, Iowa	2086-64-25	refund	Undetermined

Page 2

1 Clair B. Heyer			
2 Tingley, Iowa	221-65-25	Wages	\$8,841.08
3 Bessie C. or Donald E.			
4 Nichols		Refund for	
5 State Center, Iowa	2219-65-25	lost title	5.00
6 Joe A. Rose		Reciprocity	
7 Nevada, Missouri	2235-65-25	fine refund	28.00

8	Peoria Stockyards		Prorate regis-	
9	Pella, Iowa	2290-65-25	tration refund	691.16
10			Damage to	
11	Kathy Wilson		clothing from	
12	Des Moines, Iowa		folding machine	52.00
13			Damage to	
14	Raymond J. Meek		personal	
15	Des Moines, Iowa	946-65-25	effects	83.00
16	Berstad Trading Post		Fishing li-	
17	Webb, Iowa	956-65-25	cence refund	80.00
18			Real Estate	
19	Beth Dublinske		transfer	
20	Altoona, Iowa	958-65-25	tax	16.91
21			Salary in-	
22	Charles D. Savage		crease ad-	
23	Ames, Iowa	975-65-25	justment	260.00
24	Link Funeral Home (Estate			
25	of Grace B. Penn)		Outdated	
26	Stuart, Iowa	933-65-25	invoice	988.16
27			Shattered	
28	Mary Dorzweiler		automobile	
29	Woodward, Iowa	2381-65-25	windshield	65.71
30	Mildred Pritchard		Broken auto	
31	Perry, Iowa	2382-65-25	windshield	125.18
32	Beulah Reichenbacker		Ink on	
33	Des Moines, Iowa	2695-65-25	clothing	45.45
34	Clarice Griffin		Broken	
35	Perry, Iowa	2590-65-25	watch	60.00
Page 3				
1	Mae B. Willey		Broken car	
2	Woodward, Iowa	2546-65-25	window	77.69
3	Melvin Gries		Broken auto	
4	Woodward, Iowa	2400-65-25	windshield	141.25
5	National Safety Council		Outdated	
6	Chicago, Illinois	1165-65-25	invoices	859.60
7	National Safety Council		Outdated	
8	Chicago, Illinois	1168-65-25	invoices	444.80
9	Horace W. Johnson			
10	Wholesale Commodities		Permit fee	
11	Nevada, Missouri	2081-65-25	refund	19.12
12	Jerry Lee Williams		Slashed	
13	Newton, Iowa	2503-65-25	auto tire	19.38
14			Vehicle	
15	Lester L. Litscher		inspection	
16	Long Grove, Iowa	1020-65-25	refund	191.29
17			Real Estate	
18	Lewis Bjerkstrand		transfer	
19	Radcliffe, Iowa	1033-65-25	tax refund	12.10
20	Thomas D. Murphy		License	
21	Bettendorf, Iowa	1094-65-25	fee refund	12.50
22	Michigan Dept. of			
23	Natural Resources			
24	Research & Develop-		Outdated	
25	ment Division	1126-65-25	claim	146.00
26	Lansing, Michigan			

27	Martha C. Trucano		Broken auto	
28	Madrid, Iowa	2466-65-25	windshield	11.53
29	Leonard Wessling		Damage to	
30	Sioux City, Iowa	934-65-25	clothing	49.71
31			Reimburse-	
32	Decatur County		ment for	
33	Leon, Iowa	2370-65-25	typewriter	495.00
34	Iowa State University		Outdated	
35	Ames, Iowa	926-65-26	claim	32.40
Page 4				
1	Brian Leslie Finkel		Examination	
2	Urbandale, Iowa	2328-65-25	fee refund	20.00
3	Arla J. Carmean		Maternity	
4	Ames, Iowa	717-65-25	leave	1,614.81

INTRODUCTION OF BILL

Senate File 1379, by committee on judiciary, a bill for an act repealing the Code provisions relating to three-card monte.

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

HOUSE MESSAGES CONSIDERED

House File 1160, a bill for an act relating to employees of juvenile courts.

Read first time and **passed on file**.

House File 1410, a bill for an act relating to statutory preferences for Iowa products and labor, and providing a limitation on that preference.

Read first time and **passed on file**.

House File 1433, a bill for an act related to subdivided land.

Read first time and **passed on file**.

House File 1438, a bill for an act relating to railways.

Read first time and **passed on file**.

House File 1443, a bill for an act to remove a certain species from the list of noxious weeds.

Read first time and **passed on file**.

House File 1445, a bill for an act relating to illuminating oil.

Read first time and **passed on file**.

House File 1450, a bill for an act relating to the duration of work release programs for inmates of institutions.

Read first time and passed on file.

House File 1488, a bill for an act to make an appropriation from funds received by the board of accountancy.

Read first time and passed on file.

SENATE CONCURRENT RESOLUTION 126

By Gluba (Cusack and Higgins)

1 *Whereas*, the federal government has reduced assistance to
 2 those in need of decent affordable housing, such reduction hav-
 3 ing been made through a partial freeze on categorical housing
 4 programs; and
 5 *Whereas*, a minimum of 89 incorporated Iowa communities have
 6 a demonstrable and pressing need for housing assistance, such
 7 need being shown and documented by the existence of 89 unfunded
 8 and unprocessed housing assistance applications to the United
 9 States Department of Housing and Urban Development area office; and
 10 *Whereas*, the sole avenue of federal housing assistance, the
 11 Section 23 Leased Housing Program, includes among its administra-
 12 tive regulations a provision that state housing development
 13 agencies shall be granted special allocations of contract
 14 authority; and
 15 *Whereas*, Section 8g of the proposed Housing and Community
 16 Development Act of 1973 provides that Section 23 leasing units
 17 processed through a state housing development agency shall be
 18 extended a financial assistance commitment for a maximum of 40
 19 years, as opposed to a maximum period of 20 years for units
 20 processed by a local housing authority; and
 21 *Whereas*, companion bills were introduced in the Sixty-fifth
 22 General Assembly, 1974 Session, to establish an Iowa housing
 23 development authority, such bills have not been referred out
 24 of the Senate Committee on State Government and the House Com-
 25 mittee on Human Resources by the close of the session; and
 26 *Whereas*, the governor has indicated his support for an Iowa
 27 housing development authority, and has called for the passage
 28 of such legislation in his State of the State address on January
 29 15, 1974; *Now Therefore*,
 30 *Be It Resolved by the Senate, the House Con-*

Page 2

1 *currence*, That the legislative council is authorized to create
 2 a study committee, as provided by law, composed of members of
 3 Senate and the House of Representatives, representing both
 4 political parties, to conduct a study during the 1974 interim
 5 of the current housing needs within the state, as well as the
 6 need for the creation of a state housing authority, and the
 7 nature of its structure and functions; and
 8 *Be It Further Resolved*, That the study committee submit a
 9 report of its findings and recommendations to the legislative
 10 council and the Sixty-fifth General Assembly, 1975 Session,
 11 along with appropriate bill drafts designed to carry out com-
 12 mittee recommendations.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S.C.R. 124 Human resources
- S.C.R. 125 Human resources
- H.C.R. 132 Agriculture
- H. F. 1409 Schools
- H. F. 1419 Judiciary
- H. F. 1430 Human resources
- H. F. 1456 Human and industrial relations
- H. F. 1463 Schools

REPORTS OF COMMITTEES

Senator Briles submitted the following report:

MR. PRESIDENT: Your committee on county government to which was referred **House File 271**, a bill for an act relating to errors and omissions insurance for certain county officers and employees, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JAMES E. BRILES, Chairman

Ordered passed on file.

Senator Riley submitted the following reports:

MR. PRESIDENT: Your committee on judiciary to which was referred **House File 1102**, a bill for an act relating to the dissemination and exhibition of obscene material to minors and providing a penalty, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

S—2793

- 1 Amend House File 1102 as passed, amended, and re-
- 2 printed by the House as follows:
- 3 1. Page 2A, line 26, by striking the word "un-
- 4 married".
- 5 2. Page 2A, by inserting after line 34 the follow-
- 6 ing new sections:
- 7 **Sec. 2. NEW SECTION. DISSEMINATION AND EXHIBITION**
- 8 **OF OBSCENE MATERIAL TO MINORS.** Any person, other than
- 9 the parent or guardian of the minor, who knowingly
- 10 disseminates or exhibits obscene material to a minor,
- 11 including the exhibition of obscene material so that
- 12 it can be observed by a minor on or off the premises
- 13 where it is displayed, is guilty of a public offense
- 14 and shall upon conviction be imprisoned in the state

15 penitentiary for not to exceed one year or be fined
 16 not to exceed one thousand dollars or be subject to
 17 both such fine and imprisonment.

18 Sec. 3. *NEW SECTION. ADMITTING MINORS TO PREMISES*
 19 *WHERE OBSCENE MATERIAL IS EXHIBITED.* Any person who
 20 knowingly sells, gives, delivers, or provides a minor
 21 with a pass or admits a minor to premises where obscene
 22 material is exhibited is guilty of a public offense
 23 and shall upon conviction be imprisoned in the state
 24 penitentiary for not to exceed one year or be fined
 25 not to exceed one thousand dollars or be subject to

Page 2

1 both such fine and imprisonment.

2 3. Page 2E, by striking lines 149 through 161 and
 3 page 3A, by striking lines 1 through 4.

4 4. Page 3A, by striking lines 13 through 24 and
 5 inserting in lieu thereof the following section:

6 "Sec. *NEW SECTION. SUSPENSION OF LICENSES OR*
 7 *PERMITS.* Any person who knowingly permits a violation
 8 of section two (2) or three (3) of this Act to occur
 9 on premises under his control shall have all per-
 10 mits and licenses issued to him under state or local
 11 law as a prerequisite for doing business on such
 12 premises revoked for a period of six months. The
 13 county attorney shall notify all agencies responsible
 14 for issuing licenses and permits of any conviction
 15 under section two (2) or three (3) of this Act."

16 5. Page 3A, line 26, by striking the words and
 17 figures "fourteen (14) and fifteen (15)" and inserting
 18 in lieu thereof the words and figures "two (2) and
 19 three (3)".

20 6. Page 3B, line 47, by inserting after the word
 21 "spouse" the words "eighteen years of age or more".

22 7. Page 3B, line 56, by striking the words "to
 23 minors".

24 8. Page 3B, by inserting after line 59 the fol-
 25 lowing sections:

Page 3

1 "Sec. *NEW SECTION. INDECENT EXPOSURE. A*
 2 person who exposes his or her genitals or pubes or bare
 3 buttocks, or any female person who exposes her breasts
 4 without a full opaque covering of the nipple, in the
 5 presence of a third person, other than a consenting
 6 adult, or in a place open to the public view, if he or
 7 she knows or reasonably should know that the exposure
 8 is patently offensive to the viewer when taken as a
 9 whole and applying contemporary community standards
 10 for suitable degrees of exposure shall, upon conviction,
 11 be imprisoned in the county jail for not to exceed
 12 thirty days or be fined not to exceed one hundred
 13 dollars or be subject to both such fine and imprison-
 14 ment.

15 Sec. *NEW SECTION. LASCIVIOUS ACTS WITH*
 16 *PERSONS UNDER THE AGE OF SIXTEEN YEARS.* It is unlaw-
 17 ful for any person eighteen years of age or older to
 18 perform any of the following acts with any person
 19 under the age of sixteen, with or without his or her
 20 consent unless married to each other, for the purpose
 21 of arousing or satisfying the sexual desires of either
 22 of them:
 23 1. Fondle or touch the breasts of a female under
 24 the age of sixteen.
 25 2. Fondle or touch the pubes, genitals, or

Page 4

1 buttock of a person under the age of sixteen.
 2 3. Permit a person under the age of sixteen to
 3 fondle or touch his or her genitals, pubes, or
 4 buttock or the breast of a female.
 5 4. Solicit a person under sixteen years of age to
 6 engage in sexual contact performed by penetration of
 7 the penis into the vagina or anus or by contact be-
 8 tween the mouth and genitalia or anus, or by use of
 9 artificial sexual organs or substitutes therefor in
 10 contact with genitalia or anus.
 11 5. Inflict pain or discomfort upon a person under
 12 the age of sixteen or permit a person under the age of
 13 sixteen to inflict pain or discomfort on him or her.
 14 Any person who violates a provision of this section
 15 shall, upon conviction, be imprisoned in the peniten-
 16 tiary for not to exceed five years or be fined not
 17 to exceed five hundred dollars, or be subject to both
 18 such fine and imprisonment."
 19 9. Page 3B, line 60, by inserting after the word
 20 "Sections" the words and figures "seven hundred
 21 twenty-five point one (725.1), seven hundred twenty-
 22 five point two (725.2),".
 23 10. Page 3B, by striking lines 69 and 70 and
 24 page 3C, by striking lines 71 through 90, inclusive.
 25 11. Amend the title on page 1, line 2, by inserting

Page 5

1 after the word "minor" the words ", indecent exposure,
 2 and lascivious acts with certain minors" and by
 3 striking the word "penalty" and inserting in lieu
 4 thereof the word "penalties".
 5 12. By renumbering the sections in accordance with
 6 this amendment.

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary to which was referred
 House File 1392, a bill for an act relating to correcting erroneous, inconsis-

tent and obsolete sections of the Code, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

Senator Curtis submitted the following report:

MR. PRESIDENT: Your committee on state government to which was referred **House File 1366**, a bill for an act relating to the printing and custody of cigarette and little cigar stamps, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2788

- 1 Amend the House amendment to Senate File 1163,
- 2 as amended, passed and reprinted by the Senate as
- 3 follows:
- 4 1. Page 13, line 19, by inserting before the second
- 5 word "the" the words "and who are not provided for
- 6 under chapters two hundred sixty-three (263), two
- 7 hundred sixty-nine (269) and two hundred seventy
- 8 (270) of the Code,"
- 9 2. Page 13, line 22, by inserting after the word
- 10 "services." the sentence, "The area education
- 11 agencies shall cooperate with the board of regents
- 12 to provide the services required by this Act."

JAMES W. GRIFFIN, SR.
 CALVIN O. HULTMAN
 JAMES F. SCHABEN
 MINNETTE F. DODERER
 ELIZABETH SHAW

S—2790

- 1 Amend House File 1476, as amended and passed by
- 2 the House, as follows:
- 3 1. Page 2, by striking lines 28 through 35, in-
- 4 clusive.
- 5 2. Page 3, by striking lines 1 through 33, in-
- 6 clusive.
- 7 3. Page 4, by striking lines 1 through 35, in-
- 8 clusive.
- 9 4. Page 5, by striking lines 1 through 35, in-
- 10 clusive.
- 11 5. Page 6, by striking lines 1 through 35, in-
- 12 clusive.
- 13 6. Page 7, by striking lines 1 through 35, in-
- 14 clusive.
- 15 7. Page 8, by striking lines 1 through 7, in-
- 16 clusive and inserting in lieu thereof the follow-
- 17 ing:
- 18 Sec. 2. Section two hundred eighty-five point

19 one (285.1), subsection one (1), Code 1973, as
 20 amended by Acts of the Sixty-fifth General Assembly,
 21 1973 Session, chapter one hundred ninety-seven
 22 (197), section one (1), is amended by adding the
 23 following new unnumbered paragraph:
 24 *NEW UNNUMBERED PARAGRAPH.* The board of directors
 25 of a school district may provide transportation for

Page 2

1 resident pupils attending nonpublic schools on the
 2 same basis as transportation is provided for resi-
 3 dent pupils attending public schools, and shall be
 4 reimbursed for actual costs incurred, by the non-
 5 public school as provided in section five (5) of
 6 this Act.

7 *Sec. 3.* Section two hundred eighty-five point
 8 five (285.5), subsection one (1), unnumbered para-
 9 graph one (1), Code 1973, is amended to read as fol-
 10 lows:

11 Contracts for school bus service with private
 12 parties shall be in writing and be for the trans-
 13 portation of children who attend public school.
 14 *Contracts may be executed for the transportation of*
 15 *resident pupils attending nonpublic schools.* Such
 16 contracts shall define the route, the length of time,
 17 service contracted for, the compensation, the vehicle
 18 to be used. The contract shall prescribe the duties
 19 of the contractor and driver of the vehicles and
 20 shall provide that every person in charge of a
 21 vehicle conveying children to and from school shall
 22 be at all times subject to any rules said board
 23 shall adopt for the protection of the children, or
 24 to govern the conduct of the persons in charge of
 25 said conveyance. Contracts may be made for a period

Page 3

1 not to exceed three years.

2 *Sec. 4.* Section two hundred eighty-five point
 3 ten (285.10), subsection one (1), Code 1973, is
 4 amended to read as follows:

5 1. Provide transportation for each pupil who
 6 attends public school, and who is entitled to trans-
 7 portation under the laws of this state *and be autho-*
 8 *riized to provide transportation for resident pupils*
 9 *attending nonpublic schools.*

10 *Sec. 5. NEW SECTION.* TRANSPORTATION OF NONPUB-
 11 LIC SCHOOL PUPILS. The governing authority of a
 12 nonpublic school may apply to the department of pub-
 13 lic instruction for reimbursement for the costs of
 14 transporting nonpublic school pupils enrolled in
 15 the nonpublic school, or for funds to reimburse the
 16 parent or guardian of a nonpublic school pupil for
 17 the costs of transporting the pupil to the nonpub-
 18 lic school, if funds are appropriated by the gen-
 19 eral assembly to the department of public instruc-
 20 tion for such purpose.

21 The governing authority of a nonpublic school
 22 may contract with the board of directors of a pub-
 23 lic school district for the board of directors of
 24 the public school district, or a private agency
 25 under contract to the board of directors of the pub-

Page 4

1 lic school district, to provide transportation ser-
 2 vices for the nonpublic school pupils who are resi-
 3 dents of the public school district.

4 If the funds appropriated by the general assem-
 5 bly are not sufficient to pay the claims submitted
 6 by the nonpublic schools the amount paid to each
 7 nonpublic school by the department shall be prorated
 8 on the basis of funds appropriated.

9 Sec. 6. There is appropriated from the general
 10 fund of the state to the department of public instruc-
 11 tion for the fiscal year commencing July 1, 1974 and
 12 ending June 30, 1975, the sum of four million four
 13 hundred thousand (4,400,000) dollars, or so much
 14 thereof as may be necessary, for reimbursing non-
 15 public schools for expenditures incurred in providing
 16 transportation services and transportation reimburse-
 17 ment for nonpublic school pupils as provided in sec-
 18 tion five (5) of this Act.

19 Claims for reimbursement shall be made to the
 20 department of public instruction by the nonpublic
 21 school for the school year commencing July 1, 1974
 22 and ending June 30, 1975, on a form prescribed
 23 by the department, and the claim shall state the
 24 services provided and the actual costs incurred.
 25 A claim shall not exceed on a per pupil basis the

Page 5

1 average state transportation cost for public school
 2 pupils. Claims shall be accompanied by an affi-
 3 davit of an officer of the nonpublic school affirming
 4 the accuracy of the claim. On February first and
 5 June first of each year, the department of public
 6 instruction shall certify to the state comptroller
 7 the amounts of approved claims to be paid, and the
 8 state comptroller shall draw warrants payable to
 9 nonpublic schools which have established claims.
 10 8. By renumbering sections as necessary.

ELIZABETH SHAW
 ROGER J. SHAFF

On motion of Senator Lamborn, the Senate adjourned until
 9:00 a.m., Thursday, April 18, 1974.

JOURNAL OF THE SENATE

NINETY-FIFTH DAY

SENATE CHAMBER
DES MOINES, IOWA, THURSDAY, APRIL 18, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by Father Robert Gralapp, pastor of the St. Josephs Catholic Church, Hartley, Iowa, and the St. Cecilia Catholic Church, Sanborn, Iowa.

The Journal of Wednesday, April 17, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Tom Altemeier, Des Moines, third year resident of Broadlawn's Family Practice Training Program.

PRESENTATION OF VISITORS

The Chair welcomed the Honorable William J. Scherle, United States Congressman from Iowa's Fifth Congressional District.

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

Twenty-five students from Central High School, Waterloo, Iowa, accompanied by Larry Hamilton. Senator Schwieger.

Twenty Cadette Girl Scouts, Troop No. 1, from Mason City, Iowa, accompanied by Pam Lee and Pat Ray. Senator Scott.

One hundred students from Garrigan High School, Algona, Iowa, accompanied by Sister Mary Eugene. Senator Priebe.

Fifty-two students from Lincoln Elementary School, Ottumwa, Iowa, accompanied by Alice Baines, Willis Ahrens and Floyd Richardson. Senator Glenn.

One hundred sixty students from the Jane Boyd Community House, Cedar Rapids, Iowa, accompanied by Mrs. Albert Carr, Mrs. George Reed, Mary Carr, Mrs. Charles Harper, Mrs. June Varner, Mrs. Cindy Monroe, Mrs. Darlene Cantonwine, Mrs. Leo Dawson, Sharon Murphy, Cheryl Hobbs, Rene Clayton, Steve Russell and Theo Davis. Senator Riley.

Twenty-five students from Eddyville Community School, Eddyville, Iowa, accompanied by Sharma Mayne and Tom Stewart. Senator Glenn.

Fifty-one students from Albert City-Truesdale Community School, Albert City, Iowa, accompanied by Mrs. Johnston and Mr. Henningsen. Senator Curtis.

SENATE INSISTS

Senate File 277

Senator Hansen called up for consideration Senate File 277, a bill for an act relating to the establishment and administration of professional and occupational licensing boards, to abolish all trust funds and special funds of professional and occupational licensing boards and allowing certain additional fees, amended by the House, and further amended by the Senate, and moved that the Senate insist on its amendment to the House amendment.

The motion prevailed and the Senate **insisted** on its amendment to the House amendment to **Senate File 277**.

APPOINTMENT OF CONFERENCE COMMITTEE

President Neu announced the appointment of the following conference committee on **Senate File 277**, on the part of the Senate: Senators Hansen, chairman; Doderer, Ramsey, Junkins and Schwengels.

MOTION TO RECONSIDER WITHDRAWN

Senator Shaff withdrew the motion to reconsider the vote by which **House File 117** failed to pass the Senate filed by him on March 1, 1974.

PRESENTATION OF PELLA TULIP QUEEN

President Neu invited Senator Hill to escort to the rostrum Karla De Cook, Queen of the Thirty-ninth Annual Tulip Time Festival at Pella, Iowa, and the members of her court, Lola Vander Leest, Peggy Engbers, Jaci Vander Wert and Kim Renskers. After the Queen bestowed a kiss upon Senator Hill and President Neu, she extended an invitation to attend the Tulip Time Festival in Pella on May 9, 10 and 11, 1974.

The girls, dressed in beautiful Dutch costumes, were accom-

panied by Ray De Haan, also in costume, whose presence has become as traditional as the famous Pella cookies they distributed.

CONSIDERATION OF BILLS

House File 1476

On motion of Senator Riley, House File 1476, a bill for an act to provide auxiliary services, including transportation, for non-public school children and to provide appropriations, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Shaw offered amendment S—2790 filed by Senators Shaw and Shaff on April 17, 1974, and found on pages 1420-1422, inclusive, of the Senate Journal, and moved its adoption.

Roll call was requested.

On the question "Shall amendment S—2790 be adopted?" (H.F. 1476) the vote was:

Ayes, 11:

Curtis	Potter	Rodgers	Shaw
Hill	Rabedeaux	Schwengels	Winkelman
Miller of Marshall	Ramsey	Shaff	

Nays, 38:

Andersen	Gluba	Miller of	Riley
Bergman	Griffin	Des Moines	Robinson
Blouin	Hansen	Milligan	Schaben
Briles	Heying	Murray	Schwieger
Burroughs	Hultman	Nolin	Scott
Coleman	Junkins	Nystrom	Taylor
DeKoster	Kelly	Orr	Tieden
Doderer	Kennedy	Palmer	Van Gilst
Gallagher	Kinley	Plymat	Willits
Glenn	Lamborn	Priebe	

Absent or not voting, 1:

McCartney

Amendment S—2790 lost.

Senator Curtis took the chair at 10:35 a.m.

Senator Orr offered amendment S—2798 and moved its adoption:

S—2798

- 1 Amend House File 1476, as amended and passed by the House,
- 2 as follows:
- 3 1. Page 2, by striking lines 1 through 27.

- 4 2. Page 8, by striking lines 8 through 10.
 5 3. By renumbering remaining sections and correct-
 6 ing internal references in accordance with this
 7 amendment.
 8 4. Amend the title, page 1, line 1, by striking
 9 the words "auxiliary services, including transporta-
 10 tion," and inserting in lieu thereof the words
 11 "transportation services".

Roll call was requested.

On the question "Shall amendment S—2798 be adopted?"
 (H.F. 1476) the vote was:

Ayes, 7:

Hill	Murray	Rodgers	Willits
Miller of Marshall	Orr	Taylor	

Nays, 40:

Andersen	Griffin	Milligan	Schaben
Blouin	Hansen	Nolin	Schwengels
Briles	Heying	Nystrom	Schwieger
Burroughs	Hultman	Palmer	Scott
Coleman	Junkins	Plymat	Shaff
Curtis	Kelly	Potter	Shaw
DeKoster	Kennedy	Priebe	Tieden
Doderer	Kinley	Ramsey	Van Gilst
Gallagher	Lamborn	Riley	Winkelman
Glenn	Miller of	Robinson	
Gluba	Des Moines		

Absent or not voting, 3:

Bergman	McCartney	Rabedeaux
---------	-----------	-----------

Amendment S—2798 lost.

Senator Hill offered amendment S—2801, moved its adoption and requested a roll call:

S—2801

- 1 Amend House File 1476 as amended and passed by the
 2 House as follows:
 3 Page 3, line 20, by inserting after the period the
 4 following: "A nonpublic school requiring bus
 5 transportation for its students shall, by January
 6 first prior to the ensuing school year, supply the
 7 public school district providing the bus transporta-
 8 tion with a certified list of the names and
 9 addresses of those nonpublic school students
 10 enrolled and requiring bus transportation."

President Neu took the chair at 11:20 a.m.

On the question "Shall amendment S—2801 be adopted?"
 (H.F. 1476) the vote was:

Ayes, 12:

Bergman	Miller of	Ramsey	Shaff
Burroughs	Marshall	Rodgers	Shaw
Hansen	Orr	Schwengels	Taylor
Hill			

Nays, 36:

Andersen	Hultman	Murray	Robinson
Blouin	Junkins	Nolin	Schaben
Briles	Kelly	Nystrom	Schwieger
Coleman	Kennedy	Palmer	Scott
DeKoster	Kinley	Plymat	Tieden
Gallagher	Lamborn	Potter	Van Gilst
Glenn	McCartney	Priebe	Willits
Gluba	Miller of	Rabedeaux	Winkelman
Griffin	Des Moines	Riley	
Heying	Milligan		

Absent or not voting, 2:

Curtis	Doderer
--------	---------

Amendment S—2801 lost.

Senator Willits offered amendment S—2797 and moved its adoption:

S—2797

- 1 Amend House File 1476 as amended and passed by
- 2 the House as follows:
- 3 Page 3, line 25, by inserting after the word
- 4 "routes" the following: "and be responsible for
- 5 disciplinary matters regarding nonpublic school
- 6 pupils occurring on the bus".

Roll call was requested.

On the question "Shall the amendment S—2797 be adopted?" (H.F. 1476) the vote was:

Ayes, 13:

Bergman	Hansen	Orr	Shaff
Briles	Hill	Ramsey	Shaw
Burroughs	Miller of	Rodgers	Willits
Doderer	Marshall		

Nays, 36:

Andersen	Junkins	Murray	Robinson
Blouin	Kelly	Nolin	Schaben
Coleman	Kennedy	Nystrom	Schwengels
Curtis	Kinley	Palmer	Schwieger
DeKoster	Lamborn	Plymat	Scott
Gallagher	McCartney	Potter	Taylor
Glenn	Miller of	Priebe	Tieden
Gluba	Des Moines	Rabedeaux	Van Gilst
Griffin	Milligan	Riley	Winkelman
Heying			

Absent or not voting, 1:

Hultman

Amendment S—2797 lost.

Senator Willits offered amendment S—2805 and moved its adoption:

S—2805

- 1 Amend House File 1476, as amended and passed by the
- 2 House as follows:
- 3 Page 3, lines 28 and 29, by striking the words
- 4 "parents of the nonpublic school pupil" and
- 5 inserting in lieu thereof the following: "governing
- 6 body of the system of nonpublic schools the
- 7 nonpublic school pupil attends".

Senator Potter took the chair at 12:00 o'clock noon.

Roll call was requested.

On the question "Shall amendment S—2805 be adopted?" (H.F. 1476) the vote was:

Ayes, 11:

Bergman	Hill	Orr	Shaff
Briles	Miller of	Ramsey	Willits
Burroughs	Marshall	Rodgers	
Doderer			

Nays, 38:

Andersen	Hultman	Murray	Schaben
Blouin	Junkins	Nolin	Schwengels
Coleman	Kelly	Nystrom	Schwieger
Curtis	Kennedy	Palmer	Scott
DeKoster	Kinley	Plymat	Shaw
Gallagher	Lamborn	Potter	Taylor
Glenn	McCartney	Priebe	Tieden
Gluba	Miller of	Rabedaux	Van Gilst
Griffin	Des Moines	Riley	Winkelman
Heying	Milligan	Robinson	

Absent or not voting, 1:

Hansen

Amendment S—2805 lost.

(House File 1476 pending at recess.)

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has insisted on its amendments to Senate File 1141, a bill for an act to create a state department of transportation, and requests a conference committee.

Conferees on the part of the House are: the Representative from Muscatine, Mr. Drake, chairman; the Representative from Palo Alto, Mr. Krause; the Representative from O'Brien, Mr. Menke; the Representative

from Polk, Mr. Nielsen; and the Representative from Pottawattamie, Mr. Schroeder.

WILLIAM H. HARBOR
Chief Clerk of the House

APPOINTMENT OF CONFERENCE COMMITTEE

The Chair announced the appointment by President Neu of the following conference committee on Senate File 1141, on the part of the Senate: Senators Lamborn, chairman; DeKoster, Junkins, Nolin and Rabedeaux.

MOTIONS TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which the Murray amendment S—2699 as amended to Senate File 1354 was adopted.

JOHN S. MURRAY

MR. PRESIDENT: I move to reconsider the vote by which the Doderer amendment S—2719 to the Murray amendment S—2699 to Senate File 1354 was adopted.

MINNETTE DODERER

MR. PRESIDENT: I move to reconsider the vote by which the Doderer amendment S—2709B to Senate File 1354 was adopted.

MINNETTE DODERER

MR. PRESIDENT: I move to reconsider the vote by which the Plymat-Hill amendment S—2680 to Senate File 1354 was adopted.

WILLIAM N. PLYMAT

On motion of Senator Lamborn, the Senate recessed until 2:00 p.m.

AFTERNOON SESSION

The Senate reconvened, Senator Murray presiding.

CONSIDERATION OF BILLS

House File 1476

The Senate resumed consideration of House File 1476.

Senator Orr offered amendment S—2804 and moved its adoption:

S—2804

- 1 Amend House File 1476, as amended and passed by
- 2 the House, as follows:
- 3 1. Page 2, line 24, by inserting after the word
- 4 "instruments," the word "and".
- 5 2. Page 2, lines 24 and 25, by striking the words
- 6 "and other services and materials,".

Roll call was requested.

On the question "Shall amendment S—2804 be adopted?" (H.F. 1476) the vote was:

Ayes, 6:

Burroughs Hill	Miller of Marshall	Murray Orr	Rodgers
-------------------	-----------------------	---------------	---------

Nays, 40:

Andersen	Hansen	Nolin	Schwengels
Bergman	Heying	Nystrom	Schwieger
Blouin	Junkins	Plymat	Scott
Coleman	Kelly	Potter	Shaff
Curtis	Kennedy	Priebe	Shaw
DeKoster	Kinley	Rabedeaux	Taylor
Doderer	Lamborn	Ramsey	Tieden
Gallagher	Miller of	Riley	Van Gilst
Glenn	Des Moines	Robinson	Willits
Gluba	Milligan	Schaben	Winkelman
Griffin			

Absent or not voting, 4:

Briles	Hultman	McCartney	Palmer
--------	---------	-----------	--------

Amendment S—2804 lost.

Senator Hansen withdrew amendment S—2806:

S—2806

1 Amend House File 1476, as amended and passed by the
2 House as follows:
3 1. Page 3, by adding the following after the period
4 in line 20: "Any nonpublic school student eligible
5 for transportation under this Act shall submit his or
6 her name and address to the nonpublic school the stu-
7 dent attends; the nonpublic school student shall also
8 indicate whether he or she desires to receive trans-
9 portation as provided in this Act. The nonpublic
10 school shall compile a list of those students eligi-
11 ble for transportation and submit the list to the
12 public school district providing the transportation,
13 forty-five days prior to the budget certification
14 date, on forms prescribed by the department of public
15 instruction."

Senator Doderer offered amendment S—2799:

S—2799

1 Amend House File 1476, as amended and passed by
2 the House, page 5, by inserting after line 12, the
3 following section:
4 Sec. Section two hundred eighty-five point
5 eleven (285.11), subsection eight (8), Code 1973,
6 is amended to read as follows:
7 8. No bus shall leave the public highway to
8 receive or discharge pupils *unless the roadway leads*

9 to a housing development or mobile home park and the
 10 roadway is maintained pursuant to specifications
 11 similar to the specifications for maintenance of
 12 public highways.

Senator Griffin raised the point of order that amendment S—2799 was not germane to the bill.

Senator Doderer withdrew amendment S—2799.

Senator Hill withdrew amendment S—2795:

S—2795

1 Amend House File 1476 as amended and passed by the
 2 House as follows:
 3 Page 5, line 26, by adding the following sentence
 4 after the period: "A contract with a nonpublic
 5 school for school bus service in buses owned by the
 6 nonpublic school shall not include any agreement to
 7 provide bus maintenance in a shop owned by the
 8 public school or to provide motor fuel from the
 9 public school supply unless the contract also pro-
 10 vides that the buses owned by the nonpublic school
 11 are to be driven by public school employees."

Senator Willits offered amendment S—2803 and moved its adoption:

S—2803

1 Amend House File 1476, as amended and passed by the
 2 House, as follows:
 3 1. Page 6, line 16 by adding the following after the
 4 period: "Failure or refusal of a parent or guardian
 5 to pay the claim, within sixty days of the receipt
 6 thereof, shall subject the parent or guardian to a
 7 fine equal to the amount of the claim."
 8 2. Amend the title, page 1, line 2 by striking the
 9 words "and to provide appropriations" and inserting
 10 in lieu thereof the words ", to provide appropriations
 11 and providing a penalty".

Roll call was requested.

On the question "Shall amendment S—2803 be adopted?"
 (H.F. 1476) the vote was:

Ayes, 8:

Burroughs	Hultman	Orr	Willits
Doderer	Miller of	Rodgers	
Hill	Marshall		

Nays, 37:

Andersen	DeKoster	Hansen	Kinley
Bergman	Gallagher	Heying	Lamborn
Blouin	Glenn	Junkins	Miller of
Coleman	Gluba	Kelly	Des Moines
Curtis	Griffin	Kennedy	Milligan

Murray	Priebe	Schaben	Taylor
Nolin	Rabedeaux	Schwengels	Tieden
Nystrom	Ramsey	Schwieger	Van Gilst
Plymat	Riley	Scott	Winkelman
Potter	Robinson		

Absent or not voting, 5:

Briles	Palmer	Shaff	Shaw
McCartney			

Amendment S—2803 lost.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1476) the vote was:

Rule 24 was invoked.**Ayes, 33:**

Andersen	Gluba	Miller of	Priebe
Bergman	Hansen	Des Moines	Riley
Blouin	Heying	Milligan	Robinson
Briles	Junkins	Murray	Schaben
Coleman	Kelly	Nolin	Schwieger
DeKoster	Kennedy	Palmer	Scott
Doderer	Kinley	Plymat	Tieden
Gallagher	Lamborn	Potter	Van Gilst
Glenn	McCartney		

Nays, 16:

Burroughs	Miller of	Ramsey	Shaw
Curtis	Marshall	Rodgers	Taylor
Hill	Nystrom	Schwengels	Willits
Hultman	Orr	Shaff	Winkelman
	Rabedeaux		

Absent or not voting, 1:

Griffin

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

President pro tempore Shaff took the chair at 5:15 p.m.

HOUSE AMENDMENTS CONSIDERED**Senate File 1163**

Senator Hansen called up for consideration Senate File 1163, a bill for an act relating to area education agencies, including provisions to replace the county school systems and joint county systems with area education agencies, to require the area education agencies to provide for certain programs and services for the school districts, to transfer certain functions of the county

school systems and joint county systems to the department of public instruction and to the area education agencies, to provide a method for identification of children requiring special education, to provide a method for financing programs and services and to provide coordinating amendments, amended by the House amendment found on pages 1285-1294, inclusive, of the Senate Journal.

Senator Hansen offered amendment S—2807 to the House amendment:

S—2807

1 Amend the House amendment to Senate File 1163 as
2 follows:

3 1. Page 4, after line 12, by inserting the follow-
4 ing amendments:

5 Page 4A, line 13, by striking the words “a
6 superintendent” and inserting in lieu thereof the
7 words “an administrator”.

8 Page 4A, line 16, by striking the word
9 “superintendent” and inserting in lieu thereof the
10 word “administrator”.

11 2. Page 4, line 15, by striking the word “super-
12 intendent” and inserting in lieu thereof the word
13 “administrator”.

14 3. Page 5, after line 6, by inserting the follow-
15 ing amendments:

16 Page 5, line 15, by striking the word “SUPER-
17 INTENDENT” and inserting in lieu thereof the word
18 “ADMINISTRATOR”.

19 Page 5, line 17, by striking the word “super-
20 intendent” and inserting in lieu thereof the word
21 “administrator”.

22 4. Page 6, lines 4 and 5, by striking the word
23 “superintendent” and inserting in lieu thereof the
24 word “administrator”.

25 5. Page 8, after line 13, by inserting the

Page 2

1 following amendment:

2 Page 13A, line 33, by striking the word
3 “superintendent” and inserting in lieu thereof the
4 word “administrator”.

5 6. Page 8, after line 17, by inserting the follow-
6 ing amendment:

7 Page 17A, line 13, by striking the word
8 “*superintendent*” and inserting in lieu thereof the
9 word “*administrator*”.

10 7. Page 8, after line 20, by inserting the follow-
11 ing amendments:

12 Page 20, line 33, by inserting after the
13 word “superintendents” the words “, *area administra-*
14 *tors*”.

15 Page 22, line 12, by inserting before the

16 word "The" the following: "*The board of educational*
 17 *examiners shall establish a certificate for area edu-*
 18 *cation agency administrators.*"

19 Page 22, line 12, by striking the word
 20 "*superintendent's*" and inserting in lieu thereof the
 21 word "*administrator's*".

22 8. Page 9, after line 10, by inserting the
 23 following amendments:

24 Page 22, line 31, by striking the word
 25 "*superintendents*" and inserting in lieu thereof the

Page 3

1 word "*administrators*".

2 Page 22, line 32, by striking the word "*super-*
 3 *intendents*" and inserting in lieu thereof the word
 4 "*administrators*".

5 Page 22, line 34, by striking the word "*super-*
 6 *intendent*" and inserting in lieu thereof the word
 7 "*administrator*".

8 Page 23, line 8, by striking the word "*super-*
 9 *intendent*" and inserting in lieu thereof the words
 10 "[*superintendent*] *administrator*".

11 Page 23, line 14, by striking the word
 12 "*superintendent*" and inserting in lieu thereof the
 13 words "[*superintendent*] *administrator*".

14 Page 24, line 4, by striking the word "*super-*
 15 *intendent*" and inserting in lieu thereof the words
 16 "[*superintendent*] *administrator*".

17 Page 24, line 9, by striking the word "*super-*
 18 *intendent*" and inserting in lieu thereof the words
 19 "[*superintendent*] *administrator*".

20 Page 24, line 18, by striking the word
 21 "*superintendent*" and inserting in lieu thereof the
 22 words "[*superintendent*] *administrator*".

23 Page 24, line 22, by striking the word
 24 "*superintendent*" and inserting in lieu thereof the
 25 words "[*superintendent*] *administrator*".

Page 4

1 Page 24, line 24, by striking the word
 2 "*superintendent*" and inserting in lieu thereof the
 3 words "[*superintendent*] *administrator*".

4 Page 24, line 32, by striking the word
 5 "*superintendent*" and inserting in lieu thereof the
 6 words "[*superintendent*] *administrator*".

7 Page 25, line 2, by striking the word "*super-*
 8 *intendent*" and inserting in lieu thereof the words
 9 "[*superintendent*] *administrator*".

10 Page 25, line 4, by striking the word "*super-*
 11 *intendent*" and inserting in lieu thereof the words
 12 "[*superintendent*] *administrator*".

13 Page 25, line 12, by striking the word
 14 "*superintendent*" and inserting in lieu thereof the
 15 words "[*superintendent*] *administrator*".

16 Page 25, line 18, by striking the word
 17 "*superintendent*" and inserting in lieu thereof the

- 18 words "[superintendent] *administrator*".
 19 Page 26, line 6, by striking the word "super-
 20 intendent" and inserting in lieu thereof the words
 21 "[superintendent] *administrator*".
 22 Page 26, line 20, by striking the word
 23 "superintendent" and inserting in lieu thereof the
 24 words "[superintendent] *administrator*".
 25 Page 26, line 28, by striking the word

Page 5

- 1 "superintendent" and inserting in lieu thereof the
 2 words "[superintendent] *administrator*".
 3 Page 26, line 30, by striking the word
 4 "superintendent" and inserting in lieu thereof the
 5 words "[superintendent] *administrator*".
 6 9. Page 9, after line 16, by inserting the follow-
 7 ing amendments:
 8 Page 34, line 4, by striking the word "super-
 9 intendent" and inserting in lieu thereof the words
 10 "[superintendent] *administrator*".
 11 Page 35, line 11, by striking the word
 12 "superintendent" and inserting in lieu thereof the
 13 words "[superintendent] *administrator*".
 14 Page 35, line 13, by striking the word
 15 "superintendent" and inserting in lieu thereof the
 16 words "[superintendent] *administrator*".
 17 Page 36, line 7, by striking the word "super-
 18 intendent" and inserting in lieu thereof the words
 19 "[superintendent] *administrator*".
 20 Page 36, line 21, by striking the word
 21 "superintendent" and inserting in lieu thereof the
 22 words "[superintendent] *administrator*".
 23 Page 37, line 17, by striking the word
 24 "superintendent" and inserting in lieu thereof the
 25 words "[superintendent] *administrator*".

Page 6

- 1 Page 38, line 20, by striking the word
 2 "superintendent" and inserting in lieu thereof the
 3 words "[superintendent] *administrator*".
 4 Page 39, line 18, by striking the word
 5 "superintendent" and inserting in lieu thereof the
 6 words "[superintendent] *administrator*".
 7 Page 39, line 27, by striking the word
 8 "superintendent" and inserting in lieu thereof the
 9 words "[superintendent] *administrator*".
 10 Page 39, line 28, by striking the word
 11 "superintendent" and inserting in lieu thereof the
 12 words "[superintendent] *administrator*".
 13 Page 40, line 18, by striking the word
 14 "superintendent" and inserting in lieu thereof the
 15 words "[superintendent] *administrator*".
 16 Page 40, line 21, by striking the word
 17 "superintendent" and inserting in lieu thereof the
 18 words "[superintendent] *administrator*".
 19 Page 41, line 1, by striking the word "super-

20 intendent" and inserting in lieu thereof the words
 21 "[superintendent] *administrator*".
 22 Page 41, line 15, by striking the word
 23 "superintendent" and inserting in lieu thereof the
 24 words "[superintendent] *administrator*".
 25 Page 41, line 20, by striking the word

Page 7

1 "superintendent" and inserting in lieu thereof the
 2 words "[superintendent] *administrator*".
 3 Page 42, line 11, by striking the word
 4 "superintendent" and inserting in lieu thereof the
 5 words "[superintendent] *administrator*".
 6 10. Page 10, after line 23, by inserting the
 7 following amendments:
 8 Page 43, line 17, by striking the word
 9 "superintendent" and inserting in lieu thereof the
 10 words "[superintendent] *administrator*".
 11 Page 43, line 25, by striking the word
 12 "superintendent" and inserting in lieu thereof the
 13 words "[superintendent] *administrator*".
 14 Page 45A, line 4, by striking the word
 15 "superintendent" and inserting in lieu thereof the
 16 words "[superintendent] *administrator*".
 17 11. Page 15, after line 16, by inserting the
 18 following amendments:
 19 Page 62, line 27, by striking the word
 20 "superintendent" and inserting in lieu thereof the
 21 words "[superintendent] *administrator*".
 22 Page 62, line 33, by striking the word
 23 "superintendent" and inserting in lieu thereof the
 24 words "[superintendent] *administrator*".
 25 Page 63, line 5, by striking the word "super-

Page 8

1 intendent" and inserting in lieu thereof the words
 2 "[superintendent] *administrator*".
 3 Page 63, line 10, by striking the word
 4 "superintendent" and inserting in lieu thereof the
 5 words "[superintendent] *administrator*".
 6 Page 64, line 23, by striking the word
 7 "superintendent" and inserting in lieu thereof the
 8 words "[superintendent] *administrator*".
 9 Page 68, line 21, by striking the word
 10 "superintendent" and inserting in lieu thereof the
 11 words "[superintendent] *administrator*".
 12 Page 68, line 23, by striking the word
 13 "superintendent" and inserting in lieu thereof the
 14 words "[superintendent] *administrator*".
 15 Page 69, lines 17 and 18, by striking the
 16 word "superintendent" and inserting in lieu thereof
 17 the words "[superintendent] *administrator*".
 18 Page 72, line 32, by striking the word
 19 "superintendent" and inserting in lieu thereof the
 20 words "[superintendent] *administrator*".
 21 Page 72, line 35, by striking the word

22 "superintendent" and inserting in lieu thereof the
 23 words "[superintendent] *administrator*".
 24 12. By renumbering amendments as necessary.

Action on amendment S—2807 to the House amendment was temporarily deferred.

Senator Hansen offered amendment S—2781 to the House amendment filed by him:

S—2781

Division S—2781A

1 Amend the House amendment to Senate File 1163,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:

- 4 1. Page 4, by striking lines 21 through 25.
- 5 2. Page 5, by striking lines 1 through 6.

Division S—2781B

6 3. Page 6, by striking lines 15 through 22.

Division S—2781C

- 7 4. Page 7, by striking lines 24 and 25.
- 8 5. Page 8, by striking lines 1 and 2.

Division S—2781D

- 9 6. Page 8, by striking lines 21 through 25.
- 10 7. Page 9, by striking lines 1 through 7.

Division S—2781E

11 8. Page 9, by striking lines 8 through 10.

Senator Willits called for a division of amendment S—2781, as follows:

- Division S—2781A—Sections 1 and 2
- Division S—2781B—Section 3
- Division S—2781C—Sections 4 and 5
- Division S—2781D—Sections 6 and 7
- Division S—2781E—Section 8

Senator Hansen moved the adoption of division S—2781A of the amendment to the House amendment.

Roll call was requested.

On the question "Shall division S—2781A of the amendment to the House amendment be adopted?" (S.F. 1163) the vote was:

Rule 24 was invoked.

Ayes, 32:

Andersen	Doderer	Hultman	Marshall
Bergman	Gallagher	Kelly	Milligan
Briles	Glenn	Kinley	Nystrom
Burroughs	Gluba	Lamborn	Orr
Curtis	Hansen	McCartney	Plymat
DeKoster	Hill	Miller of	Potter

Priebe
Ramsey
Rodgers

Schwengels
Schwieger

Scott
Shaw

Taylor
Van Gilst

Nays, 15:

Blouin
Coleman
Heying
Junkins

Kennedy
Miller of
Des Moines
Murray

Nolin
Palmer
Riley
Robinson

Shaff
Tieden
Willits
Winkelman

Absent or not voting, 3:

Griffin

Rabedaux

Schaben

Division S—2781A of the amendment to the House amendment was adopted.

Senator Heying moved that Senate Rule 25 be suspended to permit him to move to reconsider the vote by which division S—2781A of the amendment to the House amendment was adopted.

(Senate File 1163 and the Heying motion to suspend Senate Rule 25 pending on adjournment.)

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 182, a bill for an act relating to the office of public defender.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1107, a bill for an act relating to vocational rehabilitation.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1120, a bill for an act relating to the filing and publishing of county agricultural extension education fund reports.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1251, a bill for an act relating to the abatement of assessment of taxes, interest and penalties.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1280, a bill for an act relating to the salary rate of the director of the Iowa state arts council.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1311, a bill for an act relating to the use and application of pesticides.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1325, a bill for an act appropriating from the general fund to the state historical society for capital improvements of state historical sites.

Also: That the House has concurred in Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 98, a bill for an act to allow school boards, county school boards, area school boards and the state board of public instruction to provide group contracts.

Also: That the House has concurred in Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 215, a bill for an act relating to the quality of the pipe used for water well construction.

Also: That the House has concurred in Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 462, a bill for an act relating to municipal tort claims.

Also: That the House has concurred in Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 733, a bill for an act relating to the practice of medicine and surgery, osteopathic medicine and surgery.

Also: That the House has concurred in Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 1176, a bill for an act to permit licensure of health care facilities under chapter 135C of the Code.

Also: That the House has concurred in Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 1178, a bill for an act relating to administration of the department of soil conservation, soil conservation districts and conservancy districts.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1243, a bill for an act providing a rebate on the barrel tax for each barrel of beer produced in Iowa.

Also: That the House has concurred in Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 1399, a bill for an act revising certain statutes relating to elections.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1402, a bill for an act to provide for fair trade practices in the marketing and distribution of motor fuel and special fuel.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1411, a bill for an act relating to authority of the department of social services to provide state supplementary cash payments to certain persons.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1426, a bill for an act to provide that the right to workmen's compensation shall be the exclusive remedy to an employee against his employer or fellow employee on account of injury or occupational disease.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1471, a bill for an act to make appropriations for members of the House of Representatives ethics committee.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 182

1 Amend Senate File 182 as passed by the Senate by striking
2 everything after the enacting clause and inserting in lieu
3 thereof the following:

4 "Section 1. Section three hundred thirty-six A point one
5 (336A.1), Code 1973, as amended by Acts of the Sixty-fifth
6 General Assembly, 1973 Session, chapter one hundred thirty-six
7 (136), section three hundred fifty-six (356), is amended to
8 read as follows:

9 "336A.1 Office established and abolished. In any county,
10 the board of supervisors may establish or abolish, by resolution
11 of the board, the office of public defender. A county may join
12 with one or more other contiguous counties within its judicial
13 district to establish one office of public defender to serve
14 those counties.

15 [The office of public defender may be abolished by the follow-
16 ing procedure:]

17 [1. A board of county supervisors shall submit the issue
18 that the office of public defender be abolished to a vote of
19 the people of the county upon receipt of a petition that the
20 office of public defender be abolished, signed by not less than
21 ten percent of those voting for president of the United States
22 or governor, as the case may be, in the last general election,
23 and shall submit the issue to a vote of the people at the next
24 general election or at a special election called therefor in
25 the form and manner required for the submission of public

Page 2

1 measures in the title on elections. If a majority of the
2 votes cast approve the issue, the office of public
3 defender shall be abolished on the date specified on the ballot.]

4 If more than one county is involved in the abolishment of the
5 office of public defender, the office shall not be abolished
6 unless the abolishment is authorized by resolution of the board
7 of supervisors of [in] each of the counties involved.

8 Sec. 2. Section three hundred thirty-six A point three
9 (336A.3), subsection one (1), Code 1973 is amended to read as
10 follows:

11 "336A.3 Nomination and appointment.

12 1. The public defender shall be a qualified attorney admitted
13 to practice before the Iowa supreme court. When a vacancy exists
14 in the office of the public defender, the district court judges

15 of the *judicial* district [court of] *containing* the county or
 16 counties which the defender is to serve, *sitting en banc*, shall
 17 nominate two attorneys qualified to serve as public defender and
 18 certify the names of such nominees to the board(s) of super-
 19 visors of the county or counties which the public defender is
 20 to serve. The supervisors shall, within thirty days after such
 21 certification, appoint by majority vote, one of these nominees
 22 to be public defender for a term of six years so long as he
 23 shall remain qualified as otherwise provided in this chapter."

HOUSE AMENDMENT TO SENATE FILE 1251

1 Amend Senate File 1251, as passed by the Senate, by
 2 inserting after the period in line 24 the following:
 3 *The director shall prepare quarterly reports, which*
 4 *shall be included in the annual statistical reports*
 5 *required under section four hundred twenty-two point*
 6 *seventy-five (422.75) of the Code, summarizing each*
 7 *case in which an abatement of tax, interest, or*
 8 *penalties was made under this section, but the report*
 9 *shall not disclose the identity of the taxpayer.*

HOUSE AMENDMENT TO SENATE FILE 1280

1 Amend Senate File 1280 as follows:
 2 Page 1, line 9, by striking the figure "18,000"
 3 and inserting in lieu thereof the figure "19,000".

HOUSE AMENDMENT TO SENATE FILE 1325

1 Amend Senate File 1325, as passed by the Senate, as
 2 follows:
 3 1. Page 2, line 4, by inserting after the word "sites"
 4 the words "and for the planning and study of a new historical
 5 site".
 6 2. Page 2, lines 4 and 5, by striking the words "fifty
 7 thousand (50,000) dollars" and inserting in lieu thereof the
 8 words "fifty-five thousand (55,000) dollars".
 9 3. Page 2, line 6, by inserting after the word "improvements"
 10 the words "and planning and study of a new historical site".
 11 4. Page 2, line 6, by inserting after the word "following"
 12 the words "location and".
 13 5. Page 2, by inserting after line 10 the following sub-
 14 section:
 15 4. The vicinity of Andrew, Iowa
 16 For the planning and study of a
 17 memorial to Ansel Briggs, the first
 18 governor of Iowa \$5,000.00.
 19 6. Page 2, by inserting after line 18 the following
 20 section:
 21 Sec. 4. The state historical society may obtain any
 22 options to purchase any real property it deems necessary to
 23 implement any plans it may develop for a memorial to Ansel
 24 Briggs.
 25 7. Amend the title on page 1, line 3, by inserting after

Page 2

- 1 the word "sites" the words "and for the planning and study
- 2 of a new historical site".
- 3 8. By renumbering the sections to accord with this
- 4 amendment.

HOUSE MESSAGES CONSIDERED

House File 1243, a bill for an act providing a rebate on the barrel tax for each barrel of beer produced in Iowa by an Iowa-based brewery producing less than fifty thousand barrels annually, and providing an appropriation therefor.

Read first time and **passed on file**.

House File 1402, a bill for an act to provide for fair trade practices in the marketing and distribution of motor fuel and special fuel and providing a penalty.

Read first time and **passed on file**.

House File 1411, a bill for an act relating to authority of the department of social services to provide state supplementary cash payments to certain persons, revising the state medical assistance act, relating to claims for medical assistance, and providing a penalty.

Read first time and **passed on file**.

House File 1426, a bill for an act to provide that the right to workmen's compensation shall be the exclusive remedy to an employee against his employer or fellow employee on account of injury or occupational disease.

Read first time and **passed on file**.

House File 1471, a bill for an act to make appropriations for members of the House of Representatives ethics committee.

Read first time and **passed on file**.

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 18, 1974, the Governor approved and transmitted to the Secretary of State the following bills:

- S. F. 1283—Relating to the salary rate of the state geologist.
- S. F. 1332—Making an appropriation from the general fund of the state to the Iowa law enforcement academy for the construction of a building.
- S. F. 1334—Amending the appropriated funds to the district courts.

S. F. 1335—Making an appropriation to the state library commission for the purpose of substituting for or replacing federal funds which may not become available to the state.

S. F. 1341—Relating to the membership of the Iowa law enforcement academy council and making an appropriation.

REPORTS OF COMMITTEES

Senator Tieden submitted the following report:

MR. PRESIDENT: Your committee on agriculture to which was referred **House Concurrent Resolution 132**, a resolution urging that at least one United States Department of Agriculture service center be maintained in each soil conservation district in the state of Iowa, and prior to implementing any statewide plan, such plan be approved by the United States House of Representatives' appropriations subcommittee on agriculture, environment and consumer affairs, begs leave to report it has had the same under consideration and recommends the same **do pass**.

DALE L. TIEDEN, Chairman

Ordered passed on file.

Senator Griffin submitted the following report:

MR. PRESIDENT: Your committee on cities and towns to which was referred **House File 1118**, a bill for an act relating to requirements for storm sewer grates, begs leave to report it has had the same under consideration and recommends the same **do pass**.

JAMES W. GRIFFIN, SR., Chairman

Ordered passed on file.

Senator McCartney submitted the following reports:

MR. PRESIDENT: Your committee on commerce to which was referred **Senate File 358**, a bill for an act relating to the operation of bank holding companies and prohibiting the formation of new bank holding companies without certificates of authority from the state banking board, begs leave to report it has had the same under consideration and recommends the same **do pass**.

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on commerce to which was referred **Senate File 1253**, a bill for an act to prohibit the underground storage of gas within the corporate limits of a city or town, begs leave to report it has had the same under consideration and **returns the bill without recommendation**.

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on commerce to which was referred **House File 1376**, a bill for an act relating to inclusion of nurses and pharmacists within the definition of profession for purposes of the Iowa

professional corporation act, begs leave to report it has had the same under consideration and recommends the same **do pass**.

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

Senator Riley submitted the following report:

MR. PRESIDENT: Your committee on judiciary to which was referred **House File 1419**, a bill for an act relating to the compensation of the clerk of the grand jury, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

Senator Milligan submitted the following report:

MR. PRESIDENT: Your committee on natural resources to which was referred **House File 1465**, a bill for an act relating to the great river road and to scenic and recreational parkways, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE F. MILLIGAN, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2800

- 1 Amend the House amendment to Senate File 182 as
- 2 follows:
- 3 1. Page 1, line 9, by striking the words "Office
- 4 established and abolished." and inserting in lieu
- 5 thereof the following: "OFFICE ESTABLISHED AND
- 6 ABOLISHED."
- 7 2. Page 2, line 6, by inserting after the word
- 8 "by" the words "[a vote of the people]".
- 9 3. Page 2, line 7, by striking the second word
- 10 "of" and inserting in lieu thereof the word "of".
- 11 4. Page 2, line 11, by striking the words
- 12 "Nomination and appointment." and inserting in
- 13 lieu thereof the following: "NOMINATION AND
- 14 APPOINTMENT."

EARL M. WILLITS
GEORGE R. KINLEY

S—2814

- 1 Amend Senate File 491 as follows:
- 2 1. Page 2, by striking line 35, and page 3,
- 3 by striking lines 1 through 7, and inserting in lieu
- 4 thereof the following:
- 5 "the following limitations:
- 6 1. Completion of interstate construction
- 7 already commenced on the effective date of this Act.
- 8 2. Completion of a road within a highway trans-
- 9 portation corridor generally providing reasonably
- 10 direct service between the cities of Dubuque, Waterloo,
- 11 Fort Dodge and Sioux City, Iowa.

- 12 3. Completion of a road between Des Moines,
 13 Ottumwa, and Burlington, Iowa.
 14 4. Completion of a road between Iowa City and
 15 Keokuk, Iowa, and south to the Missouri border.
 16 5. Completion of a road between Dubuque and
 17 Cedar Rapids, Iowa.
 18 6. Completion of a road north of Waterloo to
 19 New Hampton and west to I-35 near Mason City, Iowa.
 20 7. Completion of a road from I-80 northeast
 21 from Des Moines to the junction with U.S. Highway 30
 22 near Marshalltown, Iowa.
 23 8. Completion of a road between I-35 and I-80
 24 south and east of Des Moines, Iowa (Des Moines Belt
 25 Route)."

Page 2

- 1 2. Page 3, by striking lines 8 through 10 and
 2 inserting in lieu thereof the words "The principal
 3 amount of bonds issued in any fis-".
 4 3. Page 3, line 15, by inserting after the
 5 period the following: "However, the Sixty-seventh
 6 General Assembly is requested to review the provisions
 7 of this Act and the reports of the commission of the
 8 use of the proceeds of bonds, and consider whether
 9 the authority for the issuance of bonds under this
 10 Act shall be continued after June 30, 1978."
 11 4. Page 5, by striking lines 34 and 35, and
 12 page 6, by striking lines 1 through 7, and inserting
 13 in lieu thereof the following: "expressway system
 14 as provided in section three (3) of this Act. The
 15 commission shall report annually to the general
 16 assembly the amount of construction completed on the
 17 routes for which bond proceeds are used, the amounts
 18 spent from bond proceeds and from other sources on
 19 these routes, and the condition of the fund. The
 20 commission shall maximize the use of federal funds
 21 available for use in connection with the construction
 22 provided for in this Act."

BARTON L. SCHWIEGER
 FORREST V. SCHWENGELS
 LOWELL JUNKINS
 WILLIAM N. PLYMAT
 GENE V. KENNEDY
 MICHAEL T. BLOUIN
 JOSEPH COLEMAN
 LEONARD C. ANDERSEN
 JOHN N. NYSTROM
 CLIFF BURROUGHS
 WILLIAM P. WINKELMAN
 WILLIAM D. PALMER
 JAMES W. GRIFFIN, SR.
 JAMES E. BRILES
 ELIZABETH R. MILLER
 CLOYD ROBINSON
 NORMAN RODGERS

W. R. RABEDAUX
 WILLARD R. HANSEN
 H. L. HEYING
 E. KEVIN KELLY
 BERL E. PRIEBE
 GEORGE R. KINLEY
 KENNETH SCOTT
 TOM RILEY
 JAMES V. GALLAGHER

S—2808

1 Amend the House amendment to Senate File 1139,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:

4 1. Page 1, line 5, by inserting after the figure
 5 “(748.3)” the words and figures “, subsections one
 6 (1) and two (2),”.

7 2. Page 1, line 5, by inserting after the word
 8 “Code” the words “*who is a full-time employee of a*
 9 *county or city and*”.

10 3. Page 1, line 8, by inserting after the word
 11 “*mile*” the words “, *except that a peace officer in*
 12 *a city or county which owns law enforcement vehicles*
 13 *shall be reimbursed at the rate of fifteen cents*
 14 *per mile when he uses his private vehicle in the*
 15 *performance of his official duties*”.

16 4. Page 1, line 11, by inserting after the
 17 figure “(748.3)” the words and figures “, subsec-
 18 tions one (1) and two (2),”.

19 5. Page 1, line 12, by inserting after the word
 20 “Code” the words “*who is a full-time employee of a*
 21 *county or city and*”.

22 6. Page 1, line 14, by inserting after the word
 23 “*mile*” the words “, *except that a peace officer*
 24 *in a city or county which owns law enforcement*
 25 *vehicles shall be reimbursed at the rate of fifteen*

Page 2

1 *cents per mile when he uses his private vehicle in*
 2 *the performance of his official duties*”.

MINNETTE F. DODERER

S—2802

1 Amend Senate File 1161 as follows:
 2 1. Page 3, by striking all of lines 17 through 30.
 3 2. By renumbering remaining sections.

MINNETTE DODERER
 RALPH W. POTTER

S—2815

1 Amend the House amendment to Senate File 1163, as
 2 amended, passed and reprinted by the Senate, page 2,
 3 lines 1 and 2, by striking the words “and members
 4 of boards of directors”.

FORREST V. SCHWENGELS
 JOHN S. MURRAY
 C. JOSEPH COLEMAN

S—2812

- 1 Amend the House amendment to Senate File 1163, as
- 2 amended, passed, and reprinted by the Senate, page 13,
- 3 line 19, by inserting after the quotation marks the
- 4 words "upon the request of the board of directors of
- 5 an area education agency,".

WILLIAM E. GLUBA
W. R. RABEDEAUX

S—2816

- 1 Amend the Griffin, et al., amendment S—2788, to the
- 2 House amendment to Senate File 1163, as follows:
 - 3 1. Line 5, by striking the words "not provided for"
 - 4 and inserting in lieu thereof the words "attending
 - 5 facilities".

MINNETTE DODERER

S—2817

- 1 Amend Senate File 1333 as follows:
 - 2 1. Page 3, lines 12 and 13, by striking the words
 - 3 "*within forty-eight hours*".
 - 4 2. Page 3, line 31, by adding after the period the
 - 5 following: "If the excavation, fill or physical
 - 6 change within the right-of-way of a public road
 - 7 or highway does not conform to the specifications
 - 8 that accompany the permit the person shall be
 - 9 notified to make such conforming changes. If after
 - 10 twenty days the changes have not been made, the
 - 11 public road or highway authority may make the
 - 12 necessary changes and immediately send a statement
 - 13 of the cost to the person responsible for the work
 - 14 done not in conformance to the specifications.
 - 15 If within ten days after sending the statement the
 - 16 cost is not paid, the highway authority may
 - 17 institute proceedings in the district court system
 - 18 to collect the cost of correction. Utility companies
 - 19 are exempt from the provisions of this section."

RAY TAYLOR

S—2809

- 1 Amend Senate File 1333, page 3, line 31, by adding
- 2 after the period the following words: "However,
- 3 nothing herein contained shall restrain any public
- 4 utility from making immediate necessary emergency
- 5 repairs to its facilities."

RALPH W. POTTER

S—2810

- 1 Amend Senate File 1333, page 3, line 31, by adding
- 2 after the period the following: "No such permit shall
- 3 be required of persons franchised under the provisions
- 4 of chapter three hundred and eighty-six (386) or
- 5 chapter four hundred eighty-nine (489), of the Code."

RALPH W. POTTER

S—2811

- 1 Amend Senate File 1354 as follows:
2 1. Page 25, after line 27, by inserting the fol-
3 lowing new section:
4 Sec. *NEW SECTION. JUDICIAL REVIEW.* Com-
5 mencing July 1, 1975 judicial review of the orders
6 or actions of the director may be sought in accordance
7 with the provisions of the Iowa Administrative Pro-
8 cedures Act.
9 2. Page 33, after line 18, by inserting the fol-
10 lowing section:
11 Sec. Sections twenty-four (24) through
12 twenty-nine (29) of this Act are repealed effective
13 July 1, 1975.
14 3. By renumbering sections in accordance with
15 this amendment.

JOHN S. MURRAY

S—2813

- 1 Amend House File 664, as amended and passed by
2 the House, page 2, by striking lines 4 through 8.

E. KEVIN KELLY

On motion of Senator Lamborn, the Senate adjourned until
8:30 a.m., Friday, April 19, 1974.

JOURNAL OF THE SENATE

NINETY-SIXTH DAY

SENATE CHAMBER
DES MOINES, IOWA, FRIDAY, APRIL 19, 1974

The Senate met in regular session, President pro tempore Shaff presiding.

Prayer was offered by the Reverend Ralph Schenck, pastor of the Presbyterian Church, and State Chaplain of the American Legion, Mediapolis, Iowa.

The Journal of Thursday, April 18, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Cathleen Malaney, Des Moines, Iowa.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Rabedaux for the day, Senator Murray for the day, Senator Griffin for the day on request of Senator Lamborn.

SPECIAL GUEST

President pro tempore Shaff invited Senator Miller of Marshall to escort to the rostrum Gordon A. Miller, State Commander of the Iowa Department of the American Legion, who addressed the Senate briefly.

PRESENTATION OF VISITORS

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

Thirty-six students from Alburnett High School, Alburnett, Iowa, accompanied by Larry Hagerman. Senator Potter.

Thirty-seven students from Roosevelt High School, Des Moines, Iowa, accompanied by Ms. Krings. Senator Milligan.

Fifty-eight students from Mingo Elementary School, Mingo, Iowa, accompanied by Mrs. Norris and Mrs. Meyers. Senator Miller of **Marshall**.

PETITION

The following petition was presented and placed on file:

By Senator Robinson, from two hundred one residents and veterans of Iowa favoring Senate File 1228, relating to equal benefits to all honorably discharged men and women who served at any time after December 7, 1941.

WITHDRAWN

Senator Hansen asked and received unanimous consent that **Senate File 1305** be **withdrawn** from further consideration of the Senate.

UNFINISHED BUSINESS

HOUSE AMENDMENTS CONSIDERED

Senate File 1163

The Senate resumed consideration of the House amendment to Senate File 1163, a bill for an act relating to area education agencies, including provisions to replace the county school systems and joint county systems with area education agencies, to require the area education agencies to provide for certain programs and services for the school districts, to transfer certain functions of the county school systems and joint county systems to the department of public instruction and to the area education agencies, to provide a method for identification of children requiring special education, to provide a method for financing programs and services and to provide coordinating amendments, and the Heying motion to suspend Senate Rule 25 to permit him to move to reconsider the vote by which division S—2781A of the Hansen amendment to the House amendment was adopted on April 18, 1974.

Senator Heying withdrew his motion to suspend Senate Rule 25.

Senator Priebe moved to reconsider the vote by which division S—2781A of the Hansen amendment to the House amendment was adopted.

Senator McCartney took the chair at 9:35 a.m.

Roll call was requested.

On the question "Shall the motion to reconsider division

S—2781A of the amendment to the House amendment be adopted?" (S.F. 1163) the vote was:

Ayes, 14:

Blouin	Kennedy	Riley	Tieden
Heying	Miller of	Schaben	Willits
Junkins	Des Moines	Schwengels	Winkelman
Kelly	Nolin	Shaff	

Nays, 31:

Andersen	Gallagher	McCartney	Priebe
Bergman	Glenn	Miller of	Ramsey
Briles	Gluba	Marshall	Robinson
Burroughs	Hansen	Milligan	Schwieger
Coleman	Hill	Nystrom	Scott
Curtis	Hultman	Orr	Shaw
DeKoster	Kinley	Plymat	Taylor
Doderer	Lamborn	Potter	Van Gilst

Absent or not voting, 5:

Griffin	Palmer	Rabedeaux	Rodgers
Murray			

The motion lost.

On motion of Senator Hansen, division S—2781B of the amendment to the House amendment was adopted.

On motion of Senator Hansen, division S—2781C of the amendment to the House amendment was adopted.

Senator Hansen moved the adoption of division S—2781D of the amendment to the House amendment.

Division was called for.

Division S—2781D of the amendment to the House amendment lost.

On motion of Senator Hansen, division S—2781E of the amendment to the House amendment was adopted.

The Senate resumed consideration of amendment S—2807 to the House amendment offered and deferred on April 18, 1974.

On motion of Senator Hansen, amendment S—2807 to the House amendment was adopted.

Senator Coleman offered amendment S—2815 to the House amendment filed by Senators Schwengels, Murray and Coleman and moved its adoption:

S—2815

- 1 Amend the House amendment to Senate File 1163, as
- 2 amended, passed and reprinted by the Senate, page 2,

- 3 lines 1 and 2, by striking the words "and members
- 4 of the boards of directors".

Amendment S—2815 was adopted.

Senator Hultman asked and received unanimous consent to withdraw amendment S—2737 filed by Senators Griffin, Hultman, et al., on April 11, 1974, and found on pages 1331 and 1332 of the Senate Journal.

Senator Hultman offered amendment S—2788 to the House amendment filed by Senators Griffin, Hultman, et al.:

S—2788

- 1 Amend the House amendment to Senate File 1163,
- 2 as amended, passed and reprinted by the Senate as
- 3 follows:
- 4 1. Page 13, line 19, by inserting before the second
- 5 word "the" the words "and who are not provided for
- 6 under chapters two hundred sixty-three (263), two
- 7 hundred sixty-nine (269) and two hundred seventy
- 8 (270) of the Code,".
- 9 2. Page 13, line 22, by inserting after the word
- 10 "services." the sentence, "The area education
- 11 agencies shall cooperate with the board of regents
- 12 to provide the services required by this Act."

Senator Doderer offered amendment S—2816 filed by her to amendment S—2788 to the House amendment and moved its adoption:

S—2816

- 1 Amend the Griffin, et al., amendment S—2788, to the
- 2 House amendment to Senate File 1163, as follows:
- 3 1. Line 5, by striking the words "not provided for"
- 4 and inserting in lieu thereof the words "attending
- 5 facilities".

Amendment S—2816 to amendment S—2788 to the House amendment was adopted.

On motion of Senator Hultman, amendment S—2788 to the House amendment as amended was adopted.

Senator Gluba offered amendment S—2812 to the House amendment filed by Senators Gluba and Rabedeaux and moved its adoption:

S—2812

- 1 Amend the House amendment to Senate File 1163, as
- 2 amended, passed, and reprinted by the Senate, page 13,
- 3 line 19, by inserting after the quotation marks the
- 4 words "upon the request of the board of directors of
- 5 an area education agency,".

Amendment S—2812 to the House amendment was adopted.

Senator Rodgers offered amendment S—2820 to the House amendment by Senators Rodgers and Priebe:

S—2820

- 1 Amend the House amendment to Senate File 1163, as
- 2 amended, passed, and reprinted by the Senate as
- 3 follows:
- 4 1. Page 15, by inserting after line 16 the fol-
- 5 lowing:
- 6 Page 77A, line 33, by inserting after the
- 7 word "services" the words ", media services, and
- 8 other services".
- 9 Page 77A, line 35, by striking the words
- 10 and figure "subsection four (4)" and inserting in
- 11 lieu thereof the words and figures "subsections
- 12 four (4), five (5) and six (6)".

Senator DeKoster raised the point of order that amendment S—2820 to the House amendment was out of order because the same subject matter had already been considered, reconsidered and adopted by the Senate.

The Chair ruled the point well taken and amendment S—2820 to the House amendment out of order.

On motion of Senator Hansen, the Senate concurred in the House amendment as amended.

Senator Hansen moved that the bill as amended by the House, further amended and concurred in by the Senate, be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1163) the vote was:

Ayes, 36:

Andersen	Hultman	Milligan	Robinson
Briles	Junkins	Nolin	Schaben
Coleman	Kelly	Orr	Schwengels
Curtis	Kinley	Palmer	Schwieger
DeKoster	Lamborn	Plymat	Scott
Doderer	McCartney	Potter	Shaw
Gallagher	Miller of	Priebe	Taylor
Glenn	Des Moines	Ramsey	Van Gilst
Gluba	Miller of	Riley	Willits
Hansen	Marshall		

Nays, 7:

Blouin	Hill	Nystrom	Winkelman
Heying	Kennedy	Rodgers	

Absent or not voting, 7:

Bergman	Griffin	Rabedeaux	Tieden
Burroughs	Murray	Shaff	

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

CONSIDERATION OF BILLS

House File 1486

On motion of Senator DeKoster, House File 1486, a bill for an act relating to the construction of the veterinary biologics facility at Ames, Iowa, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator DeKoster moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1486) the vote was:

Ayes, 43:

Andersen	Heying	Miller of	Robinson
Blouin	Hill	Marshall	Rodgers
Briles	Hultman	Milligan	Schaben
Burroughs	Junkins	Nolin	Schwengels
Coleman	Kelly	Nystrom	Schwieger
Curtis	Kennedy	Orr	Scott
DeKoster	Kinley	Palmer	Shaw
Doderer	Lamborn	Plymat	Taylor
Gallagher	McCartney	Potter	Van Gilst
Glenn	Miller of	Ramsey	Willits
Gluba	Des Moines	Riley	Winkelman
Hansen			

Nays, none.

Absent or not voting, 7:

Bergman	Murray	Rabedeaux	Tieden
Griffin	Priebe	Shaff	

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

HOUSE AMENDMENTS CONSIDERED

Senate File 509

Senator Miller of Des Moines called up for consideration Senate File 509, a bill for an act relating to autopsies and postmortem examinations, amended by the House, and moved that the Senate concur in the following amendment:

- 1 Amend Senate File 509 as amended and passed by the Senate
- 2 as follows:
- 3 Page 1, line 31, after the word "necessary" insert the
- 4 words "or, in the case of a death which is not in the public

- 5 interest, as defined in section three hundred thirty-nine
 6 point six (339.6) of the Code, if the attending physician
 7 certifies to the county medical examiner that the performance
 8 of the autopsy out of state is proper”.

The motion prevailed and the Senate concurred in the House amendment.

Senator Miller of Des Moines moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 509) the vote was:

Ayes, 44:

Andersen	Hansen	Miller of	Rodgers
Bergman	Heying	Marshall	Schaben
Blouin	Hill	Milligan	Schwengels
Briles	Junkins	Nolin	Schwieger
Burroughs	Kelly	Nystrom	Scott
Coleman	Kennedy	Orr	Shaw
Curtis	Kinley	Palmer	Taylor
DeKoster	Lamborn	Plymat	Tieden
Doderer	McCartney	Potter	Van Gilst
Gallagher	Miller of	Priebe	Willits
Glenn	Des Moines	Riley	Winkelman
Gluba		Robinson	

Nays, none.

Absent or not voting, 6:

Griffin	Murray	Ramsey	Shaff
Hultman	Rabedeaux		

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

Senate File 1042

Senator Tieden called up for consideration Senate File 1042, a bill for an act relating to federal tax liens on vehicles requiring a certificate of title, amended by the House, and moved that the Senate concur in the following amendment:

- 1 Amend Senate File 1042 as passed by the Senate as
- 2 follows:
- 3 1. Page 1, line 5, by striking the words “subsection
- 4 three (3),”.
- 5 2. Page 1, line 8, by striking the words “hereby
- 6 repealed” and inserting in lieu thereof the words
- 7 “amended by striking subsection three (3)”.
- 8 3. Page 1, by inserting after line 8 the following:
- 9 Sec. Section three hundred thirty-five point
- 10 eighteen (335.18), subsection two (2), unnumbered

11 paragraph one (1), Code 1973, is amended to read as
12 follows:

13 Notices of liens upon personal property, whether
14 tangible or intangible[, other than vehicles for which
15 a certificate of title is required under the provisions
16 of chapter 321], for taxes payable to the United States
17 and certificates and notices affecting the liens shall
18 be filed as follows:

The motion prevailed and the Senate concurred in the House amendment.

Senator Tieden moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1042) the vote was:

Ayes, 46:

Andersen	Hansen	Miller of	Robinson
Bergman	Heying	Marshall	Rodgers
Blouin	Hill	Milligan	Schaben
Briles	Hultman	Nolin	Schwengels
Burroughs	Junkins	Nystrom	Schwieger
Coleman	Kelly	Orr	Scott
Curtis	Kennedy	Palmer	Shaw
DeKoster	Kinley	Plymat	Taylor
Doderer	Lamborn	Potter	Tieden
Gallagher	McCartney	Priebe	Van Gilst
Glenn	Miller of	Ramsey	Willits
Gluba	Des Moines	Riley	Winkelman

Nays, none.

Absent or not voting, 4:

Griffin	Murray	Rabedeaux	Shaff
---------	--------	-----------	-------

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

Senate File 1071

Senator Gallagher called up for consideration Senate File 1071, a bill for an act relating to the homestead tax credit, amended by the House, and moved that the Senate concur in the following amendment:

- 1 Amend Senate File 1071, as amended and passed by the Senate,
- 2 page 1, by inserting after line 2 the following new section:
- 3 Sec. Section four hundred twenty-five point two
- 4 (425.2), Code 1973, is amended to read as follows:
- 5 425.2 QUALIFYING FOR CREDIT. Any person [who desires to
- 6 avail himself of the benefits provided hereunder] *applying for*

7 *homestead tax credit shall each year on or before July 1*
 8 *deliver to the assessor, on [blank] forms [to be] furnished by the*
 9 *assessor, a verified statement and designation of homestead as*
 10 *claimed [by him, and the]. The assessor shall return said state-*
 11 *ment and designation on July 2 of each year to the county*
 12 *auditor with [his] a recommendation for allowance or disallowance*
 13 *endorsed thereon. In case the owner of the homestead is in*
 14 *active service in the [military, naval, or air forces or nurse*
 15 *corps] armed forces of this state or of the United States, or*
 16 *is sixty-five years of age or older, or is disabled, such*
 17 *statement and designation may be signed and delivered [or filed]*
 18 *by any member of the owner's family. The county old-age*
 19 *[assistance investigator] commissioner of social services or his*
 20 *designee [shall] may make application for the benefits of this*
 21 *chapter as the agent for and on behalf of persons receiving*
 22 *assistance under chapter 249.*

23 *Any person sixty-five years of age or older or any person*
 24 *who is disabled may request from the appropriate assessor forms*
 25 *for filing for homestead tax credit. Any person sixty-five*

Page 2

1 *years of age or older who is disabled may complete the form*
 2 *and return it to the appropriate assessor, by ordinary mail.*

The motion prevailed and the Senate concurred in the House amendment.

Senator Gallagher moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1071) the vote was:

Ayes, 46:

Andersen	Hansen	Miller of	Robinson
Bergman	Heying	Marshall	Rodgers
Blouin	Hill	Milligan	Schaben
Briles	Hultman	Nolin	Schwengels
Burroughs	Junkins	Nystrom	Schwieger
Coleman	Kelly	Orr	Scott
Curtis	Kennedy	Palmer	Shaw
DeKoster	Kinley	Plymat	Taylor
Doderer	Lamborn	Potter	Tieden
Gallagher	McCartney	Priebe	Van Gilst
Glenn	Miller of	Ramsey	Willits
Gluba	Des Moines	Riley	Winkelman

Nays, none.

Absent or not voting, 4:

Griffin	Murray	Rabedeaux	Shaff
---------	--------	-----------	-------

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

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 424, 531 and 1235.

DALE L. TIEDEN
Chairman, Senate Committee
CHARLES F. STROTHMAN
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The Chair announced that the President of the Senate had signed in the presence of the Senate the following bills: Senate Files 424, 531 and 1235.

BILLS SENT TO THE GOVERNOR

Senator Tieden, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 19th day of April, 1974, sent to the Governor for his approval: Senate Files 424, 531 and 1235.

DALE L. TIEDEN, Chairman

Passed on file.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the Speaker of the House has appointed, on the part of the House, as members of the conference committee on Senate File 277, a bill for an act relating to the establishment and administration of professional and occupational licensing boards: the Representative from Scott, Mr. Holden, chairman; the Representative from Davis, Mrs. Harper; the Representative from Polk, Mr. Hill; the Representative from Linn, Mr. Wells; and the Representative from Marshall, Mr. West.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1124, a bill for an act relating to curb ramps for the physically handicapped.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1239, a bill for an act relating to the school census.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1307, a bill for an act relating to the creation of a cable television advisory commission.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1470, a bill for an act relating to the Iowa district court.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1478, a bill for an act relating to the per diem rate, expenses and duties of specified boards and committees.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1487, a bill for an act to make appropriations from general fund of the state to certain persons in settlement of claims made against the state.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 1124

- 1 Amend Senate File 1124, as passed by the Senate, as
- 2 follows:
- 3 1. Page 1, line 13, by striking the word "eight" and
- 4 inserting in lieu thereof the word "twelve".
- 5 2. Page 1, line 14, by inserting after the word "distance,"
- 6 the following: "except that a slope no greater than one inch
- 7 of rise per eight inches lineal distance may be used where
- 8 necessary,".

HOUSE MESSAGES CONSIDERED

House File 1239, a bill for an act relating to the school census.

Read first time and **passed on file**.

House File 1307, a bill for an act relating to the creation of a cable television advisory commission and to the powers and duties of the commission.

Read first time and **passed on file**.

House File 1470, a bill for an act relating to the Iowa district court, and the administration, funding, personnel and procedures thereof.

Read first time and **passed on file**.

House File 1478, a bill for an act relating to the per diem rate, expenses and duties of specified boards and committees.

Read first time and **passed on file**.

House File 1487, a bill for an act to make appropriations from

the general fund of the state, the reimbursement fund, and the road use tax fund.

Read first time and passed on file.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which House File 1476 passed the Senate on April 18, 1974.

MINNETTE DODERER

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S.C.R. 126 State government
- H.C.R. 130 State government
- H.C.R. 134 State government
- H. F. 1160 Judiciary
- H. F. 1243 Ways and means
- H. F. 1410 State government
- H. F. 1411 Human resources
- H. F. 1426 Human and industrial relations
- H. F. 1433 Commerce
- H. F. 1438 Commerce
- H. F. 1443 Agriculture
- H. F. 1445 Agriculture
- H. F. 1450 Human resources
- H. F. 1471 Appropriations
- H. F. 1488 Appropriations

SUPPLEMENTAL REPORT OF COMMITTEE ON MEMORIAL RESOLUTIONS

MR. PRESIDENT: Your committee on memorial resolutions begs leave to report that a committee should be appointed to prepare a suitable memorial resolution for the following deceased member of the Senate: Harold V. Levis, Chariton.

RALPH W. POTTER, Chairman
IRVIN L. BERGMAN
JOAN ORR

SENATE RESOLUTION 109

By Lamborn and Schaben

1 *Whereas*, the Secretary of the Senate has
2 responsibilities and duties to perform during
3 the interim between the sessions of the General
4 Assembly; and
5 *Whereas*, during the interim between sessions
6 of the General Assembly the Secretary of the Senate
7 has expenses in connection with his interim duties;
8 *Now Therefore*,
9 *Be It Resolved by the Senate*, That the
10 President of the Senate is hereby authorized to
11 approve such expenses and authorize payment of
12 compensation for the Secretary of the Senate and
13 his staff, at the same rate of pay as was fixed
14 during the Sixty-fifth General Assembly. The
15 state comptroller shall issue warrants in payment
16 of same upon requisition signed by the President
17 of the Senate as provided for in sections two
18 point eleven (2.11), two point twelve (2.12),
19 and two point thirteen (2.13), Code 1973, and
20 any amendments passed by the Sixty-fifth General
21 Assembly.

SENATE CONCURRENT RESOLUTION 127

By Lamborn and Schaben

1 *Whereas*, it has been customary near the end of
2 each General Assembly to present a token of esteem to
3 the President of the Senate and the Speaker of the
4 House of Representatives; and
5 *Whereas*, it is appropriate to present to the
6 presiding officers chairs similar to those now
7 occupied by them; *Now Therefore*,
8 *Be It Resolved by the Senate, the House*
9 *Concurring*, That the President of the Senate and the
10 Speaker of the House of Representatives be presented
11 with chairs similar to those occupied by them during
12 the Sixty-fifth General Assembly, and that the
13 custodian of the State House be instructed to crate
14 such furniture for shipment to the home residence of
15 the President of the Senate and the Speaker of the
16 House; and
17 *Be It Further Resolved*, That the Secretary of
18 the Senate and the Chief Clerk of the House be
19 authorized and directed to procure suitable name
20 plates to be properly engraved and attached to the
21 chairs.

SENATE CONCURRENT RESOLUTION 128

By Lamborn and Schaben

1 *Whereas*, various committee meetings pertaining

2 to the operation of legislative research and
 3 legislative services are held between sessions of
 4 the General Assembly; and
 5 *Whereas*, the President of the Senate and the
 6 Speaker of the House have the authority to appoint
 7 representatives of the General Assembly to attend
 8 certain meetings; and

9 *Whereas*, it appears advantageous to eliminate
 10 the necessity of filing bills in the ensuing
 11 legislative session to cover the actual expenses of
 12 such representatives and such committee members;
 13 *Now Therefore*,

14 *Be It Resolved by the Senate, the House*
 15 *Concurring*, That the actual expenses of such
 16 representatives and such committee members in
 17 attending the above-described meetings shall be
 18 paid upon the filing of their expense accounts,
 19 subject to the approval of the President of the
 20 Senate, for the Senate, and the Speaker of the
 21 House, for the House. The state comptroller
 22 is authorized and directed to issue warrants in
 23 payment of same upon requisition signed by the
 24 President of the Senate and the Speaker of the House
 25 as provided in sections two point ten (2.10), two

Page 2

1 point eleven (2.11), two point twelve (2.12), and
 2 two point thirteen (2.13), Code 1973.

SENATE CONCURRENT RESOLUTION 129

By Lamborn and Schaben

1 *Whereas*, certain details incident to the closing
 2 of the 1974 regular session of the Sixty-fifth General
 3 Assembly, the convening of the 1975 regular session
 4 of the Sixty-sixth General Assembly, and the interim
 5 between sessions must be coordinated by the President
 6 of the Senate, the Speaker of the House of
 7 Representatives, the Secretary of the Senate, and the
 8 Chief Clerk of the House of Representatives; *Now*
 9 *Therefore*,

10 *Be It Resolved by the Senate, the House*
 11 *Concurring*, That the President of the Senate and the
 12 Speaker of the House are authorized to determine the
 13 policies incident to the details of closing the 1974
 14 regular session of the Sixty-fifth General Assembly,
 15 interim staff and work, and the convening of the 1975
 16 regular session of the Sixty-sixth General Assembly
 17 and any special session which may be convened; and

18 *Be It Further Resolved*, That the Secretary of
 19 the Senate and the Chief Clerk of the House shall
 20 make an inventory of all equipment and supplies on
 21 hand at the close of the session; and

22 *Be It Further Resolved*, That the Department of

23 General Services, in accordance with section
24 nineteen B point three (19B.3), Code 1973, shall
25 provide all the supplies required for the 1974

Page 2

1 interim between sessions and the Sixty-sixth
2 General Assembly, upon requisition signed by the
3 Secretary of the Senate for the Senate and the Chief
4 Clerk of the House for the House; and
5 *Be It Further Resolved*, That the Secretary of
6 the Senate and the Chief Clerk of the House are
7 authorized to reserve for the exclusive use of the
8 General Assembly during the interim the Chambers and
9 such rooms now used by said General Assembly as may
10 be necessary for any official use and for the purpose
11 of storing supplies and equipment, as they may deem
12 proper and advisable. The Department of General
13 Services shall not make assignments except with the
14 consent of the Secretary of the Senate or the Chief
15 Clerk of the House; and
16 *Be It Further Resolved*, That the Secretary of
17 the Senate and the Chief Clerk of the House shall
18 make a complete survey of all the typewriters on
19 hand for the purpose of determining the advisability
20 of replacing some of the equipment. The machines to
21 be replaced shall be appraised, and placed for sale
22 by the Secretary of the Senate and the Chief Clerk
23 of the House at amounts based on the appraisal. Any
24 funds received shall be deposited in and credited to
25 the Legislative General Fund. All other equipment

Page 3

1 shall be stored in rooms reserved by the
2 legislative officials above designated who shall
3 have custody of the same and make it available for
4 the following session of the General Assembly; and
5 *Be It Further Resolved*, That any officers or
6 employees of the Sixty-fifth General Assembly who
7 shall be engaged for work in connection with the
8 General Assembly during the interim between sessions,
9 shall be compensated for such services at the same
10 rate as was fixed during the Sixty-fifth General
11 Assembly.

COMMUNICATION FROM THE SECRETARY OF STATE

April 18, 1974

Mr. Ralph R. Brown
Secretary of the Senate
State Capitol Building
Des Moines, Iowa 50319

I hereby certify that House File 1473 was published in The Fairfield Ledger, Fairfield, Iowa, April 11, 1974, and in The Record-Republican, Bonaparte, Iowa, April 11, 1974.

I further certify that House File 308 was published in the Muscatine Jour-

nal, Muscatine, Iowa, April 12, 1974, and in the Times-Democrat, Davenport, Iowa, April 15, 1974.

Respectfully submitted,
MELVIN D. SYNHORST
Secretary of State

EXPLANATION OF VOTE

MR. PRESIDENT: I was absent from the Senate chamber to attend a public hearing in Missouri Valley with the Iowa Conservation Commission. Had I been present when the final vote on House File 1476 was taken I would have voted "aye".

JAMES W. GRIFFIN, SR.

SUBCOMMITTEE ASSIGNMENTS

Senate File 1377
Appropriations—
Human Resources

House File 1366
State Government—
Nystrom, Chairman
Murray
Hill

AMENDMENTS FILED

S—2819

- 1 Amend House File 1402, as amended and passed by the
- 2 House, as follows:
- 3 1. Page 2, line 6 by inserting after the word "Code"
- 4 the words "or who is licensed under chapter two hun-
- 5 dred (200) of the Code and distributes fertilizer for
- 6 resale in this state".
- 7 2. Page 2, line 9 by inserting after the word "fuel"
- 8 the words "or fertilizer".
- 9 3. Page 2, line 17 by inserting after the second word
- 10 "fuel" the words "or fertilizer".
- 11 4. Page 2, line 22 by inserting after the second word
- 12 "fuel" the words "or fertilizer".
- 13 5. Page 2, line 24, by inserting after the second word
- 14 "fuel" the words "or fertilizer".
- 15 6. Page 2, line 26 by inserting after the second word
- 16 "fuel" the words "or fertilizer".
- 17 7. Page 2, line 33 by inserting after the word "fuel"
- 18 the words "or fertilizer".
- 19 8. Page 3, line 1 by inserting after the word "pre-
- 20 mises" the words ", or who holds a license issued as
- 21 provided in chapter two hundred (200) of the Code".
- 22 9. Page 3, line 8 by inserting after the second word
- 23 "fuel" the words "or fertilizer".
- 24 10. Page 3, line 12 by inserting after the second
- 25 word "fuel" the words "or fertilizer".

Page 2

- 1 11. Page 3, after line 16, by inserting the following
- 2 subsection:

- 3 "..... 'Fertilizer' means 'fertilizer or soil
4 conditioner' as defined in section two hundred point
5 three (200.3) of the Code."
6 12. Page 3, line 25 by inserting after the second
7 word "fuel" the words "or fertilizer".
8 13. Page 4, line 9 by inserting after the word "dis-
9 tributor" the words "or as a distributor of fertilizer".
10 14. Page 4, line 11 by inserting after the figure
11 "(324)" the words and figure "or chapter two hundred
12 (200)".
13 15. Page 4, line 15 by inserting after the second
14 word "fuel" the words "or fertilizer".
15 16. Page 5, line 3 by inserting after the word "deal-
16 er" the words ", or issued pursuant to chapter two
17 hundred (200) of the Code,".
18 17. Page 5, line 8 by inserting after the second word
19 "fuel" the words "or fertilizer".
20 18. Page 7, line 3 by inserting after the second
21 word "fuels" the words "or fertilizers".
22 19. Page 7, line 6 by inserting after the figure
23 "(324)" the words and figure "or chapter two hundred
24 (200)".
25 20. Page 7, line 8 by inserting after the figure

Page 3

- 1 "(324)" the words and figures "or chapter two hundred
2 (200)".
3 21. Page 7, line 25 by inserting after the second
4 word "fuel" the words "or fertilizer".
5 22. Page 9, line 3 by inserting after the first word
6 "fuel" the words "or fertilizer".
7 23. By renumbering subsections to conform with this
8 amendment.
9 24. Amend the title, page 1, line 2 by inserting
10 after the second word "fuel" the words "and fertili-
11 zer".

JAMES V. GALLAGHER

S—2818

- 1 Amend House File 1402, as amended and passed by the
2 House, as follows:
3 1. Page 2, line 12 by inserting after the word
4 "contract" the words ", either written or oral,".
5 2. Page 3, line 2 by striking the words "a written
6 contract" and inserting in lieu thereof the words
7 "an agreement or contract, either written or oral,".
8 3. Page 4, by striking line 17.
9 4. Page 5, lines 10 and 11 by striking the words
10 "that there is no criminal misconduct, abandonment,
11 or fraud,".
12 5. Page 8, line 16 by striking the word "five" and
13 inserting in lieu thereof the word "two".
14 6. Page 9, by adding the following section after
15 line 38:

16 Sec. *NEW SECTION. WAIVER.* Any provision
17 of a dealer franchise or distributor franchise which
18 is an attempted waiver of the benefits of this Act
19 shall be void and unenforceable.
20 7. By renumbering sections to conform with this
21 amendment.

TOM RILEY
JOHN N. NYSTROM

On motion of Senator Lamborn, the Senate adjourned until
10:00 a.m., Monday, April 22, 1974.

JOURNAL OF THE SENATE

NINETY-NINTH DAY

SENATE CHAMBER
DES MOINES, IOWA, MONDAY, APRIL 22, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend W. J. Stevens, pastor of the Church of the Living Word, Washington, Iowa.

The Journal of Friday, April 19, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Roy Turner, Armstrong, Iowa.

PRESENTATION OF VISITORS

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

Twenty students from Van Meter Community School, Van Meter, Iowa, accompanied by Mr. Sitner and Mr. Beem. Senator Rodgers.

Ninety students from Ankeny Elementary School, Ankeny, Iowa, accompanied by Ruth Bond, Steve Rue and Lucretia Smith. Senator Willits.

Fifty-six students from Benton Community School, Benton, Iowa. Senator Orr.

Thirty-eight students from Woodward-Granger Community School, Woodward, Iowa, accompanied by Mrs. Welp. Senator Rodgers.

ADOPTION OF SUPPLEMENTAL REPORT OF COMMITTEE ON MEMORIAL RESOLUTIONS

Senator Potter called up the following report and moved its adoption:

SUPPLEMENTAL REPORT OF COMMITTEE ON MEMORIAL RESOLUTIONS

MR. PRESIDENT: Your committee on memorial resolutions begs leave to

report that a committee should be appointed to prepare a suitable memorial resolution for the following deceased member of the Senate: Harold V. Levis, Chariton.

RALPH. W. POTTER, Chairman
IRVIN L. BERGMAN
JOAN ORR

The motion prevailed and the report was adopted.

ANNOUNCEMENT BY THE PRESIDENT OF THE SENATE

President Neu announced the appointment of the following memorial resolution committee on Harold V. Levis, Chariton:

Senator Van Gilst, chairman
Senator Ramsey
Senator Hill

ADOPTION OF SENATE RESOLUTION

Senate Resolution 109

Senator Lamborn asked and received unanimous consent to take up for consideration Senate Resolution 109 found on page 1461 of the Senate Journal and moved its adoption.

The motion prevailed and the resolution was adopted.

President pro tempore Shaff took the chair at 10:15 a.m.

ADOPTION OF CONCURRENT RESOLUTIONS

Senate Concurrent Resolution 127

Senator Lamborn asked and received unanimous consent to take up for consideration Senate Concurrent Resolution 127 found on page 1461 of the Senate Journal and moved its adoption.

The motion prevailed and the resolution was adopted.

Senate Concurrent Resolution 128

Senator Lamborn asked and received unanimous consent to take up for consideration Senate Concurrent Resolution 128 found on pages 1461 and 1462 of the Senate Journal and moved its adoption.

The motion prevailed and the resolution was adopted.

Senate Concurrent Resolution 129

Senator Lamborn asked and received unanimous consent to take up for consideration Senate Concurrent Resolution 129

found on pages 1462 and 1463 of the Senate Journal and moved its adoption.

The motion prevailed and the resolution was adopted.

Senator Lamborn asked and received unanimous consent to take up out of order House Concurrent Resolution 132.

House Concurrent Resolution 132

On motion of Senator Tieden, the following concurrent resolution, with report of committee on agriculture recommending passage, was taken up, considered, and the report of the committee adopted:

HOUSE CONCURRENT RESOLUTION 132

By Pellett, Husak, Middleswart, Strothman,
Cochran, Danker, Logue and Egenes

1 *Whereas*, the Sixty-fifth Iowa General Assembly hereby takes
2 notice of the publicized intention of the United States
3 Department of Agriculture to reorganize the present county
4 United States Department of Agriculture offices, which include
5 the Soil Conservation Service, Agriculture Stabilization and
6 Conservation Service, Farmers Home Administration and Federal
7 Crop Insurance Corporation, into United States Department
8 of Agriculture service centers in accordance with specific
9 nationwide guidelines which, if strictly adhered to, would
10 result in the closing of many county offices.

11 *Whereas*, the State of Iowa through its agencies and sub-
12 divisions has developed and administered interdependent pro-
13 grams with those of the United States Department of Agricul-
14 ture such as soil conservation district staffing; conserva-
15 tion planning which includes conservancy districts, water-
16 sheds, and Resource Conservation and Development projects;
17 soil loss limit regulations; cost sharing for installation
18 of conservation practices, constituting an annual appropria-
19 tion on behalf of the state in excess of three million dollars;
20 and

21 *Whereas*, acceptance of these programs depends upon the
22 capability of technicians who understand local situations
23 and accessibility by the public to these technicians and state
24 personnel who are housed with United States Department of
25 Agriculture agencies and form a team in delivery of services;
26 and

27 *Whereas*, the magnitude of the soil conservation task
28 remaining requires expeditious, efficient use of personnel
29 time, equipment, fuel, and funds; and

30 *Whereas*, the State of Iowa is concerned about the possible

Page 2

1 adverse effects this proposed reorganization may have on
2 Iowa's soil conservation efforts; *Now Therefore*,
3 *Be It Resolved by the House of Representatives, the Senate*

- 4 *Concurring*, That at least one United States Department of
 5 Agriculture service center be maintained in each soil conser-
 6 vation district in the state of Iowa, and prior to implementing
 7 any statewide plan, such plan be approved by the United States
 8 House of Representatives' Appropriations Subcommittee on Agri-
 9 culture, Environment and Consumer Affairs.
 10 *Be It Further Resolved*, that copies of this resolution
 11 be forwarded by the Chief Clerk of the House of Representa-
 12 tives and the Secretary of the Senate to the United States
 13 Secretary of Agriculture Earl L. Butz, to each member of the
 14 Iowa congressional delegation, and to Governor Robert D. Ray.

On the question "Shall the resolution be adopted?" (H.C.R. 132) the vote was:

Ayes, 49:

Andersen	Hansen	Miller of	Robinson
Bergman	Heying	Marshall	Rodgers
Blouin	Hill	Murray	Schaben
Briles	Hultman	Nolin	Schwengels
Burroughs	Junkins	Nystrom	Schwieger
Coleman	Kelly	Orr	Scott
Curtis	Kennedy	Palmer	Shaff
DeKoster	Kinley	Plymat	Shaw
Doderer	Lamborn	Potter	Taylor
Gallagher	McCartney	Priebe	Tieden
Glenn	Miller of	Rabedeaux	Van Gilst
Gluba	Des Moines	Ramsey	Willits
Griffin		Riley	Winkelman

Nays, none.

Absent or not voting, 1:

Milligan

The motion prevailed and the resolution was adopted.

UNFINISHED BUSINESS

Senate File 1354

The Senate resumed consideration of Senate File 1354, a bill for an act relating to the establishment of a division on alcoholism and the Iowa commission on alcoholism, providing for a comprehensive program for the treatment, education, and rehabilitation of alcoholics in Iowa and making an appropriation.

Senator Doderer offered amendment S—2741 filed by Senators Doderer and Gallagher and moved its adoption:

S—2741

- 1 Amend Senate File 1354 as follows:
- 2 1. Page 2, line 28 by striking the words " 'Emergency
- 3 service patrol' means a patrol" and inserting in lieu

4 thereof the words " 'Alcoholism service unit' means a
5 unit".

6 2. Page 12, line 35, by striking the words "emergency
7 service patrol" and inserting in lieu thereof the
8 words "alcoholism service unit".

9 3. Page 13, lines 5 and 6 by striking the words
10 "emergency service patrol" and inserting in lieu
11 thereof the words "alcoholism service unit".

12 4. Page 14, lines 22 and 23 by striking the words
13 "emergency service patrol" and inserting in lieu
14 thereof the words "alcoholism service unit".

15 5. Page 19, line 35 by striking the words "EMERGENCY
16 SERVICE PATROL" and inserting in lieu thereof the
17 words "ALCOHOLISM SERVICE UNIT".

18 6. Page 20, line 3 by striking the words "emergency
19 service patrols. A patrol" and inserting in lieu
20 thereof the words "alcoholism service units. A unit".

21 7. Page 20, line 6, by striking the words "emergency
22 service patrol" and inserting in lieu thereof the
23 words "alcoholism service unit".

24 8. Page 20, line 11 by striking the words "emergency
25 service patrols" and inserting in lieu thereof the

Page 2

1 words "alcoholism service units".

Amendment S—2741 was adopted.

Senator Murray offered amendment S—2753 filed by him and moved its adoption:

S—2753

1 Amend Senate File 1354, page 3, line 7, by
2 inserting the word "nursing," after the word
3 "medical,".

Amendment S—2753 was adopted.

Senator Doderer moved to reconsider the vote by which the Murray amendment S—2698 to Senate File 1354 was adopted by the Senate on April 9, 1974.

The motion prevailed, and amendment S—2698 was taken up for reconsideration.

S—2698

1 Amend Senate File 1354 as follows:

2 1. Page 10, line 26, by striking the words "a
3 district court judge" and inserting in lieu thereof
4 the words "the district court".

5 2. Page 10, line 27, by striking the words "a
6 warrant" and inserting in lieu thereof the words "an
7 order".

8 3. Page 12, line 34, by striking the words "the
9 police" and inserting in lieu thereof the words "a
10 peace officer".

- 11 4. Page 13, by striking lines 33, 34 and 35
 12 and inserting in lieu thereof the words and figure
 13 "6. A peace officer or member of the emergency ser-
 14 vice patrol who acts in compliance with this section
 15 is acting in the course of his official duty and is
 16 not criminally or civilly".
 17 5. Page 15, line 1, by striking the word and
 18 figure "eighteen (18)" and inserting in lieu thereof
 19 the word and figure "nineteen (19)".
 20 6. Page 15, line 15, by striking the words "a
 21 district court judge" and inserting in lieu thereof
 22 the words "the district court".
 23 7. Page 19, line 20, by striking the word
 24 "patients" and inserting in lieu thereof the words
 25 "a patient".

Page 2

- 1 8. Page 19, line 21, by striking the word
 2 "opportunities" and inserting in lieu thereof the
 3 words "an opportunity".
 4 9. Page 19, line 25, by inserting after the
 5 word "censored" the words ", except that the commis-
 6 sion may adopt reasonable rules regarding the use
 7 of telephones by patients in facilities and the
 8 delivery of controlled substances and other
 9 intoxicants."
 10 10. Page 19, by striking lines 26 and 27.
 11 11. Page 25, line 7, by striking the words "a
 12 district court judge" and inserting in lieu thereof
 13 the words "the district court".
 14 12. Page 33, line 6, by striking the second
 15 figure "500,000" and inserting in lieu thereof the
 16 figure "[500,000]".

Senator Doderer offered amendment S—2740 to amendment S—2698 filed by Senators Doderer and Gallagher and moved its adoption:

S—2470

- 1 Amend the Murray amendment S—2698, to page 10 of Senate
 2 File 1354, page 1, lines 13 and 14 by striking the
 3 words "emergency service patrol" and inserting in
 4 lieu thereof the words "alcoholism service unit".

Amendment S—2740 to amendment S—2698 was adopted.

On motion of Senator Murray, amendment S—2698 as amended was adopted.

Senator Murray moved to reconsider the vote by which amendment S—2699 as amended was adopted by the Senate on April 9, 1974.

The motion prevailed and amendment S—2699 was taken up for reconsideration:

S—2699

- 1 Amend Senate File 1354 as follows:
- 2 1. Page 26, line 3, by inserting after the word
- 3 "alcoholic" the words "and the daily per diem shall
- 4 be billed at fifty percent. For the purpose of de-
- 5 termining the daily per diem the superintendent of
- 6 a state hospital shall total only those expenditures
- 7 which can be attributed to the cost of providing in-
- 8 patient treatment to alcoholics and intoxicated per-
- 9 sons".

Senator Doderer moved to reconsider the vote by which amendment S—2719 to amendment S—2699 was adopted by the Senate on April 9, 1974.

The motion prevailed and amendment S—2719 to amendment S—2699 was taken up for reconsideration:

S—2719

- 1 Amend the Murray amendment S—2699, to Senate File
- 2 1354, by striking lines 4 through 9 and inserting in
- 3 lieu thereof the following:
- 4 "be billed at fifty percent. Beginning July 1, 1976,
- 5 the superintendent of a state hospital shall total
- 6 only those expenditures which can be attributed to
- 7 the cost of providing inpatient treatment to alcoho-
- 8 lic and intoxicated persons for purposes of deter-
- 9 mining the daily per diem".

Senator Doderer withdrew amendment S—2719 to amendment S—2699.

Senator Doderer withdrew amendment S—2751 to amendment S—2699 filed by Senators Doderer and Murray on April 11, 1974, and found on page 1334 of the Senate Journal.

Senator Doderer offered amendment S—2782 to amendment S—2699 filed by Senators Doderer, et al., and moved its adoption:

S—2782

- 1 Amend the Murray amendment S—2699, to page 26
- 2 of Senate File 1354, by striking lines 4
- 3 through 9 and inserting in lieu thereof the follow-
- 4 ing:
- 5 "be billed at twenty-five percent. Beginning
- 6 July 1, 1976, the superintendent of a state hospital
- 7 shall total only those expenditures which can be
- 8 attributed to the cost of providing inpatient treat-
- 9 ment to alcoholics and intoxicated persons for pur-
- 10 poses of determining the daily per diem".

Amendment S—2782 to amendment S—2699 was adopted.

On motion of Senator Murray, amendment S—2699 as amended was adopted.

Senator Doderer moved to reconsider the vote by which division S—2709B of the Doderer amendment as amended was adopted by the Senate on April 9, 1974.

The motion prevailed and division S—2709B of the Doderer amendment as amended was taken up for reconsideration:

Division S—2709B

5 2. Page 28, line 3, by inserting after the period
6 the following: "*provisions of this section shall*
7 *not pertain to patients treated at the mental*
8 *health institute.*"

9 3. Page 29, line 14, by inserting after the word
10 "for" the following: "*one-half*".

11 4. Page 29, line 16, by inserting before the word
12 "patient" the following: "*or committed*".

13 5. Page 29, by striking all after the word
14 "facility" in line 16 and all of lines 17 and 18

15 and inserting in lieu thereof the following:

16 "[when the commission has contracted with such
17 facility to provide treatment even though one-half
18 of the cost was paid by the commission]."

Senator Murray withdrew amendment S—2752 to division S—2709B filed by Senators Murray, Plymat and Curtis:

S—2752

- 1 Amend the Doderer amendment, S—2709B, to page
- 2 27 of Senate File 1354, line 10, by striking the
- 3 word "*one-half*" and inserting in lieu thereof the
- 4 words "*forty percent of*".

Senator Murray offered amendment S—2783 to division S—2709B filed by Senators Murray, et al., and moved its adoption:

S—2783

- 1 Amend the Doderer amendment S—2709B to page
- 2 27 of Senate File 1354, line 10, by striking the
- 3 word "*one-half*" and inserting in lieu thereof the
- 4 words "*twenty-five percent of*".

Amendment S—2783 to division S—2709B of the amendment was adopted.

Action on division S—2709B of the amendment as amended was temporarily deferred.

Senator Curtis moved to reconsider the vote by which the Winkelman-Junkins amendment S—2723 was adopted by the Senate on April 9, 1974.

The motion prevailed and amendment S—2723 was taken up for reconsideration:

S—2723

- 1 Amend Senate File 1354 as follows:
- 2 1. Page 28, by striking lines 4 through 21.
- 3 2. Page 32, by striking lines 27 through 29 and
- 4 inserting in lieu thereof the following: “[to] at
- 5 the alcoholic treatment center at Oakdale [or any
- 6 facilities as provided in chapter 123B], provided,
- 7 however,”.
- 8 3. Page 33, line 9, by inserting after the figure
- 9 “(123B.3),” the following: “one hundred twenty-
- 10 three B point five (123B.5),”.
- 11 4. By renumbering sections and correcting internal
- 12 references as necessary.

Senator Winkelman asked and received unanimous consent to withdraw amendment S—2723.

Senator Murray offered amendment S—2743 filed by Senators Murray, et al., and called for a division of the amendment as follows:

S—2743

Division S—2743B

- 1 Amend Senate File 1354 as follows:
- 2 1. Page 26, after line 3, by inserting the fol-
- 3 lowing new section:
- 4 Sec. The commission shall, not later than
- 5 February 1, 1975, report to the general assembly on
- 6 its experience with funding alcoholism programs
- 7 under this Act and make recommendations regarding
- 8 changes in the funding of alcoholism programs.
- 9 This section shall not become a permanent part of
- 10 the Code and shall be printed in the session laws
- 11 only.

Division S—2743A

- 12 2. Page 27, line 17, by striking the word “one-
- 13 half” and inserting in lieu thereof the words “[one-
- 14 half] *sixty percent*”.

Division S—2743C

- 15 3. Page 28, after line 3, by inserting the fol-
- 16 lowing new unnumbered paragraph:
- 17 *If the appropriation to the commission is in-*
- 18 *sufficient to meet the requirements of this section,*
- 19 *the commission shall request a transfer of funds*
- 20 *and section eight point thirty-nine (8.39) of the*
- 21 *Code shall apply.*

Division S—2743A (Cont'd)

- 22 4. Page 28, line 8, by striking the word “one-
- 23 half” and inserting in lieu thereof the words “[one-
- 24 half] *forty percent*”.

Division S—2743D

- 25 5. Page 28, line 11, by inserting after the period

Page 2

1 the sentences "*However, a county shall not expend from*
 2 *the county general fund or the county mental health and*
 3 *institutional fund, for programs implemented pursuant*
 4 *to sections one (1) through thirty-two (32) of this*
 5 *Act, an amount in excess of the total amount spent*
 6 *from these funds by the county on alcoholism programs*
 7 *for the calendar year ending December 31, 1973 without*
 8 *the approval of the board of supervisors. The commis-*
 9 *sion shall establish guidelines for use by the*
 10 *counties in estimating the amount of expense which*
 11 *the county will incur each year."*

Division S—2743A (Cont'd)

12 6. Page 28, line 12, by striking the word "one-
 13 half" and inserting in lieu thereof the words "[one-
 14 half] *forty percent*".

Senator Murray offered amendment S—2784 to division S—2743A of the amendment filed by Senators Murray, et al., and moved its adoption:

S—2784

1 Amend the Murray amendment S—2743 to page 26 of
 2 Senate File 1354 as follows:
 3 1. Page 1, line 14, by striking the word "*sixty*"
 4 and inserting in lieu thereof the words "*seventy-*
 5 *five*".
 6 2. Page 1, line 24, by striking the word "*forty*"
 7 and inserting in lieu thereof the words "*twenty-*
 8 *five*".
 9 3. Page 2, line 14, by striking the word "*forty*"
 10 and inserting in lieu thereof the words "*twenty-*
 11 *five*".

Amendment S—2784 to division S—2743A of the amendment was adopted.

On motion of Senator Murray, division S—2743A of the amendment as amended was adopted.

On motion of Senator Murray, division S—2743B of the amendment was adopted.

On motion of Senator Murray, division S—2743C of the amendment was adopted.

On motion of Senator Murray, division S—2743D of the amendment was adopted.

Senator Plymat offered amendment S—2775 filed by Senators Plymat, et al., and moved its adoption:

S—2775

1 Amend Senate File 1354, page 28, line 16, by insert-

2 ing after the period the sentence "*However, the approval*
 3 *of the board of supervisors shall be required before*
 4 *payment is made by a county for costs incurred which*
 5 *exceed a total of five hundred dollars for one year for*
 6 *treatment provided to any one alcoholic or intoxicated*
 7 *person, except that such approval is not required for*
 8 *the cost of treatment provided to an alcoholic or in-*
 9 *toxicated person who is committed pursuant to sections*
 10 *eighteen (18) and nineteen (19) of this Act."*

Amendment S—2775 was adopted.

Senator Plymat moved to reconsider the vote by which the Plymat-Hill amendment S—2680 was adopted by the Senate on April 9, 1974.

The motion prevailed and amendment S—2680 was taken up for reconsideration:

S—2680

1 Amend Senate File 1354 as follows:
 2 1. Page 33, line 6, by striking the figure
 3 "1,000,000" and inserting in lieu thereof the figure
 4 "950,000".
 5 2. Page 33, after line 6, by inserting the follow-
 6 ing section:
 7 Sec. *NEW SECTION.* In addition to funds ap-
 8 propriated pursuant to the Acts of the Sixty-fifth
 9 General Assembly, 1973 Session, chapter one hundred
 10 eleven (111), there is appropriated from the general
 11 fund of the state for the fiscal year beginning
 12 July 1, 1974, and ending June 30, 1975, to the Iowa
 13 commission on alcoholism, the sum of fifty thousand
 14 (50,000) dollars, or so much thereof as may be nec-
 15 cessary, to carry out research into the causes of
 16 alcoholism and experimentation in and evaluation of
 17 methods of treating and rehabilitating alcoholics,
 18 including, but not limited to, programs conducted
 19 in halfway houses, alcoholism services centers and
 20 hospitals. Funds appropriated by this section
 21 which are unencumbered or unobligated as of June
 22 30, 1975 shall revert to the general fund of the
 23 state on September 30, 1975.
 24 3. By renumbering the remaining sections in
 25 accordance with this amendment.

Senator Plymat offered amendment S—2750 to amendment S—2680 filed by Senators Plymat, et al.:

S—2750

1 Amend the Plymat, et al., amendment S—2680 to
 2 page 33 of Senate File 1354 as follows:
 3 Line 4, by striking the figure "950,000" and
 4 inserting in lieu thereof the figure "1,200,000".

Senator Doderer asked unanimous consent that action on amendment S—2750 to amendment S—2680 be deferred until amendment S—2822 to amendment S—2680 was considered.

Objection was raised.

Senator Doderer moved that action on amendment S—2750 to amendment S—2680 be deferred and requested a roll call.

On the question “Shall the motion to defer amendment S—2750 to amendment S—2680 be adopted?” (S.F. 1354) the vote was:

Ayes, 10:

Blouin	Junkins	Palmer	Rodgers
Doderer	Kennedy	Potter	Willits
Heying	Kinley		

Nays, 39:

Andersen	Hansen	Milligan	Robinson
Bergman	Hill	Murray	Schwengels
Briles	Hultman	Nolin	Schwieger
Burroughs	Kelly	Nystrom	Scott
Coleman	Lamborn	Orr	Shaff
Curtis	McCartney	Plymat	Shaw
DeKoster	Miller of	Priebe	Taylor
Gallagher	Des Moines	Rabedeaux	Tieden
Glenn	Miller of	Ramsey	Van Gilst
Gluba	Marshall	Riley	Winkelman
Griffin			

Absent or not voting, 1:

Schaben

The motion lost.

Senator Doderer withdrew amendment S—2822 to amendment S—2680:

S—2822

- 1 Amend the Plymat-Hill amendment S—2680, to page 33 of
- 2 Senate File 1354, as follows:
- 3 1. Line 6, by striking the word “section” and in-
- 4 serting in lieu thereof the word “sections”.
- 5 2. By adding the following after line 6:
- 6 Sec. In addition to funds appropriated
- 7 pursuant to this Act and the Acts of the Sixty-fifth
- 8 General Assembly, 1973 Session, chapter one hundred
- 9 eleven (111), there is appropriated from the military
- 10 service tax credit fund from funds credited to the
- 11 military service tax credit fund pursuant to section
- 12 one hundred twenty-three point fifty-three (123.53) of
- 13 the Code, for the fiscal year beginning July 1, 1974
- 14 and ending June 30, 1975, to the Iowa commission on
- 15 alcoholism, the sum of two hundred fifty thousand
- 16 (250,000) dollars, or so much thereof as may be neces-
- 17 sary, for the purpose of carrying out the provisions

18 of sections one (1) through thirty-two (32) of this
19 Act and chapter one hundred twenty-three B (123B) of
20 the Code relating to the treatment of alcoholism.

On motion of Senator Plymat, amendment S—2750 to amendment S—2680 was adopted.

Senator Plymat offered amendment S—2823 to amendment S—2680 and moved its adoption:

S—2823

- 1 Amend the Plymat-Hill amendment S—2680 to Senate
- 2 File 1354, line 7, by striking "NEW SECTION."

Amendment S—2823 to amendment S—2680 was adopted.

(Senate File 1354 pending at recess.)

On motion of Senator Lamborn, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President pro tempore Shaff presiding.

QUORUM CALL

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

Roll call revealed a quorum present.

UNFINISHED BUSINESS

Senate File 1354

The Senate resumed consideration of Senate File 1354.

On motion of Senator Plymat, amendment S—2680 as amended was adopted.

Senator Murray offered amendment S—2811 filed by him and moved its adoption:

S—2811

- 1 Amend Senate File 1354 as follows:
- 2 1. Page 25, after line 27, by inserting the fol-
- 3 lowing new section:
- 4 Sec. *NEW SECTION. JUDICIAL REVIEW. Com-*
- 5 *mencing July 1, 1975 judicial review of the orders*
- 6 *or actions of the director may be sought in accordance*
- 7 *with the provisions of the Iowa Administrative Pro-*
- 8 *cedures Act.*

- 9 2. Page 33, after line 18, by inserting the fol-
 10 lowing section:
 11 Sec. Sections twenty-four (24) through
 12 twenty-nine (29) of this Act are repealed effective
 13 July 1, 1975.
 14 3. By renumbering sections in accordance with
 15 this amendment.

Amendment S—2811 was adopted.

Action on Senate File 1354 was temporarily deferred for the preparation of an amendment.

HOUSE AMENDMENTS CONSIDERED

Senate File 314

Senator Riley called up for consideration Senate File 314, a bill for an act relating to the administration of the judicial retirement system, amended by the House, and moved that the Senate concur in the following amendments:

- 1 Amend Senate File 314, as passed by the Senate, as follows:
 2 1. Page 2, line 9, by inserting after the numerals "1973,"
 3 the following: "as amended by Acts of the Sixty-fifth
 4 General Assembly, 1973 Session, chapter two hundred eighty-two
 5 (282), section fifty-six (56),".
 6 2. Page 2, line 14, by striking the word "[state]".
 7 3. Page 2, line 5, by striking the words "*of state*",
 8 and inserting in lieu thereof the words "*of state*".
 9 4. Page 3, line 19, by striking the following: "July 1"
 10 and inserting in lieu thereof the following: "June 30".
 11 5. Page 3, line 22, by striking the following: "prior to
 12 July 1, 1973;" and inserting in lieu thereof the following:
 13 "after July 1, 1973, and thereafter such sums as may be
 14 necessary over the amount contributed by the district associate
 15 judges to finance the system, but only to the extent the
 16 system applies to them;".
 17 6. Page 3, line 29, by inserting after the numerals
 18 "1973," the following: "as amended by the Acts of the Sixty-
 19 fifth General Assembly, 1973 Session, chapter two hundred
 20 eighty-two (282), section fifty-eight (58),".
 21 7. Page 3, line 31, by inserting after the word "court"
 22 the following: "including a district associate judge,".

The motion prevailed and the Senate concurred in the House amendments.

Senator Riley moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 314) the vote was:

Ayes, 41:

Andersen	Gluba	Milligan	Schwengels
Bergman	Hansen	Murray	Schwieger
Blouin	Heying	Nolin	Scott
Briles	Kennedy	Nystrom	Shaff
Burroughs	Kinley	Orr	Shaw
Coleman	Lamborn	Plymat	Taylor
Curtis	McCartney	Potter	Tieden
DeKoster	Miller of	Priebe	Van Gilst
Doderer	Des Moines	Rabedeaux	Willits
Gallagher	Miller of	Ramsey	Winkelman
Glenn	Marshall	Riley	

Nays, 1:

Hultman

Absent or not voting, 8:

Griffin	Junkins	Palmer	Rodgers
Hill	Kelly	Robinson	Schaben

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

Senate File 389

Senator McCartney called up for consideration Senate File 389, a bill for an act relating to the appointment of jury commissioners, amended by the House, and moved that the Senate concur in the following amendment:

1 Amend Senate File 389, as passed by the Senate, by
 2 striking everything after the enacting clause and inserting
 3 in lieu thereof the following:
 4 Section 1. Section six hundred eight point two (608.2),
 5 Code 1973, is amended to read as follows:
 6 608.2 APPOINTIVE COMMISSION TO SELECT. In each county
 7 having situated therein a city with a population of fourteen
 8 thousand or more, the [judge or] judges of the district court
 9 of the judicial district in which said county is located shall,
 10 on or before October 1 of each year in which the general
 11 election is held, appoint three competent electors as a jury
 12 commission to select and make lists of the names of persons
 13 to serve as grand and petit jurors and talesmen for the two
 14 years beginning January 1 after such election.
 15 Sec. 2. Section six hundred eight point four (608.4),
 16 Code 1973, is amended to read as follows:
 17 608.4 MANNER OF APPOINTMENT. The appointment shall be in
 18 writing, signed by [the judge, or a majority of the judges if
 19 more than one] *three judges of the judicial district* and shall
 20 be filed and made a matter of record, in the office of the
 21 clerk of the district court. [If, for any reason, any judge
 22 is unable to act, the appointment shall be signed by the
 23 judge, or a majority of the judges of such district, who are
 24 able to act.]

The motion prevailed and the Senate concurred in the House amendment.

Senator McCartney moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 389) the vote was:

Ayes, 47:

Andersen	Heying	Murray	Rodgers
Bergman	Hultman	Nolin	Schaben
Blouin	Junkins	Nystrom	Schwengels
Briles	Kennedy	Orr	Schwieger
Burroughs	Kinley	Palmer	Scott
Coleman	Lamborn	Plymat	Shaff
Curtis	McCartney	Potter	Shaw
DeKoster	Miller of	Priebe	Taylor
Gallagher	Des Moines	Rabedeaux	Tieden
Glenn	Miller of	Ramsey	Van Gilst
Gluba	Marshall	Riley	Willits
Griffin	Milligan	Robinson	Winkelman
Hansen			

Nays, none.

Absent or not voting, 3:

Doderer	Hill	Kelly
---------	------	-------

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

Senate File 182

Senator Willits called up for consideration Senate File 182, a bill for an act relating to the office of public defender, amended by the House as follows:

- 1 Amend Senate File 182 as passed by the Senate by striking
- 2 everything after the enacting clause and inserting in lieu
- 3 thereof the following:
- 4 "Section 1. Section three hundred thirty-six A point one
- 5 (336A.1), Code 1973, as amended by Acts of the Sixty-fifth
- 6 General Assembly, 1973 Session, chapter one hundred thirty-six
- 7 (136), section three hundred fifty-six (356), is amended to
- 8 read as follows:
- 9 "336A.1 Office established and abolished. In any county,
- 10 the board of supervisors may establish *or abolish, by resolution*
- 11 *of the board*, the office of public defender. A county may join
- 12 with one or more other contiguous counties within its judicial
- 13 district to establish one office of public defender to serve
- 14 those counties.
- 15 [The office of public defender may be abolished by the follow-
- 16 ing procedure:]
- 17 [1. A board of county supervisors shall submit the issue
- 18 that the office of public defender be abolished to a vote of
- 19 the people of the county upon receipt of a petition that the
- 20 office of public defender be abolished, signed by not less than
- 21 **ten percent of those voting for president of the United States**

22 or governor, as the case may be, in the last general election,
 23 and shall submit the issue to a vote of the people at the next
 24 general election or at a special election called therefor in
 25 the form and manner requested for the submission of public

Page 2

1 measures in the title on elections. If a majority of the
 2 votes cast approve the issue, the office of public
 3 defender shall be abolished on the date specified on the ballot.]
 4 If more than one county is involved in the abolishment of the
 5 office of public defender, the office shall not be abolished
 6 unless the abolishment is authorized by *resolution of the board*
 7 *of supervisors of [in] each of the counties involved.*

8 Sec. 2. Section three hundred thirty-six A point three
 9 (336A.3), subsection one (1), Code 1973 is amended to read as
 10 follows:

11 "336A.3 Nomination and appointment.

12 1. The public defender shall be a qualified attorney admitted
 13 to practice before the Iowa supreme court. When a vacancy exists
 14 in the office of the public defender, the *district court judges*
 15 *of the judicial district [court of] containing the county or*
 16 *counties which the defender is to serve, sitting en banc,* shall
 17 nominate two attorneys qualified to serve as public defender and
 18 certify the names of such nominees to the board(s) of super-
 19 visors of the county or counties which the public defender is
 20 to serve. The supervisors shall, within thirty days after such
 21 certification, appoint by majority vote, one of these nominees
 22 to be public defender for a term of six years so long as he
 23 shall remain qualified as otherwise provided in this chapter."

Senator Willits offered amendment S—2800 to the House
 amendment filed by Senators Willits and Kinley :

S—2800

1 Amend the House amendment to Senate File 182 as
 2 follows:
 3 1. Page 1, line 9, by striking the words "Office
 4 established and abolished." and inserting in lieu
 5 thereof the following: "OFFICE ESTABLISHED AND
 6 ABOLISHED."
 7 2. Page 2, line 6, by inserting after the word
 8 "by" the words "[a vote of the people]".
 9 3. Page 2, line 7, by striking the second word
 10 "of" and inserting in lieu thereof the word "of".
 11 4. Page 2, line 11, by striking the words
 12 "Nomination and appointment." and inserting in
 13 lieu thereof the following: "NOMINATION AND
 14 APPOINTMENT."

Amendment S—2800 to the House amendment was adopted.

On motion of Senator Willits, the Senate concurred in the
 House amendment as amended.

Senator Willits moved that the bill as amended by the House,

further amended and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 182) the vote was:

Ayes, 47:

Andersen	Hansen	Milligan	Robinson
Bergman	Heying	Murray	Rodgers
Blouin	Hill	Nolin	Schaben
Briles	Hultman	Nystrom	Schwengels
Burroughs	Junkins	Orr	Schwieger
Coleman	Kennedy	Palmer	Scott
Curtis	Kinley	Plymat	Shaff
DeKoster	Lamborn	Potter	Taylor
Doderer	Miller of	Priebe	Tieden
Gallagher	Des Moines	Rabedeaux	Van Gilst
Glenn	Miller of	Ramsey	Willits
Gluba	Marshall	Riley	Winkelman
Griffin			

Nays, none.

Absent or not voting, 3:

Kelly	McCartney	Shaw
-------	-----------	------

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

Senate File 1251

Senator Curtis called up for consideration Senate File 1251, a bill for an act relating to the abatement of assessment of taxes, amended by the House, and moved that the Senate concur in the following amendment:

- 1 Amend Senate File 1251, as passed by the Senate, by
- 2 inserting after the period in line 24 the following:
- 3 *The director shall prepare quarterly reports, which*
- 4 *shall be included in the annual statistical reports*
- 5 *required under section four hundred twenty-two point*
- 6 *seventy-five (422.75) of the Code, summarizing each*
- 7 *case in which an abatement of tax, interest, or*
- 8 *penalties was made under this section, but the report*
- 9 *shall not disclose the identity of the taxpayer.*

The motion prevailed and the Senate concurred in the House amendment.

Senator Curtis moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1251) the vote was:

Ayes, 45:

Andersen	Hansen	Milligan	Rodgers
Bergman	Heying	Murray	Schaben
Blouin	Hill	Nolin	Schwieger
Briles	Hultman	Nystrom	Scott
Burroughs	Junkins	Orr	Shaff
Coleman	Kennedy	Palmer	Shaw
Curtis	Kinley	Plymat	Taylor
DeKoster	Lamborn	Potter	Tieden
Gallagher	Miller of Des Moines	Priebe	Van Gilst
Glenn	Miller of Marshall	Ramsey	Willits
Gluba		Riley	Winkelman
Griffin		Robinson	

Nays, none.

Absent or not voting, 5:

Doderer	McCartney	Rabedeaux	Schwengels
Kelly			

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

Senate File 1280

Senator Shaw called up for consideration Senate File 1280, a bill for an act relating to the salary of the director of the Iowa state arts council, amended by the House, and moved that the Senate concur in the following amendment:

- 1 Amend Senate File 1280 as follows:
- 2 Page 1, line 9, by striking the figure "18,000"
- 3 and inserting in lieu thereof the figure "19,000".

The motion prevailed and the Senate concurred in the House amendment.

Senator Shaw moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1280) the vote was:

Ayes, 44:

Andersen	Heying	Nolin	Rodgers
Bergman	Hill	Nystrom	Schaben
Blouin	Hultman	Orr	Schwengels
Briles	Junkins	Palmer	Schwieger
Burroughs	Kennedy	Plymat	Scott
Curtis	Kinley	Potter	Shaff
DeKoster	Miller of Des Moines	Priebe	Shaw
Gallagher	Miller of Marshall	Rabedeaux	Tieden
Glenn		Ramsey	Van Gilst
Gluba		Riley	Willits
Griffin	Milligan	Robinson	Winkelman
Hansen	Murray		

Nays, 1:

Taylor

Absent or not voting, 5:

Coleman

Kelly

Lamborn

McCartney

Doderer

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

Senate File 1325

Senator Shaw called up for consideration Senate File 1325, a bill for an act appropriating from the general fund of the state to the state historical society for capital improvements of state historical sites, amended by the House, and moved that the Senate refuse to concur in the following amendments:

- 1 Amend Senate File 1325, as passed by the Senate, as
- 2 follows:
- 3 1. Page 2, line 4, by inserting after the word "sites"
- 4 the words "and for the planning and study of a new historical
- 5 site".
- 6 2. Page 2, lines 4 and 5, by striking the words "fifty
- 7 thousand (50,000) dollars" and inserting in lieu thereof the
- 8 words "fifty-five thousand (55,000) dollars".
- 9 3. Page 2, line 6, by inserting after the word "improvements"
- 10 the words "and planning and study of a new historical site".
- 11 4. Page 2, line 6, by inserting after the word "following"
- 12 the words "location and".
- 13 5. Page 2, by inserting after line 10 the following sub-
- 14 section:
- 15 4. The vicinity of Andrew, Iowa
- 16 For planning and study of a
- 17 memorial to Ansel Briggs, the first
- 18 governor of Iowa \$5,000.00.
- 19 6. Page 2, by inserting after line 18 the following
- 20 section:
- 21 Sec. 4. The state historical society may obtain any
- 22 options to purchase any real property it deems necessary to
- 23 implement any plans it may develop for a memorial to Ansel
- 24 Briggs.
- 25 7. Amend the title on page 1, line 3, by inserting after

Page 2

- 1 the word "sites" the words "and for the planning and study
- 2 of a new historical site".
- 3 8. By renumbering the sections to accord with this
- 4 amendment.

The motion prevailed and the Senate refused to concur in the House amendment.

Senate File 1124

Senator Andersen called up for consideration Senate File 1124,

a bill for an act relating to curb ramps for the physically handicapped, amended by the House, and moved that the Senate concur in the following amendment:

- 1 Amend Senate File 1124, as passed by the Senate, as
- 2 follows:
- 3 1. Page 1, line 13, by striking the word "eight" and
- 4 inserting in lieu thereof the word "twelve".
- 5 2. Page 1, line 14, by inserting after the word "distance,"
- 6 the following: "except that a slope no greater than one inch
- 7 of rise per eight inches lineal distance may be used where
- 8 necessary,".

The motion prevailed and the Senate concurred in the House amendment.

Senator Andersen moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1124) the vote was:

Ayes, 47:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schaben
Blouin	Hultman	Nolin	Schwengels
Briles	Junkins	Orr	Schwieger
Burroughs	Kennedy	Palmer	Scott
Curtis	Kinley	Plymat	Shaff
DeKoster	Lamborn	Potter	Shaw
Doderer	McCartney	Priebe	Taylor
Gallagher	Miller of	Rabedeaux	Tieden
Glenn	Des Moines	Ramsey	Van Gilst
Gluba	Miller of	Riley	Willits
Griffin	Marshall	Robinson	Winkelman
Hansen			

Nays, 1:

Coleman

Absent or not voting, 2:

Kelly Nystrom

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

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President pro tempore Shaff presiding.

QUORUM CALL

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

Roll call revealed a quorum present.

Senate File 1354

The Senate resumed consideration of Senate File 1354 and division S—2709B of the Doderer amendment.

Senator Ramsey offered amendment S—2829 to division S—2709B of the amendment and moved its adoption:

S—2829

1 Amend the Doderer amendment S—2709B to Senate
2 File 1354 as follows:

3 1. After line 10, by inserting the following
4 amendment:

5 Page 29, line 14, by inserting after the word
6 “liable” the words “to the county of the alcoholic’s
7 legal settlement” and after the word “amount” the
8 words “and to the division for seventy-five percent
9 of the total amount”.

10 2. By striking lines 13 through 18 and inserting
11 in lieu thereof the following amendment:

12 5. Page 29, by striking all after the word
13 “facility” in line 16 and lines 17 through 21 and
14 inserting in lieu thereof the following: “[when the
15 commission has contracted with such facility to pro-
16 vide treatment even though one-half of the cost
17 was paid by the commission. Such liability shall be
18 to the county of the alcoholic’s legal settlement
19 after such county has made its payment for one-half
20 of such treatment services], *except when the state
21 pays the total cost of care in which case liability
22 of one hundred percent shall be to the state. Noth-
23 ing in this section shall prohibit any individual
24 from paying any portion of the cost of treatment.*”

Amendment S—2829 to division S—2709B of the amendment was adopted.

On motion of Senator Murray, division S—2709B of the amendment as amended was adopted.

Senator Murray moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 1354) the vote was:

Ayes, 38:

Andersen	Glenn	Milligan	Rodgers
Bergman	Gluba	Murray	Schaben
Blouin	Heying	Nolin	Schwengels
Briles	Junkins	Orr	Scott
Burroughs	Kennedy	Palmer	Shaff
Coleman	Kinley	Plymat	Taylor
Curtis	Lamborn	Potter	Tieden
DeKoster	McCartney	Priebe	Van Gilst
Doderer	Miller of	Riley	Winkelman
Gallagher	Des Moines	Robinson	

Nays, 6:

Griffin	Miller of	Rabedeaux	Shaw
Hill	Marshall	Ramsey	

Absent or not voting, 6:

Hansen	Kelly	Schwieger	Willits
Hultman	Nystrom		

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

Senator Murray asked and received unanimous consent that **Senate File 1354** be **immediately messaged** to the House, which request was complied with.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 3.

House File 3

On motion of Senator Glenn, House File 3, a bill for an act relating to members of county zoning commissions and boards of adjustment, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Glenn moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 3) the vote was:

Ayes, 38:

Andersen	Glenn	Milligan	Riley
Bergman	Heying	Murray	Robinson
Blouin	Junkins	Nolin	Rodgers
Briles	Kennedy	Orr	Schaben
Burroughs	Kinley	Palmer	Schwengels
Coleman	Lamborn	Plymat	Shaff
Curtis	Miller of	Potter	Shaw
DeKoster	Des Moines	Priebe	Taylor
Doderer	Miller of	Rabedeaux	Van Gilst
Gallagher	Marshall	Ramsey	Winkelman

Nays, 3:

Gluba	Hill	Scott
-------	------	-------

Absent or not voting, 9:

Griffin	Kelly	Nystrom	Tieden
Hansen	McCartney	Schwieger	Willits
Hultman			

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

Senator Lamborn asked and received unanimous consent to take up out of order House File 658.

House File 658

On motion of Senator Junkins, House File 658, a bill for an act relating to the membership of municipal planning and zoning commissions and boards of adjustment, with reports of committee recommending passage, was taken up, considered, and the reports of the committee adopted.

Senator Doderer offered amendment S—2443 filed by Senators Doderer and Potter and moved its adoption:

S—2443

- 1 Amend House File 658, line 12, by striking the
- 2 word "They" and inserting in lieu thereof the
- 3 following: "*With approval of a majority of the*
- 4 *city council the additional members [They]*".

Roll call was requested.

On the question "Shall amendment S—2443 be adopted?" (H.F. 658) the vote was:

Ayes, 12:

Bergman	Doderer	Murray	Riley
Blouin	Gluba	Orr	Rodgers
Burroughs	Kelly	Potter	Schabens

Nays, 29:

Andersen	Hill	Milligan	Scott
Briles	Junkins	Nolin	Shaff
Coleman	Kinley	Plymat	Shaw
Curtis	Lamborn	Priebe	Taylor
DeKoster	Miller of	Rabedeaux	Tieden
Gallagher	Des Moines	Ramsey	Van Gilst
Glenn	Miller of	Robinson	Winkelman
Heying	Marshall	Schwengels	

Absent or not voting, 9:

Griffin	Kennedy	Nystrom	Schwieger
Hansen	McCartney	Palmer	Willits
Hultman			

Amendment S—2443 lost.

Senator Junkins moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 658) the vote was:

Ayes, 39:

Andersen	Briles	Curtis	Glenn
Bergman	Burroughs	DeKoster	Heying
Blouin	Coleman	Gallagher	Hill

Junkins	Murray	Rabedeaux	Scott
Kinley	Nolin	Ramsey	Shaff
Lamborn	Orr	Riley	Shaw
Miller of	Palmer	Robinson	Taylor
Des Moines	Plymat	Rodgers	Tieden
Miller of	Potter	Schaben	Willits
Marshall	Priebe	Schwengels	Winkelman
Milligan			

Nays, 3:

Doderer	Gluba	Kelly
---------	-------	-------

Absent or not voting, 8:

Griffin	Hultman	McCartney	Schwieger
Hansen	Kennedy	Nystrom	Van Gilst

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

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1196, a bill for an act relating to references to the Internal Revenue Code.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1493, a bill for an act legalizing proceedings of the town of Buffalo, Iowa, whereby the issuance, sale and delivery of sewer bonds were authorized.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1494, a bill for an act legalizing the transfer of certain property by the joint county system of Black Hawk and Buchanan Counties.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1495, a bill for an act to legalize the proceedings of Buffalo, Iowa, whereby the issuance, sale and delivery of water revenue bonds were authorized.

WILLIAM H. HARBOR, Chief Clerk

HOUSE MESSAGES CONSIDERED

House File 1493, a bill for an act to legalize the proceedings of the town of Buffalo, also known as the city of Buffalo, in Scott County, Iowa, whereby the issuance, sale and delivery of sewer bonds were authorized.

Read first time and **passed on file.**

House File 1494, a bill for an act legalizing the transfer of certain property by the joint county system of Black Hawk and Buchanan Counties.

Read first time and **passed on file**.

House File 1495, a bill for an act to legalize the proceedings of the town of Buffalo, also known as the city of Buffalo, in Scott County, Iowa, whereby the issuance, sale and delivery of water revenue bonds were authorized.

Read first time and **passed on file**.

INTRODUCTION OF BILLS

Senate File 1380, by Senator Murray, a bill for an act to establish and prescribe the powers and duties of the Iowa research foundation, and making an appropriation for the Iowa research foundation fund.

Read first time and **passed on file**.

Senate File 1381, by committee on appropriations, a bill for act increasing the appropriation to the treasurer of state.

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

Senate File 1382, by committee on appropriations, a bill for an act relating to the per diem rate of members of the city finance committee.

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

Senate File 1383, by committee on appropriations, a bill for an act providing for the establishment of a revolving fund, assessment of administrative expenses, and continuation of the appropriation to the auditor of state's savings and loan division.

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

Senate File 1384, by committee on appropriations, a bill for an act increasing the appropriation for the service compensation fund and changing the date on which the funds revert to the general fund of the state.

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

Senate File 1385, by committee on appropriations, a bill for an act to make an allocation of state aid to certain county fairs or agricultural societies for premium awards.

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

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 19, 1974, the Governor approved and transmitted to the Secretary of State the following bills:

- H. F. 125—Relating to providing standard uniforms for county sheriffs and their deputies.
- H. F. 310—Relating to trout stamps.
- H. F. 550—To provide standards for the care of animals in animal shelters, pounds, and pet shops, and to regulate dealers, animal wardens, boarding kennels, commercial kennels, hobby kennels, public auctions, and commercial breeders, and provide penalties for violations.
- H. F. 1121—Amending the state school foundation program.
- H. F. 1177—To provide for reciprocal enforcement of court orders against insurers.
- H. F. 1190—Relating to corrective changes in laws administered by the department of agriculture.
- H. F. 1220—Increasing an appropriation made to the capitol planning commission.
- H. F. 1222—Relating to the vocational youth organization.
- H. F. 1226—Relating to the dairy industry commission.
- H. F. 1362—Relating to the licensing of sheep dealers.
- H. F. 1373—To appropriate from the state fish and game protection fund for use by the state conservation commission.
- H. F. 1377—To make an appropriation from the general fund of the state to the campaign finance disclosure commission.
- H. F. 1394—Relating to issuance and redemption of warrants.
- H. F. 1444—Relating to reversions of appropriations made for state libraries and providing a supplemental appropriation.
- H. F. 1454—Relating to the appropriation for incorporating the Code on magnetic tape.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S.C.R. 130 Rules and administration
- H. F. 1239 Schools
- H. F. 1307 Commerce
- H. F. 1470 Judiciary
- H. F. 1478 Appropriations
- H. F. 1487 Appropriations

REASSIGNMENT OF RESOLUTION

President Neu announced the reassignment of **House Concurrent Resolution 134** from the committee on state government to the committee on appropriations.

REPORT OF INVESTIGATING COMMITTEE

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of W. A. Krause of Hampton, Iowa, for reappointment as a member of the Merit Employment Commission under the provisions of Section 19A.6 of the 1973 Code of Iowa, for the regular six-year term beginning July 1, 1973, and ending June 30, 1979, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

RAY TAYLOR, Chairman
MICHAEL J. BLOUIN
W. R. RABEDEAUX

EXPLANATIONS OF VOTES

MR. PRESIDENT: I was absent from the Senate on Friday, April 19, 1974, as I was in the Governor's office. Had I been present I would have voted "aye" on Senate File 1163 for the final passage.

DALE L. TIEDEN

MR. PRESIDENT: I was out of the Senate chamber when the final vote was taken on Senate File 314. Had I been present, I would have voted "aye".

LOWELL L. JUNKINS

I was present during a portion of the debate regarding House Concurrent Resolution 132. However, when the final vote came, I had been called from the chamber to meet with a group of constituents. Had I been present, I would have voted "aye".

GEORGE F. MILLIGAN

SENATE CONCURRENT RESOLUTION 130

By Rabedeaux, Curtis and Schwengels
(Millen, Fisher of Greene and Hill)

- 1 *Whereas*, Section two point eleven (2.11) of the Code provides
- 2 that "The compensation of the chaplains, officers and employees of
- 3 the general assembly shall be fixed by joint action of the house
- 4 and senate by resolution at the opening of each session, or as
- 5 soon thereafter as conveniently can be done."; and
- 6 *Whereas*, the compensation of the joint employees of the
- 7 Sixty-fifth General Assembly was fixed by Senate Concurrent
- 8 Resolution 6 and the compensation of the chaplains, officers and
- 9 employees of the Sixty-fifth General Assembly was fixed by
- 10 Senate Concurrent Resolution 7, duly adopted by the 1973 Regular
- 11 Session of the Sixty-fifth General Assembly; and
- 12 *Whereas*, House Concurrent Resolution 13, duly adopted by the
- 13 1973 Regular Session of the Sixty-fifth General Assembly, directed

14 the President of the Senate and the Speaker of the House to
 15 appoint a committee to review the salary schedule and structure
 16 for officers and employees of the General Assembly; and

17 *Whereas*, said committee, after analyzing and studying the
 18 salary schedule and structure, has concluded its work; *Now*
 19 *Therefore*,

20 *Be It Resolved by the Senate, the House Concurring, That*
 21 Senate Concurrent Resolution 6 and Senate Concurrent Resolution
 22 7 be superseded and that the compensation of the officers and
 23 employees of the 1974 Regular Session of the Sixty-fifth General
 24 Assembly be set, retroactive to January 14, 1974, in accordance
 25 with the pay grades and steps established in the following

Page 2

1 salary schedule:

IOWA GENERAL ASSEMBLY
 SALARY SCHEDULE

	Step A	Step B	Step C	Step D	Step E	Step F	Step G	Step H
5 Grade 5								
6 Annually	4068	4260	4452	4656	4872	5100	5340	5604
7 Monthly	389	355	371	388	406	425	445	467
8 Grade 6								
9 Annually	4260	4452	4656	4872	5100	5340	5604	5856
10 Monthly	355	371	388	406	425	445	467	488
11 Grade 7								
12 Annually	4452	4656	4872	5100	5340	5604	5856	6120
13 Monthly	371	388	406	425	445	467	488	510
14 Grade 8								
15 Annually	4656	4872	5100	5340	5604	5856	6120	6408
16 Monthly	388	406	425	445	467	488	510	534
17 Grade 9								
18 Annually	4872	5100	5340	5604	5856	6120	6408	6696
19 Monthly	406	425	445	467	488	510	534	558
20 Grade 10								
21 Annually	5100	5340	5604	5856	6120	6408	6696	7008
22 Monthly	425	445	467	488	510	534	558	584
23 Grade 11								
24 Annually	5340	5604	5856	6120	6408	6696	7008	7320
25 Monthly	445	467	488	510	534	558	584	610

Page 3

	Step A	Step B	Step C	Step D	Step E	Step F	Step G	Step H
2 Grade 12								
3 Annually	5604	5856	6120	6408	6696	7008	7320	7668
4 Monthly	467	488	510	534	558	584	610	639
5 Grade 13								
6 Annually	5856	6120	6408	6696	7008	7320	7668	8028
7 Monthly	488	510	534	558	584	610	639	669
8 Grade 14								
9 Annually	6120	6408	6696	7008	7320	7668	8028	8412
10 Monthly	510	534	558	584	610	639	669	701
11 Grade 15								
12 Annually	6408	6696	7008	7320	7668	8028	8412	8808
13 Monthly	534	558	584	610	639	669	701	734
14 Grade 16								
15 Annually	6696	7008	7320	7668	8028	8412	8808	9228

16	Monthly	558	584	610	639	669	701	734	769
17	Grade 17								
18	Annually	7008	7320	7668	8028	8412	8808	9228	9660
19	Monthly	584	610	639	669	701	734	769	805
20	Grade 18								
21	Annually	7320	7668	8028	8412	8808	9228	9660	10128
22	Monthly	610	639	669	701	734	769	805	844
23	Grade 19								
24	Annually	7668	8028	8412	8808	9228	9660	10128	10608
25	Monthly	639	669	701	734	769	805	844	884

Page 4

1		Step							
2	Grade 20	A	B	C	D	E	F	G	H
3	Annually	8028	8412	8808	9228	9660	10128	10608	10980
4	Monthly	669	701	734	769	805	844	884	915
5	Grade 21								
6	Annually	8412	8808	9228	9660	10128	10608	10980	11532
7	Monthly	701	734	769	805	844	884	915	961
8	Grade 22								
9	Annually	8808	9228	9660	10128	10608	10980	11532	12108
10	Monthly	734	769	805	844	884	915	961	1009
11	Grade 23								
12	Annually	9228	9660	10128	10608	10980	11532	12108	12708
13	Monthly	769	805	844	884	915	961	1009	1059
14	Grade 24								
15	Annually	9660	10128	10608	10980	11532	12108	12708	13344
16	Monthly	805	844	884	915	961	1009	1059	1112
17	Grade 25								
18	Annually	10128	10608	10980	11532	12108	12708	13344	14004
19	Monthly	844	884	915	961	1009	1059	1112	1167
20	Grade 26								
21	Annually	10608	10980	11532	12108	12708	13344	14004	14712
22	Monthly	884	915	961	1009	1059	1112	1167	1226
23	Grade 27								
24	Annually	10980	11532	12108	12708	13344	14004	14712	15456
25	Monthly	915	961	1009	1059	1112	1167	1226	1288

Page 5

1		Step							
2	Grade 28	A	B	C	D	E	F	G	H
3	Annually	11532	12108	12708	13344	14004	14712	15456	16224
4	Monthly	961	1009	1059	1112	1167	1226	1288	1352
5	Grade 29								
6	Annually	12108	12708	13344	14004	14712	15456	16224	17028
7	Monthly	1009	1059	1112	1167	1226	1288	1352	1419
8	Grade 30								
9	Annually	12708	13344	14004	14712	15456	16224	17028	17880
10	Monthly	1059	1112	1167	1226	1288	1352	1419	1490

11 *Be It Further Resolved*, That the officers and employees of
 12 the 1974 Regular Session of the Sixty-fifth General Assembly be
 13 placed in the following pay grades:

OFFICERS AND EMPLOYEES OF THE SENATE

14		
15	Assistant Secretary of the Senate and Legal Counsel	Grade 29
16	Legislative Counsel	Grade 21
17	Administrative Assistant to Majority Leader	Grade 24

18	Administrative Assistant to Minority Leader	Grade 24
19	Research Assistant	Grade 22
20	Executive Secretary to the Secretary	Grade 21
21	Secretary to the Secretary	Grade 18
22	Journal Clerk	Grade 21
23	Assistant Journal Clerk	Grade 15
24	Finance Clerk	Grade 17
25	Engrossing Clerk	Grade 15

Page 6

1	Enrolling Clerk	Grade 15
2	Records and Supply Clerk	Grade 15
3	Special Clerk	Grade 14
4	Control Board Operator	Grade 10
5	Secretary to Majority and Minority Floor Leader	Grade 15
6	Secretary to President Pro Tempore	Grade 14
7	Secretary to Committee Chairmen	Grade 14
8	Secretary to Appropriations Subcommittee Chairmen	Grade 14
9	Secretary to Assistant Floor Leaders	Grade 14
10	Secretary to Committee Ranking Majority and Minority Members	Grade 13
12	Floor Secretaries	Grade 12
13	Switchboard Operator	Grade 12
14	Bill Clerk	Grade 11
15	Assistant Bill Clerk	Grade 10
16	Postmaster	Grade 10
17	Sergeant-at-Arms	Grade 14
18	Assistant Sergeant-at-Arms	Grade 12
19	Chief Doorkeeper	Grade 10
20	Doorkeeper	Grade 9
21	Porter	Grade 8
22	Cloakroom Attendant	Grade 7
23	Pages	Grade 5

Page 7**OFFICERS AND EMPLOYEES OF THE HOUSE**

1	Assistant Chief Clerk	Grade 29
3	Legal Counsel	Grade 28
4	Executive Secretary to Speaker	Grade 22
5	Research Assistant to Speaker	Grade 24
6	Research Assistant to Majority Leader	Grade 24
7	Research Assistant to Minority Leader	Grade 24
8	Research Assistant to Ways and Means Chairman	Grade 22
9	Research Assistant to Assistant Minority Leader	Grade 22
10	Reading Clerk	Grade 12
11	Administrative Assistant to Chief Clerk	Grade 21
12	Executive Secretary to Chief Clerk	Grade 21
13	Clerk to Chief Clerk	Grade 13
14	Supervisor of Clerks	Grade 19
15	Chief Journal Clerk	Grade 21
16	Journal Clerk	Grade 15
17	Finance Clerk	Grade 17
18	Engrossing Clerk	Grade 15
19	Enrolling Clerk	Grade 15
20	Supply Clerk	Grade 12
21	Swing Clerk	Grade 12

22	Control Board Operator	Grade 10
23	Chief Electrician	Grade 15
24	Assistant Electrician	Grade 13
25	Assistant Voting Machine Operator	Grade 13

Page 8

1	Secretary to Majority and Minority Floor Leader	Grade 15
2	Secretary to Speaker Pro Tempore	Grade 14
3	Secretary to Committee Chairmen	Grade 14
4	Secretary to Appropriations Subcommittee Chairmen	Grade 14
5	Secretary to Assistant Floor Leaders	Grade 14
6	Secretary to Committee Ranking Majority and Minority Members	Grade 13
7		
8	Floor Secretaries	Grade 12
9	Switchboard Operator	Grade 12
10	Bill Clerk	Grade 11
11	Assistant Bill Clerk	Grade 10
12	File Clerk	Grade 8
13	Postmistress	Grade 10
14	Sergeant-at-Arms	Grade 14
15	Assistant Sergeant-at-Arms	Grade 12
16	Chief Doorkeeper	Grade 10
17	Doorkeeper	Grade 9
18	Janitor	Grade 8
19	Pages	Grade 5

LEGISLATIVE INDEXING EMPLOYEES

20	Supervisor of Legislative Indexing	Grade 17
22	Assistant Supervisor of Legislative Indexing	Grade 13
23	Index Clerk	Grade 10
24	Assistant Index Clerk	Grade 9

Page 9**LEGISLATIVE SERVICE BUREAU EMPLOYEES**

1	Bill Drafter	Grade 28
2	Senior Bill Clerk	Grade 15
3	Bill Clerk	Grade 13
4	Proofreader	Grade 15
5	Xerox Operator	Grade 10

JOINT EMPLOYEES

6	Mail Carrier	Grade 8
7	Historical Building Clerk	Grade 9
8	Law Library Clerk	Grade 9

BUILDINGS AND GROUNDS EMPLOYEES

9	Matron	Grade 7
10	Elevator Operator	Grade 8
11	Parking Attendant	Grade 9
12	Janitor	Grade 9
13	Night Watchman	Grade 7

14 *Be It Further Resolved*, That William B. Trent, Jr.'s title
 15 be changed to Assistant Secretary of the Senate and Legal Counsel;
 16 that Marjorie H. Helkenn's title be changed to Records and Supply
 17 Clerk; that Lillian Leffert's title be changed to Legal Counsel;
 18 and that Burl B. Beam's title be changed to Reading Clerk.

19 *Be It Further Resolved*, That the officers and employees of
 20 the 1974 Regular Session of the Sixty-fifth General Assembly be
 21 assigned the following steps effective January 14, 1974, within

25 the pay grade assigned their positions:

Page 10

OFFICERS AND EMPLOYEES OF THE SENATE

1		
2	William B. Trent, Jr.	Step C
3	Ruth E. Fisher	Step F
4	Ralph M. Kauffman	Step C
5	Bart Rule	Step C
6	Tom R. Thoren	Step C
7	Joseph O'Hern	Step A
8	K. Marie Thayer	Step E
9	Joyce M. Horner	Step D
10	Dorothy F. Nepstad	Step F
11	Roberta Hickerson	Step F
12	Mary Ann Abbott	Step F
13	Ardith B. Martin	Step F
14	Colleen Dillon	Step F
15	Marjorie H. Helkenn	Step E
16	Elizabeth Ligouri	Step C
17	Curt Behrens	Step A
18	Janice Berlin	Step C
19	Betty M. Schwengels	Step A
20	Caryll Wilbur	Step E
21	Nancy L. Rathert	Step C
22	Kermit J. Haun	Step C
23	R. K. Shawhan	Step D
24	Byron Marshall	Step C
25	Coldren C. Glenn	Step D

Page 11

1	George R. Chastain	Step D
2	Richard W. Dunker	Step B
3	B. W. Rulon	Step C
4	Holt Schiefer	Step C
5	Jan Squire	Step A
6	James M. Sullivan	Step C
7	Gertrude Harris	Step C
8	Barbara Noe	Step A
9	Paul D. Hutchcroft	Step A
10	Jeff Albright	Step A
11	John Campbell	Step A
12	Pamela Sue Elmitt	Step A
13	Linda Floerchinger	Step A
14	Gerri Hakes	Step A
15	Therese Heying	Step A
16	Stewart Kiser	Step A
17	Marcia L. Roby	Step A
18	Pamela Stromer	Step A
19		
	OFFICERS AND EMPLOYEES OF THE HOUSE	
20	David L. Wray	Step C
21	Dan L. Dudley	Step A
22	Lillian Leffert	Step F
23	Roberta M. Chapman	Step G
24	Sandra L. Githens	Step E
25	JoyAnn Benoit	Step A

Page 12

1	Linda A. Tigges	Step D
2	Jim Harlan	Step C
3	Linda A. Svoboda	Step C
4	Burl B. Beam	Step H
5	Dolores Abels	Step G
6	Maryjo F. Welch	Step F
7	Bettie J. Wentz	Step C
8	Elizabeth J. O'Connor	Step F
9	Elizabeth A. Isaacson	Step E
10	Dorothy E. Potthoff	Step A
11	Billie Jean Walling	Step H
12	Alyce M. Elmitt	Step G
13	Pauline E. Kephart	Step H
14	Ann McCarty	Step E
15	Jean Haskins	Step A
16	John K. Rehmann, Jr.	Step A
17	Elmer E. Pennington	Step E
18	John G. Fribourgh	Step D
19	Gustaf W. Adamson	Step C
20	Donna L. Waters	Step E
21	Joy J. Skinner	Step E
22	Phyllis J. Frazier	Step E
23	Madeline E. James	Step D
24	Don Hart	Step A
25	Peggy Kelso	Step A

Page 13

1	Clarence O. Anderson	Step C
2	Frank L. Christen	Step C
3	John W. Russell	Step B
4	Leonard A. Borg	Step B
5	Arvid B. Lundberg	Step B
6	Ernest P. Opdahl	Step A
7	Richard L. Rice	Step A
8	Dale Green	Step D
9	Sarah J. Clark	Step A
10	Mike Smith	Step A
11	Rebecca R. Arp	Step A
12	Debbie Brandon	Step A
13	Elizabeth A. Bryant	Step A
14	Cathy Cabbage	Step A
15	Debi D. Daggett	Step A
16	Hal Dirkson	Step A
17	Catherine Eklund	Step A
18	Marilyn J. Freeman	Step A
19	Patricia Hanson	Step A
20	Sam Kreamer	Step A
21	Thomas Kupka	Step A
22	John Lapointe	Step A
23	Dale Marburger	Step A
24	David McCartney	Step A
25	Evelyn Miller	Step A

Page 14

1	Bernice Mohn	Step A
---	--------------------	--------

2	Joe Needham	Step A
3	Susan Neeley	Step A
4	Mary Roth	Step A
5	LEGISLATIVE INDEXING	
6	Maxine E. Gunton	Step H
7	Juanita F. Swackhammer	Step G
8	Thomas J. Raife	Step B
9	Tam H. Skinner	Step A
10	LEGISLATIVE SERVICE BUREAU EMPLOYEES	
11	LeRoy Zeman	Step C
12	Lois N. Carter	Step D
13	Janet Kay Johnson	Step C
14	Maxine E. Balducki	Step D
15	Dorothy M. Kelley	Step D
16	Anne R. McCord	Step C
17	Dorothy L. Bartholomew	Step A
18	Lois Ann Johnson	Step A
19	JOINT EMPLOYEES	
20	Gunnar J. Johnson	Step B
21	Thomas O'Grady	Step C
22	Elizabeth Votteler	Step A
23	BUILDINGS AND GROUNDS EMPLOYEES	
24	Mary Parker	Step D
25	Evelyn M. Meade	Step C

Page 15

1	Mildred L. Savage	Step C
2	Frank W. Miller	Step C
3	Raymond V. Keeney, Jr.	Step C
4	J. Theodore Webb	Step C
5	John M. Jorgensen	Step C
6	Leland G. Sturdivant	Step A
7	Calvin Pruitt	Step C
8	O'Dell Bullocks	Step A
9	Michael Stocker	Step A
10	Palmer P. Mascaro	Step C
11	Donald L. Day	Step B
12	Walter Babbitt	Step A
13	Alex G. Moffitt	Step C
14	Pirl B. Stuart	Step C

15 *Be It Further Resolved*, That K. Marie Thayer be advanced
 16 to Step F on July 1, 1974; and that Dan L. Dudley be advanced
 17 to Step B on April 15, 1974, and to Step C on October 15, 1974;
 18 and

19 *Be It Further Resolved*, That mobility within steps for
 20 secretaries to senators and representatives be determined in
 21 accordance with the following schedule:

22	1) Step A	During the first two years
23	2) Step B	After two years' experience
24	3) Step C	After six years' experience
25	4) Step D	After ten years' experience

Page 16

1	5) Step E	After fourteen years' experience
2	<i>Be It Further Resolved</i> , That secretaries to senators and	
3	representatives be advanced one additional step if or when the	

4 secretary passes an 80 word-per-minute stenographic examination; and
 5 *Be It Further Resolved*, That no officer or employee of the
 6 Sixty-fifth General Assembly be compensated in 1974 at a rate less
 7 than that established by Senate Concurrent Resolution 6 and Senate
 8 Concurrent Resolution 7; provided, however, that for the purposes
 9 of this resolution, the daily compensation for the House Reading
 10 Clerk shall be considered to have been twenty-five (25) dollars in
 11 1973 and the compensation of the Senate Control Board Operator
 12 shall be considered the same as that of the House Control Board
 13 Operator; and

14 *Be It Further Resolved*, That the Sixty-fifth General Assembly
 15 recommend that the hiring of employees of subsequent General
 16 Assemblies, the recommendation of salary scales, and other per-
 17 sonnel matters be handled by bi-partisan standing committees on
 18 rules and administration in the senate and in the house, appointed
 19 in accord with the rules of each house; and

20 *Be It Further Resolved*, That the Sixty-fifth General Assembly
 21 recommend that subsequent General Assemblies annually adopt by
 22 concurrent resolution, as required by Section two point eleven
 23 (2.11) of the Code, both a salary schedule divided into pay
 24 grades and steps and adopt a schedule of pay grades for the titled
 25 positions of the General Assembly; and

Page 17

1 *Be It Further Resolved*, That the Sixty-fifth General
 2 Assembly recommend that in subsequent General Assemblies the
 3 secretary of the senate and the chief clerk of the house sub-
 4 mit to the appropriate committee on rules and administration
 5 the names of employees designated full-time and those des-
 6 ignated part-time; that the secretary and chief clerk submit
 7 a recommended pay step for each employee; and that the com-
 8 mittee approve or amend the list of recommended pay steps
 9 and publish said list in the journal within seven days of the
 10 adoption of the concurrent resolution establishing a salary
 11 schedule; and

12 *Be It Further Resolved*, That employees of the General Assembly
 13 (other than secretaries to senators and representatives) be eli-
 14 gible for mobility within pay steps—at the discretion of the
 15 secretary of the senate and the chief clerk of the house, and sub-
 16 ject to the approval of the appropriate rules and administration
 17 committee—in accord with the following schedule:

18	1) Step A	Starting step
19	2) Step B	After six months
20	3) Step C	After one year
21	4) Step D	After two years
22	5) Step E	After three years
23	6) Step F	After four years
24	7) Step G	After six years
25	8) Step H	After eight years

Page 18

1 *Be It Further Resolved*, That the compensation of chaplains
 2 officiating at the opening of the daily sessions of the senate
 3 and house of representatives of the 1974 Regular Session of
 4 the Sixty-fifth General Assembly be fixed at ten (10) dollars
 5 for each house of the General Assembly, and that mileage for

- 6 chaplains be fixed at the rate of ten (10) cents per mile to
7 and from the State Capitol.

REPORTS OF COMMITTEES

Senator DeKoster submitted the following reports:

MR. PRESIDENT: Your committee on appropriations to which was referred **Senate File 544**, a bill for an act to appropriate funds from the general fund to the public employment relations board, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

S—2830

- 1 Amend Senate File 544, page 2, as follows:
2 1. By striking lines 3 through 21, inclusive, and
3 inserting in lieu thereof the following:
4 "the fiscal year beginning July 1, 1974 and ending
5 June 30, 1975 the sum of one hundred twenty-one thou-
6 sand two hundred (121,200) dollars, or so much there-
7 of as is necessary, to be used for salaries, support,
8 maintenance and miscellaneous purposes.
9 Sec. 2. Unencumbered funds remaining as of
10 June 30, 1975 shall revert to the general fund of the
11 state as of September 30, 1975."
12 2. By renumbering the sections.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **Senate File 1312**, a bill for an act relating to the department of environmental quality and its authority regarding public water supplies, making an appropriation, and providing penalties for violations, begs leave to report it has had the same under consideration and recommends the same **do pass.**

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 595**, a bill for an act relating to an appropriation for the repair, restoration and reconstruction of the buildings and grounds known as "Terrace Hill" and authorizing the sale of the governor's mansion to provide necessary funds, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

S—2831

- 1 Amend House File 595, as passed by the House, by
2 striking everything after the enacting clause and in-
3 serting in lieu thereof the following:
4 Section 1. Pursuant to Acts of the Sixty-fourth
5 General Assembly, 1972 Session, chapter one thousand

6 one hundred thirty-two (1132), the executive council
 7 may convert the building and grounds known as Terrace
 8 Hill located in the city of Des Moines, Iowa, for use
 9 as a governor's mansion and may enter into contracts
 10 to effectuate such purpose. The executive council
 11 may sell the present governor's mansion located at
 12 2900 Grand Avenue, Des Moines, Iowa, the proceeds
 13 from the sale of which shall be used as provided in
 14 this Act.

15 Sec. 2. There is appropriated to the executive
 16 council from the general fund of the state the sum
 17 of two hundred thousand (200,000) dollars, or so
 18 much thereof as may be necessary, for the basic
 19 restoration and necessary improvements including,
 20 but not limited to, rewiring, plumbing, and the
 21 installation of a sprinkler system, external and
 22 internal fire exits, insulation, air conditioning,
 23 and utility access facilities at Terrace Hill.

24 Sec. 3. The executive council may accept and
 25 use gifts, apply for and accept federal grants, and

Page 2

1 use proceeds from the sale of the present governor's
 2 mansion located at 2900 Grand Avenue, Des Moines, Iowa,
 3 which funds shall be in addition to the appropriation
 4 provided for under section two (2) of this Act for
 5 the purpose of repairing, reconstructing, remodeling
 6 and restoring the buildings and grounds of Terrace
 7 Hill.

8 Sec. 4. The executive council shall report an-
 9 nually to the general assembly the expenditures made
 10 or obligated from the appropriation made under this
 11 Act and estimates of additional funds which the ex-
 12 ecutive council plans to request to be appropriated
 13 by the general assembly.

14 Sec. 5. Unencumbered funds appropriated by this
 15 Act remaining as of June 30, 1977 shall revert to
 16 the general fund of the state on September 30, 1977.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 1479**, a bill for an act to appropriate funds from the general fund of the state to the department of environmental quality for the purpose of monitoring levels of sulfur oxide emissions from power generating plants, begs leave to report it has had the same under consideration and recommends the same **do pass**.

Ordered passed on file.

LUCAS J. DeKOSTER, Chairman

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred

House File 1480, a bill for an act making a supplemental appropriation from the general fund to the Iowa state arts council, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Senator Curtis submitted the following report:

MR. PRESIDENT: Your committee on state government to which was referred **Senate Resolution 108**, a bill for an act relating to investigation of fertilizer and fuel industries, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2826

- 1 Amend House File 155, as amended and passed by
- 2 the House, page 1, line 10, by inserting after the
- 3 word "the" the words "construction or".

RAY TAYLOR

S—2824

- 1 Amend House File 155, as amended and passed by
- 2 the House, page 3, by inserting after line 7 the
- 3 following new paragraph:
- 4 "Before any unused land acquired by the
- 5 commission for the construction or improvement of any
- 6 highway shall be offered for sale, the commission
- 7 shall offer the person who owned the property at
- 8 the time it was acquired the right to purchase
- 9 the unused land proposed to be sold for the original
- 10 acquisition price less the price of the used portion.
- 11 This option to purchase may be offered within
- 12 five years from date of acquisition or five years
- 13 from date of project completion by the highway
- 14 commission; the option must be exercised within
- 15 sixty days of the date of offer. If the original
- 16 owner is deceased or if he does not exercise this
- 17 option, an option to purchase the tract shall be
- 18 given to the present owner if different from the
- 19 original owner, for a price set by current
- 20 appraisal; this option must be exercised within
- 21 sixty days of the date of offer. If no option is
- 22 exercised, it shall be offered for public sale as
- 23 provided in section three hundred six point twenty-
- 24 two (306.22) of the Code. This Act shall apply to
- 25 purchases made on and after July 1, 1969."

RAY TAYLOR

S—2828

- 1 Amend House File 1102, as amended, passed and re-
- 2 printed by the House, as follows:
- 3 1. Page 2B, line 40 by striking the word "for".

- 4 2. Page 2B, by striking lines 41 through 43 and in-
 5 serting in lieu thereof the following: "to enjoin the
 6 dissemination or exhibition of obscene material to
 7 minors. Such application for injunction is optional
 8 and not mandatory".
- 9 3. Page 2B, by striking lines 46 through 70.
- 10 4. Page 2C, by striking lines 71 through 105.
- 11 5. Page 2D, by striking lines 106 through 140.
- 12 6. Page 2E, by striking lines 141 through 148.
- 13 7. By renumbering sections to conform with this
 14 amendment.

TOM RILEY

S—2825

- 1 Amend House File 1422, as amended, passed and
 2 reprinted by the House, as follows:
- 3 1. By striking everything after the enacting
 4 clause and inserting in lieu thereof the following:
 5 Section 1. **NEW SECTION. COMMISSION CREATED.**
- 6 1. There is created a state land use policy com-
 7 mission consisting of five members appointed by the
 8 governor with the consent of two-thirds of the sen-
 9 ate. The members shall be selected from the state
 10 at large and shall be appointed to four-year terms
 11 except that of the initial appointees to the com-
 12 mission, two members shall be appointed for two-year
 13 terms.
- 14 2. The term of each member shall be effective
 15 on the first day of July of the year of appointment
 16 except in the case of a vacancy which shall be filled
 17 by appointment of the governor with the consent of
 18 two-thirds of the members of the senate for the un-
 19 expired term.
- 20 3. The commission shall organize annually by the
 21 election of a chairman and vice chairman from among
 22 its membership. Meetings may be called by the chair-
 23 man at any time and shall be called as soon as pos-
 24 sible by the chairman on the written request of a
 25 majority of the members. A majority of the members

Page 2

- 1 shall constitute a quorum and the concurrence of a
 2 quorum of the commission shall be required to deter-
 3 mine any matter relating to its official duties.
- 4 4. Each member of the commission, not otherwise
 5 in the full-time employment of a public agency, is
 6 entitled to receive a per diem of forty dollars for
 7 each day that he is engaged in the discharge of his
 8 official duties. Each member is also entitled to
 9 receive reimbursement for travel and other necessary
 10 expenses incurred in the performance of his official
 11 duties.
- 12 Sec. 2. **NEW SECTION. POWERS AND DUTIES OF THE**
 13 **COMMISSION.** The commission shall:
- 14 1. Identify and evaluate on a continuing basis
 15 the land use policy issues in this state.

16 2. Evaluate current laws, ordinances, policies
17 and regulations in this state relating to land use.
18 3. Prepare and recommend to the general assem-
19 bly a state land use policy based on the state land
20 **use policy objectives specified in section three (3)**
21 **of this Act, for the guidance of state agencies,**
22 **cities, counties and other political subdivisions**
23 **of this state on matters relating to land use. While**
24 **formulating the initial recommendations for a state**
25 **land use policy or upon recommendation for revision**

Page 3

1 of an adopted state land use policy, the commission
2 shall hold public hearings throughout the state and
3 receive testimony from any interested person relating
4 to such policy recommendation. The commission shall
5 give public notice of the dates, times, and loca-
6 tions of such public hearings by publication in a
7 newspaper of general circulation within the area where
8 the hearing is to be conducted not later than two
9 weeks before the date of hearing. The initial recom-
10 mendations of the commission shall be submitted to
11 the general assembly not later than February 1, 1975.

12 4. Cooperate in the establishment of the exchange
13 of information relating to land use with any public
14 or private person.

15 5. Authorize the application for, receipt, and
16 expenditure of any private or public funds for the
17 purpose of carrying out the provisions of this Act.

18 6. Advise, consult and cooperate with state agen-
19 cies and other public and private agencies in the
20 preparation of recommendations for a state land use
21 policy.

22 7. Make a concise report to the governor and the
23 general assembly, which report shall contain informa-
24 tion relating to the activities of the commission
25 and include recommendations for the modification or

Page 4

1 revision of a state land use policy. The annual
2 report shall conform to the provisions of section
3 seventeen point three (17.3) of the Code.

4 8. Approve a budget for the commission.

5 9. Approve all contracts and agreements between
6 the commission and other public and private persons
7 or agencies relating to its powers and duties under
8 this Act. The commission may contract with any pub-
9 lic agency for the performance of services or the
10 exchange of employees or services and may contract
11 for the services of and consultation with profes-
12 sional persons as may be necessary to carry out the
13 provisions of this Act.

14 10. Obtain an adequate public employees fidelity
15 bond to cover those employees of the commission ac-
16 countable for property or funds of this state under
17 this Act.

- 18 11. Adopt, amend or repeal internal rules to pro-
 19 vide for the effective operation of the commission.
 20 Sec. 3. *NEW SECTION. STATE LAND USE POLICY OB-*
 21 *JECTIVES.* In preparing the recommendations for a
 22 state land use policy, the commission shall conform
 23 its recommendations to the following objectives:
 24 1. Preservation of agricultural land for food
 25 and fiber production.

Page 5

- 1 2. Guidance for state agencies relating to the
 2 acquisition and use of land.
 3 3. Provision for future recreational areas and
 4 facilities.
 5 4. Provision for a safe, convenient, and economic
 6 transportation system.
 7 5. Provision for the development of properties
 8 within the state commensurate with the character and
 9 the physical capabilities of the land.
 10 6. Provision for the development of a timely,
 11 orderly and efficient arrangement of public facilities
 12 and services.
 13 7. Preservation of natural, cultural and historic
 14 areas or facilities.
 15 8. Provision for the orderly development and use
 16 of underground resources.
 17 9. Provision for the development of residential,
 18 commercial, and industrial property.
 19 Sec. 4. *NEW SECTION. APPOINTMENT OF DIRECTOR.*
 20 1. The commission shall appoint a director who
 21 shall be the chief administrative officer of the
 22 commission and shall serve at its pleasure. The
 23 director shall be selected on the basis of his ad-
 24 ministrative ability.
 25 2. The salary of the director shall be initially

Page 6

- 1 established by the commission, but it shall not ex-
 2 ceed twenty-five thousand dollars per annum and,
 3 thereafter, it shall be set by the general assembly.
 4 Sec. 5. *NEW SECTION. POWERS AND DUTIES OF THE*
 5 *DIRECTOR. The director shall:*
 6 1. Recommend to the commission the adoption of
 7 internal rules that are necessary for the effective
 8 administration of the commission.
 9 2. Direct and supervise the preparation of recom-
 10 mendations for a state land use policy and perform
 11 such other duties as authorized by the commission
 12 under this Act.
 13 3. Prepare, pursuant to chapter eight (8) of the
 14 Code, a budget for the commission.
 15 4. Appoint, with the approval of the commission,
 16 the technical, professional, secretarial, and cler-
 17 ical staff deemed necessary to accomplish the pur-
 18 poses of this Act subject to the provisions of chapter
 19 nineteen A (19A) of the Code. The director may ap-

20 point a member of his staff to be acting director
 21 in his absence. The acting director shall have the
 22 powers delegated to him by the director.

23 Sec. 6 *NEW SECTION. OFFICE FACILITIES AND EX-*
 24 *PENSES.*

25 1. The department of general services shall pro-

Page 7

1 vide the commission with appropriate office facilities
 2 and equipment.

3 2. The director and other employees of the com-
 4 mission shall receive, in addition to salary, their
 5 necessary travel and other necessary expenses incur-
 6 red when engaged in the performance of official duties.

7 Sec. 7. Section three hundred seventy-three point
 8 one (373.1), Code 1973, is amended to read as follows:

9 373.1 APPOINTMENT—ABOLISHING COMMISSION. [The]
 10 *Effective July 1, 1975 the council of each city and*
 11 *town [may] shall by ordinance provide for the estab-*
 12 *lishment of a city plan commission for such*
 13 *municipality, consisting of not less than seven*
 14 *members, who shall be citizens of such municipality*
 15 *and who shall be qualified by knowledge or experience*
 16 *to act in matters pertaining to development of a city*
 17 *plan and who shall not hold any elective office in*
 18 *the municipal government and who shall be appointed*
 19 *by the mayor, subject to the approval of the council.*
 20 *The council may, in lieu of establishing a city plan*
 21 *commission, exercise the powers and duties of the*
 22 *commission.*

23 Whenever the city council provides for a city plan
 24 commission, it may, by ordinance, abolish it and the
 25 commission shall stand abolished sixty days from the

Page 8

1 date of the ordinance and the powers and duties of
 2 the commission shall revert to the city council.

3 Sec. 8. Section three hundred seventy-three point
 4 nine (373.9), Code 1973, is amended to read as fol-
 5 lows:

6 373.9 POWERS. Such city plan commission shall
 7 have full power and authority to make or cause to
 8 be made such surveys, studies, maps, plans, or charts
 9 of the whole or any portion of such municipality and
 10 of any land outside thereof which in the opinion of
 11 such commission bears relation to a comprehensive
 12 plan, and shall bring to the attention of the council
 13 and may publish its studies and recommendations.
 14 *When making such plans, the commission shall take*
 15 *into consideration the provisions of the state land*
 16 *use policy adopted by the general assembly.*

17 Sec. 9. Section three hundred fifty-eight A point
 18 one (358A.1), Code 1973, is amended to read as fol-
 19 lows:

20 358A.1 WHERE APPLICABLE. [The] *Effective July 1,*
 21 *1975, the provisions of this chapter shall be*

22 applicable to [any] *each* county of the state [at the
 23 option of the board of supervisors of any such county].
 24 Sec. 10. Section three hundred fifty-eight A point
 25 five (358A.5), unnumbered paragraph two (2), Code

Page 9

1 1973, is amended to read as follows:

2 Such regulations shall be made with reasonable
 3 consideration, among other things, [as] *to the provisions*
 4 *of the state land use policy adopted by the general*
 5 *assembly*, to the character of the area of the district
 6 and the peculiar suitability of such area for
 7 particular uses, and with a view to conserving the
 8 value of buildings and encouraging the most appropriate
 9 use of land throughout such county.

10 Sec. 11. Section four hundred fourteen point one
 11 (414.1), Code 1973, is amended to read as follows:

12 414.1 BUILDING RESTRICTIONS—POWERS GRANTED.

13 For the purpose of promoting the health, safety,
 14 morals, or the general welfare of the community, [any]
 15 *each* city or town [is hereby empowered to] *shall, effec-*
 16 *tive July 1, 1975*, regulate and restrict the height,
 17 number of stories, and size of buildings and other
 18 structures, the percentage of lot that may be occupied,
 19 the size of yards, courts, and other open spaces,
 20 the density of population, and the location and use
 21 of buildings, structures, and land for trade, industry,
 22 residence, or other purposes.

23 Sec. 12. Chapter four hundred twenty-six (426),
 24 Code 1973, is amended by adding the following new
 25 section:

Page 10

1 **NEW SECTION. ELIGIBILITY REQUIREMENT.**

2 1. A taxpayer shall not be eligible to receive
 3 an agricultural land tax credit under this chapter
 4 for the next succeeding tax year unless before the
 5 first of October of each year an agreement is in ef-
 6 fect between such taxpayer and the soil conservation
 7 district commissioners providing for the taxpayer's
 8 cooperation in carrying out soil and water conserva-
 9 tion practices on his land and such taxpayer has
 10 completed or is preparing a soil and water conser-
 11 vation plan for his land satisfactory to the soil
 12 conservation district commissioners.

13 2. Before the first of November of each year,
 14 the soil conservation district commissioners shall
 15 certify to the county auditor a list of the owners
 16 of agricultural land in the county who have not com-
 17 plied with the provisions of subsection one (1) of
 18 this section.

19 3. The board of supervisors shall deny the agri-
 20 cultural land tax credit to any taxpayer who has not
 21 complied with the provisions of subsection one (1)
 22 of this section.

23 Sec. 13. Chapter four hundred sixty-seven A (467A),

24 Code 1973, is amended by adding the following new
25 section:

Page 11

1 **NEW SECTION. ELIGIBILITY FOR STATE FUNDS.** The
2 landowner of any agricultural land shall not be eligi-
3 ble to receive any state funds to carry out soil and
4 water conservation practices unless he has signed
5 an agreement to cooperate with the soil conservation
6 district to carry out soil and water conservation
7 practices on his land and has completed or is preparing
8 a soil and water conservation plan for his land
9 satisfactory to the soil conservation district
10 commissioners.

11 2. Amend the title on page 1, lines 1 through
12 5, by striking the words "and to create a department
13 of soil conservation and land use, a state land use
14 policy commission, an intergovernmental advisory
15 board, county land use policy commission, and to
16 specify the powers and duties of such agencies" and
17 inserting in lieu thereof the words "to create a state
18 land use policy commission and specify its powers
19 and duties, and relating to land use planning and
20 regulation by cities, counties and soil conservation
21 districts".

EUGENE M. HILL
WILLARD R. HANSEN

S—2827

1 Amend House File 1470 as follows:
2 1. Page 4, by inserting after line 23 the follow-
3 ing new subsection:
4 2. *APPLICATIONS. The appointing commission for*
5 *each county shall prescribe the content of an appli-*
6 *cation for an appointment pursuant to this section.*
7 *The commission shall publicize in at least two*
8 *publications in the official county newspaper, notice*
9 *of any vacancy to be filled. For a minimum of fifteen*
10 *days prior to any appointment, the commission shall*
11 *accept applications, and shall make available during*
12 *that period of time any printed application forms the*
13 *commission may, in its discretion, prescribe.*
14 2. By renumbering subsections in conformity with
15 this amendment.

KARL NOLIN

S—2821

1 Amend House File 1470, as amended, passed and re-
2 printed by the House, as follows:
3 1. Page 23, by striking lines 10 and 11 and inserting
4 in lieu thereof the following:
5 "2. **COLLECTION BOXES.**
6 a. *The chief judge of the district court may*
7 *permit the maintenance of locked collection boxes to*
8 *be".*
9 2. Page 23, by adding the following after line 20:

10 "b. The chief judge of the district may permit
 11 the maintenance of locked collection boxes to be
 12 carried by peace officers in official vehicles. Such
 13 boxes shall be used solely for the collection of fines
 14 and costs or the deposits authorized to be mailed to
 15 the court pursuant to paragraphs a and b of subsection
 16 three (3) of section seven hundred fifty-three point
 17 sixteen (753.16) of the Code. The collection boxes
 18 shall remain locked at all times and shall be opened
 19 only by the clerk of the district court or his designee.
 20 The chief judge of the district may prescribe
 21 procedures for the system and may discontinue its use
 22 if necessary."

JAMES V. GALLAGHER

S—2832

1 Amend House File 1474, as amended and passed by
 2 the House, as follows:

3 1. Page 3, after line 30, by inserting the following
 4 new sections:

5 Sec. 6. It is the intent of the general assembly
 6 in providing the additional funds appropriated by
 7 section seven (7) of this Act that the department
 8 of social services shall, beginning July 1, 1974,
 9 compute aid to dependent children payments at one
 10 hundred percent of defined need based upon the most
 11 recent cost of living data available to the department.
 12 It is further the intent of the general assembly
 13 that the department shall undertake administrative
 14 procedure and policy corrections with the objective
 15 of insuring that aid to dependent children
 16 payments are made only to persons who are in fact
 17 eligible for these payments under applicable state
 18 and federal laws and regulations.

19 Sec. 7. Acts of the Sixty-fifth General Assembly,
 20 1973 Session, chapter one hundred five (105), section
 21 one (1), subsection three (3), is amended to
 22 read as follows:

23 3. Aid to Dependent

24 Children	\$20,649,000	[\$29,172,000]
25		\$35,672,000

Page 2

1 2. By renumbering the remaining section.

WILLIAM E. GLUBA
 JOAN ORR

On motion of Senator Lamborn, the Senate adjourned until
 9:00 a.m., Tuesday, April 23, 1974.

JOURNAL OF THE SENATE

ONE HUNDREDTH DAY

SENATE CHAMBER

DES MOINES, IOWA, TUESDAY, APRIL 23, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Jerold Irvin, pastor of the First United Methodist Church, Denison, Iowa.

The Journal of Monday, April 22, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Clarence Douglas, Belle Plaine, Iowa.

SPECIAL GUEST

President Neu presented to the Senate Lieutenant Colonel Henry W. Hartsfield, Jr., NASA astronaut since September, 1969. Lieutenant Colonel Hartsfield was a member of the astronaut support crew for Apollo 16 and is currently serving as a member of the astronaut support crew for the Skylab Missions.

The Senate extended its welcome.

PRESENTATION OF VISITORS

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

Twenty-seven students from Hawkeye Tech Vocational School, Waterloo, Iowa, accompanied by Bonnie Matthiac. Senator Schwieger.

Forty students from Farragut Elementary School, Farragut, Iowa, accompanied by Mrs. Wing and Mrs. Henstorf. Senator Hultman.

Forty-two students from St. John's School, Waterloo, Iowa, accompanied by Mrs. Hertges, Mrs. Samp, Mrs. Pappas and Father Hemmann. Senator Schwieger.

Sixty-three students from Farragut Junior-Senior High School, Farragut, Iowa, accompanied by Charles Richardson. Senator Hultman.

PETITION

The following petitions were received and placed on file:

By Senator Andersen, from thirty residents of Woodbury County favoring one hundred percent funding for ADC recipients.

By Senator Potter, from twenty-four residents of Linn County favoring one hundred percent funding for ADC recipients.

By Senator Gallagher, from one hundred nine residents of Black Hawk County favoring one hundred percent funding for ADC recipients.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report, and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 19, 173, 242, 442, 500, 1107, 1113, 1120, 1197, 1227, 1290, 1359 and 1360; House Files 160, 414, 501, 531, 1034, 1091, 1300, 1304, 1432, 1453 and 1468.

DALE L. TIEDEN
Chairman, Senate Committee
CHARLES F. STROTHMAN
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: Senate Files 19, 173, 242, 442, 500, 1107, 1113, 1120, 1197, 1227, 1290, 1359 and 1360; House Files 160, 414, 501, 531, 1034, 1091, 1300, 1304, 1432, 1453 and 1468.

BILLS SENT TO THE GOVERNOR

Senator Tieden, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 23rd day of April, 1974, sent to the Governor for his approval: Senate Files 19, 173, 242, 442, 500, 1107, 1113, 1120, 1197, 1227, 1290, 1359 and 1360.

DALE L. TIEDEN, Chairman

Passed on file.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up for consideration Senate File 544.

Senate File 544

On motion of Senator Shaw, Senate File 544, a bill for an act to appropriate funds from the general fund to the public employment relations board, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Shaw offered amendment S—2830 by the committee on appropriations and moved its adoption:

S—2830

- 1 Amend Senate File 544, page 2, as follows:
- 2 1. By striking lines 3 through 21, inclusive, and
- 3 inserting in lieu thereof the following:
- 4 "the fiscal year beginning July 1, 1974 and ending
- 5 June 30, 1975 the sum of one hundred twenty-one thou-
- 6 sand two hundred (121,200) dollars, or so much there-
- 7 of as is necessary, to be used for salaries, support,
- 8 maintenance and miscellaneous purposes.
- 9 Sec. 2. Unencumbered funds remaining as of
- 10 June 30, 1975 shall revert to the general fund of the
- 11 state as of September 30, 1975."
- 12 2. By renumbering the sections.

Amendment S—2830 was adopted.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 544) the vote was:

Ayes, 47:

Andersen	Hansen	Miller of	Ramsey
Bergman	Heying	Marshall	Riley
Blouin	Hill	Milligan	Robinson
Briles	Hultman	Murray	Schaben
Burroughs	Junkins	Nolin	Schwengels
Coleman	Kelly	Nystrom	Schwieger
Curtis	Kennedy	Orr	Shaff
DeKoster	Kinley	Palmer	Shaw
Doderer	Lamborn	Plymat	Taylor
Gallagher	McCartney	Potter	Tieden
Glenn	Miller of	Priebe	Van Gilst
Gluba	Des Moines	Rabedeaux	Willits
Griffin			

Nays, 3:

Rodgers	Scott	Winkelman
---------	-------	-----------

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

Senator DeKoster asked and received unanimous consent that **Senate File 544** be **immediately messaged** to the House, which request was complied with.

Senator Lamborn asked and received unanimous consent to take up for consideration Senate File 1381.

Senate File 1381

On motion of Senator Shaw, Senate File 1381, a bill for an act increasing the appropriation to the treasurer of state, was taken up for consideration.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1381) the vote was:

Ayes, 49:

Andersen	Hansen	Milligan	Rodgers
Bergman	Heying	Murray	Schaben
Blouin	Hultman	Nolin	Schwengels
Briles	Junkins	Nystrom	Schwieger
Burroughs	Kelly	Orr	Scott
Coleman	Kennedy	Palmer	Shaff
Curtis	Kinley	Plymat	Shaw
DeKoster	Lamborn	Potter	Taylor
Doderer	McCartney	Priebe	Tieden
Gallagher	Miller of	Rabedeaux	Van Gilst
Glenn	Des Moines	Ramsey	Willits
Gluba	Miller of	Riley	Winkelman
Griffin	Marshall	Robinson	

Nays, none.

Absent or not voting, 1:

Hill

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

Senator DeKoster asked and received unanimous consent that **Senate File 1381** be **immediately messaged** to the House, which request was complied with.

Senator Lamborn asked and received unanimous consent to take up for consideration Senate File 1384.

Senate File 1384

On motion of Senator Shaw, Senate File 1384, a bill for an act increasing the appropriation for the service compensation fund and changing the date on which the funds revert to the general fund of the state, was taken up for consideration.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1384) the vote was:

Ayes, 47:

Andersen	Heying	Murray	Rodgers
Bergman	Hultman	Nolin	Schaben
Blouin	Junkins	Nystrom	Schwengels
Burroughs	Kennedy	Orr	Schwieger
Coleman	Kinley	Palmer	Scott
Curtis	Lamborn	Plymat	Shaff
DeKoster	McCartney	Potter	Shaw
Doderer	Miller of	Priebe	Taylor
Gallagher	Des Moines	Rabedeaux	Tieden
Glenn	Miller of	Ramsey	Van Gilst
Gluba	Marshall	Riley	Willits
Griffin	Milligan	Robinson	Winkelman
Hansen			

Nays, none.

Absent or not voting, 3:

Briles	Hill	Kelly
--------	------	-------

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

Senator DeKoster asked and received unanimous consent that **Senate File 1384** be **immediately messaged** to the House, which request was complied with.

Senator Lamborn asked and received unanimous consent to take up for consideration Senate File 1385.

Senate File 1385

On motion of Senator Briles, Senate File 1385, a bill for an act to make an allocation of state aid to certain county fairs or agricultural societies for premium awards, was taken up for consideration.

Senator Briles moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1385) the vote was:

Ayes, 47:

Andersen	Coleman	Gluba	Junkins
Bergman	Curtis	Griffin	Kelly
Blouin	DeKoster	Hansen	Kennedy
Briles	Doderer	Heying	Kinley
Burroughs	Gallagher	Hultman	Lamborn

McCartney	Nystrom	Ramsey	Scott
Miller of	Orr	Riley	Shaff
Des Moines	Palmer	Robinson	Taylor
Miller of	Plymat	Rodgers	Tieden
Marshall	Potter	Schaben	Van Gilst
Milligan	Priebe	Schwengels	Willits
Murray	Rabedeaux	Schwieger	Winkelman
Nolin			

Nays, 1:

Glenn

Absent or not voting, 2:

Hill

Shaw

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

Senator DeKoster asked and received unanimous consent that **Senate File 1385** be **immediately messaged** to the House, which request was complied with.

Senator Lamborn asked and received unanimous consent to take up for consideration House File 1479.

House File 1479

On motion of Senator Milligan, House File 1479, a bill for an act to appropriate funds from the general fund of the state to the department of environmental quality for the purpose of monitoring levels of sulfur oxide emissions from power generating plants, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Milligan moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1479) the vote was:

Ayes, 50:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schaben
Blouin	Hultman	Nolin	Schwengels
Briles	Junkins	Nystrom	Schwieger
Burroughs	Kelly	Orr	Scott
Coleman	Kennedy	Palmer	Shaff
Curtis	Kinley	Plymat	Shaw
DeKoster	Lamborn	Potter	Taylor
Doderer	McCartney	Priebe	Tieden
Gallagher	Miller of	Rabedeaux	Van Gilst
Glenn	Des Moines	Ramsey	Willits
Gluba	Miller of	Riley	Winkelman
Griffin	Marshall	Robinson	
Hansen			

Nays, none.

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

Senator Lamborn asked and received unanimous consent to take up for consideration House File 1480.

House File 1480

On motion of Senator Shaw, House File 1480, a bill for an act making a supplemental appropriation from the general fund to the Iowa state arts council, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1480) the vote was:

Ayes, 45:

Andersen	Hansen	Miller of	Rodgers
Bergman	Heying	Marshall	Schaben
Blouin	Hill	Milligan	Schwengels
Briles	Hultman	Nolin	Schwieger
Burroughs	Junkins	Nystrom	Scott
Curtis	Kelly	Orr	Shaff
DeKoster	Kennedy	Palmer	Shaw
Doderer	Kinley	Plymat	Taylor
Gallagher	Lamborn	Potter	Tieden
Glenn	Miller of	Priebe	Van Gilst
Gluba	Des Moines	Ramsey	Willits
Griffin		Riley	Winkelman

Nays, none.

Absent or not voting, 5:

Coleman	Murray	Rabedeaux	Robinson
McCartney			

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

HOUSE AMENDMENT TO SENATE AMENDMENT CONSIDERED

House File 1378

Senator Shaw called up for consideration House File 1378, a bill for an act increasing funds appropriated to the Iowa beer and liquor control department, amended by the Senate, further amended by the House, and moved that the Senate concur in the following amendment:

- 1 Amend the Senate amendment to House File 1378 as follows:
- 2 After line 7 add the following:

3 3. Page 2, line 12, by adding after the word "Act" the
4 words ", except in the case where existing plans provide for
5 a new store to replace two existing stores within a city,".

The motion prevailed and the Senate concurred in the House amendment.

Senator Shaw moved that the bill as amended by the Senate, further amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1378) the vote was:

Ayes, 38:

Andersen	Gluba	McCartney	Riley
Bergman	Griffin	Miller of	Rodgers
Blouin	Hansen	Des Moines	Schaben
Briles	Heying	Milligan	Schwengels
Burroughs	Hultman	Nolin	Schwieger
Curtis	Junkins	Nystrom	Shaff
DeKoster	Kelly	Palmer	Shaw
Doderer	Kennedy	Plymat	Willits
Gallagher	Kinley	Potter	Winkelman
Glenn	Lamborn	Priebe	

Nays, 8:

Hill	Orr	Scott	Tieden
Miller of	Ramsey	Taylor	Van Gilst
Marshall			

Absent or not voting, 4:

Coleman	Murray	Rabedeaux	Robinson
---------	--------	-----------	----------

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

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 1396.

House File 1396

On motion of Senator Kennedy, House File 1396, a bill for an act relating to compensation for services rendered in aiding the sheriff, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Potter took the chair at 11:30 a.m.

Senator Kennedy moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1396) the vote was:

Ayes, 44:

Andersen	Heying	Miller of	Robinson
Bergman	Hill	Marshall	Rodgers
Blouin	Hultman	Milligan	Schaben
Briles	Junkins	Murray	Schwengels
Burroughs	Kelly	Nolin	Scott
Curtis	Kennedy	Nystrom	Shaw
DeKoster	Kinley	Orr	Taylor
Doderer	Lamborn	Palmer	Tieden
Gallagher	McCartney	Plymat	Van Gilst
Glenn	Miller of	Potter	Willits
Griffin	Des Moines	Ramsey	Winkelman
Hansen		Riley	

Nays, none.

Absent or not voting, 6:

Coleman	Priebe	Schwieger	Shaff
Gluba	Rabedeaux		

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

Senator Lamborn asked and received unanimous consent to take up out of order House File 569.

House File 569

On motion of Senator Taylor, House File 569, a bill for an act relating to the statute of limitations governing school fund mortgages, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Taylor moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 569) the vote was:

Ayes, 40:

Andersen	Heying	Miller of	Robinson
Bergman	Hill	Marshall	Rodgers
Blouin	Hultman	Milligan	Schaben
Briles	Junkins	Murray	Schwengels
Coleman	Kelly	Nolin	Scott
Curtis	Kennedy	Nystrom	Taylor
DeKoster	Kinley	Orr	Van Gilst
Doderer	Lamborn	Potter	Willits
Gallagher	McCartney	Ramsey	Winkelman
Gluba	Miller of	Riley	
Griffin	Des Moines		
Hansen			

Nays, none.

Absent or not voting, 10:

Burroughs	Plymat	Schwieger	Shaw
Glenn	Priebe	Shaff	Tieden
Palmer	Rabedeaux		

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

Senator Lamborn asked and received unanimous consent to take up out of order House File 1108.

House File 1108

On motion of Senator Heying, House File 1108, a bill for an act relating to grading of spoil banks on land affected by surface mining operations, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Heying moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1108) the vote was:

Ayes, 44:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schaben
Blouin	Hultman	Nolin	Schwengels
Briles	Junkins	Nystrom	Schwieger
Burroughs	Kelly	Orr	Scott
Curtis	Kinley	Palmer	Shaff
DeKoster	Lamborn	Plymat	Shaw
Doderer	McCartney	Potter	Taylor
Gallagher	Miller of	Ramsey	Van Gilst
Glenn	Des Moines	Riley	Willits
Griffin	Miller of	Robinson	Winkelman
Hansen	Marshall		

Nays, none.

Absent or not voting, 6:

Coleman	Kennedy	Rabedeaux	Tieden
Gluba	Priebe		

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

Senator Lamborn asked and received unanimous consent to take up out of order House File 1276.

House File 1276

On motion of Senator Nolin, House File 1276, a bill for an act relating to the labeling and adulteration of honey and providing a penalty, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Nolin moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1276) the vote was:

Ayes, 45:

Andersen	Hansen	Miller of	Robinson
Bergman	Heying	Marshall	Rodgers
Blouin	Hill	Milligan	Schaben
Briles	Hultman	Murray	Schwengels
Burroughs	Junkins	Nolin	Schwieger
Coleman	Kelly	Nystrom	Scott
Curtis	Kennedy	Orr	Shaw
DeKoster	Kinley	Palmer	Taylor
Doderer	Lamborn	Plymat	Van Gilst
Gallagher	McCartney	Potter	Willits
Glenn	Miller of	Ramsey	Winkelman
Griffin	Des Moines	Riley	

Nays, none.

Absent or not voting, 5:

Gluba	Rabedeaux	Shaff	Tieden
Priebe			

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

Senator Lamborn asked and received unanimous consent to take up out of order House File 1302.

House File 1302

On motion of Senator Briles, House File 1302, a bill for an act relating to the publications by the department of agriculture, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Briles moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1302) the vote was:

Ayes, 42:

Andersen	Heying	Miller of	Rodgers
Bergman	Hill	Marshall	Schaben
Blouin	Hultman	Milligan	Schwengels
Briles	Junkins	Murray	Schwieger
Burroughs	Kelly	Nystrom	Scott
Coleman	Kennedy	Orr	Shaw
Curtis	Kinley	Plymat	Taylor
DeKoster	Lamborn	Potter	Van Gilst
Gallagher	McCartney	Ramsey	Willits
Glenn	Miller of	Riley	Winkelman
Griffin	Des Moines	Robinson	
Hansen			

Nays, none.

Absent or not voting, 8:

Doderer	Nolin	Priebe	Shaff
Gluba	Palmer	Rabedeaux	Tieden

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

Senator Lamborn asked and received unanimous consent to take up out of order House File 38.

House File 38

On motion of Senator Kennedy, House File 38, a bill for an act relating to salaries for deputy sheriffs in counties where district court is held in two places, with reports of committee recommending passage, was taken up, considered, and the reports of the committee adopted.

Senator Kennedy moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 38) the vote was:

Ayes, 46:

Andersen	Hansen	Miller of	Riley
Bergman	Heying	Marshall	Robinson
Blouin	Hill	Milligan	Schaben
Briles	Hultman	Murray	Schwengels
Burroughs	Junkins	Nolin	Schwieger
Coleman	Kelly	Nystrom	Scott
Curtis	Kennedy	Orr	Shaw
DeKoster	Kinley	Plymat	Taylor
Gallagher	Lamborn	Potter	Tieden
Glenn	McCartney	Priebe	Van Gilst
Gluba	Miller of	Rabedeaux	Willits
Griffin	Des Moines	Ramsey	Winkelman

Nays, none.

Absent or not voting, 4:

Doderer	Palmer	Rodgers	Shaff
---------	--------	---------	-------

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

Senator Lamborn asked and received unanimous consent to take up out of order House File 1240.

House File 1240

On motion of Senator Orr, House File 1240, a bill for an act requiring that the county board of supervisors receive written notice at the time any resident of the county is admitted as a voluntary patient of a mental health institute, with report of

committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Gallagher offered amendment S—2665 filed by him and moved its adoption:

S—2665

1 Amend House File 1240, as passed by the House, as
2 follows:

3 1. Page 2, line 20 by inserting after the word
4 "settlement" the words "*unless the application of*
5 *the patient is accompanied by a statement signed by*
6 *the applicant, his spouse, guardian or some other*
7 *responsible person, agreeing to pay the cost of the*
8 *applicant's hospitalization in the manner provided by*
9 *section two hundred twenty-nine point forty-one*
10 *(229.41) of the Code".*

Amendment S—2665 was adopted.

Senator Orr moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1240) the vote was:

Ayes, 49:

Andersen	Hansen	Miller of	Robinson
Bergman	Heying	Marshall	Rodgers
Blouin	Hill	Milligan	Schaben
Briles	Hultman	Murray	Schwengels
Burroughs	Junkins	Nolin	Schwieger
Coleman	Kelly	Nystrom	Scott
Curtis	Kennedy	Orr	Shaff
DeKoster	Kinley	Palmer	Shaw
Doderer	Lamborn	Plymat	Taylor
Gallagher	McCartney	Potter	Tieden
Glenn	Miller of	Rabedeaux	Van Gilst
Gluba	Des Moines	Ramsey	Willits
Griffin		Riley	Winkelman

Nays, none.

Absent or not voting, 1:

Priebe

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

On motion of Senator Lamborn, the Senate recessed until 1:15 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

MOTION TO RECONSIDER ADOPTED

Senate File 1362

Senator Lamborn called up the following motion to reconsider filed by him on April 17, 1974, and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which Senate File 1362 failed to pass the Senate on April 17, 1974.

CALL OF THE SENATE LIFTED

The Chair announced the Call of the Senate was still in effect on Senate File 1362 and directed the secretary to call the roll.

Roll call revealed four Senators absent.

Senator Lamborn asked and received unanimous consent that the Call of the Senate be lifted.

On the question "Shall the motion to reconsider be adopted?" (S.F. 1362) the vote was:

Ayes, 33:

Andersen	Heying	Nolin	Schwengels
Bergman	Hill	Nystrom	Shaff
Blouin	Hultman	Orr	Shaw
Burroughs	Kelly	Plymat	Taylor
Curtis	Lamborn	Potter	Tieden
DeKoster	Miller of	Rabedeaux	Van Gilst
Glenn	Marshall	Ramsey	Willits
Griffin	Milligan	Riley	Winkelman
Hansen	Murray		

Nays, 12:

Coleman	Kennedy	Palmer	Rodgers
Gallagher	Kinley	Priebe	Scott
Gluba	Miller of	Robinson	
Junkins	Des Moines		

Absent or not voting, 5:

Briles	McCartney	Schaben	Schwieger
Doderer			

The motion prevailed.

Senator Lamborn moved to reconsider the vote by which Senate File 1362 went to its last reading, which motion prevailed.

On motion of Senator Lamborn, Senate File 1362, a bill for an act making an appropriation from the general fund of the state to the state comptroller to carry out a coal mine research project within the state, was taken up for reconsideration.

Senator Glenn offered amendment S—2838 by Senators Glenn and Hultman:

S—2838

1 Amend Senate File 1362 by striking everything after
2 the enacting clause and inserting in lieu thereof the
3 following:

4 Section 1. There is appropriated from the gene-
5 ral fund of the state to Iowa state university of
6 science and technology the sum of three million
7 (3,000,000) dollars, or so much thereof as may be
8 necessary, for the energy and mineral resource re-
9 search institute to carry out a coal research project
10 within the state.

11 Sec. 2. Iowa state university of science and
12 technology, or the governor and state comptroller, may
13 accept federal grants for the state to be used in con-
14 nection with funds appropriated by this Act. All fed-
15 eral grants to and the federal receipts of Iowa state
16 university of science and technology are appropriated
17 for the purpose set forth in the federal grants and
18 receipts.

19 Sec. 3. Nothing in this Act shall prohibit Iowa
20 state university of science and technology or the
21 energy and mineral resource research institute from
22 entering into management, research, development or
23 mining contracts the cost of which falls within the
24 limits of the appropriation made by and grants re-
25 ceived under the provisions of this Act. Such con-

Page 2

1 tracts shall, upon execution, be filed with the office
2 of the legislative fiscal bureau.

3 Sec. 4. Any unencumbered funds appropriated by
4 this Act remaining on June 30, 1977, shall revert to
5 the general fund on September 30, 1977.

6 Sec. 5. It is the intent of the general assembly
7 to provide for a coal research project within Iowa.
8 The project shall include but not be limited to the
9 following: Experiments in the washing of coal and
10 methods for improving the quality of coal used as
11 fuel through removal of unwanted properties; purchase
12 and transportation of coal; examination of the resid-
13 ual properties of coal for other uses; and restora-
14 tion of mined land sites.

15 Sec. 6. The energy and mineral resource
16 research institute shall report not later than
17 January 15, 1975 and January 15, 1976 to the general
18 assembly on activities related to the project and on
19 the advisability of continuing the project. The
20 report shall include information on the progress of
21 the project, and recommendations for future coal
22 projects.

23 Sec. 7. This Act being deemed of immediate
24 importance, shall take effect and be in force from
25 and after its publication in The Monroe County News,

Page 3

- 1 a newspaper published in Albia, Iowa, and in The
- 2 Hamburg Reporter, a newspaper published in Hamburg,
- 3 Iowa.

Senator Gluba offered amendment S—2843 to amendment S—2838, moved its adoption and requested a roll call:

S—2843

- 1 Amend the Glenn-Hultman amendment S—2838 to
- 2 Senate File 1362 as follows:
- 3 1. Page 1, line 6, by striking the word “three”
- 4 and inserting in lieu thereof the word “one”.
- 5 2. Page 1, line 7, by striking the numeral
- 6 “3,000,000” and inserting in lieu thereof the
- 7 numeral “1,000,000”.

Senator Potter took the chair at 2:10 p.m.

On the question “Shall amendment S—2843 to amendment S—2838 be adopted?” (S.F. 1362) the vote was:

Ayes, 13:

Coleman	Junkins	Miller of	Rodgers
Doderer	Kennedy	Des Moines	Schaben
Gallagher	Kinley	Palmer	Scott
Gluba		Robinson	

Nays, 35:

Andersen	Hansen	Nolin	Schwengels
Bergman	Hill	Nystrom	Schwieger
Blouin	Hultman	Orr	Shaff
Briles	Kelly	Plymat	Shaw
Burroughs	Lamborn	Potter	Taylor
Curtis	Miller of	Priebe	Tieden
DeKoster	Marshall	Rabedeaux	Van Gilst
Glenn	Milligan	Ramsey	Willits
Griffin	Murray	Riley	Winkelman

Voting present, 1:

Heying

Absent or not voting, 1:

McCartney

President Neu took the chair at 2:39 p.m.

Amendment S—2843 to amendment S—2838 lost.

Senator Gallagher offered amendment S—2845 to amendment S—2838 and moved its adoption:

S—2845

- 1 Amend the Glenn-Hultman amendment S—2838, to Senate
- 2 File 1362, page 1, lines 6 and 7, by striking the words
- 3 and figures “three million (3,000,000)” and inserting

- 4 in lieu thereof the words and figures "two million
5 (2,000,000)".

President Neu took the chair at 2:52 p.m.

Amendment S—2845 to amendment S—2838 lost.

Senator Schaben offered amendment S—2847 to amendment S—2838 and moved its adoption:

S—2847

- 1 Amend the Glenn-Hultman amendment S—2838 to Senate
- 2 File 1362, page 2, by striking lines 3 through 5,
- 3 inclusive and renumbering the remaining sections.

Amendment S—2847 to amendment S—2838 lost.

Senator Kinley offered amendment S—2849 to amendment S—2838 by Senators Kinley and Junkins, moved its adoption and requested a roll call:

S—2849

- 1 Amend the Glenn-Hultman amendment S—2838, to Senate
- 2 File 1362, as follows:
- 3 1. Page 2, line 14 by adding after the word "sites."
- 4 the sentence "The project shall not include the pur-
- 5 chase of land sites for mining purposes."

On the question "Shall amendment S—2849 to amendment S—2838 be adopted?" (S.F. 1362) the vote was:

Ayes, 20:

Coleman	Kelly	Orr	Schaben
Doderer	Kennedy	Palmer	Scott
Gallagher	Kinley	Priebe	Tieden
Gluba	McCartney	Robinson	Willits
Heying	Miller of	Rodgers	
Junkins	Des Moines		

Nays, 29:

Andersen	Griffin	Murray	Riley
Bergman	Hansen	Nolin	Schwengels
Blouin	Hill	Nystrom	Shaff
Briles	Hultman	Plymat	Shaw
Burroughs	Lamborn	Potter	Taylor
Curtis	Miller of	Rabedeaux	Van Gilst
DeKoster	Marshall	Ramsey	Winkelman
Glenn	Milligan		

Absent or not voting, 1:

Schwieger

Amendment S—2849 to amendment S—2838 lost.

Senator Priebe offered amendment S—2841 to amendment S—2838 and moved its adoption:

S—2841

- 1 Amend the Glenn-Hultman amendment S—2838 to

- 2 Senate File 1362, page 2, line 14, by inserting
 3 after the word "sites" the following: "in
 4 cooperation with the state soil conservation
 5 committee".

Amendment S—2841 to amendment S—2838 was adopted.

Senator Glenn moved the adoption of amendment S—2838 as amended and requested a roll call.

Rule 24 was invoked on request of Senator Ramsey.

On the question "Shall amendment S—2838 as amended be adopted?" (S.F. 1362) the vote was:

Ayes, 33:

Andersen	Hansen	Nolin	Schwengels
Bergman	Hill	Nystrom	Schwieger
Blouin	Hultman	Plymat	Shaff
Briles	Kelly	Potter	Taylor
Burroughs	Lamborn	Priebe	Tieden
Curtis	Miller of	Rabedaux	Van Gilst
DeKoster	Marshall	Ramsey	Willits
Glenn	Milligan	Riley	Winkelman
Griffin	Murray		

Nays, 17:

Coleman	Junkins	Miller of	Rodgers
Doderer	Kennedy	Des Moines	Schaben
Gallagher	Kinley	Orr	Scott
Gluba	McCartney	Palmer	Shaw
Heying		Robinson	

Amendment S—2838 as amended was adopted.

Senator Milligan moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1362) the vote was:

Ayes, 33:

Andersen	Griffin	Nolin	Schwengels
Bergman	Hansen	Nystrom	Schwieger
Blouin	Hill	Plymat	Shaff
Briles	Hultman	Potter	Taylor
Burroughs	Lamborn	Priebe	Tieden
Coleman	Miller of	Rabedaux	Van Gilst
Curtis	Marshall	Ramsey	Willits
DeKoster	Milligan	Riley	Winkelman
Glenn	Murray		

Nays, 17:

Doderer	Kelly	Miller of	Rodgers
Gallagher	Kennedy	Des Moines	Schaben
Gluba	Kinley	Orr	Scott
Heying	McCartney	Palmer	Shaw
Junkins		Robinson	

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

Senator Lamborn asked and received unanimous consent that **Senate File 1362** be **immediately messaged** to the House, which request was complied with.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President pro tempore Shaff presiding.

COMMUNICATION

The following communication from the Governor was presented:

April 17, 1974

The Honorable Arthur A. Neu
Lieutenant Governor of Iowa
State Capitol Building
Local

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name of Mr. George Duvall of Ames, Story County, Iowa, for appointment as a member of the Advisory Investment Board of the Iowa Public Employees Retirement System for the State of Iowa pursuant to Section 97B.8, 1973 Code of Iowa, as amended by Chapter 149, Acts of the Sixty-fifth General Assembly, 1973 Regular Session, for the term ending June 30, 1975.

Sincerely,
ROBERT D. RAY
Governor

ANNOUNCEMENT OF INVESTIGATING COMMITTEE

President Neu, in accordance with Section 2.32, Code 1973, announced the appointment of the following Senators to an investigating committee:

Mr. George Duvall of Ames, Story County, Iowa, as a member of the Advisory Investment Board of the Iowa Public Employees Retirement System.

Senator Murray, Chairman
Senator Tieden
Senator Coleman

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 59, a bill for an act expanding the purposes for which the schoolhouse tax may be used.

Also: That the House has insisted on its amendments to Senate File

1004, a bill for an act relating to rental deposits, imposing liability and providing penalties for violations, and requests a conference committee.

Conferees on the part of the House are: The Representative from Potawattamie, Mr. Knoke, chairman; the Representative from Mahaska, Mr. Ewing; the Representative from Black Hawk, Ms. O'Halloran; the Representative from Johnson, Mr. Small; and the Representative from Winnechick, Mr. Tofte.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1067, a bill for an act relating to the increase of per diem pay for township trustees.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1101, a bill for an act relating to the effective dates of provisions of Chapter 1088, Acts of the Sixty-fourth General Assembly, 1972 Session.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1344, a bill for an act making an appropriation from Iowa public employees' retirement system fund to employment security commission.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1364, a bill for an act making an increased appropriation from moneys received by board of physical therapy examiners fund to the state board of physical therapy examiners.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1366, a bill for an act relating to the disposition of intoxicating liquors.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1367, a bill for an act making an appropriation from general fund of state to Iowa natural resources council for the development of water management plans.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 140, activating the floodlight system which illuminates the dome of the state capitol.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 142, authorizing the Legislative Council, on behalf of the General Assembly to expend fifty thousand dollars, or so much thereof as may be necessary, for the purpose of employing managerial or personnel consultants to study compensation for county officers and their employees.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 708, a bill for an act relating to licensing and regulation of hearing aid dealers.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1115, a bill for an act relating to the possession, manufacture, and sale of devices fraudulently used to obtain certain services.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1418, a bill for an act relating to the eligibility for promotions under civil service.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1469, a bill for an act to remove restrictions on remarriage of the surviving spouse of deceased policemen and firemen.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1489, a bill for an act making an appropriation from general fund to the department of general services to conduct a study of state aircraft.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1491, a bill for an act to establish a state historical department with a division of historical museum and archives.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1496, a bill for an act making an appropriation to the state conservation commission for deposit in the state fish and game protection fund.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 59

1 Amend Senate File 59, as amended and passed by the Senate,
2 as follows:

3 1. Page 1, strike lines 14 through 18 and insert in lieu
4 thereof the following:

5 *or equipment for buildings or schoolhouses, for the purpose*
6 *of repairing, remodeling, reconstructing, improving or*
7 *expanding the schoolhouses or buildings for the school*
8 *district, for the purpose of landscaping, paving, or improving*
9 *the schoolhouse or building grounds, or for the rental of*
10 *facilities pursuant to chapter twenty-eight E (28E) of the*
11 *Code.*

12 2. Page 2, insert after line 3 the following:

13 *As used in this subsection, "repair" means to restore the*
14 *existing structure or thing to its original condition, as*
15 *near as may be, after decay, waste, injury, or partial*
16 *destruction, but does not include maintenance or customary*
17 *repainting; and "reconstruction" means to rebuild or to restore*
18 *again as an entity the thing which was lost or destroyed.*

19 Sec. 2. Chapter two hundred seventy-nine (279), Code 1973,
 20 is amended by adding the following new section:
 21 *NEW SECTION. LEASE ARRANGEMENTS.* The board of directors
 22 of a local school district for which a schoolhouse tax has
 23 been voted pursuant to section two hundred seventy-eight
 24 point one (278.1), subsection seven (7), of the Code may enter
 25 into a rental or lease arrangement, consistent with the

Page 2

1 purposes for which the schoolhouse tax has been voted, for a
 2 period not exceeding ten years and not exceeding the period
 3 for which the schoolhouse tax has been authorized by the
 4 voters.

HOUSE CONCURRENT RESOLUTION 140

By Crabb and Bortell

1 *Whereas*, the unlighted dome of the state capitol presents
 2 a potential nighttime hazard to aircraft flying in the area;
 3 *Now Therefore*,
 4 *Be It Resolved by the House of Representatives, the Senate*
 5 *Concurring*, That the floodlight system which illuminates the
 6 dome of the state capitol shall remain activated from sunset
 7 to midnight and that the light on top of the dome of the
 8 state capitol shall remain activated from midnight to sunrise.

HOUSE CONCURRENT RESOLUTION 142

By Stromer, Bittle, Brunow, Wyckoff and Stanley

1 *Whereas*, the Legislative Council, pursuant to section two
 2 point fifty (2.50) of the Code, established an interim study
 3 committee to study the compensation of county officers and
 4 employees, including comparison with other governmental and
 5 private employees and comparisons between county officers
 6 regarding duties and responsibilities of office under the
 7 provisions of Senate Concurrent Resolution fifty (50), Senate
 8 Concurrent Resolution fifty-six (56), and House Concurrent
 9 Resolution sixty-eight (68), which were referred to the Legis-
 10 lative Council at the close of the 1973 legislative session;
 11 and

12 *Whereas*, the Local Funding and Budgeting Study Committee
 13 has completed its preliminary study of the compensation of
 14 county officers and employees and recommends the completion
 15 of a comprehensive review of compensation paid to county
 16 officers and employees including a comparative review and
 17 analysis of the duties and responsibilities of the county
 18 offices; and

19 *Whereas*, the Local Funding and Budgeting Study Committee
 20 recommends that to continue its study of the compensation
 21 paid to county officers and employees, additional technical
 22 assistance is necessary; *Now Therefore*,

23 *Be It Resolved by the House of Representatives, the Senate*
 24 *Concurring*, That the Legislative Council, on behalf of the
 25 General Assembly is authorized to expend the sum of fifty

26 thousand (50,000) dollars, or so much thereof as may be neces-
27 sary, from funds appropriated to the General Assembly for
28 the purpose of employing managerial or personnel consultants
29 to study the compensation of county officers and their
30 employees including a comparative review and analysis of the

Page 2

- 1 duties and responsibilities of the county offices under the
- 2 direction of the Local Funding and Budgeting Study Committee.

HOUSE MESSAGES CONSIDERED

House File 708, a bill for an act relating to licensing and regulation of hearing aid dealers, appropriating license fees for purposes of administration, providing penalties for a violation, and to provide an appropriation.

Read first time and **passed on file**.

House File 1115, a bill for an act relating to the possession, manufacture, and sale of devices fraudulently used to obtain certain services, and providing a penalty.

Read first time and **passed on file**.

House File 1418, a bill for an act relating to the eligibility for promotions under civil service.

Read first time and **passed on file**.

House File 1469, a bill for an act to remove restrictions on remarriage of the surviving spouse of deceased policemen and firemen.

Read first time and **passed on file**.

House File 1489, a bill for an act making an appropriation from the general fund of the state to the department of general services to conduct a study of state aircraft.

Read first time and **passed on file**.

House File 1491, a bill for an act to establish a state historical department with a division of historical museum and archives, a division of the state historical society, and a division of historic preservation, to prescribe powers and duties, and to establish a trust fund for life memberships in the state historical society, and to make an appropriation.

Read first time and **passed on file**.

House File 1496, a bill for an act making an appropriation to

the state conservation commission for deposit in the state fish and game protection fund.

Read first time and passed on file.

INTRODUCTION OF BILLS

Senate File 1386, by committee on appropriations (committee on appropriations), a bill for an act making a supplemental appropriation and reallocating prior appropriations from the general fund to the state board of regents and institutions under the control of the state board of regents and making appropriations to the state board of regents for capital projects for state institutions.

Read first time and placed on calendar.

Senate File 1387, by committee on appropriations, a bill for an act making an increased appropriation to the office of the citizens' aide.

Read first time and placed on calendar.

REPORT OF THE CONFERENCE COMMITTEE ON SENATE FILE 277

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House of Representatives on Senate File 277, a bill for an Act relating to the establishment and administration of professional and occupational licensing boards, to abolish all trust funds and special funds of professional and occupational licensing boards and allowing certain additional fees, respectfully make the following recommendations:

That the Senate recede from amendments 2, 3, and 4 of the Senate amendment to the House amendment.

That the House concur in the balance of the Senate amendment to the House amendment.

That the House amendment be further amended on page 27, by striking line 6 and inserting in lieu thereof the following:

116. Page 84, line 5, by striking the words "as a part of" and inserting in lieu thereof the words "while performing".

On the Part of the Senate:
WILLARD R. HANSEN
MINNETTE F. DODERER
LOWELL L. JUNKINS
RICHARD R. RAMSEY
FORREST V. SCHWENGELS

On the Part of the House:
EDGAR H. HOLDEN
MATTIE HARPER
PHILIP B. HILL
JAMES D. WELLS
JAMES C. WEST

REPORT OF THE CONFERENCE COMMITTEE
ON SENATE FILE 1284

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House of Representatives on Senate File 1284, a bill for an Act relating to funding for an adjustment to the merit system and executive council exempt pay plans and other exempt positions included in the state comptroller's centralized payroll system, respectfully make the following recommendations:

That the House recede from its amendment to Senate File 1284 as amended and passed by the Senate and that Senate File 1284 as amended and passed by the Senate be amended as follows:

1. By striking everything after the enacting clause and inserting in lieu thereof the following:

Section 1. There is appropriated from the general fund of the state to the "salary adjustment fund" within the general fund of the state, created by the Acts of the Sixty-fifth General Assembly, 1973 Session, chapter twelve (12), for the fiscal year beginning July 1, 1974 and ending June 30, 1975, the following amount, or so much thereof as may be necessary to be used for the following purposes:

To supplement the appropriations of the various state departments in implementing an adjustment to the June 30, 1974 pay plans as provided in their appropriations for the fiscal years beginning July 1, 1974 and ending June 30, 1975 and in accordance with section two (2) of this Act:\$8,100,000

Sec. 2. The salary schedule of the merit system and the executive council exempt pay plan, provided for in section nineteen A point nine (19A.9), subsection two (2) of the Code in effect July 1, 1973, shall be increased by seven point five percent rounded to the nearest dollar amount divisible by twenty-four. All exempt positions provided for in chapter nineteen A (19A) of the Code included in the state comptroller's central payroll system shall be adjusted in a like amount on a basis consistent with the appropriation provided by the general assembly, except members of the general assembly and board members and commissions and except all salaries set by the general assembly under the Acts of the Sixty-fifth General Assembly, 1973 Session, chapters one (1) and two hundred eighty-three (283), section three (3).

Sec. 3. The salaries and wages of positions under the state board of regents and the salaries and wages paid from funds in the primary road fund shall not be subject to the provisions of this Act except as provided in section six (6) of this Act.

Sec. 4. Funds provided in section one (1) of this Act

shall relate to salaries supported from general fund appropriations and shall not be construed to replace revolving, federal, trust or special fund where applicable.

Sec. 5. To departmental revolving, trust or special funds, except the primary road fund, for which the general assembly has established an operating budget, a supplemental authorization is hereby provided from those funds, unless otherwise provided, in an amount necessary to fund the salary adjustment provided in section two (2) of this Act.

Sec. 6. Acts of the Sixty-fifth General Assembly, 1973 Session, chapter twelve (12), section one (1), unnumbered paragraph two (2), is amended to read as follows:

	1973-74	1974-75
	Fiscal Year	Fiscal Year

To supplement the appropriations of the various state departments and the state board of regents and institutions under its jurisdiction in implementing an adjustment to the July 1, 1973 pay plans as provided in their appropriations for the biennium beginning July 1, 1973 and ending June 30, 1975 and in accordance with section two

(2) of this Act\$5,000,000 [\$5,000,000] \$5,000,000

Sec. 7. The allocation of the funds appropriated in sections one (1) and five (5) of this Act shall be subject to the approval of the governor and the state comptroller.

Sec. 8. Chapter seventy-nine (79), Code 1973, is amended by adding the following new section:

NEW SECTION. EMPLOYEES DISABILITY PROGRAM. There is created a state employees disability insurance program which shall be administered by the executive council and which shall provide disability benefits in an amount and for the employees as provided in this section. **The monthly disability benefits shall provide twenty percent of monthly earnings if employed less than one year, forty percent of monthly earnings if employed one year or more but less than two years, and sixty percent of monthly earnings thereafter, reduced by primary and family social security determined at the time social security disability payments commence, workmen's compensation if applicable, and any other state sponsored sickness or disability benefits payable.** No subsequent social security increases shall be used to further reduce the insurance benefits payable. State employees shall receive credit for the time they were continuously employed prior to and on the effective date of this Act. The following provisions shall apply to the employees disability insurance program:

1. Waiting period . . . ninety working days of continuous sickness or accident disability.

2. Maximum period benefits paid . . . sickness or accident disability to age sixty-five.

3. Minimum and maximum benefits . . . not less than fifty dollars per month and not exceeding two thousand dollars per month.

4. All permanent full-time state employees shall be covered under the employees disability insurance program, except the members of the general assembly, board members and members of commissions who are not full-time state employees, and state employees who on the effective date of this Act are under another disability program financed in whole or in part by the state.

Sec. 9. Chapter seventy-nine (79), Code 1973, is amended by adding the following new section:

NEW SECTION. DISABILITY PLAN—REVOLVING, TRUST, OR SPECIAL

FUNDS. The executive council shall compute and bill against departmental revolving, trust or special funds the costs of including permanent full-time employees who are paid from such funds under the disability program provided for in section eight (8) of this Act. This section shall not apply to employees who are paid from the primary road fund.

A supplemental authorization is hereby provided from those funds under this section for which the general assembly has established an operating budget, unless otherwise provided, in an amount necessary for the disability insurance program.

Sec. 10. There is appropriated from the funds designated for the fiscal year beginning July 1, 1974 and ending June 30, 1975 the following amounts, or so much thereof as may be necessary, to the executive council to purchase and implement the state employees insurance disability program, created by section eight (8) of this Act, the effective date for implementation of such program to commence not sooner than January 1, 1975:

1. From the primary road fund to pay for permanent full-time state employees of the state highway commission the sum of two hundred twenty thousand (220,000) dollars.

2. From the general fund for permanent full-time employees of the office of the state board of regents, permanent full-time employees of the Iowa school for the deaf, and permanent full-time employees of the Iowa school for the blind, the sum of twenty thousand (20,000) dollars.

3. From the general fund of the state for all other eligible permanent full-time state employees, excluding those included under section nine (9) of this Act, the sum of four hundred thousand (400,000) dollars.

Sec. 11. Chapter seventy-nine (79), Code 1973, is amended by adding the following new section:

NEW SECTION. EMPLOYEES DISABILITY PLAN—PERMANENT FINANCING. There is appropriated for the fiscal year beginning July 1, 1975 and for each fiscal year thereafter to the executive council such funds as are necessary to finance the state employees disability insurance program created by section eight (8) of this Act.

1. Funds for financing the state employees disability insurance program for permanent full-time state employees of the state highway commission are appropriated from the primary road fund.

2. Funds for financing the state employees disability insurance program for permanent full-time employees of the office of the state board of regents, permanent full-time employees of the Iowa school for the deaf, and permanent full-time employees of the Iowa school for the blind are appropriated from the general fund of the state.

3. Funds for financing the state employees disability insurance program for all other eligible permanent full-time state employees, excluding those included under section nine (9) of this Act, are appropriated from the general fund of the state.

2. Page 1, amend the title by inserting after the word "system" on line 4 the words "creating a state employees disability insurance program for designated state employees, and making appropriations for such purposes".

On the Part of the Senate:

ELIZABETH SHAW, Chairperson
LUCAS DeKOSTER
WILLIAM PLYMAT
KENNETH SCOTT
BASS VAN GILST

On the Part of the House:

C. RAYMOND FISHER, Chairman
FRANK CRABB
EDGAR BITTLE
JOHN CONNORS
CARL NIELSEN

SENATE RESOLUTION 110

By Willits and Riley

- 1 *Whereas*, electric typewriters were purchased and
2 assigned to certain secretaries; and
3 *Whereas*, the sharing arrangements are unsat-
4 isfactory; and,
5 *Whereas*, it is unfair that some secretaries
6 enjoy the use of modern electric carbon ribbon type-
7 writers while other secretaries make do with the
8 obsolete manual typewriters; *Now Therefore*,
9 *Be It Resolved by the Senate*, That the Secre-
10 tary of the Senate is hereby directed to install
11 the necessary wiring behind the Senate and purchase
12 or lease sufficient carbon ribbon electric typewriters
13 to supply one for the use of each secretary. Such
14 arrangements shall be made prior to the convening
15 of the first session of the Sixty-sixth General
16 Assembly.

REPORT OF INVESTIGATING COMMITTEE

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mrs. Jane B. (Lowry) Smith of Sioux City, Iowa for reappointment as a member of the Air Quality Commission of the Department of Environmental Quality for the State of Iowa pursuant to Chapter 455B, Section 4, 1973 Code of Iowa, for a term commencing July 1, 1974, and

ending June 30, 1978, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

E. KEVIN KELLY, Chairman
 JAMES V. GALLAGHER
 W. R. RABEDAUX

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 23, 1974, the Governor approved and transmitted to the Secretary of State the following bills:

- S. F. 424—Making an appropriation to the office of the Governor for a study of the problems of Spanish-speaking peoples.
- S. F. 531—Relating to public employment relations and providing penalties for violations.
- S. F. 1235—To regulate the manufacture and distribution of commercial feeds in this state and providing penalties.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S. F. 1380 Appropriations
- H. F. 1493 Judiciary
- H. F. 1494 Judiciary
- H. F. 1495 Judiciary

EXPLANATIONS OF VOTES

MR. PRESIDENT: I was absent from the Senate on Tuesday, April 23, as I was in the Governor's office. Had I been present I would have voted "aye" on the final passage of House Files 569, 1108, 1276, and 1302.

DALE L. TIEDEN

MR. PRESIDENT: Because of illness, I was not present in the Senate chamber when the votes were taken on several bills late in the afternoon on April 22, 1974. Had I been present, I would have voted "aye" on House Files 658 and 3 and on Senate File 1354.

WILLARD R. HANSEN

REPORTS OF COMMITTEES

Senator DeKoster submitted the following reports:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 1455**, a bill for an act making an appropriation to the civil rights commission, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 1487**, a bill for an act to make appropriations from the general fund of the state, the reimbursement fund, and the road use tax fund to certain persons in the settlement of claims made against the state of Iowa, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House Concurrent Resolution 134**, a resolution relating to claims processed by the state appeal board, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Senator Rabedeaux submitted the following reports:

MR. PRESIDENT: Your committee on human and industrial relations to which was referred **House File 1080**, a bill for an act relating to the control, management and use of the unemployment compensation fund to assure entitlement to funds under section nine hundred three (903) of the Social Security Act, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. R. RABEDEAUX, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on human and industrial relations to which was referred **House File 1311**, a bill for an act correcting and clarifying certain sections of chapter ninety-six (96) and providing provisions mandated by federal standards, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. R. RABEDEAUX, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on human and industrial relations to which was referred **House File 1406**, a bill for an act relating to workmen's compensation, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. R. RABEDEAUX, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on human and industrial relations to which was referred **House File 1426**, a bill for an act to provide the right to workmen's compensation shall be the exclusive remedy to an employee against his employer or fellow employee on account of injury or occupa-

tional disease, begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. R. RABEDEAUX, Chairman

Senator Hansen submitted the following reports:

MR. PRESIDENT: Your committee on schools to which was referred **House File 1409**, a bill for an act relating to the education of children requiring special education, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WILLARD R. HANSEN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on schools to which was referred **House File 1463**, a bill for an act relating to the education of the handicapped, including but not limited to profoundly handicapped children, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WILLARD R. HANSEN, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2835

- 1 Amend Senate Concurrent Resolution 130 as follows:
- 2 1. Page 15, line 24, by striking the word "six"
- 3 and inserting in lieu thereof the word "four".
- 4 2. Page 15, line 25, by striking the word "ten"
- 5 and inserting in lieu thereof the word "six".
- 6 3. Page 16, line 1, by striking the word "fourteen"
- 7 and inserting in lieu thereof the word "eight".

JAMES W. GRIFFIN, SR.
ELIZABETH SHAW
E. KEVIN KELLY

S—2844

- 1 Amend the House amendment to page 2 of Senate File
- 2 1211 as passed by the Senate, as follows:
- 3 1. Page 1, insert after line 6 the following:
- 4 Page 2, line 9, strike the words "receive
- 5 an income tax credit in" and insert in lieu thereof
- 6 the following:
- 7 "elect to receive an income tax credit for tax years
- 8 beginning on or after January 1, 1975. The person or
- 9 corporation which elects to receive an income tax
- 10 credit shall cancel its refund permit obtained under
- 11 section three hundred twenty-four point eighteen
- 12 (324.18) of the Code within thirty days after the
- 13 first day of its tax year. When the election to
- 14 receive an income tax credit has been made, it remains
- 15 effective for at least one tax year, and for subse-
- 16 quent tax years unless a change is requested and a
- 17 new refund permit applied for within thirty days after

18 the first day of the person's or corporation's tax
19 year. The income tax credit shall be".

ROGER J. SHAFF
DALE L. TIEDEN
BASS VAN GILST

S—2837

1 Amend the House amendment to Senate File 1285 as follows:

2 1. Page 1, by striking lines 6 through 25 and page
3 2 by striking lines 1 through 11 and inserting in
4 lieu thereof the following:

5 "fund of the state to the state highway commis-
6 sion for the fiscal year beginning July 1, 1974 and
7 ending June 30, 1975, the following amount, or so
8 much thereof as may be necessary, to be used for the
9 following purposes:

10 To supplement the appropriations
11 to the state highway commission in
12 order to implement an adjustment
13 to the June 30, 1974 pay plans as
14 provided in state highway commis-
15 sion appropriations for the fiscal
16 year beginning July 1, 1974 and
17 ending June 30, 1975 and in
18 accordance with section two (2)
19 of this Act:

\$3,700,000

20 Sec. 2. The salary schedule for employees of the
21 state highway commission subject to the merit system,
22 and the executive council exempt pay plan, provided
23 for in section nineteen A point nine (19A.9), subsec-
24 tion two (2) of the Code, in effect July 1, 1973,
25 shall be increased by seven point five percent

Page 2

1 rounded to the nearest dollar amount divisible by
2 twenty-four. This section shall not apply to the
3 director of highways or to the members of the state
4 highway commission.

5 2. Page 2, by striking lines 12 through 25 and
6 page 3 by striking lines 1 through 9.

WILLIAM P. WINKELMAN
CLIFTON C. LAMBORN
EUGENE M. HILL

S—2850

1 Amend Senate File 1312 as follows:

2 1. Page 3, line 13 by inserting after the first word
3 "or" the word "major".

4 2. Page 4, line 1 by striking the word "state" and
5 inserting in lieu thereof the words "affected politi-
6 cal subdivision".

7 3. Page 4, line 4 by inserting after the word "wri-
8 ting" the words "within five days of the date a viola-
9 tion is found to exist".

10 4. Page 4, line 6 by inserting after the word "is"
11 the words "determined to be".

12 5. Page 4, line 6 by inserting after the word "health"
13 the words ", in which case the executive director shall
14 issue an order to secure compliance with the provisions

15 of this Act which shall be effective immediately and
 16 binding until such order is reviewed by the commission
 17 on appeal".

18 6. Page 4, line 14 by striking the words "Any such
 19 order entered by the" and by striking all of lines 15
 20 and 16.

21 7. Page 5, line 2 by striking the words "part of" and
 22 inserting in lieu thereof the words "major modification
 23 of or addition to".

GEORGE F. MILLIGAN

S—2834

1 Amend the committee on appropriations amendment
 2 S—2831 to House File 595, as passed by the House,
 3 as follows:

4 1. Page 1, by striking everything after line 3.

5 2. Page 2, by striking lines 1 through 16 and
 6 inserting in lieu thereof the following:

7 Section 1. There is appropriated from the gen-
 8 eral fund of the state to the department of general
 9 services the sum of one million (1,000,000) dollars,
 10 or so much thereof as is necessary, for the planning
 11 and construction of a governor's mansion on the
 12 state capitol grounds.

13 Sec. 2. The executive council shall sell the
 14 present governor's mansion located at 2900 Grand
 15 Avenue, Des Moines, Iowa and deposit the proceeds
 16 from such sale in the general fund of the state.
 17 The effective date of the sale of such governor's
 18 mansion shall coincide with the completion of the
 19 governor's mansion on the state capitol grounds.

20 Sec. 3. The capitol planning commission shall
 21 be responsible for the planning of the construction
 22 of the governor's mansion and the director of the
 23 department of general services shall cooperate with
 24 the capitol planning commission in formulating and
 25 developing such plans. The director of the depart-

Page 2

1 ment of general services shall make available for
 2 the planning purposes of the capitol planning com-
 3 mission funds appropriated by section one (1) of
 4 this Act upon requisition of the chairman of the
 5 capitol planning commission. The capitol planning
 6 commission shall make periodic reports to the legis-
 7 lative council and to the members of the general
 8 assembly regarding the development of plans for the
 9 construction of the governor's mansion and the
 10 actual construction after it is commenced.

11 Sec. 4. All contributions, gifts, and moneys
 12 which may have been available and may become
 13 available for the restoration of the grounds and
 14 building known as Terrace Hill shall be used to
 15 convert Terrace Hill to a historical site.

16 Sec. 5. The department of general services,
 17 governor or comptroller may accept gifts, contribu-

18 tions, private funds, and federal funds to be used
19 for the planning and construction of the governor's
20 mansion on the state capitol grounds.

21 Sec. 6. The capitol planning commission and the
22 department of general services may employ technical
23 assistants in order to carry out the provisions of
24 this Act.

25 Sec. 7. Funds appropriated by this Act shall

Page 3

1 revert in the manner provided in section eight point
2 thirty-three (8.33) of the Code for capital
3 expenditures.

4 Sec. 8. Acts of the Sixty-fourth General Assembly,
5 1972 Session, chapter one thousand one hundred
6 thirty-two (1132), is repealed.

7 3. Page 1, line 1, by striking the words "an ap-
8 propriation for".

9 4. Page 1, line 4, by striking the words "to
10 provide necessary funds" and inserting in lieu
11 thereof the words "and to make an appropriation for
12 the construction of a new governor's mansion on the
13 state capitol grounds".

BERL E. PRIEBE
NORMAN RODGERS
GEORGE KINLEY
CHARLES P. MILLER
MINNETTE DODERER
WILLIAM D. PALMER
C. JOSEPH COLEMAN
KARL NOLIN
DALE L. TIEDEN

S—2839

1 Amend the committee on appropriations amendment
2 S—2831 to House File 595 as passed by the House as
3 follows:

4 1. Page 1, line 9, after the word "a" insert the
5 words "historical site and".

6 2. Page 1, line 12, by striking the word "the"
7 and inserting in lieu thereof the words "if a report
8 is first submitted to the general assembly detailing
9 the costs of restoring Terrace Hill for use as a
10 historical site and governor's mansion or for use as
11 a governor's mansion. The".

12 3. Page 1, line 13, by striking the words "of
13 which".

14 4. Page 2, line 7, after the word "Hill" insert
15 the words "to its original antiquity".

NORMAN RODGERS

S—2851

1 Amend House File 719, as amended and passed
2 by the House, as follows:

3 1. Page 2, line 2, by striking "one (1),".

4 2. Page 2, by striking lines 4 and 5.

5 3. Page 2, line 20 by striking the words

6 “, *distributing or selling*”.

ELIZABETH SHAW

S—2840

1 Amend House File 1102 as amended, passed and re-
2 printed by the House as follows:

3 1. By striking everything after the enacting clause
4 and inserting in lieu thereof:

5 Section 1. Chapter seven hundred twenty-five
6 (725), Code 1973, is amended by adding the following
7 new sections:

8 **NEW SECTION. DEFINITIONS.** As used in this Act,
9 unless the context otherwise requires:

10 1. Matter is “obscene” if the average person,
11 applying contemporary community standards, would
12 find that the matter, taken as a whole, lacks serious
13 literary, artistic, political, or scientific value,
14 appeals to prurient interest, and the matter consti-
15 tutes either :

16 a. Patently offensive representations or des-
17 criptions of ultimate sexual acts, perverted,
18 actual or simulated.

19 b. Patently offensive representations or des-
20 criptions of masturbation, excretory functions, and
21 lewd exhibition of the genitals.

22 2. “Matter” means any book, magazine, or news-
23 paper, or other printed or written material, or any
24 picture, drawing, photograph, motion picture, or
25 other pictorial representation or any statue or

Page 2

1 other figure, or any recording, transcription, or
2 mechanical, chemical or electrical reproduction or
3 any other articles, equipment, machines or materials.

4 3. “Distribute” means to transfer possession,
5 with or without consideration.

6 4. “Knowingly” means being aware of the charac-
7 ter of the material.

8 **NEW SECTION. UNLAWFUL TRANSACTIONS IN
OBSCENITY.**

9 Any person who distributes, exhibits, manufactures,
10 produces, reproduces, imports, or possesses with
11 the intent to distribute or exhibits, or advertises
12 for distribution any obscene matter, is guilty of
13 a misdemeanor and shall, upon conviction be im-
14 prisoned in the county jail for not to exceed one
15 year or be fined not to exceed one thousand dollars
16 or be subject to both such fine and imprisonment.

17 **NEW SECTION. PRESUMPTION OF INTENT TO DIS-
TRIBUTE.**

18 Possession of more than two copies of the identical
19 obscene matter or possession of more than six items
20 of obscene matter is prima facie evidence of intent
21 to distribute or exhibit.

22 **NEW SECTION. OBSCENE SEX SHOW PROHIBITED.** Any

23 person who exposes genitals or pubes or the breast
 24 of a female without a fully opaque covering of any
 25 portion below the top of the nipple, in a manner

Page 3

1 that an average person, applying contemporary com-
 2 munity standards, would find that the matter, taken
 3 as a whole, appeals to prurient interest in sex and
 4 does not contain serious, literary, artistic, politi-
 5 cal, or scientific value, is engaged in an obscene
 6 sex show and is guilty of a misdemeanor and shall,
 7 upon conviction, be imprisoned in the county jail
 8 for not to exceed one year or be fined not to exceed
 9 one thousand dollars or be subject to both such fine
 10 and imprisonment.

11 Any person who permits an obscene sex show to be
 12 performed on any premises which he owns, leases, or
 13 possesses is guilty of a misdemeanor and shall, upon
 14 conviction, be imprisoned in the county jail for
 15 not to exceed one year or be fined not to exceed
 16 one thousand dollars or be subject to both such
 17 fine and imprisonment.

18 Sec. 2. Sections seven hundred twenty-five
 19 point three (725.3), seven hundred twenty-five
 20 point four (725.4), seven hundred twenty-five
 21 point five (725.5), seven hundred twenty-five
 22 point six (725.6), seven hundred twenty-five point
 23 seven (725.7), seven hundred twenty-five point
 24 eight (725.8), seven hundred twenty-five point
 25 nine (725.9), seven hundred twenty-five point ten

Page 4

1 (725.10), and seven hundred twenty-five point
 2 eleven (725.11), Code 1973, are repealed.
 3 2. By striking on page one, line 2 the words
 4 "to minors".

EUGENE M. HILL

S—2833

1 Amend the judiciary committee amendment S—2793 to
 2 House File 1102 as follows:
 3 1. Page 3, line 5, by striking the words "a third"
 4 and inserting in lieu thereof the word "another".
 5 2. Page 3, by striking lines 23 and 24.
 6 3. Page 3, line 25 and page 4, line 1 by striking
 7 " , genitals, or buttock" and inserting in lieu
 8 thereof the words "or genitals".
 9 4. Page 4, lines 3 and 4 by striking " , pubes,
 10 or buttock or the breast of a female" and inserting
 11 in lieu thereof "or pubes".
 12 5. By renumbering the subsections.

TOM RILEY

S—2842

1 Amend House File 1102 as amended, passed and re-
 2 printed by the House as follows:

- 3 1. Page 3A, by striking lines 5 through 12.
- 4 2. By renumbering the remaining sections.

EUGENE M. HILL

S—2848

- 1 Amend House File 1392 as amended and passed by
- 2 the House as follows:
- 3 1. Page 13, by inserting after line 16 the fol-
- 4 lowing new section:
- 5 "Sec. Senate File one thousand two hundred
- 6 thirty-five (1235) as enacted by the Sixty-fifth
- 7 General Assembly, 1974 Session, section six (6),
- 8 subsection three (3), is amended to read as follows:
- 9 3. If it is not labeled as required in section
- 10 [six (6)] *five (5)* of this Act."

TOM RILEY

S—2836

- 1 Amend House File 1470, as amended, passed and re-
- 2 printed by the House, as follows:
- 3 1. Page 2, by inserting before line 1 the follow-
- 4 ing section:
- 5 Section Section two A point four (2A.4),
- 6 Code 1973, is amended to read as follows:
- 7 2A.4 MEETINGS—DUTIES. The commission shall elect
- 8 its own chairman from among its membership and shall
- 9 meet on the call of the chairman to review compensa-
- 10 tion and expenses received by members of the general
- 11 assembly and salaries of the other elective state offi-
- 12 cials. The commission shall review compensation and
- 13 expenses paid to members of the general assembly and
- 14 salaries paid to other elective state officials, and
- 15 [constitutional] judicial officers, and shall review
- 16 compensation, expenses, and salaries paid for compar-
- 17 able positions in other states, the federal govern-
- 18 ment, and private enterprise. Based on such review
- 19 and other factors deemed relevant, the commission
- 20 shall make its determination as to compensation and
- 21 expense levels for members of the general assembly
- 22 and as to salary levels for other elective state offi-
- 23 cials to be recommended to the governor and the mem-
- 24 bers of the general assembly. No later than February
- 25 1, 1973, and each two years thereafter, the commission

Page 2

- 1 shall report to the governor and to the general
- 2 assembly its recommendations for compensation and
- 3 expenses for members of the general assembly and for
- 4 salaries for other elective state officials.
- 5 2. By renumbering sections and correcting internal
- 6 references in conformity with this amendment.

LUCAS J. DeKOSTER

On motion of Senator Lamborn, the Senate adjourned until 9:00 a.m., Wednesday, April 24, 1974.

JOURNAL OF THE SENATE

ONE HUNDRED FIRST DAY

SENATE CHAMBER
DES MOINES, IOWA, WEDNESDAY, APRIL 24, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Forest M. Lay, pastor of the United Methodist Church, Pierson, Iowa.

The Journal of Tuesday, April 23, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Charles Beckman, Kalona, Iowa.

PRESENTATION OF VISITORS

President Neu welcomed the Honorable Carroll A. Lane, former member of the House of Representatives from Carroll County, and Secretary of the Senate during eight sessions of the General Assembly.

President Neu welcomed the Honorable Howard Vincent, former member of the Senate from Wayne County.

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

Twenty-three students from Corwith-Wesley Community School, Corwith, Iowa, accompanied by Robert, Mike, and Diana Pearson. Hans Rehnstam, a foreign exchange student from Fulum, Sweden, was a member of the group. Senator Priebe.

Seventy-five students from East Buchanan School, Winthrop, Iowa, accompanied by Mrs. Quint and Mr. Foster. Senator Gallagher.

Eight students from Rowley Regis Grammar School, Worley, Worcestershire, England, accompanied by Mr. Evans, Larry Minard and Mrs. Ernest Grilk. Senator Shaw.

PETITION

The following petition was received and placed on file:

By Senator Kinley, from seventeen residents of Polk County, favoring one hundred percent funding for ADC recipients.

HOUSE AMENDMENTS CONSIDERED

Senate File 1285

Senator Winkelman called up for consideration Senate File 1285, a bill for an act amending the appropriation from the primary road fund to the state highway commission, relating to funding of the state highway commission's share for administration of the state merit system and relating to the pay plan for state highway commission employees under the state merit system, amended by the House, as follows:

- 1 Amend Senate File 1285, as amended and passed by the
- 2 Senate, as follows:
- 3 1. Page 1, by striking everything after the enacting
- 4 clause and inserting in lieu thereof the following:
- 5 Section 1. There is appropriated from the primary road
- 6 fund of the state to the salary adjustment fund, created by
- 7 the Acts of the Sixty-fifth General Assembly, 1973 Session,
- 8 chapter twelve (12), for the fiscal year beginning July 1, 1974
- 9 and ending June 30, 1975, the following amount, or so much
- 10 thereof as may be necessary, to be used in the manner pro-
- 11 vided in this Act.
- 12 To supplement appropriations made to the state highway
- 13 commission in order to provide a cost of living adjustment
- 14 to pay plans in effect on June 30, 1974\$4,500,000
- 15 Sec. 2. The salary schedule of the merit system and the
- 16 executive council exempt pay plan, provided for in section
- 17 nineteen A point nine (19A.9), subsection two (2), of the
- 18 Code, in effect June 30, 1974, shall be adjusted as follows:
- 19 Salaried positions of eight thousand dollars or less shall
- 20 be increased by ten percent rounded to the nearest dollar
- 21 amount divisible by twenty-four, and all salaried positions
- 22 over eight thousand dollars shall be increased by eight
- 23 hundred sixteen dollars.
- 24 The salary of the director of highways, the members of
- 25 the state highway commission, and all summer employment

Page 2

- 1 appointments during the period May 15, 1974 through
- 2 September 15, 1974, shall not be increased pursuant to this
- 3 Act.
- 4 Sec. 3. If a revolving, trust or special fund has been
- 5 established and an operating budget is to be made from such
- 6 a fund, a supplemental authorization is provided by this Act
- 7 for the expenditure of moneys from such funds to provide
- 8 a cost of living increase, in the same manner as provided
- 9 in section two (2) of this Act, for employees of the state
- 10 highway commission whose salaries and wages are paid from
- 11 such revolving, trust or special funds.
- 12 Sec. 4. It is the intent of the general assembly in

13 approving this Act:

14 1. That all employees of the state highway commission earn-
 15 ing a state salary of eight thousand dollars or less annually
 16 and subject to this Act shall receive a ten percent increase
 17 of the salary in effect on June 30, 1974 rounded to the
 18 nearest dollar divisible by twenty-four in annual salary on
 19 July 1, 1974, which increase shall represent a cost of living
 20 adjustment to the salary they would normally have been entitled
 21 to receive on July 1, 1974.

22 2. That all employees of the state highway commission
 23 earning an annual salary of over eight thousand dollars and
 24 subject to this Act shall receive an eight hundred sixteen
 25 dollar annual salary increase, which increase shall represent

Page 3

1 a cost of living adjustment to the salary they would
 2 normally have been entitled to receive on July 1, 1974.

3 3. That employees of the state highway commission whose
 4 salaries are specifically established by law are not subject
 5 to this Act.

6 4. That employees of the state highway commission whose
 7 salaries are paid from revolving, trust, or special funds
 8 shall receive the same adjustments as other employees
 9 entitled to adjustments under this Act.

10 2. Page 1, amend the title, lines 1 through 5, by striking
 11 everything after the word "Act" and inserting in lieu thereof
 12 the following:

13 "making an appropriation to establish a cost of living
 14 salary increase for employees of the state highway commission."

Senator Winkelman offered amendment S—2837 to the House amendment filed by Senators Winkelman, Lamborn and Hill and moved its adoption:

S—2837

1 Amend the House amendment to Senate File 1285 as follows:

2 1. Page 1, by striking lines 6 through 25 and page
 3 2 by striking lines 1 through 11 and inserting in
 4 lieu thereof the following:

5 "fund of the state to the state highway commis-
 6 sion for the fiscal year beginning July 1, 1974 and
 7 ending June 30, 1975, the following amount, or so
 8 much thereof as may be necessary, to be used for the
 9 following purposes:

10 To supplement the appropriations
 11 to the state highway commission in
 12 order to implement an adjustment
 13 to the June 30, 1974 pay plans as
 14 provided in state highway commis-
 15 sion appropriations for the fiscal
 16 year beginning July 1, 1974 and
 17 ending June 30, 1975 and in
 18 accordance with section two (2)

19 of this Act: \$3,700,000

20 Sec. 2. The salary schedule for employees of the
 21 state highway commission subject to the merit system,

22 and the executive council exempt pay plan, provided
 23 for in section nineteen A point nine (19A.9), subsec-
 24 tion two (2) of the Code, in effect July 1, 1973,
 25 shall be increased by seven point five percent

Page 2

1 rounded to the nearest dollar amount divisible by
 2 twenty-four. This section shall not apply to the
 3 director of highways or to the members of the state
 4 highway commission.
 5 2. Page 2, by striking lines 12 through 25 and
 6 page 3 by striking lines 1 through 9.

Roll call was requested.

On the question "Shall amendment S—2837 to the House amendment be adopted?" (S.F. 1285) the vote was:

Ayes, 30:

Andersen	Hansen	Milligan	Schwengels
Bergman	Hill	Murray	Shaff
Briles	Hultman	Nolin	Shaw
Burroughs	Kelly	Nystrom	Taylor
Curtis	Lamborn	Plymat	Tieden
DeKoster	McCartney	Potter	Van Gilst
Doderer	Miller of	Rabedaux	Winkelman
Griffin	Marshall	Riley	

Nays, 18:

Blouin	Heying	Miller of	Robinson
Coleman	Junkins	Des Moines	Rodgers
Gallagher	Kennedy	Orr	Schaben
Glenn	Kinley	Palmer	Scott
Gluba		Priebe	Willits

Absent or not voting, 2:

Ramsey	Schwieger
--------	-----------

Amendment S—2837 to the House amendment was adopted.

On motion of Senator Winkelman, the Senate concurred in the House amendment as amended.

Senator Winkelman moved that the bill as amended by the House, further amended and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1285) the vote was:

Ayes, 45:

Andersen	DeKoster	Hansen	Kinley
Bergman	Doderer	Heying	Lamborn
Blouin	Gallagher	Hultman	Miller of
Briles	Glenn	Junkins	Des Moines
Burroughs	Gluba	Kelly	Miller of
Curtis	Griffin	Kennedy	Marshall

Milligan	Plymat	Rodgers	Taylor
Murray	Potter	Schaben	Tieden
Nolin	Priebe	Schwengels	Van Gilst
Nystrom	Rabedeaux	Scott	Willits
Orr	Riley	Shaff	Winkelman
Palmer	Robinson	Shaw	

Nays, 1:

Coleman

Absent or not voting, 4:

Hill	McCartney	Ramsey	Schwieger
------	-----------	--------	-----------

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

Senator Lamborn asked and received unanimous consent that **Senate File 1285 be immediately messaged** to the House, which request was complied with.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up for consideration Senate File 1386.

Senate File 1386

On motion of Senator Riley, Senate File 1386, a bill for an act making a supplemental appropriation and reallocating prior appropriations from the general fund to the state board of regents and institutions under the control of the state board of regents and making appropriations to the state board of regents for capital projects for state institutions, was taken up for consideration.

Senator Riley offered amendment S—2856 by Senators Riley, et al., and moved its adoption:

S—2856

- 1 Amend Senate File 1386 as follows:
- 2 1. Page 7, after line 14 insert the following:
- 3 Sec. 9. There is appropriated to the Iowa state
- 4 university of science and technology college of
- 5 veterinary medicine from the general fund of the
- 6 state the sum of seventy thousand (70,000) dollars
- 7 annually, or so much thereof as is necessary, which
- 8 shall be used for research to determine methods
- 9 for the prevention and cure for transmissible gastro
- 10 enteritis and other enteric diseases affecting swine.
- 11 Funds appropriated by this section shall become
- 12 available on July first of each year and any
- 13 unencumbered balances of such funds remaining on
- 14 June thirtieth of each year shall revert to the

15 general fund of the state. Such funds may be
16 expended for salaries, support, maintenance, and
17 miscellaneous purposes but shall not be used for
18 capital improvements. The college of veterinary
19 medicine may accept funds, grants and gifts from
20 any public or private source which shall be in
21 addition to funds appropriated by this Act and used
22 to carry out the purposes of this Act.

23 2. Page 7, line 16, by striking the word and
24 figure "eight (8)" and inserting in lieu thereof
25 the word and figure "nine (9)".

Page 2

1 3. Page 8, line 32, by striking the word and
2 figure "ten (10)" and inserting in lieu thereof
3 the word and figure "eleven (11)".

4 4. Page 1, amend the title, line 4, by inserting
5 after the word "regents" the words ", including
6 Iowa state university of science and technology
7 college of veterinary medicine for the prevention
8 and cure for transmissible gastro enteritis and
9 other enteric diseases affecting swine,".

10 5. By renumbering sections as required by
11 this amendment.

Amendment S—2856 was adopted.

Senator Murray offered amendment S—2857, moved its adop-
tion and requested a roll call:

S—2857

1 Amend Senate File 1386 as follows:

2 1. Page 8, by inserting the following new sections
3 after line 34:

4 "Sec. The total estimated cost of the
5 fine arts elements included in the plans and speci-
6 fications for the capital improvements authorized by
7 sections eleven (11), twelve (12) and fifteen (15)
8 of this Act shall be not less than one percent
9 of the total appropriation for each improvement.
10 This amount shall not be diminished by professional
11 fees.

12 "Sec. As used in this Act, 'fine arts'
13 means sculpture, fountains, bas-reliefs, mosaics,
14 frescoes, wall hangings, pictures or other enhance-
15 ments to be integrated into the total environment
16 of the capital improvements. Fine arts does not
17 include the incidental ornamental detail of functional
18 structural elements or hardware and other accessories.

19 "Sec. The state board of regents shall
20 coordinate with the Iowa arts council on matters
21 relating to the inclusion of works of fine arts
22 authorized by this Act."

23 2. By renumbering the remaining sections.

On the question "Shall amendment S—2857 be adopted?" (S.F. 1386) the vote was:

Rule 24 was invoked.

Ayes, 23:

Blouin	Heying	Miller of	Palmer
DeKoster	Hill	Marshall	Ramsey
Doderer	Kelly	Milligan	Robinson
Gallagher	McCartney	Murray	Rodgers
Glenn	Miller of	Nolin	Shaw
Gluba	Des Moines	Orr	Willits
Hansen			

Nays, 24:

Andersen	Hultman	Potter	Scott
Bergman	Junkins	Priebe	Shaff
Burroughs	Kennedy	Rabedeaux	Taylor
Coleman	Kinley	Riley	Tieden
Curtis	Lamborn	Schaben	Van Gilst
Griffin	Nystrom	Schwengels	Winkelman

Absent or not voting, 3:

Briles	Plymat	Schwieger
--------	--------	-----------

Amendment S—2856 lost.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1386) the vote was:

Ayes, 45:

Andersen	Heying	Milligan	Robinson
Bergman	Hill	Murray	Rodgers
Blouin	Junkins	Nolin	Schaben
Burroughs	Kelly	Nystrom	Schwengels
Coleman	Kennedy	Orr	Scott
Curtis	Kinley	Palmer	Shaff
DeKoster	Lamborn	Plymat	Shaw
Doderer	McCartney	Potter	Taylor
Glenn	Miller of	Priebe	Tieden
Gluba	Des Moines	Rabedeaux	Willits
Griffin	Miller of	Ramsey	Winkelman
Hansen	Marshall	Riley	

Nays, none.

Absent or not voting, 5:

Briles	Hultman	Schwieger	Van Gilst
Gallagher			

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

Senator Lamborn asked and received unanimous consent that Senate File 1386 be immediately messaged to the House, which request was complied with.

Senate File 1312

On motion of Senator Miller of Marshall, Senate File 1312, a bill for an act relating to the department of environmental quality and its authority regarding public water supplies, making an appropriation, and providing penalties for violations, with report of committee on appropriations recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Milligan offered amendment S—2850 filed by him and moved its adoption:

S—2850

- 1 Amend Senate File 1312 as follows:
- 2 1. Page 3, line 13 by inserting after the first word
- 3 "or" the word "major".
- 4 2. Page 4, line 1 by striking the word "state" and
- 5 inserting in lieu thereof the words "affected politi-
- 6 cal subdivision".
- 7 3. Page 4, line 4 by inserting after the word "wri-
- 8 ting" the words "within five days of the date a viola-
- 9 tion is found to exist".
- 10 4. Page 4, line 6 by inserting after the word "is"
- 11 the words "determined to be".
- 12 5. Page 4, line 6 by inserting after the word "health"
- 13 the words ", in which case the executive director shall
- 14 issue an order to secure compliance with the provisions
- 15 of this Act which shall be effective immediately and
- 16 binding until such order is reviewed by the commission
- 17 on appeal".
- 18 6. Page 4, line 14 by striking the words "Any such
- 19 order entered by the" and by striking all of lines 15
- 20 and 16.
- 21 7. Page 5, line 2 by striking the words "part of" and
- 22 inserting in lieu thereof the words "major modification
- 23 of or addition to".

Amendment S—2850 was adopted.

Senator Miller of Marshall moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1312) the vote was:

Ayes, 42:

Andersen	DeKoster	Junkins	Miller of
Bergman	Gallagher	Kelly	Des Moines
Blouin	Glenn	Kennedy	Miller of
Briles	Gluba	Kinley	Marshall
Burroughs	Griffin	Lamborn	Milligan
Coleman	Hansen	McCartney	Murray
Curtis	Hill		NoIn

Nystrom	Ramsey	Schaben	Taylor
Orr	Riley	Schwengels	Tieden
Palmer	Robinson	Scott	Willits
Potter	Rodgers	Shaff	Winkelman
Priebe			

Nays, none.

Absent or not voting, 8:

Doderer	Hultman	Rabedeaux	Shaw
Heying	Plymat	Schwieger	Van Gilst

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

Senator Potter asked and received unanimous consent that **Senate File 1312** be **immediately messaged** to the House, which request was complied with.

ADOPTION OF CONCURRENT RESOLUTION

Senator Lamborn asked and received unanimous consent to take up for consideration House Concurrent Resolution 134.

House Concurrent Resolution 134

On motion of Senator DeKoster, House Concurrent Resolution 134, found on pages 1413-1415, inclusive, of the Senate Journal, with report of committee on appropriations recommending passage, was taken up, considered, and the report of the committee adopted.

Senator DeKoster moved the adoption of the resolution.

On the question "Shall the resolution be adopted?" (H.C.R. 134) the vote was:

Ayes, 43:

Andersen	Griffin	Miller of	Robinson
Bergman	Hansen	Marshall	Rodgers
Blouin	Heying	Milligan	Schaben
Briles	Hill	Murray	Schwengels
Burroughs	Hultman	Nolin	Scott
Coleman	Junkins	Nystrom	Shaff
Curtis	Kelly	Potter	Taylor
DeKoster	Kennedy	Priebe	Tieden
Doderer	Kinley	Rabedeaux	Willits
Gallagher	Lamborn	Ramsey	Winkelman
Glenn	Miller of	Riley	
Gluba	Des Moines		

Nays, none.

Absent or not voting, 7:

McCartney	Palmer	Schwieger	Van Gilst
Orr	Plymat	Shaw	

The motion prevailed and the resolution was adopted.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House File 1399.

DALE L. TIEDEN

Chairman, Senate Committee

CHARLES F. STROTHMAN

Chairman, House Committee

Report adopted.

BILL SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bill: House File 1399.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up for consideration House File 1487.

House File 1487

On motion of Senator DeKoster, House File 1487, a bill for an act to make appropriations from the general fund of the state, the reimbursement fund, and the road use tax fund, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator DeKoster moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1487) the vote was:

Ayes, 47:

Andersen	Hansen	Miller of	Robinson
Bergman	Heying	Marshall	Rodgers
Blouin	Hill	Milligan	Schaben
Briles	Hultman	Murray	Schwengels
Burroughs	Junkins	Nolin	Scott
Coleman	Kelly	Nystrom	Shaff
Curtis	Kennedy	Orr	Shaw
DeKoster	Kinley	Potter	Taylor
Doderer	Lamborn	Priebe	Tieden
Gallagher	McCartney	Rabedeaux	Van Gilst
Glenn	Miller of	Ramsey	Willits
Gluba	Des Moines	Riley	Winkelman
Griffin			

Nays, none.

Absent or not voting, 3:

Palmer Plymat Schwieger

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

Senator Lamborn asked and received unanimous consent to take up for consideration Senate File 1387.

Senate File 1387

On motion of Senator Shaw, Senate File 1387, a bill for an act making an increased appropriation to the office of the citizens' aide, was taken up for consideration.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1387) the vote was:

Ayes, 44:

Andersen	Griffin	Miller of	Robinson
Bergman	Hansen	Marshall	Rodgers
Blouin	Heying	Milligan	Schaben
Briles	Hill	Murray	Schwengels
Burroughs	Junkins	Nolin	Scott
Coleman	Kelly	Nystrom	Shaff
Curtis	Kinley	Orr	Shaw
DeKoster	Lamborn	Potter	Tieden
Doderer	McCartney	Priebe	Van Gilst
Gallagher	Miller of	Rabedeaux	Willits
Glenn	Des Moines	Ramsey	Winkelman
Gluba		Riley	

Nays, none.

Absent or not voting, 6:

Hultman Palmer Schwieger Taylor
Kennedy Plymat

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

Senator Potter asked and received unanimous consent that **Senate File 1387 be immediately messaged** to the House, which request was complied with.

Senator Lamborn asked and received unanimous consent to take up for consideration House File 1455.

House File 1455

On motion of Senator Shaw, House File 1455, a bill for an act making an appropriation to the civil rights commission, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1455) the vote was:

Ayes, 45:

Andersen	Griffin	Miller of	Robinson
Bergman	Hansen	Marshall	Rodgers
Blouin	Heying	Milligan	Schaben
Briles	Hill	Murray	Schwengels
Burroughs	Hultman	Nolin	Scott
Coleman	Junkins	Nystrom	Shaff
Curtis	Kelly	Orr	Shaw
DeKoster	Kinley	Potter	Tieden
Doderer	Lamborn	Priebe	Van Gilst
Gallagher	McCartney	Rabedeaux	Willits
Glenn	Miller of	Ramsey	Winkelman
Gluba	Des Moines	Riley	

Nays, none.

Absent or not voting, 5:

Kennedy	Plymat	Schwieger	Taylor
Palmer			

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

HOUSE AMENDMENTS CONSIDERED

Senate File 1211

Senator Van Gilst called up for consideration Senate File 1211, a bill for an act relating to a state fuel tax credit, amended by the House, as follows:

- 1 Amend Senate File 1211, as passed by the Senate, as follows:
- 2 1. Page 2, line 4, strike the word "Each" and insert in
- 3 lieu thereof the words and figures "In lieu of the fuel tax
- 4 refund provided in sections three hundred twenty-four point
- 5 seventeen (324.17) through three hundred twenty-four point
- 6 nineteen (324.19) of the Code, each".
- 7 2. Page 2, line 16, by inserting after the word "aircraft"
- 8 the words:
- 9 " , watercraft on private waters".
- 10 3. Page 2, line 17, by inserting after the word "watercraft"
- 11 the words:
- 12 "on public water".
- 13 4. Page 3, lines 21 and 22, by striking the words "with
- 14 double faced carbon paper under the original".
- 15 5. Page 3, line 25, strike the words "words and".
- 16 6. Page 3, lines 26 and 27, strike the words "the per
- 17 gallon rate of any tax added to the fuel price,".
- 18 7. Page 4, by inserting before line 23 the following:

19 Sec. Section three hundred twenty-four point
20 seventeen (324.17), Code 1973, is amended by adding the
21 following new section:

22 *NEW SECTION.* In lieu of the refund provided in this
23 section, a person may receive an income tax credit as
24 provided in sections two (2), three (3) and four (4) of this
25 Act.

Page 2

- 1 8. Page 4, strike lines 28 through 31 and insert in lieu
2 thereof the following:
3 "a claim for refund *or income tax credit* or not, provided,
4 however, if claimant's refund permit shall have been revoked
5 for cause as provided in section 324.19 such revocation shall
6 be a bar to prosecution for violation of this subsection."
7 9. Page 5, lines 2 and 3, strike the words "[reimbursed
8 and repaid] *transferred* pursuant to section [324.17]" and insert
9 in lieu thereof the words and figures "reimbursed and repaid
10 pursuant to section 324.17 or *transferred pursuant to section*".
11 10. Page 5, strike lines 9 through 12.
12 11. Renumber sections and correct internal references as
13 needed to conform to this amendment.

Senator Van Gilst offered amendment S—2844 to the House amendment filed by Senators Shaff, Tieden and Van Gilst and moved its adoption:

S—2844

- 1 Amend the House amendment to page 2 of Senate File
2 1211 as passed by the Senate, as follows:
3 1. Page 1, insert after line 6 the following:
4 Page 2, line 9, strike the words "receive
5 an income tax credit in" and insert in lieu thereof
6 the following:
7 "elect to receive an income tax credit for tax years
8 beginning on or after January 1, 1975. The person or
9 corporation which elects to receive an income tax
10 credit shall cancel its refund permit obtained under
11 section three hundred twenty-four point eighteen
12 (324.18) of the Code within thirty days after the
13 first day of its tax year. When the election to
14 receive an income tax credit has been made, it remains
15 effective for at least one tax year, and for subse-
16 quent tax years unless a change is requested and a
17 new refund permit applied for within thirty days after
18 the first day of the person's or corporation's tax
19 year. The income tax credit shall be".

Senator Glenn took the chair at 11:45 a.m.

Amendment S—2844 to the House amendment was adopted.

Senator Blouin offered amendment S—2859 to the House amendment, moved its adoption and requested a roll call:

S—2859

- 1 Amend the House amendment to Senate File 1211,
2 page 1, by striking lines 7 through 12.

On the question "Shall amendment S—2859 to the House amendment be adopted?" (S.F. 1211) the vote was:

Ayes, 23:

Bergman	Gluba	Miller of	Rabedeaux
Blouin	Hansen	Des Moines	Riley
Coleman	Junkins	Nolin	Robinson
Doderer	Kelly	Orr	Schwieger
Gallagher	Kennedy	Palmer	Scott
Glenn	Kinley	Priebe	Willits

Nays, 21:

Andersen	Hill	Murray	Schwengels
Briles	Hultman	Nystrom	Shaff
Burroughs	Lamborn	Potter	Tieden
Curtis	Miller of	Ramsey	Van Gilst
DeKoster	Marshall	Rodgers	Winkelman
Heying	Milligan		

Absent or not voting, 6:

Griffin	Plymat	Shaw	Taylor
McCartney	Schaben		

Amendment S—2859 to the House amendment was adopted.

On motion of Senator Van Gilst, the Senate concurred in the House amendment as amended.

Senator Van Gilst moved that the bill as amended by the House, further amended and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1211) the vote was:

Ayes, 45:

Andersen	Hansen	Miller of	Riley
Bergman	Heying	Marshall	Robinson
Blouin	Hill	Milligan	Rodgers
Briles	Hultman	Murray	Schwengels
Burroughs	Junkins	Nolin	Schwieger
Coleman	Kelly	Nystrom	Scott
Curtis	Kennedy	Orr	Shaff
DeKoster	Kinley	Palmer	Tieden
Doderer	Lamborn	Potter	Van Gilst
Gallagher	McCartney	Priebe	Willits
Glenn	Miller of	Rabedeaux	Winkelman
Gluba	Des Moines	Ramsey	

Nays, none.

Absent or not voting, 5:

Griffin	Schaben	Shaw	Taylor
Plymat			

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

Senator Potter asked and received unanimous consent that Senate File 1211 be immediately messaged to the House, which request was complied with.

Senate File 59

Senator Robinson called up for consideration Senate File 59, a bill for an act expanding the purposes for which the schoolhouse tax may be used, amended by the House, and moved that the Senate concur in the following amendments:

1 Amend Senate File 59, as amended and passed by the Senate,
2 as follows:

3 1. Page 1, strike lines 14 through 18 and insert in lieu
4 thereof the following:

5 *or equipment for buildings or schoolhouses, for the purpose*
6 *of repairing, remodeling, reconstructing, improving or*
7 *expanding the schoolhouses or buildings for the school*
8 *district, for the purpose of landscaping, paving, or improving*
9 *the schoolhouse or building grounds, or for the rental of*
10 *facilities pursuant to chapter twenty-eight E (28E) of the*
11 *Code.*

12 2. Page 2, insert after line 3 the following:

13 *As used in this subsection, "repair" means to restore the*
14 *existing structure or thing to its original condition, as*
15 *near as may be, after decay, waste, injury, or partial*
16 *destruction, but does include maintenance or customary*
17 *repainting; and "reconstruction" means to rebuild or restore*
18 *again as an entity the thing which was lost or destroyed.*

19 Sec. 2. Chapter two hundred seventy-nine (279), Code 1973,
20 is amended by adding the following new section:

21 **NEW SECTION. LEASE ARRANGEMENTS.** The board of di-
rectors

22 of a local school district for which a schoolhouse tax has
23 been voted pursuant to section two hundred seventy-eight
24 point one (278.1), subsection seven (7), of the Code may enter
25 into a rental or lease arrangement, consistent with the

Page 2

1 purposes for which the schoolhouse tax has been voted, for a
2 period not exceeding ten years and not exceeding the period
3 for which the schoolhouse tax has been authorized by the
4 voters.

The motion prevailed and the Senate concurred in the House amendments.

Senator Robinson moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 59) the vote was:

Ayes, 45:

Andersen	Hansen	Miller of	Robinson
Bergman	Heying	Marshall	Rodgers
Blouin	Hill	Milligan	Schaben
Briles	Hultman	Murray	Schwengels
Burroughs	Junkins	Nolin	Schwieger
Coleman	Kelly	Nystrom	Scott
Curtis	Kennedy	Orr	Shaff
DeKoster	Kinley	Palmer	Shaw
Doderer	Lamborn	Potter	Tieden
Gallagher	McCartney	Priebe	Willits
Glenn	Miller of	Ramsey	Winkelman
Griffin	Des Moines	Riley	

Nays, none.

Absent or not voting, 5:

Gluba	Rabedeaux	Taylor	Van Gilst
Plymat			

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

On motion of Senator Lamborn, the Senate recessed until 1:45 p.m.

AFTERNOON SESSION

The Senate reconvened, President pro tempore Shaff presiding.

QUORUM CALL

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

Present, 43:

Andersen	Heying	Murray	Rodgers
Bergman	Hill	Nolin	Schaben
Blouin	Hultman	Nystrom	Schwengels
Burroughs	Junkins	Orr	Scott
Coleman	Kelly	Plymat	Shaff
Curtis	Lamborn	Potter	Shaw
DeKoster	McCartney	Priebe	Taylor
Doderer	Miller of	Rabedeaux	Tieden
Glenn	Des Moines	Ramsey	Van Gilst
Gluba	Miller of	Riley	Willits
Griffin	Marshall	Robinson	Winkelman
Hansen			

Absent, 7:

Briles	Kennedy	Milligan	Schwieger
Gallagher	Kinley	Palmer	

Roll call revealed a quorum present.

Senator Lamborn asked and received unanimous consent to take up out of order House File 595.

House File 595

On motion of Senator Shaw, House File 595, a bill for an act relating to an appropriation for the repair, restoration and reconstruction of the buildings and grounds known as "Terrace Hill" and authorizing the sale of the governor's mansion to provide necessary funds, with report of committee recommending amendment and passage, was taken up for consideration.

Senator Shaw offered amendment S—2831 by the committee on appropriations:

S—2831

1 Amend House File 595, as passed by the House, by
2 striking everything after the enacting clause and in-
3 serting in lieu thereof the following:

4 Section 1. Pursuant to Acts of the Sixty-fourth
5 General Assembly, 1972 Session, chapter one thousand
6 one hundred thirty-two (1132), the executive council
7 may convert the building and grounds known as Terrace
8 Hill located in the city of Des Moines, Iowa, for use
9 as a governor's mansion and may enter into contracts
10 to effectuate such purpose. The executive council
11 may sell the present governor's mansion located at
12 2900 Grand Avenue, Des Moines, Iowa, the proceeds
13 from the sale of which shall be used as provided in
14 this Act.

15 Sec. 2. There is appropriated to the executive
16 council from the general fund of the state the sum
17 of two hundred thousand (200,000) dollars, or so
18 much thereof as may be necessary, for the basic
19 restoration and necessary improvements including,
20 but not limited to, rewiring, plumbing, and the
21 installation of a sprinkler system, external and
22 internal fire exits, insulation, air conditioning,
23 and utility access facilities at Terrace Hill.

24 Sec. 3. The executive council may accept and
25 use gifts, apply for and accept federal grants, and

Page 2

1 use proceeds from the sale of the present governor's
2 mansion located at 2900 Grand Avenue, Des Moines, Iowa
3 which funds shall be in addition to the appropriation
4 provided for under section two (2) of this Act for
5 the purpose of repairing, reconstructing, remodeling
6 and restoring the buildings and grounds of Terrace
7 Hill.

8 Sec. 4. The executive council shall report an-
9 nually to the general assembly the expenditures made
10 or obligated from the appropriation made under this
11 Act and estimates of additional funds which the ex-

12 ecutive council plans to request to be appropriated
13 by the general assembly.

14 Sec. 5. Unencumbered funds appropriated by this
15 Act remaining as of June 30, 1977 shall revert to
16 the general fund of the state on September 30, 1977.

Senator Hansen took the chair at 2:15 p.m.

Senator Priebe offered amendment S—2834 to amendment
S—2831 filed by Senators Priebe, Rodgers, et al.:

S—2834

1 Amend the committee on appropriations amendment
2 S—2831 to House File 595, as passed by the House,
3 as follows:

4 1. Page 1, by striking everything after line 3.

5 2. Page 2, by striking lines 1 through 16 and
6 inserting in lieu thereof the following:

7 Section 1. There is appropriated from the gen-
8 eral fund of the state to the department of general
9 services the sum of one million (1,000,000) dollars,
10 or so much thereof as is necessary, for the planning
11 and construction of the governor's mansion on the
12 state capitol grounds.

13 Sec. 2. The executive council shall sell the
14 present governor's mansion located at 2900 Grand
15 Avenue, Des Moines, Iowa and deposit the proceeds
16 from such sale in the general fund of the state.
17 The effective date of the sale of such governor's
18 mansion shall coincide with the completion of the
19 governor's mansion on the state capitol grounds.

20 Sec. 3. The capitol planning commission shall
21 be responsible for the planning of the construction
22 of the governor's mansion and the director of the
23 department of general services shall cooperate with
24 the capitol planning commission in formulating and
25 developing such plans. The director of the depart-

Page 2

1 ment of general services shall make available for
2 the planning purposes of the capitol planning com-
3 mission funds appropriated by section one (1) of
4 this Act upon requisition of the chairman of the
5 capitol planning commission. The capitol planning
6 commission shall make periodic reports to the legis-
7 lative council and to the members of the general
8 assembly regarding the development of plans for the
9 construction of the governor's mansion and the
10 actual construction after it is commenced.

11 Sec. 4. All contributions, gifts, and moneys
12 which may have been available and may become
13 available for the restoration of the grounds and
14 building known as Terrace Hill shall be used to
15 convert Terrace Hill to a historical site.

16 Sec. 5. The department of general services,

17 governor or comptroller may accept gifts, contribu-
 18 tions, private funds, and federal funds to be used
 19 for the planning and construction of the governor's
 20 mansion on the state capitol grounds.

21 Sec. 6. The capitol planning commission and the
 22 department of general services may employ technical
 23 assistants in order to carry out the provisions of
 24 this Act.

25 Sec. 7. Funds appropriated by this Act shall

Page 3

1 revert in the manner provided in section eight point
 2 thirty-three (8.33) of the Code for capital
 3 expenditures.

4 Sec. 8. Acts of the Sixty-fourth General Assembly,
 5 1972 Session, chapter one thousand one hundred
 6 thirty-two (1132), is repealed.

7 3. Page 1, line 1, by striking the words "an ap-
 8 propriation for".

9 4. Page 1, line 4, by striking the words "to
 10 provide necessary funds" and inserting in lieu
 11 thereof the words "and to make an appropriation for
 12 the construction of a new governor's mansion on the
 13 state capitol grounds".

Senator Shaw raised the point of order that amendment S—2834 to amendment S—2831 was not germane to the title of the bill.

The Chair ruled the point not well taken and amendment S—2834 to amendment S—2831 in order.

Senator Priebe moved the adoption of amendment S—2834 to amendment S—2831 and requested a roll call.

President Neu took the chair at 3:27 p.m.

On the question "Shall amendment S—2834 to amendment S—2831 be adopted?" (H.F. 595) the vote was:

Ayes, 14:

Blouin	Junkins	Nolin	Rodgers
Coleman	Kinley	Palmer	Scott
Doderer	Miller of	Priebe	Tieden
Hill	Des Moines	Robinson	

Nays, 34:

Andersen	Griffin	Milligan	Schaben
Bergman	Hansen	Murray	Schwengels
Briles	Heying	Nystrom	Schwieger
Burroughs	Hultman	Orr	Shaff
Curtis	Kelly	Plymat	Taylor
DeKoster	Lamborn	Potter	Van Gilst
Gallagher	McCartney	Rabedeaux	Willits
Glenn	Miller of	Ramsey	Winkelman
Gluba	Marshall	Riley	

Absent or not voting, 2:

Kennedy Shaw

Amendment S—2834 to amendment S—2831 lost.

Senator Rodgers offered amendment S—2839 to amendment S—2831 filed by him and called for a division of the amendment as follows:

S—2839

Division S—2839A

- 1 Amend the committee on appropriations amendment
- 2 S—2831 to House File 595 as passed by the House as
- 3 follows:
- 4 1. Page 1, line 9, after the word "a" insert the
- 5 words "historical site and".

Division S—2839B

- 6 2. Page 1, line 12, by striking the word "the"
- 7 and inserting in lieu thereof the words "if a report
- 8 is first submitted to the general assembly detailing
- 9 the costs of restoring Terrace Hill for use as a
- 10 historical site and governor's mansion or for use as
- 11 a governor's mansion. The".
- 12 3. Page 1, line 13, by striking the words "of
- 13 which".

Division S—2839C

- 14 4. Page 2, line 7, after the word "Hill" insert
- 15 the words "to its original antiquity".

On motion of Senator Rodgers, division S—2839A of the amendment to amendment S—2831 was adopted.

On motion of Senator Rodgers, division S—2839B of the amendment to amendment S—2831 was adopted.

Senator Rodgers moved the adoption of division S—2839C of the amendment to amendment S—2831.

Division S—2839C of the amendment to amendment S—2831 lost.

Senator Rodgers offered amendment S—2861 to amendment S—2831 by Senators Rodgers and Curtis:

S—2861

- 1 Amend the committee on appropriations amendment
- 2 S—2831, to House File 595, page 1, by adding after
- 3 line 23 the following:
- 4 "All money appropriated from the general fund
- 5 under the provisions of this Act shall be returned
- 6 by the executive council not later than January 1,
- 7 1979."

Senator McCartney raised the point of order that amendment S—2861 to amendment S—2831 was out of order.

The Chair ruled the point not well taken.

Senator Rodgers moved the adoption of amendment S—2861 to amendment S—2831 and requested a roll call.

On the question “Shall amendment S—2861 to amendment S—2831 be adopted?” (H.F. 595) the vote was:

Ayes, 17:

Blouin	Hill	Nolin	Robinson
Coleman	Junkins	Palmer	Rodgers
Curtis	Kinley	Plymat	Scott
Doderer	Miller of	Priebe	Tieden
Heying	Des Moines		

Nays, 33:

Andersen	Hansen	Murray	Schwengels
Bergman	Hultman	Nystrom	Schwieger
Briles	Kelly	Orr	Shaff
Burroughs	Kennedy	Potter	Shaw
DeKoster	Lamborn	Rabedeaux	Taylor
Gallagher	McCartney	Ramsey	Van Gilst
Glenn	Miller of	Riley	Willits
Gluba	Marshall	Schaben	Winkelman
Griffin	Milligan		

Amendment S—2861 to amendment S—2831 lost.

Senator Shaw moved the adoption of amendment S—2831 as amended.

The Chair called for a division.

Amendment S—2831 as amended was adopted.

Amendment S—1020, adopted on June 23, 1973, was ruled out of order with the adoption of amendment S—2831 as amended.

The McCartney motion to reconsider the vote by which amendment S—1020 was adopted by the Senate was ruled out of order.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 595) the vote was:

Ayes, 30:

Andersen	Griffin	Milligan	Schwieger
Bergman	Hansen	Murray	Shaff
Briles	Heying	Nystrom	Shaw
Burroughs	Kelly	Potter	Taylor
DeKoster	Lamborn	Rabedeaux	Van Gilst
Gallagher	McCartney	Ramsey	Willits
Glenn	Miller of	Riley	Winkelman
Gluba	Marshall	Schwengels	

Nays, 17:

Blouin	Junkins	Nolin	Priebe
Coleman	Kennedy	Orr	Rodgers
Curtis	Kinley	Palmer	Scott
Doderer	Miller of	Plymat	Tieden
Hill	Des Moines		

Voting present, 1:

Schaben

Absent or not voting, 2:

Hultman

Robinson

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

Senator Potter asked and received unanimous consent that **House File 595** be **immediately messaged** to the House, which request was complied with.

CONFERENCE COMMITTEE APPOINTED

President Neu announced the appointment of the following conference committee on **Senate File 1004** on the part of the Senate: Senators Potter, Chairman; Burroughs, DeKoster, Glenn and Miller of Des Moines.

ADOPTION OF CONFERENCE COMMITTEE REPORT

Senate File 277

Senator Hansen called up the following conference committee report and moved its adoption:

REPORT OF THE CONFERENCE COMMITTEE
ON SENATE FILE 277

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House of Representatives on Senate File 277, a bill for an act relating to the establishment and administration of professional and occupational licensing boards, to abolish all trust funds and special funds of professional and occupational licensing boards and allowing certain additional fees, respectfully make the following recommendations:

That the Senate recede from amendments 2, 3, and 4 of the Senate amendment to the House amendment.

That the House concur in the balance of the Senate amendment to the House amendment.

That the House amendment be further amended on page 27, by striking line 6 and inserting in lieu thereof the following:

116. Page 84, line 5, by striking the words "as a part of" and inserting in lieu thereof the words "while performing".

On the Part of the Senate:	On the Part of the House:
WILLARD R. HANSEN	EDGAR H. HOLDEN
MINNETTE F. DODERER	MATTIE HARPER
LOWELL L. JUNKINS	PHILIP B. HILL
RICHARD R. RAMSEY	JAMES D. WELLS
FORREST V. SCHWENGELS	JAMES C. WEST

The motion prevailed and the conference committee report and the recommendations and amendment contained therein were adopted.

Senator Hansen moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 277) the vote was:

Ayes, 42:

Andersen	Heying	Murray	Rodgers
Bergman	Hill	Nolin	Schaben
Blouin	Hultman	Nystrom	Schwengels
Burroughs	Junkins	Orr	Scott
Coleman	Kennedy	Plymat	Shaff
Curtis	Kinley	Potter	Shaw
Gallagher	Lamborn	Priebe	Tieden
Glenn	McCartney	Rabedeaux	Van Gilst
Gluba	Miller of	Ramsey	Willits
Griffin	Des Moines	Riley	Winkelman
Hansen	Milligan	Robinson	

Nays, 1:

Kelly

Absent or not voting, 7:

Briles	Miller of	Palmer	Taylor
DeKoster	Marshall	Schwieger	
Doderer			

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

CONSIDERATION OF BILLS

Senate File 1383

On motion of Senator Shaw, Senate File 1383, a bill for an act providing for the establishment of a revolving fund, assessment of administrative expenses, and continuation of the appropriation to the auditor of state's savings and loan division, was taken up for consideration.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1383) the vote was:

Ayes, 41:

Andersen	Heying	Murray	Rodgers
Bergman	Hultman	Nystrom	Schaben
Blouin	Junkins	Orr	Schwengels
Coleman	Kelly	Plymat	Schwieger
Curtis	Kennedy	Potter	Scott
Doderer	Kinley	Priebe	Shaw
Gallagher	Lamborn	Rabedeaux	Taylor
Glenn	McCartney	Ramsey	Tieden
Gluba	Miller of	Riley	Van Gilst
Griffin	Des Moines	Robinson	Willits
Hansen	Milligan		

Nays, 3:

Hill	Nolin	Winkelman
------	-------	-----------

Absent or not voting, 6:

Briles	Miller of	Palmer	Shaff
Burroughs	Marshall		
DeKoster			

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

Senator Lamborn asked and received unanimous consent that **Senate File 1383** be **immediately messaged** to the House, which request was complied with.

HOUSE AMENDMENT RECONSIDERED

Senate File 1139

Senator Doderer called up the following motion to reconsider filed by her on April 5, 1974, and moved its adoption:

MR. PRESIDENT: I move to reconsider the vote by which Senate File 1139 passed the Senate.

On the question "Shall the motion to reconsider be adopted?" (S.F. 1139) the vote was:

Ayes, 32:

Andersen	Gluba	Nolin	Schwengels
Bergman	Griffin	Orr	Schwieger
Burroughs	Hansen	Plymat	Scott
Coleman	Heying	Potter	Shaff
Curtis	Hill	Priebe	Shaw
Doderer	Hultman	Rabedeaux	Tieden
Gallagher	Junkins	Riley	Van Gilst
Glenn	Lamborn	Robinson	Winkelman

Nays, 13:

Blouin	McCartney	Murray	Schaben
Kelly	Miller of	Nystrom	Taylor
Kennedy	Des Moines	Ramsey	Willits
Kinley	Milligan		

Absent or not voting, 5:

Briles	Miller of	Palmer	Rodgers
DeKoster	Marshall		

The motion prevailed.

Senator Doderer moved to reconsider the vote by which Senate File 1139 went to its last reading, which motion prevailed.

Senator Griffin moved to reconsider the vote by which the Senate concurred in the House amendment as amended.

The motion prevailed and Senate File 1139, a bill for an act raising the mileage rate paid to members of the general assembly and employers of the state or its political subdivisions, and the House amendment as amended, were taken up for reconsideration.

Senator Griffin moved to reconsider the vote by which amendment S—2676 to the House amendment was adopted by the Senate on April 5, 1974.

The motion prevailed and amendment S—2676 to the House amendment was taken up for reconsideration.

Senator Griffin withdrew amendment S—2676 to the House amendment.

Senator Griffin offered amendment S—2868 to the House amendment and moved its adoption:

S—2868

- 1 Amend the House amendment to Senate File 1139,
- 2 page 2, by striking lines 21 through 25, inclusive.

Amendment S—2868 to the House amendment was adopted.

Senator Doderer asked unanimous consent that action on amendment S—2808 to the House amendment be temporarily deferred.

Objection was raised.

Senator Doderer withdrew amendment S—2808 to the House amendment filed by her on April 18, 1974, and found on page 1446 of the Senate Journal.

Senator Robinson offered amendment S—2862 to the House amendment by Senators Robinson, et al.:

S—2862

- 1 Amend the House amendment to Senate 1139 as
- 2 amended, passed and reprinted by the Senate, as
- 3 follows:

- 4 1. Page 1, line 8 by striking the word "eighteen"
 5 and inserting in lieu thereof the word "fifteen".
 6 2. Page 1, line 14 by striking the word "eighteen"
 7 and inserting in lieu thereof the word "fifteen".

Senator Miller of Des Moines offered amendment S—2871 to amendment S—2862 to the House amendment and moved its adoption:

S—2871

- 1 Amend the Robinson, et al., amendment S—2862 to the
 2 House amendment to Senate File 1139 as amended,
 3 passed and reprinted by the Senate, as follows:
 4 1. Line 5, by striking the word "fifteen" and
 5 inserting in lieu thereof the word "sixteen".
 6 2. Line 7, by striking the word "fifteen" and
 7 inserting in lieu thereof the word "sixteen".

Roll call was requested.

On the question "Shall amendment S—2871 to amendment S—2862 to the House amendment be adopted?" (S.F. 1139) the vote was:

Ayes, 14:

Andersen	Kennedy	Miller of	Priebe
Coleman	Kinley	Des Moines	Schaben
Heying	McCartney	Murray	Taylor
Kelly		Nystrom	Willits

Nays, 29:

Bergman	Griffin	Orr	Rodgers
Blouin	Hansen	Plymat	Schwengels
Burroughs	Hill	Potter	Schwieger
Curtis	Hultman	Rabedeaux	Scott
Doderer	Junkins	Ramsey	Shaw
Gallagher	Lamborn	Riley	Tieden
Glenn	Nolin	Robinson	Winkelman
Gluba			

Absent or not voting, 7:

Briles	Miller of	Milligan	Shaff
DeKoster	Marshall	Palmer	Van Gilst

Amendment S—2871 to amendment S—2862 to the House amendment lost.

On motion of Senator Robinson, amendment S—2862 to the House amendment was adopted.

On motion of Senator Griffin, the Senate concurred in the House amendment as amended.

Senator Griffin moved that the bill as amended by the House, further amended and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1139) the vote was:

Ayes, 42:

Andersen	Hansen	Nystrom	Schaben
Bergman	Heying	Orr	Schwengels
Blouin	Hill	Plymat	Schwieger
Burroughs	Hultman	Potter	Scott
Coleman	Junkins	Priebe	Shaw
Curtis	Kelly	Rabedeaux	Taylor
Doderer	Kinley	Ramsey	Tieden
Gallagher	Lamborn	Riley	Van Gilst
Glenn	McCartney	Robinson	Willits
Gluba	Murray	Rodgers	Winkelman
Griffin	Nolin		

Nays, 2:

Kennedy	Miller of Des Moines
---------	-------------------------

Absent or not voting, 6:

Briles	Miller of	Milligan	Shaff
DeKoster	Marshall	Palmer	

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

Senator Griffin asked and received unanimous consent that **Senate File 1139** be **immediately messaged** to the House, which request was complied with.

MOTION TO RECONSIDER WITHDRAWN

Senator Doderer withdrew the motion to reconsider the vote by which **House File 1476** passed the Senate filed by her on April 19, 1974.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has concurred in Senate amendment to House amendment to and repassed the following bill in which the concurrence of the House was asked:

Senate File 182, a bill for an act relating to the office of public defender.

WILLIAM H. HARBOR, Chief Clerk

INTRODUCTION OF BILLS

Senate File 1388, by committee on appropriations (committee on appropriations), a bill for an act appropriating from the general fund of the state to the department of public instruction for the use of the school budget review committee.

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

Senate File 1389, by committee on appropriations, a bill for an act to make an appropriation from the general fund of the state to the state comptroller for the payment of certain cost of the centennial observance of the Iowa academy of science.

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

Senate File 1390, by Senator Hansen, a bill for an act to limit certain campaign expenditures by candidates for public office.

Read first time and **passed on file.**

Senate File 1391, by Senators Hansen and Shaw (Lipsky, Danker, Hill, Patchett, Hargrave and Hutchins), a bill for an act relating to adoption and providing penalties.

Read first time and **passed on file.**

Senate File 1392, by Senator Andersen, a bill for an act providing for extending the benefits of the federal old-age and survivors' insurance system to members of the general assembly.

Read first time and **passed on file.**

Senate File 1393, by committee on county government, a bill for an act to permit county boards of supervisors to authorize the issuance of warrants for certain purposes when the board is not in session.

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

Senate File 1394, by committee on judiciary, a bill for an act relating to the commitment of female offenders in a community-based correctional program.

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

Senate File 1395, by committee on judiciary, a bill for an act relating to chief deputy sheriffs.

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

Senate File 1396, by committee on appropriations, a bill for an act to make an appropriation from the general fund of the state to the department of agriculture.

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

Senate File 1397, by committee on appropriations, a bill for an act to authorize the energy policy council to study, develop,

and assist the operations of transportation systems in this state and making an appropriation therefor.

Read first time and placed on calendar.

REPORT OF THE CONFERENCE COMMITTEE
ON SENATE FILE 1141

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to consider the difference between the Senate and the House of Representatives on Senate File 1141, a bill for an act to create a state department of transportation by transferring certain duties of the state highway commission, Iowa aeronautics commission, Iowa reciprocity board, Iowa state commerce commission, and the department of public safety to a state department of transportation, and making coordinating amendments to the Code, including penalty provisions, respectfully make the following recommendations:

That the House recede from amendments 2, 11, 20, and 21 of the House amendment to Senate File 1141.

That the Senate concur in the remainder of the House amendment to Senate File 1141.

That the House amendment to Senate File 1141 be further amended as follows:

1. Page 2, by inserting after line 14 the following amendments:

..... Page 5, line 24, by inserting after the word "citizens" the words "including, but not limited to, the designation and development of multi-modal public transfer facilities if carriers or other private businesses fail to develop such facilities".

..... Page 5, by inserting after line 34 the words "The transportation commission shall also adopt rules and regulations, which rules and regulations shall be exempt from the provisions of chapter seventeen A (17A) of the Code, governing the length of vehicles and combinations of vehicles which are subject to the limitations imposed under section three hundred twenty-one point four hundred fifty-seven (321.457) of the Code. The commission may adopt such rules and regulations which permit vehicles and combinations of vehicles in excess of the length limitations imposed under section three hundred twenty-one point four hundred fifty-seven (321.457) of the Code, but not exceeding sixty-five feet in length, which may be moved on the highways of this state. Any such proposed rules and regulations shall be submitted to the general assembly within five days following the convening of a regular session of the general assembly. The general assembly may approve or disapprove the rules and regulations submitted by the commission not later than sixty days from the date such rules and regulations are submitted

and, if approved or no action is taken by the general assembly on the proposed rules and regulations, such rules and regulations shall become effective May first and thereafter all laws in conflict therewith shall be of no further force and effect."

2. Page 3, by inserting after line 2 the following amendment:

..... Page 7, line 32, by striking the words "and seven (7)" and inserting in lieu thereof the words "seven (7), and eight (8)".

3. Page 7, by inserting after line 16 the following amendment:

..... Page 14, by inserting after line 15 the following new sections:

Sec..... Section three hundred twenty-one point four hundred fifty-seven (321.457), subsection three (3), Code 1973, is amended to read as follows:

3. Except as to combinations of vehicles, provisions for which are otherwise made in this chapter, no combination of truck tractor and a semitrailer *hauling livestock shall have an overall length, inclusive of front and rear bumpers, in excess of sixty feet*, nor shall any other combination of vehicles coupled together, unladen or with load, [shall] have an overall length, inclusive of front and rear bumpers, in excess of fifty-five feet.

Sec. Section three hundred twenty-one point four hundred fifty-seven (321.457), Code 1973, as amended by Acts of the Sixty-fifth General Assembly, 1973 Session, chapter two hundred nineteen (219), section one (1), is amended by adding the following new subsection:

NEW SUBSECTION. A motor vehicle or combination of vehicles may be operated upon the highways of this state, **irrespective** of the length and weight limitations imposed by the laws of this state, if the motor vehicle or combination of vehicles is operated within the corporate limits of a city abutting a border of this state and such operations have been approved by ordinance of the city council and **if the length and weight** of the motor vehicle or combination of vehicles is in conformity with the laws relating to length and weight of the abutting state on the effective date of this Act. If a city council has authorized such operation upon highways within the corporate limits, then the limit of travel for such motor vehicles or combination of vehicles within the state is extended to the commercial zones as described by federal regulations concerning interstate commerce, forty-nine (49), code of federal regulations, paragraphs one thousand forty-eight point ten (1048.10), one thousand forty-eight point thirty-eight (1048.38), and one thousand forty-eight point one hundred one (1048.101) as they exist on the effective date of this Act.

4. Amend the title, page 1, line 5, by inserting after

the word "transportation," the words "relating to the dimensions of vehicles,".

On the Part of the Senate:

CLIFTON C. LAMBORN, Chairman
LUCAS J. DeKOSTER
KARL NOLIN
W. R. RABEDEAUX

On the Part of the House:

RICHARD F. DRAKE, Chairman
ROBERT A. KRAUSE
LESTER D. MENKE
LAVERNE W. SCHROEDER

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 24, 1974, the Governor approved and transmitted to the Secretary of State the following bills:

H. F. 1399—To revise certain statutes relating to elections which were amended or affected by passage of chapter one hundred thirty-six (136), Acts of the Sixty-fifth General Assembly, 1973 Session.

H. F. 1453—Increasing an appropriation from the general fund of the state to the department of social services for group homes and child welfare foster care.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

S. R. 110 State government
H.C.R. 140 State government
H.C.R. 142 State government
H. F. 708 Appropriations
H. F. 1115 Commerce
H. F. 1418 Cities and towns
H. F. 1469 Human and industrial relations
H. F. 1489 Appropriations
H. F. 1491 Appropriations
H. F. 1496 Appropriations

SENATE CONCURRENT RESOLUTION 131

By Hansen

- 1 *Whereas, the proximity of the Capitol building*
- 2 *cafeteria provides, or could provide, a meaningful*
- 3 *service for legislators, state officers, and employ-*
- 4 *ees, as well as visitors to the Capitol; and*
- 5 *Whereas, there is a declining usage of this*

6 cafeteria, particularly during the noon lunch period;
7 and
8 *Whereas*, this decline may be attributable to
9 a variety of factors associated with the management
10 and operation of this cafeteria; *Now Therefore*,
11 *Be It Resolved by the Senate, the House of*
12 *Representatives Concurring*, That the Legislative
13 Council be directed to investigate and resolve
14 problems associated with the operation, facilities,
15 and services of the Capitol cafeteria.

SENATE CONCURRENT RESOLUTION 132

By Schaben

1 *Whereas*, the Rules of the Merit System of Iowa
2 provide a general policy to pay overtime to state
3 employees under the Merit System for work in excess
4 of the prescribed number of hours for a standard work
5 week or an extended work week; and
6 *Whereas*, cash payment is approved to any employee
7 eligible for overtime payment under the provisions of
8 the Fair Labor Standards Act irrespective of whether
9 the position is subject to said Act, or the Code of
10 Iowa; and
11 *Whereas*, the rate of pay established by the Merit
12 Rules for overtime work is at the regular rate of pay
13 for their position for each hour of overtime earned
14 except for employees occupying positions in hospitals,
15 nursing homes, schools, and institutions of higher
16 education which are subject to the Fair Labor Standards
17 Act, who shall be compensated in accordance therewith,
18 and
19 *Whereas*, in many instances, some state agencies
20 fail to comply with the established rule to pay even
21 straight time for all overtime worked, thereby
22 requiring additional hours of work for no additional
23 compensation, in direct violation of the Merit Rules
24 themselves; and
25 *Whereas*, some state agencies avoid paying,

Page 2

1 and have even established a policy to consider the
2 requirement to work more than eight hours per day
3 and more than forty hours in a work week without
4 additional compensation during peak work periods as a
5 condition of employment, also in direct violation of
6 the Merit Rules themselves; and
7 *Whereas*, some state agencies avoid paying even
8 straight overtime by scheduling the work of employees
9 so that they work ten hours per day the last
10 four days of one scheduled work week, thereby
11 working no more than forty hours during that week;
12 and then scheduling the same employees to work ten

13 hours per day for the first four days of the next
 14 scheduled work week, thereby working no more than
 15 forty hours during that week, and staggering the
 16 working days of the several employees so that they
 17 are fully manned at all times, thereby requiring
 18 their employees to work eight consecutive ten hour
 19 days, with no overtime; *Now Therefore,*
 20 *Be It Resolved by the Senate, the House Concurring*
 21 that the members of the 65th General Assembly decry
 22 and object to such mistreatment of state employees
 23 in violation of approved Merit Rules; and
 24 *Be It Further Resolved,* that state employees
 25 working for state agencies under the Merit System

Page 3

1 shall not only be compensated for overtime as pro-
 2 vided in the Merit Rules, but that such overtime
 3 compensation shall be at a rate in accordance with
 4 the rates established by the Fair Labor Standards
 5 Act irrespective of whether the position is subject
 6 to said Act, or the Code of Iowa.

REPORTS OF INVESTIGATING COMMITTEES

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Herbert L. Campbell of Washington, Iowa, for reappointment as a member of the Air Quality Commission of the Department of Environmental Quality under the provisions of Chapter 455B, Section 4, Code 1973, for the regular four-year term beginning July 1, 1974, and ending June 30, 1978, begs leave to report that it has made investigation and recommends the appointment be confirmed.

FORREST V. SCHWENGELS, Chairman
 TOM RILEY
 C. JOSEPH COLEMAN

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mr. Clifford M. White of Pella, Marion County, Iowa, for appointment as a member of the Iowa Merit Employment Commission pursuant to the provisions of Section 19A.6 of the 1973 Code of Iowa for a six-year term beginning July 1, 1973 and ending June 30, 1979, begs leave to report that it has made investigation and recommends the appointment be confirmed.

EUGENE M. HILL, Chairman
 RALPH F. McCARTNEY
 RALPH W. POTTER

COMMUNICATION

The following report has been received and placed on file in the office of the Secretary of the Senate from:

IOWA BUREAU OF LABOR

A report on the Iowa Occupational Safety and Health Act for the period from July 1, 1972 to December 31, 1973, in accordance with Section 88.19, Code 1973.

EXPLANATION OF VOTE

MR. PRESIDENT: I was busy with a group of students from my district when the vote was taken on Senate File 1386. Had I been present, I would have voted "aye".

JAMES V. GALLAGHER

REPORTS OF COMMITTEES

Senator Potter submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 1471**, a bill for an act to make appropriations for members of the House of Representatives ethics committee, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

S—2870

- 1 Amend House File 1471, as amended and passed by
- 2 the House, page 2, by striking lines 21 through
- 3 34, inclusive.

RALPH W. POTTER, Ranking Member

Ordered passed on file.

Senator Griffin submitted the following report:

MR. PRESIDENT: Your committee on cities and towns to which was referred **House File 1441**, a bill for an act relating to general obligation bonds of cities, begs leave to report it has had the same under consideration and recommends the same **do pass.**

JAMES W. GRIFFIN, SR., Chairman

Ordered passed on file.

Senator Schwieger submitted the following reports:

MR. PRESIDENT: Your committee on human resources to which was referred **House File 1411**, a bill for an act relating to authority of the department of social services to provide state supplementary cash payments to certain persons, revising the state medical assistance act, relating to claims for medical assistance, and providing a penalty, begs leave to report it has had the same under consideration and recommends the same **do pass.**

BART SCHWIEGER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on human resources to which was

referred **House File 1430**, a bill for an act relating to authority of the department of social services to arrange foster care placements for children, permitting the department to pay foster care parents directly for foster care, relating to responsibility for cost of foster care services, and authorizing the department to maintain accounts in the names of such children in which the funds of the children may be placed, **begs leave to report it has had the same under consideration and recommends the same do pass.**

BART SCHWIEGER, Chairman

Ordered passed on file.

Senator Riley submitted the following reports:

MR. PRESIDENT: Your committee on judiciary to which was referred **Senate File 1087**, a bill for an act making voidable agency action taken illegally by a public agency at a closed session, **begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:**

S—2864

- 1 Amend Senate File 1087 as follows:
- 2 1. Page 1, line 11 by striking the word "years"
- 3 and inserting in lieu thereof the word "months".
- 4 2. Page 1, by striking lines 14 through 24.

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary to which was referred **House File 343**, a bill for an act relating to the implied consent test for alcohol; making certain acts illegal and providing a penalty for their commission, **begs leave to report it has had the same under consideration and recommends the same be amended as follows; and when so amended the bill do pass:**

S—2865

- 1 Amend House File 343, as passed by the House, as
- 2 follows:
- 3 1. Page 4, line 1 by inserting before the word "in"
- 4 the words "for misdemeanors".
- 5 2. Page 4, lines 1 and 2 by striking the words and
- 6 figure "two hundred eighteen (321.218)" and inserting
- 7 in lieu thereof the words and figure "four hundred
- 8 eighty-two (321.482)".

TOM RILEY, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2852

- 1 Amend Senate Concurrent Resolution 130 as follows:
- 2 1. Page 15, line 22, by striking the words "two
- 3 years" and inserting in lieu thereof the word "year".

- 4 2. Page 15, line 23, by striking the words "two
5 years," and inserting in lieu thereof the words "one
6 year".
- 7 3. Page 15, line 24, by striking the word "six"
8 and inserting in lieu thereof the word "two".
- 9 4. Page 15, line 25, by striking the word "ten"
10 and inserting in lieu thereof the word "four".
- 11 5. Page 16, line 1, by striking the word
12 "fourteen" and inserting in lieu thereof the word
13 "six".

MINNETTE F. DODERER
BERL PRIEBE
NORMAN RODGERS
KARL NOLIN
BASS VAN GILST
WILLIAM PALMER
EARL R. WILLITS
JOAN ORR

S—2863

- 1 Amend House File 475, as amended, passed and reprinted
2 by the House, as follows:
- 3 1. Page 1, by striking lines 7 through 21 and in-
4 serting in lieu thereof the following:
5 "by striking the subsection and inserting in lieu
6 thereof the following:
- 7 5. Property which is held in joint tenancy by
8 the decedent and any other person or persons or any
9 deposit in banks, or other institution in their joint
10 names and payable to either or to the survivor, ex-
11 cept such part as may be proven to have belonged to
12 the survivor; or any interest of a decedent in pro-
13 perty owned by a joint stock or other corporate body
14 whereby the survivor or survivors become beneficially
15 entitled to the decedent's interest upon the death of
16 a shareholder. However, if such property is so held
17 by the decedent and the surviving spouse, as the only
18 co-owners, it shall be presumed that each contributed
19 equally to the acquisition of such property unless it
20 is proven that the survivor made a greater contribu-
21 tion. The tax imposed upon the passing of property
22 under the provisions of this subsection shall apply
23 to property held under all such contracts or agree-
24 ments whether made before or after the taking effect
25 of this chapter."

Page 2

- 1 2. Page 1B, by striking lines 22 through 25.

MINNETTE DODERER

S—2869

- 1 Amend House File 719, as amended and passed
2 by the House, page 2, line 20, by striking the

- 3 the words "*distributing or selling*" and inserting
4 in lieu thereof the words "*or distributing*".

ELIZABETH SHAW

S—2854

- 1 Amend House File 1102 as amended, passed and re-
2 printed by the House as follows:
3 1. Page 3B, by striking lines 48 through 59.
4 2. By renumbering the remaining sections.

EUGENE M. HILL

S—2858

- 1 Amend the Hill amendment, S—2840, to House File
2 1102 as follows:
3 1. Page 2, line 23, by inserting after the word
4 "exposes" the words "his or her".
5 2. Page 2, line 25, by inserting after the word
6 "nipple" the words "to another person".
7 3. Page 3, line 2, by striking the word "matter"
8 and inserting in lieu thereof the word "exposure".
9 4. Page 3, line 3, by inserting after the word
10 "sex" the words "is patently offensive".

EUGENE M. HILL

S—2855

- 1 Amend House File 1402, as amended and passed by
2 the House, as follows:
3 1. Page 2, line 6, by inserting after the word
4 "Code" the words "or who distributes fertilizer for
5 resale in this state".
6 2. Page 2, line 9, by inserting after the word
7 "fuel" the words "or fertilizer".
8 3. Page 2, line 17, by inserting after the second
9 word "fuel" the words "or fertilizer".
10 4. Page 2, line 22, by inserting after the second
11 word "fuel" the words "or fertilizer".
12 5. Page 2, line 24, by inserting after the second
13 word "fuel" the words "or fertilizer".
14 6. Page 2, line 26, by inserting after the second
15 word "fuel" the words "or fertilizer".
16 7. Page 3, line 1, by inserting after the word
17 "premises" the words " , or who operates, maintains,
18 or conducts a place of business from which fertilizer
19 is sold or offered for sale at retail to the ultimate
20 consumer".
21 8. Page 3, line 8, by inserting after the second
22 word "fuel" the words "or fertilizer".
23 9. Page 3, line 12, by inserting after the second
24 word "fuel" the words "or fertilizer".
25 10. Page 3, after line 16, by inserting the fol-

Page 2

- 1 lowing subsection:
2 8. "Fertilizer" means "fertilizer or soil condi-
3 tioner" as defined in section two hundred point three
4 (200.3) of the Code and required to be registered or

5 labeled pursuant to section two hundred point five
6 (200.5) of the Code.

7 11. Page 3, line 25, by inserting after the sec-
8 ond word "fuel" the words "or fertilizer".

9 12. Page 4, line 15, by inserting after the sec-
10 ond word "fuel" the words "or fertilizer".

11 13. Page 5, line 8, by inserting after the sec-
12 ond word "fuel" the words "or fertilizer".

13 14. Page 7, line 3, by inserting after the sec-
14 ond word "fuels" the words "or fertilizers".

15 15. Page 7, line 25, by inserting after the sec-
16 ond word "fuel" the words "or fertilizer".

17 16. Page 9, line 3, by inserting after the first
18 word "fuel" the words "or fertilizer".

19 17. By renumbering subsections as necessary to
20 conform to this amendment.

21 18. Page 1, line 2, amend the title, by insert-
22 ing after the second word "fuel" the words "and
23 fertilizer".

JAMES V. GALLAGHER

S—2866

1 Amend House File 1411, as amended and passed by the
2 House, as follows:

3 1. Page 6, by adding the following un-
4 numbered paragraph following line 6:

5 *"Notwithstanding the provisions of this*
6 *subsection establishing priorities for individuals*
7 *and families to receive medical assistance, the*
8 *department may determine, within the priorities*
9 *listed in this subsection, persons to receive*
10 *medical assistance based on income levels as*
11 *established by the department, subject to the*
12 *limitations provided in subsection four (4) of*
13 *this section."*

JOHN S. MURRAY

S—2867

1 Amend House File 1491, as amended and passed by
2 the House, page 13, by striking lines 5 through
3 9, inclusive.

BERL E. PRIEBE
GEORGE R. KINLEY
JAMES V. GALLAGHER
RALPH F. McCARTNEY
TOM RILEY
WILLIAM N. PLYMAT

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Thursday, April 25, 1974.

JOURNAL OF THE SENATE

ONE HUNDRED SECOND DAY

SENATE CHAMBER

DES MOINES, IOWA, THURSDAY, APRIL 25, 1974

The Senate met in regular session, Senator Coleman presiding.

Prayer was offered by the Reverend Father Gregory Heme-sath, pastor of St. Patrick's Catholic Church, Tama, Iowa.

The Journal of Wednesday, April 24, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. C. W. Maplethorpe, Toledo, Iowa.

PRESENTATION OF VISITORS

The Chair welcomed the Honorable Francis L. Messerly, former member of the Senate and House of Representatives from Black Hawk County.

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

Seventeen students from Sacred Heart School, Spencer, Iowa, accompanied by Sister Emma, Mrs. Kadous and Mrs. Finigan. Senator Curtis.

Thirty students from Irving Elementary School, Ottumwa, Iowa, accompanied by Mr. Dye and Mr. Richardson. Senator Glenn.

Fifty-five students from Cedar Heights School, Cedar Falls, Iowa, accompanied by Mrs. Bunting and Mr. York. Senator Hansen.

Forty-five students from Anita High School, Anita, Iowa, accompanied by John Buske. Senator Nolin.

Twenty-four students from East Monona Community School, Moorhead, Iowa, accompanied by Mr. Horney and Mr. Van Roekel. Senator Schaben.

Sixty students from West Central Community School, Maynard, Iowa, accompanied by Pat Grennan. Senator Heying.

Members of the Kuemper High School Orchestra, Carroll, Iowa, accompanied by Mr. and Mrs. John Malet.

MOTION TO SUSPEND RULE LOST

Senator Rodgers moved that Rule 13 of the Senate Rules Governing Lobbyists be suspended as it relates to the attorney general of Iowa and other elected state officials.

On the question "Shall the motion to suspend Rule 13 of the Senate Rules Governing Lobbyists as it relates to the attorney general of Iowa and other elected state officials be adopted?" the vote was:

Ayes, 11:

Coleman	Kinley	Palmer	Rodgers
Gluba	Miller of	Priebe	Schwieger
Junkins	Des Moines	Riley	Scott

Nays, 30:

Andersen	Hansen	Murray	Shaff
Bergman	Heying	Nolin	Shaw
Blouin	Hill	Nystrom	Taylor
Briles	Hultman	Orr	Tieden
Burroughs	Kelly	Plymat	Van Gilst
Curtis	Lamborn	Rabedeaux	Willits
Doderer	McCartney	Ramsey	Winkelman
Glenn	Milligan		

Absent or not voting, 9:

DeKoster	Kennedy	Potter	Schaben
Gallagher	Miller of	Robinson	Schwengels
Griffin	Marshall		

The motion lost.

ADOPTION OF CONFERENCE COMMITTEE REPORT

Senate File 1141

Senator Lamborn called up the report of the conference committee on Senate File 1141, a bill for an act to create a state department of transportation by transferring certain duties of the state highway commission, Iowa aeronautics commission, Iowa reciprocity board, Iowa state commerce commission, and the department of public safety to a state department of transportation, and making coordinating amendments to the Code, including penalty provisions, found on pages 1578-1580, inclusive, of the Senate Journal.

President Neu took the chair at 10:15 a.m.

Senator Potter took the chair at 11:06 a.m.

President Neu took the chair at 11:11 a.m.

CALL OF THE SENATE

The Chair announced the following Call of the Senate had been filed at the desk and directed the Secretary to call the roll:

CALL OF THE SENATE

MR. PRESIDENT: Pursuant to Rule 19 of the Rules of the Senate of the Sixty-fifth General Assembly, we, the undersigned, do hereby request a Call of the Senate on Senate File 1141 and all amendments and motions thereto.

W. R. RABEDEAUX
 CALVIN O. HULTMAN
 CLIFTON C. LAMBORN
 DALE L. TIEDEN
 WILLIAM N. PLYMAT
 RALPH W. POTTER
 RICHARD R. RAMSEY
 FORREST V. SCHWENGELS
 GEORGE F. MILLIGAN
 CLIFF BURROUGHS

Roll call revealed all members present.

Senator Lamborn asked and received unanimous consent that Senator Van Gilst be excused from the Call of the Senate at 12:00 o'clock noon.

Senator Lamborn moved the adoption of the conference committee report and the recommendations and amendments contained therein.

Roll call was requested.

On the question "Shall the conference committee report be adopted?" (S.F. 1141) the vote was:

Ayes, 31:

Andersen	Heying	Milligan	Ramsey
Bergman	Hultman	Murray	Riley
Burroughs	Kelly	Nolin	Robinson
Coleman	Kinley	Nystrom	Schwengels
Curtis	Lamborn	Plymat	Schwieger
DeKoster	McCartney	Potter	Scott
Gallagher	Miller of	Priebe	Shaff
Griffin	Marshall	Rabedeaux	Shaw

Nays, 19:

Blouin	Hill	Orr	Tieden
Briles	Junkins	Palmer	Van Gilst
Doderer	Kennedy	Rodgers	Willits
Glenn	Miller of	Schaben	Winkelman
Gluba	Des Moines	Taylor	
Hansen			

The motion prevailed and the conference committee report and the recommendations and amendment contained therein were adopted.

Senator Lamborn moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1141) the vote was:

Ayes, 32:

Andersen	Kelly	Nolin	Robinson
Bergman	Kinley	Nystrom	Schwengels
Burroughs	Lamborn	Plymat	Schwieger
Coleman	McCartney	Potter	Scott
Curtis	Miller of	Priebe	Shaff
DeKoster	Marshall	Rabedeaux	Shaw
Gallagher	Milligan	Ramsey	Taylor
Glenn	Murray	Riley	Willits
Griffin			

Nays, 17:

Blouin	Heying	Miller of	Rodgers
Briles	Hill	Des Moines	Schaben
Doderer	Hultman	Orr	Tieden
Gluba	Junkins	Palmer	Winkelman
Hansen	Kennedy		

Absent or not voting, 1:

Van Gilst

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

On motion of Senator Lamborn, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

QUORUM CALL

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

Present, 41:

Andersen	Hansen	Milligan	Robinson
Bergman	Heying	Murray	Rodgers
Blouin	Hill	Nolin	Schwengels
Burroughs	Hultman	Nystrom	Schwieger
Coleman	Junkins	Orr	Scott
Curtis	Kelly	Plymat	Shaff
DeKoster	Lamborn	Potter	Taylor
Doderer	Miller of	Priebe	Tieden
Glenn	Des Moines	Rabedeaux	Willits
Gluba	Miller of	Ramsey	Winkelman
Griffin	Marshall	Riley	

Absent, 9:

Briles	Kinley	Palmer	Shaw
Gallagher	McCartney	Schaben	Van Gilst
Kennedy			

Roll call revealed a quorum present.

Senator Schwengels took the chair at 1:40 p.m.

Senator Lamborn asked and received unanimous consent to take up for consideration Senate File 1388.

Senate File 1388

On motion of Senator Riley, Senate File 1388, a bill for an act appropriating from the general fund of the state to the department of public instruction for the use of the school budget review committee, was taken up for consideration.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1388) the vote was:

Ayes, 46:

Andersen	Griffin	Miller of	Riley
Bergman	Hansen	Marshall	Rodgers
Blouin	Heying	Milligan	Schaben
Briles	Hill	Murray	Schwengels
Burroughs	Hultman	Nolin	Schwieger
Coleman	Junkins	Nystrom	Scott
Curtis	Kelly	Orr	Shaff
DeKoster	Kennedy	Plymat	Shaw
Doderer	Lamborn	Potter	Taylor
Gallagher	McCartney	Priebe	Tieden
Glenn	Miller of	Rabedeaux	Willits
Gluba	Des Moines	Ramsey	Winkelman

Nays, 1:

Robinson

Absent or not voting, 3:

Kinley	Palmer	Van Gilst
--------	--------	-----------

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

Senator Lamborn asked and received unanimous consent that Senate File 1388 be immediately messaged to the House, which request was complied with.

Senator Lamborn asked and received unanimous consent to take up for consideration Senate File 1389.

Senate File 1389

On motion of Senator Riley, Senate File 1389, a bill for an act to make an appropriation from the general fund of the state to the state comptroller for the payment of certain cost of the centennial observance of the Iowa academy of science, was taken up for consideration.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1389) the vote was:

Ayes, 47:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schaben
Blouin	Hultman	Nolin	Schwengels
Briles	Junkins	Nystrom	Schwieger
Burroughs	Kelly	Orr	Scott
Coleman	Kennedy	Plymat	Shaff
Curtis	Kinley	Potter	Shaw
DeKoster	Lamborn	Priebe	Taylor
Doderer	McCartney	Rabedeaux	Tieden
Glenn	Miller of	Ramsey	Willits
Gluba	Des Moines	Riley	Winkelman
Griffin	Miller of	Robinson	
Hansen	Marshall		

Nays, 1:

Gallagher

Absent or not voting, 2:

Palmer Van Gilst

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

Senator Lamborn asked and received unanimous consent that **Senate File 1389** be **immediately messaged** to the House, which request was complied with.

Senator Lamborn asked and received unanimous consent to take up for consideration Senate File 1397.

Senate File 1397

On motion of Senator Milligan, Senate File 1397, a bill for an act to authorize the energy policy council to study, develop, and assist the operations of transportation systems in this state and making an appropriation therefor, was taken up for consideration.

Senator Gallagher offered amendment S—2880 and moved its **adoption**:

S—2880

- 1 Amend Senate File 1397 as follows:
 2 1. Page 2, line 8 by inserting after the period the
 3 following: "To determine the feasibility of contract-
 4 ing for railroad passenger service in Iowa, the coun-
 5 cil shall initially negotiate and contract with the
 6 national railroad passenger corporation for railroad
 7 passenger service on the Illinois central line be-
 8 tween the city of Dubuque and the city of Sioux City
 9 or the city of Dubuque and the city of Council Bluffs.
 10 The initial contract shall not require the state to
 11 pay more than sixty-six and two-thirds percent of any
 12 loss incurred in providing this railroad passenger
 13 service, and shall include a termination date of June
 14 30, 1977 unless the general assembly authorizes the
 15 council to continue the contract. Any loss incurred
 16 shall be computed upon the cost of providing the rail-
 17 road passenger service and associated capital costs,
 18 including interest on passenger equipment, less reve-
 19 nues received from the operation of the passenger
 20 service."
 21 2. Page 4, line 24 by striking the word and figures
 22 "four million (4,000,000)" and inserting in lieu
 23 thereof the words and figure "four million five hun-
 24 dred thousand (4,500,000)".

Roll call was requested.

On the question "Shall amendment S—2880 be adopted?"
 (S.F. 1397) the vote was:

Ayes, 16:

Andersen	Gallagher	Palmer	Schwieger
Bergman	Hansen	Priebe	Scott
Blouin	Heying	Riley	Tieden
Coleman	Kennedy	Schaben	Winkelman

Nays, 29:

Briles	Junkins	Milligan	Robinson
Burroughs	Kelly	Murray	Rodgers
Curtis	Kinley	Nolin	Schwengels
Glenn	Lamborn	Nystrom	Shaff
Gluba	Miller of	Orr	Shaw
Griffin	Des Moines	Plymat	Taylor
Hill	Miller of	Potter	Willits
Hultman	Marshall	Ramsey	

Absent or not voting, 5:

DeKoster	McCartney	Rabedeaux	Van Gilst
Doderer			

Amendment S—2880 lost.

Senator Willits offered amendment S—2879 by Senators
 Willits, Lamborn and Murray and moved its adoption:

S—2879

- 1 Amend Senate File 1397 as follows:

- 2 1. Page 4, line 19 by striking the word "and"
 3 and inserting in lieu thereof a comma ",".
 4 2. Page 4, line 20 by inserting after the word
 5 "assembly" the following: ", and the department of
 6 transportation".
 7 3. Page 4, by inserting the following after
 8 the period in line 20: "While the energy policy coun-
 9 cil is conducting this study of the state's rail trans-
 10 portation system, no similar study shall be made by
 11 the department of transportation. All materials,
 12 data, evidence, testimony, and any other information
 13 gathered by the energy policy council while conducting
 14 its study shall be turned over to the department of
 15 transportation no later than the due date for the
 16 report."

President Neu took the chair at 2:45 p.m.

Amendment S—2879 was adopted.

Senator Murray offered amendment S—2885 and moved its adoption:

S—2885

- 1 Amend Senate File 1397 as follows:
 2 1. Page 4, line 18, by inserting the follow-
 3 ing after the word "report":
 4 "on the progress of its study to the
 5 governor and the general assembly not later than
 6 March 1, 1975 and a final report".
 7 2. Page 4, line 20, by striking the word
 8 "March" and inserting in lieu thereof the word
 9 "November".

Amendment S—2885 was adopted.

Senator Milligan moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1397) the vote was:

Ayes, 39:

Andersen	Gluba	Miller of	Robinson
Bergman	Griffin	Marshall	Rodgers
Blouin	Hansen	Milligan	Schaben
Briles	Heying	Murray	Schwengels
Burroughs	Hultman	Nystrom	Schwieger
Curtis	Junkins	Orr	Scott
DeKoster	Kelly	Plymat	Shaff
Doderer	Kinley	Potter	Taylor
Gallagher	Lamborn	Priebe	Willits
Glenn	McCartney	Rabedeaux	Winkelman

Nays, 10:

Coleman	Miller of	Palmer	Shaw
Hill	Des Moines	Ramsey	Tieden
Kennedy	Nolin	Riley	

Absent or not voting, 1:

Van Gilst

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

Senator Lamborn asked and received unanimous consent that Senate File 1397 be immediately messaged to the House, which request was complied with.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, Senator Rabedeaux presiding.

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1483, a bill for an act making an appropriation to supplement funds appropriated to office of attorney general.

WILLIAM H. HARBOR, Chief Clerk

HOUSE MESSAGE CONSIDERED

House File 1483, a bill for an act making an appropriation to supplement funds appropriated to the office of attorney general.

Read first time and referred to committee on appropriations (under Rule 37).

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, Senator Coleman presiding.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up for consideration Senate File 1396.

Senate File 1396

On motion of Senator Milligan, Senate File 1396, a bill for an act to make an appropriation from the general fund of the state to the department of agriculture, was taken up for consideration.

Senator Tieden offered amendment S—2884 by Senators Priebe and Tieden and moved its adoption:

S—2884

1 Amend Senate File 1396, page 2, by adding after

2 line 24 the following new section:
 3 Sec. For the fiscal year commencing
 4 July 1, 1974, and ending June 30, 1975, the
 5 secretary of agriculture may employ one additional
 6 veterinarian for the purpose of assisting in the
 7 initial administration and enforcement of the provisions
 8 of House File 550, as enacted by the Sixty-fifth
 9 General Assembly, 1974 Session, and to assist in
 10 the promulgation of rules and regulations pursuant
 11 thereto; thereafter, the secretary of agriculture
 12 shall utilize the area animal industry veterinarians
 13 to supervise the enforcement of the provisions
 14 of House File 550 and the rules and regulations
 15 adopted pursuant thereto.

Amendment S—2884 was adopted.

Senator Milligan moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1396) the vote was:

Ayes, 44:

Andersen	Hansen	Miller of	Riley
Bergman	Heying	Marshall	Robinson
Blouin	Hill	Milligan	Schaben
Briles	Junkins	Murray	Schwengels
Burroughs	Kelly	Nolin	Schwieger
Coleman	Kennedy	Nystrom	Scott
Curtis	Kinley	Orr	Shaw
DeKoster	Lamborn	Palmer	Taylor
Doderer	McCartney	Plymat	Tieden
Gallagher	Miller of	Potter	Willits
Glenn	Des Moines	Rabedeaux	Winkelman
Gluba		Ramsey	

Nays, 1:

Hultman

Absent or not voting, 5:

Griffin	Rodgers	Shaff	Van Gilst
Priebe			

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

Senator Lamborn asked and received unanimous consent that **Senate File 1386** be **immediately messaged** to the House, which request was complied with.

Senator Lamborn asked and received unanimous consent to take up for consideration House File 1471.

House File 1471

On motion of Senator Doderer, House File 1471, a bill for an

act to make appropriations for members of the House of Representatives ethics committee, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator DeKoster offered amendment S—2883 and moved its adoption:

S—2883

- 1 Amend House File 1471 as amended and passed by the
- 2 House as follows:
- 3 1. Page 2, line 26, by striking the numeral
- 4 "224.45" and inserting in lieu thereof the numeral
- 5 "104.45".
- 6 2. Page 2, line 27, by striking the numeral
- 7 "289.27" and inserting in lieu thereof the numeral
- 8 "129.27".

Amendment S—2883 was adopted.

Senator DeKoster offered amendment S—2890 and moved its adoption:

S—2890

- 1 Amend House File 1471, as amended and passed by
- 2 the House, page 1, line 2, by inserting after the
- 3 word "committee" the following: "and relating
- 4 to the compensation of nonlegislative members of
- 5 the ethics committees".

Amendment S—2890 was adopted.

Senator DeKoster asked and received unanimous consent to withdraw amendment S—2870 filed by the committee on appropriations on April 24, 1974, and found on pages 1583 of the Senate Journal.

Senator DeKoster moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1471) the vote was:

Ayes, 46:

Andersen	Hill	Milligan	Robinson
Bergman	Hultman	Murray	Rodgers
Blouin	Junkins	Nolin	Schaben
Briles	Kelly	Nystrom	Schwengels
Burroughs	Kennedy	Orr	Schwieger
Coleman	Kinley	Palmer	Scott
Curtis	Lamborn	Plymat	Shaw
DeKoster	McCartney	Potter	Taylor
Gallagher	Miller of	Priebe	Tieden
Glenn	Des Moines	Rabedeaux	Willits
Gluba	Miller of	Ramsey	Winkelman
Hansen	Marshall	Riley	
Heying			

Nays, none.

Absent or not voting, 4:

Doderer	Griffin	Shaff	Van Gilst
---------	---------	-------	-----------

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

Senator Lamborn asked and received unanimous consent that **House File 1471** be **immediately messaged** to the House, which request was complied with.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 1375.

Senate File 1375

On motion of Senator Nolin, Senate File 1375, a bill for an act to legalize and validate the proceedings of the board of directors of the Jefferson Community School District No. 2, in the county of Greene, state of Iowa, authorizing and providing for the issuance, sale and delivery of school bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said school district, was taken up for consideration.

Senator Nolin moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1375) the vote was:

Ayes, 46:

Andersen	Hansen	Miller of	Ramsey
Bergman	Heying	Marshall	Riley
Blouin	Hill	Milligan	Robinson
Briles	Hultman	Murray	Rodgers
Burroughs	Junkins	Nolin	Schwengels
Coleman	Kelly	Nystrom	Schwieger
Curtis	Kennedy	Orr	Scott
DeKoster	Kinley	Palmer	Shaw
Doderer	Lamborn	Plymat	Taylor
Glenn	McCartney	Potter	Tieden
Gluba	Miller of	Priebe	Willits
Griffin	Des Moines	Rabedeaux	Winkelman

Nays, none.

Absent or not voting, 4:

Gallagher	Schaben	Shaff	Van Gilst
-----------	---------	-------	-----------

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

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 1369.

Senate File 1369

On motion of Senator Kennedy, Senate File 1369, a bill for an act to legalize the proceedings of the Board of Supervisors of Cerro Gordo County in connection with contracts made for improvements to the Cerro Gordo County Home located west of Mason City, Iowa, was taken up for consideration.

Senator Kennedy moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1369) the vote was:

Ayes, 36:

Andersen	Griffin	Miller of	Robinson
Bergman	Heying	Marshall	Rodgers
Blouin	Hill	Nolin	Schaben
Briles	Hultman	Nystrom	Schwengels
Burroughs	Junkins	Palmer	Schwieger
Coleman	Kelly	Plymat	Scott
Curtis	Kennedy	Potter	Taylor
DeKoster	Kinley	Priebe	Tieden
Doderer	Miller of	Rabedeaux	Willits
Gallagher	Des Moines		

Nays, 12:

Glenn	Lamborn	Murray	Shaff
Gluba	McCartney	Orr	Shaw
Hansen	Milligan	Riley	Winkelman

Absent or not voting, 2:

Ramsey	Van Gilst
--------	-----------

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

Senator Lamborn asked and received unanimous consent that **Senate File 1369** be **immediately messaged** to the House, which request was complied with.

Senator Lamborn asked and received unanimous consent to take up out of order House File 1465.

House File 1465

On motion of Senator Tieden, House File 1465, a bill for an act relating to the great river road and to scenic and recreational parkways, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Tieden moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1465) the vote was:

Ayes, 47:

Andersen	Hansen	Miller of	Riley
Bergman	Heying	Marshall	Rodgers
Blouin	Hill	Milligan	Schaben
Briles	Hultman	Murray	Schwengels
Burroughs	Junkins	Nolin	Schwieger
Coleman	Kelly	Nystrom	Scott
Curtis	Kennedy	Orr	Shaff
DeKoster	Kinley	Palmer	Shaw
Doderer	Lamborn	Plymat	Taylor
Gallagher	McCartney	Potter	Tieden
Glenn	Miller of	Priebe	Willits
Gluba	Des Moines	Rabedeaux	Winkelman
Griffin			

Nays, none.

Absent or not voting, 3:

Ramsey	Robinson	Van Gilst
--------	----------	-----------

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

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 1356.

Senate File 1356

On motion of Senator Bergman, Senate File 1356, a bill for an act to legalize and validate procedures of Iowa Great Lakes Sanitary District, the County Auditors and County Treasurers of Dickinson County, Iowa, in connection with annexations with municipalities in the Iowa Great Lakes Sanitary District, since the creation of said District, was taken up for consideration.

Senator Bergman offered amendment S—2654 filed by him and moved its adoption:

S—2654

- 1 Amend Senate File 1356 as follows:
- 2 Page 2, line 4, by striking the word "mileage"
- 3 and inserting in lieu thereof the word "millage".
- 4 Page 2, line 19, by striking the word "forever".
- 5 Page 2, line 19, by adding after the word "as"
- 6 the words "having been and hereafter".

Amendment S—2654 was adopted.

Senator Bergman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1356) the vote was:

Ayes, 46:

Andersen	Hansen	Miller of	Ramsey
Bergman	Heying	Marshall	Riley
Blouin	Hill	Milligan	Rodgers
Briles	Hultman	Murray	Schwengels
Burroughs	Junkins	Nolin	Scott
Coleman	Kelly	Nystrom	Shaff
Curtis	Kennedy	Orr	Shaw
DeKoster	Kinley	Palmer	Taylor
Doderer	Lamborn	Plymat	Tieden
Gallagher	McCartney	Potter	Willits
Glenn	Miller of	Priebe	Winkelman
Gluba	Des Moines	Rabedaux	
Griffin			

Nays, none.

Absent or not voting, 4:

Robinson	Schaben	Schwieger	Van Gilst
----------	---------	-----------	-----------

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

Senator Lamborn asked and received unanimous consent that **Senate File 1356** be **immediately messaged** to the House, which request was complied with.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has concurred in the Senate amendment to the House amendment to and repassed the following bill in which the concurrence of the House was asked:

Senate File 1163, a bill for an act relating to area education agencies, including provisions to replace the county school system.

Also: That the House has concurred in Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

Senate File 1211, a bill for an act relating to a state fuel tax credit.

Also: That the House has concurred in Senate amendment to the House amendment to and repassed the following bill in which the concurrence of the House was asked:

Senate File 1285, a bill for an act amending the appropriation to the state highway commission relating to funding of the state highway commission's share for administration of the state merit system.

Also: That the House has insisted on its amendments to Senate File 1325, a bill for an act appropriating from the general fund of the state to the state historical society for capital improvements of state historical sites, and requests a conference committee.

Conferees on the part of the House are: The Representative from Crawford, Mr. Crabb, chairman; the Representative from Pottawattamie, Mr. Danker; the Representative from Fremont, Mrs. McElroy; the Representa-

tive from Calhoun, Mr. Miller; and the Representative from Jackson, Mr. Norpel.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1328, a bill for an act making an appropriation from general fund of the state to the commission on the status of women.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1331, a bill for an act making an appropriation to the department of public safety for construction of three public safety district office headquarters.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1368, a bill for an act making an allocation to the department of general services for the use of education radio and television facility board.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1378, a bill for an act to appropriate from general fund of state to sewage works treatment construction fund.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1385, a bill for an act to make an allocation of state aid to certain county fairs or agricultural societies for premium awards.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1071, a bill for an act to require taking of blood samples from deceased persons killed in automobile accidents.

Also: That the House has concurred in the Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 1240, a bill for an act requiring county board of supervisors receive written notices at the time any resident of county is admitted as a voluntary patient of a mental health institute.

Also: That the House has amended the Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 1425, a bill for an act to make an appropriation from primary road fund to state highway commission relating to the posting of informational signs.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1490, a bill for an act relating to the collection and disposition of fines and forfeited bail in actions based upon municipal ordinance.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 146 concerning adjournment sine die at four o'clock p.m., Friday, April 26, 1974.

WILLIAM H. HARBOR, Chief Clerk

HOUSE CONCURRENT RESOLUTION 146

By Holden, Stromer and Roorda

1 *Be It Resolved by the House of Representatives, the*
2 *Senate Concurring, That the Sixty-fifth General Assembly*
3 *adjourn sine die at four o'clock p.m., Friday, April 26,*
4 *1974.*

HOUSE AMENDMENT TO SENATE FILE 1331

1 Amend Senate File 1331 as amended and passed by the Senate
2 as follows:
3 1. Page 2, line 5, before the word "For" insert
4 the numeral "1."
5 2. Page 2, after line 6, insert the following:
6 2. For radio equipment and related
7 items pertaining to the conversion of
8 stations from low band to high band\$1,004,000
9 Sec. 2. Acts of the Sixty-fifth General Assembly,
10 1973 Session, chapter one hundred four (104), section five (5),
11 the second new section, unnumbered paragraph two (2), is amend-
12 ed to read as follows:

13 *The police communications review committee shall meet*
14 *periodically with representatives of the department of public*
15 *safety and other departments, agencies, groups, and individuals*
16 *concerned with state communications, and shall review [proposed*
17 *changes of the communications operating procedures of the*
18 *department which affect operating procedures of local law*
19 *enforcement agencies] the operations of the state police*
20 *communications system. The police communications review*
21 *committee shall review all appropriations made for state*
22 *police and local police communications systems by the general*
23 *assembly. The police communications review committee shall*
24 *report to the general assembly in January of each year, and*
25 *shall make such recommendations and submit such legislation*

Page 2

1 *as it deems necessary and advisable.*
2 3. Page 2, by striking lines 18 through 26 and inserting
3 in lieu thereof the following:
4 Sec. It is the intent of the general assembly that
5 the funds appropriated pursuant to this Act shall be used for
6 the following purposes:
7 1. To construct three department of public safety district
8 office headquarters to be located at Cedar Falls, Mount
9 Pleasant and Spencer, Iowa. These headquarters are to provide
10 space for each of the various law enforcement divisions within
11 the department. The appropriation does include an amount to
12 develop the site and provide parking at the three locations.
13 2. To purchase the necessary radio equipment and related
14 items for completion of converting the radio stations from

15 low band to high band.

16 4. Renumber sections in accordance with this amendment.

17 5. Page 1, amend the title by striking everything after
18 the word "Act" and inserting in lieu thereof the following:
19 "making an appropriation to the department of public safety
20 for construction of three public safety district office
21 headquarters and for radio equipment for the division of radio
22 communications and relating to radio communications and the
23 duties of the police communications review committee."

HOUSE AMENDMENT TO SENATE AMENDMENT
TO HOUSE FILE 1425

1 Amend the Senate amendment to House File 1425 as follows:

2 1. By striking all of lines 3 through 14.

3 2. By striking from line 25 the figures "71,058,506"
4 and inserting in lieu thereof the figures "70,974,506".

5 3. By striking lines 27 through 33 and inserting in
6 lieu thereof the following: "3. This appropriation contains a
7 sufficient amount to enable the state highway commission to
8 fund and support seven additional traffic-weight officers
9 but is not to be used to increase the present established
10 positions."

INTRODUCTION OF BILLS

Senate File 1398, by committee on judiciary, a bill for an act relating to regulation of prescription drugs and controlled substances by the board of pharmacy examiners.

Read first time and placed on calendar.

Senate File 1399, by committee on appropriations (committee on appropriations), a bill for an act to make an appropriation from the general fund of the state to the state conservation commission for capital improvements.

Read first time and placed on calendar.

Senate File 1400, by committee on appropriations, a bill for an act making an appropriation to the department of public instruction to provide school food service assistance for the purpose of participating in certain federal child nutrition programs.

Read first time and placed on calendar.

Senate File 1401, by committee on appropriations, a bill for an act appropriating from the general fund of the state to the department of public instruction for distribution to the merged area schools for salary adjustments and equipment replacement.

Read first time and placed on calendar.

Senate File 1402, by committee on appropriations, a bill for an act making an appropriation for the purpose of improving liquor warehousing operations.

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

Senate File 1403, by committee on appropriations, a bill for an act to make an appropriation from the general fund of the state to the state comptroller for the substitution or replacement of any federal funds which are not available for administrative expenses of previously existing federal programs relating to community action programs.

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

HOUSE MESSAGES CONSIDERED

House File 1071, a bill for an act to require the taking of blood samples from deceased persons killed in automobile accidents to determine the presence of alcohol and controlled substances.

Read first time and **passed on file**.

House File 1490, a bill for an act relating to the collection and disposition of fines and forfeited bail in actions based upon municipal ordinance, and providing clerical assistance to judicial officers to simplify collections by and dispositions from district court.

Read first time and **passed on file**.

SENATE CONCURRENT RESOLUTION 133

By Lamborn

- 1 *Whereas*, Otto Weber began covering the Iowa legislature as a
 2 reporter for WHO in 1939; and
 3 *Whereas*, Mr. Weber is now celebrating his thirty-fifth year
 4 as a reporter covering the Iowa legislature; and
 5 *Whereas*, Mr. Weber is held in high esteem by the members of the
 6 Sixty-fifth General Assembly; *Now Therefore*,
 7 *Be It Resolved by the Senate, the House Concurring*, That the
 8 members of the Sixty-fifth General Assembly, 1974 Session, extend
 9 their congratulations to Otto Weber on the thirty-fifth anniversary
 10 of his coverage of the Iowa legislature; and
 11 *Be It Further Resolved*, That the Secretary of the Senate is
 12 directed to present a copy of this resolution to Mr. Weber.

SENATE CONCURRENT RESOLUTION 134

By Lamborn and Schaben

- 1 *Whereas*, the legislative internship program for the Iowa

2 general assembly has operated on an informal basis, and
3 *Whereas*, interest and participation in internships has
4 grown to a point where the program needs to be organized and
5 supervised more formally to make internships more beneficial
6 to the general assembly and college student interns; *Now*
7 *Therefore*,
8 *Be It Resolved by the Senate, the House Concurring*, That
9 a Joint Committee on Legislative Internships be established
10 to organize and supervise the college student internship
11 program for the general assembly. The committee shall consist
12 of thirteen members: two members of the Senate, one appointed
13 by the majority leader and one by the minority leader; two
14 members of the House, one appointed by the majority leader and
15 one appointed by the minority leader; the chief clerk of the
16 House or his designee; the secretary of the Senate or his
17 designee; the director of the legislative service bureau or
18 his designee; a person from each of the three state universi-
19 ties selected by each of the universities; a person represent-
20 ing the Drake University College of Law, selected by Drake
21 University; and two persons from other Iowa private colleges,
22 selected by other members of the committee. A vacancy shall
23 be filled in the same manner as the original appointment.
24 The duties of the committee shall include providing proce-
25 dures for coordinating the recruitment, selection, assignment,
26 and supervision of interns in each house; establishing the
27 duties of interns; providing orientation meetings for interns;
28 and providing for academic supervision of interns.
29 The expenses of the committee members and the per diem pay
30 of legislative members shall be paid from funds available

Page 2

1 to the public agency the members represent and in the case
2 of nonpublic members' expenses shall be paid from funds
3 available under section two point twelve (2.12) of the Code.

SENATE CONCURRENT RESOLUTION 135

By Taylor

1 *Whereas*, right-of-way is being acquired under eminent
2 domain procedures for the construction of the diagonal portion
3 of I-35 in the northern part of the state which has created access
4 problems for landowners in moving farm equipment to the land-
5 owner's land; and
6 *Whereas*, the acquisition of property by a governmental
7 agency under eminent domain procedures removes such property
8 from the tax rolls immediately upon acquisition; and
9 *Whereas*, certain problems are inherent in the present law
10 which governs the sale of unused right-of-way by governmental
11 agencies; and
12 *Whereas*, the condemnation procedures outlined by law have
13 been revised within the last five years and there exists need
14 to review these laws to insure that adequate protections are
15 provided for all parties involved in condemnation proceedings;

16 *Now Therefore,*

17 *Be It Resolved by the Senate, the House Concurring,* That
18 the legislative council is authorized to create a study com-
19 mittee, as provided by law, composed of members of the Senate
20 and the House of Representatives, representing both political
21 parties, to conduct a study during the 1974 interim of the
22 eminent domain procedures provided by law; and

23 *Be It Further Resolved,* That the study committee submit a
24 report of its findings and recommendations to the legislative
25 council and the Sixty-fifth General Assembly, 1975 Session,
26 along with appropriate bill drafts designed to carry out
27 committee recommendations.

SENATE CONCURRENT RESOLUTION 136

By Heying

1 *Whereas,* local governments are rapidly depleting land areas
2 which are suitable for use as sanitary landfill sites; and

3 *Whereas,* livestock growers are experiencing increasing
4 difficulties disposing of animal wastes without causing en-
5 vironmental pollution; and

6 *Whereas,* worldwide supplies of natural gas are being de-
7 pleted rapidly; and

8 *Whereas,* there is also a worldwide shortage of many kinds
9 of fertilizer; and

10 *Whereas,* there are other valuable products which can be
11 reclaimed from recycled rural and urban wastes; and

12 *Whereas,* Senate File 1114 which was introduced for con-
13 sideration of the Sixty-fifth General Assembly, 1974 Session,
14 would have provided an appropriation for research and estab-
15 lishment of a pilot project for the recovery of methane gas
16 from animal wastes; *Now Therefore,*

17 *Be It Resolved by the Senate, the House Concurring,* That
18 the legislative council is authorized, according to law, to
19 establish a study committee for the purpose of studying the
20 feasibility of establishing and funding a pilot project for
21 the recycling of solid and liquid wastes.

22 *Be It Further Resolved,* That the study committee shall con-
23 sist of legislators representing both the Senate and the House
24 of Representatives and both political parties and may include
25 nonlegislative members knowledgeable in the subject area; and

26 *Be It Further Resolved,* That the legislative council is
27 urged to appoint Dr. Clifford Finney, Professor of Chemistry,
28 Drake University, Dr. Norman Rhodes, Professor of Chemistry,
29 Upper Iowa College, Dr David Pippert, Professor of Chemistry,
30 Upper Iowa College, Mr. Skip Laitner, Environmentalist, Dr.

Page 2

1 Richard Smith, Agricultural Engineer, Iowa State University
2 of Science and Technology, and Mr. Courtney Allan, Geneticist,
3 Des Moines, as nonlegislative members of the study committee.
4 Each of these recommended appointees are well qualified and
5 knowledgeable in the methods of recycling waste materials.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S.C.R. 131 State government
- S.C.R. 132 State government
- S. F. 1390 State government
- S. F. 1391 Judiciary
- S. F. 1392 State government

REPORT OF INVESTIGATING COMMITTEE

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mr. Robert C. Russell of Iowa City, Johnson County, Iowa, as a member of the Water Quality Commission of the Department of Environmental Quality for the State of Iowa pursuant to Chapter 455B, Section 4, 1973 Code, for a four-year term commencing July 1, 1974, and ending June 30, 1978, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

MINNETTE DODERER
WARREN CURTIS
DALE TIEDEN

REPORTS OF COMMITTEES

Senator DeKoster submitted the following reports:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 1016**, a bill for an act relating to the appropriation for the construction of a state office building, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

S—2891

- 1 Amend House File 1016, as amended and passed by
- 2 the House, page 2, by adding after line 18 the
- 3 following new section:
- 4 Sec. It is the policy of the general
- 5 assembly that when the building authorized by this
- 6 Act and the building authorized by House File 1029,
- 7 Acts of the Sixty-fifth General Assembly, 1974
- 8 Session, are complete the statehouse shall be
- 9 vacated by all agencies except the office of the
- 10 governor, the supreme court, the law library,
- 11 and the general assembly and legislative staff
- 12 agencies, and that space which becomes available
- 13 in the statehouse shall be designated for use of
- 14 the general assembly and legislative agencies.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 1474**, a bill for an act appropriating from the general fund of the state to the department of social services for the biennium beginning July 1, 1973 and ending June 30, 1975, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 1475**, a bill for an act appropriating from the general fund to the Iowa state fair board for capital improvements, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 1478**, a bill for an act relating to the per diem rate, expenses and duties of specified boards and committees, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 1483**, a bill for an act making an appropriation to supplement funds appropriated to the office of attorney general, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

S—2892

- 1 Amend House File 1483 as amended and passed by the
- 2 House as follows:
- 3 1. Page 2, by striking lines 26 through 30 and
- 4 renumbering the remaining section.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 1488**, a bill for an act to make an appropriation from funds received by the board of accountancy, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 1489**, a bill for an act making an appropriation from the general

fund of the state to the department of general services to conduct a study of state aircraft, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 1491**, a bill for an act to establish a state historical department with a division of historical museum and archives, a division of the state historical society, and a division of historic preservation, to prescribe powers and duties, and to establish a trust fund for life memberships in the state historical society, and to make an appropriation, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

S—2893

1 Amend House File 1491, as amended and passed by
2 the House, as follows:

3 1. Page 5, line 1, by inserting after the period
4 the following: "The standards of the national
5 register shall be adopted as the standards for the
6 listing of historic property on the state register."

7 2. Page 5, line 2, by striking the words "Re-
8 view the content of" and inserting in lieu thereof
9 the word "Approve".

10 3. Page 5, by striking lines 3 and 4 and insert-
11 ing in lieu thereof the word "plan."

12 4. Page 5, line 18, by inserting after the word
13 "centers" the words ", which are in addition to
14 but do not duplicate archives as defined in section
15 **twelve (12) of this Act**".

16 5. Page 6, line 2, by striking the words "Have
17 custody of" and inserting in lieu thereof the word
18 "Administer".

19 6. Page 6, line 6, by striking the words "Have
20 custody of" and inserting in lieu thereof the word
21 "Administer".

22 7. Page 6, by striking lines 13, 14, and 15 and
23 inserting in lieu thereof the words "traditions and
24 history of all prior occupants who settled in the
25 region, including women and the various racial,

Page 2

1 religious, and ethnic groups."

2 8. Page 6, line 25, by striking the words "Be
3 custodian of" and inserting in lieu thereof the
4 word "Administer".

5 9. Page 8, by striking line 10 and inserting in
6 lieu thereof the words "2. Identify and".

7 10. Page 8, line 11, by striking the word "all".

8 11. Page 8, line 14, by striking the word "a"
9 and inserting in lieu thereof the word "the".

10 12. Page 8, by striking line 16 and inserting

- 11 in lieu thereof the word "of historic places."
 12 13. Page 8, by striking lines 17 through 22, in-
 13 clusive.
 14 14. Page 8, line 23, by inserting after the word
 15 "Prepare" the words "and annually update".
 16 15. Page 8, line 23, by striking the words "and
 17 review" and inserting in lieu thereof a period.
 18 16. Page 8, by striking line 24.
 19 17. Page 8, line 25, by striking the word
 20 "Establish" and inserting in lieu thereof the word
 21 "Develop".
 22 18. Page 9, line 1, by striking the word "de-
 23 partment" and inserting in lieu thereof the word
 24 "board".
 25 19. Page 9, by striking lines 2 and 3 and in-

Page 3

- 1 serting in lieu thereof the words "6. Accept federal
 2 aid for".
 3 20. Page 9, by striking lines 5 through 8, in-
 4 clusive.
 5 21. Page 9, by striking lines 10 through 16, in-
 6 clusive, and inserting in lieu thereof the words
 7 "agencies in historic preservation matters."
 8 22. Page 9, line 17, by inserting after the
 9 word "of" the words "and provided technical and
 10 financial assistance if federal funds are available,
 11 to".
 12 23. Page 9, line 18, by inserting after the word
 13 "commissions" the words "and private parties".
 14 24. Page 9, by striking lines 20, 21, and 22.
 15 25. Page 9, by striking lines 24, 25, and 26
 16 and inserting in lieu thereof a period.
 17 26. Page 9, by striking line 27 and inserting
 18 in lieu thereof the following:
 19 "13. Pursue historical."
 20 27. Page 10, line 1, by striking the words "to
 21 include" and inserting in lieu thereof the words
 22 "which may include but shall not be limited to".
 23 28. Page 13, by striking lines 5 through 9, in-
 24 clusive.
 25 29. By renumbering subsections as necessary.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 1496**, a bill for an act making an appropriation to the state conservation commission for deposit in the state fish and game protection fund, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Senator Schwieger submitted the following reports:

MR. PRESIDENT: Your committee on human resources to which was referred **Senate Concurrent Resolution 124**, a resolution establishing that April 30, 1974, be a National Day of Humiliation, Fasting and Prayer; and calls upon the people of our state to humble ourselves as we see fit, before our Creator to acknowledge our final dependence upon Him and to repent of our national sins, begs leave to report it has had the same under consideration and recommends the same **do pass**.

BART SCHWIEGER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on human resources to which was referred **Senate Concurrent Resolution 125**, a resolution stating that the governor shall appoint an early childhood development task force to be composed of nineteen members to study the needs of children in Iowa and shall assess and evaluate the need in Iowa for an office for early childhood development to accomplish the goals stated herein, begs leave to report it has had the same under consideration and recommends the same **do pass**.

BART SCHWIEGER, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2873

- 1 Amend the Griffin, et al., amendment S—2835, to
- 2 pages 15 and 16 of Senate Concurrent Resolution 130,
- 3 as follows:
- 4 1. By inserting after line 1 the following
- 5 amendments:
- 6 Page 15, line 22, by striking the words
- 7 "two years" and inserting in lieu thereof the word
- 8 "year".
- 9 Page 15, line 23, by striking the words
- 10 "two years'" and inserting in lieu thereof the words
- 11 "one year's".
- 12 2. Line 3, by striking the word "four" and in-
- 13 serting in lieu thereof the word "two".
- 14 3. Line 5, by striking the word "six" and in-
- 15 serting in lieu thereof the word "four".
- 16 4. Line 7, by striking the word "eight" and in-
- 17 serting in lieu thereof the word "six".
- 18 5. By renumbering amendments as necessary.

MINNETTE F. DODERER

S—2881

- 1 Amend Senate File 1230 as follows:
- 2 1. By striking everything after the enacting
- 3 clause and insert in lieu thereof the following:
- 4 Section 1. **NEW SECTION. LIABILITY OF PERSONS**
- 5 **REFUSING TO PERFORM ABORTIONS.** An individual who
- 6 may lawfully perform, assist, or participate in
- 7 medical procedures which will result in an abortion

8 shall not be required against his religious beliefs
 9 or moral convictions to perform, assist, or partici-
 10 pate in a direct manner in such procedures unless
 11 the abortion is necessary to save the life of the
 12 mother. A person shall not discriminate against
 13 another individual in any way, including but not
 14 limited to employment, promotion, advancement,
 15 transfer, licensing, education, training, or the
 16 granting of hospital privileges or staff appoint-
 17 ments, participate in the recommendation, perform-
 18 ance, or assistance in the performance of medical
 19 procedures which will result in an abortion, except
 20 when the abortion is necessary to save the life of
 21 the mother. For the purposes of this Act, "abortion"
 22 means the termination of human pregnancy with an
 23 intention other than to produce a live birth or to
 24 remove a dead fetus.

25 Sec. 2. *NEW SECTION. LIABILITY OF HOSPITALS*

Page 2

1 REFUSING TO PERFORM ABORTIONS. A hospital shall
 2 not be required to permit the performance of an
 3 abortion, except to save the life of the mother.
 4 The refusal to permit such procedures shall not
 5 be grounds for civil liability to any person nor
 6 a basis for any disciplinary or other recriminatory
 7 action against the hospital. The provisions of this
 8 section shall not apply to any hospital which is
 9 supported, maintained and controlled by public
 10 authority.

11 Sec. 3. *NEW SECTION. INQUIRY CONCERNING PAR-*
 12 *TICIPATION IN ABORTIONS.* Nothing in this Act shall
 13 prohibit any hospital which permits the performance
 14 of abortions from inquiring whether an employee,
 15 person with staff privileges, prospective
 16 employee, or prospective person with staff privi-
 17 leges would advance a religious belief or moral con-
 18 viction for refusal to participate in an abortion
 19 or has participated in the past in medical proce-
 20 dures which have resulted in abortions before such
 21 a person is hired for service in or assigned to that
 22 part of a hospital where abortion patients are
 23 cared for or abortions procedures are conducted.

MINNETTE DODERER

S—2888

1 Amend Senate File 1314 by adding the following
 2 new section after line 13 on page 3:

3 Sec. Section two hundred four point two
 4 hundred four (204.204), subsection four (4), Code
 5 1973, is amended by adding the following new para-
 6 graph:

7 *NEW PARAGRAPH. 1-[1-(2-thienyl) cyclohexyl]*
 8 *piperidine.*

RICHARD R. RAMSEY

S—2894

1 Amend House File 1102, as amended, passed and re-
2 printed by the House, as follows:

3 1. Page 3B, line 56 by inserting after the word
4 "minors" the words ", except where such law, ordinance
5 or regulation is more stringent than the provisions
6 of this Act".

7 2. Page 3B, line 56 by inserting after the word
8 "such" the word "other".

RAY TAYLOR

S—2895

1 Amend the committee on judiciary amendment S—2793,
2 to page 2A of House File 1102, as amended, passed and
3 reprinted by the House, as follows:

4 1. Page 1, by adding the following sentence after
5 the period in line 17: "The provisions of this section
6 shall not apply to drive-in movie theatres until July
7 1, 1976."

CLIFTON C. LAMBORN
MINNETTE DODERER

S—2887

1 Amend House File 1360, as amended and passed by
2 the House, by striking everything after the enacting
3 clause and inserting in lieu thereof the following:

4 Section 1. *NEW SECTION.*

5 1. Any corporations, domestic or foreign, which
6 alone or in any manner of association, partnership,
7 or joint venture with other individuals or corpora-
8 tions, which:

9 a. Own or lease agricultural land in this state
10 used for or which may be used for the growing of
11 crops, fruit or produce, or the keeping of poultry
12 or livestock; or

13 b. Own or lease any land on which poultry or
14 livestock are confined for feeding or other purposes;
15 or

16 c. Which contract for keeping and feeding
17 poultry or livestock; or

18 d. Which contract for the growing of agricul-
19 tural crops, fruits or horticulture products in
20 this state; shall, on or before June 15, 1975 and
21 each year thereafter, file a special annual report
22 with the secretary of state containing the material
23 provided in subsection two (2) of this section.

24 2. The report filed with the secretary of state
25 shall contain:

Page 2

1 a. The name of the corporation and the state of
2 its incorporation.

3 b. The address by street number of the registered
4 office of the corporation in Iowa, and the name of
5 its registered agent in Iowa, and, in the case of a
6 foreign corporation, the address of its principal

7 office in the state of its incorporation.

8 c. A declaration of whether it engages in
9 agricultural activity to any extent either as family
10 farm corporation or other corporate farm. A family
11 farm corporation is a corporation founded for the
12 purpose of farming and which owns agricultural land,
13 in which the majority of the voting stock is held by
14 and the majority of the stockholders are members of
15 a family related to each other within the third
16 degree of consanguinity, and at least one of whose
17 stockholders is a person residing on or actively
18 operating the farm and none of whose stockholders
19 are corporations. All other farm corporations are
20 nonfamily farm corporations.

21 d. The acreage and location listed by section,
22 township, and county, or legally described urban
23 plat of each lot or parcel of land in this state
24 owned or leased by the corporation and used or
25 usable for the growing of crops or the keeping or

Page 3

1 feeding of poultry or livestock.

2 e. The names and addresses of the executive
3 officers and the board of directors of the corpora-
4 tion as shown on the corporate records.

5 f. The amount and kind of poultry or livestock
6 owned, contracted for, fed or kept during the prece-
7 ding calendar year.

8 g. The amount of agricultural crops, fruit, or
9 horticultural products grown or contracted for
10 during the preceding calendar year.

11 3. Each report shall be signed by the president
12 or other authorized officer of the corporation. Any
13 person who knowingly submits, or who through the
14 proper and due exercise of care and diligence should
15 have known that any information and statements
16 required by this section are false or materially
17 misleading, or who fails or refuses to submit such
18 information and statements, is guilty of a misde-
19 meanor, and is subject to a fine of not more than
20 one hundred dollars, or imprisonment for not more
21 than thirty days, or subject to both such fine and
22 punishment.

23 Sec. 2. *NEW SECTION.* The secretary of state
24 shall prepare a summary of annual reports filed
25 under this Act, which clearly distinguish between

Page 4

1 a family farm corporation and a nonfamily farm cor-
2 poration and shall make the summaries available to
3 the public.

4 Sec. 3. *NEW SECTION.* The secretary of state may
5 request such additional information as may be
6 necessary or appropriate to enable the secretary of

7 state to administer this Act.

E. KEVIN KELLY
DALE L. TIEDEN

S—2874

1 Amend House File 1392, as amended and passed by the
2 House, as follows:

3 1. Page 5, by adding the following section after
4 line 11:

5 Sec. Section two hundred eighty A point
6 fifteen (280A.15), Code 1973, as amended by Acts of
7 the Sixty-fifth General Assembly, 1973 Session, chap-
8 ter one hundred thirty-six (136), section two hundred
9 seventy-seven (277), and House File one thousand three
10 hundred ninety-nine (1399), section sixty-nine (69),
11 is amended by striking the section and inserting in
12 lieu thereof the following:

13 280A.15 CONDUCT OF ELECTIONS. The nomination
14 of candidates, preparation of ballots, and canvass
15 for all elections of members of the board of directors
16 of an area vocational school or an area community
17 college, except as otherwise directed, shall be
18 conducted in the manner provided in sections two
19 hundred seventy-three point five (273.5) and two
20 hundred seventy-three point seven (273.7) of the
21 Code for members of county boards of education.
22 Nomination papers in behalf of a candidate shall be
23 filed with the secretary of the board of the merged
24 area. Each candidate shall be nominated by a pet-
25 ition signed by not less than fifty eligible electors

Page 2

1 of the district from which the member is to be
2 elected. The election notice shall be published as
3 provided in section forty-nine point fifty-three
4 (49.53) of the Code and the election shall be con-
5 ducted by the county commissioner of elections pur-
6 suant to the provisions of chapter thirty-nine (39)
7 through fifty-three (53) of the Code. The votes cast
8 in the election shall be canvassed by the county
9 board of supervisors and the county commissioner of
10 elections shall issue certificates of election as
11 prescribed in section two hundred seventy-three point
12 seven (273.7) of the Code. Members elected to the
13 board of directors of a merged area shall qualify by
14 taking the oath of office prescribed in section two
15 hundred seventy-seven point twenty-eight (277.28) of
16 the Code.

17 2. By renumbering the remaining sections.

TOM RILEY

S—2886

1 Amend House File 1392, as amended and passed by the
2 House, as follows:

3 1. Page 13, by adding the following section after

4 line 16:
 5 Sec. House File one thousand three hun-
 6 dred ninety-nine (1399), enacted by the Sixty-fifth
 7 General Assembly, 1974 Session, section ninety-four
 8 (94), is amended by striking from line four (4) the
 9 words and figure "eighty-five (85)" and inserting in
 10 lieu thereof the words and figure "ninety-two (92)".

TOM RILEY

S—2872

1 Amend House File 1422, as amended, passed and
 2 reprinted by the House, as follows:
 3 1. Page 6A, lines 14, 15, 16, and 17, by
 4 striking the following, "The five members appointed
 5 under this section shall not be elected or appoint-
 6 ed officers or employees of the federal government,
 7 a state government, or a political subdivision of a
 8 state."
 9 2. Page 15A, line 26, by striking the word
 10 "mayors" and inserting in lieu thereof the words
 11 "members of the council".
 12 3. Page 17, line 17, by striking the following
 13 words, "as requested by the commission".

MINNETTE DODERER

S—2878

1 Amend House File 1426, as amended and passed by the
 2 House, as follows:
 3 1. Page 2, line 16 by striking the word "*gross*".
 4 2. Page 2, line 17 by striking the word "*wanton*".

JAMES V. GALLAGHER

S—2876

1 Amend House File 1426, as amended and passed by the
 2 House, page 2, lines 16, 17 and 18 by striking the
 3 words "*gross negligence amounting to such lack of care*
 4 *as to amount to wanton neglect for the safety of*
 5 *another*" and inserting in lieu thereof the words "*con-*
 6 *duct amounting to such lack of care as to constitute a*
 7 *total disregard of any safety rule or regulation,*
 8 *which safety rule or regulation was for the benefit of*
 9 *the employee bringing such action, and which safety*
 10 *rule or regulation was known, or in the exercise of*
 11 *reasonable care should have been known, by the employee*
 12 *against whom such action is brought*".

MINNETTE DODERER

S—2889

1 Amend House File 1426, as amended and passed by the
 2 House, page 2, by adding the following section after
 3 line 39:
 4 Sec. Chapter eighty-five (85), Code 1973,
 5 is amended by adding the following new section:
 6 **NEW SECTION.** If an injury or death for which
 7 benefits are payable under this chapter or chapter
 8 eighty-five A (85A) of the Code is caused by the
 9 serious or willful misconduct of the employer or any

10 employee of such employer holding a supervisory or
 11 managing position or performing a supervisory or
 12 managing function, the weekly compensation amount
 13 payable to the injured employee or his dependents
 14 in case of death shall be doubled.

JAMES V. GALLAGHER
 MINNETTE DODERER

S—2875

1 Amend House File 1430, as amended and passed by the
 2 House, as follows:

3 1. Page 10, by adding the following section after
 4 line 9:

5 Sec. Section four hundred forty-four point
 6 twelve (444.12), subsection two (2), unnumbered para-
 7 graph one (1), Code 1973, is amended to read as
 8 follows:

9 Any portion which the board of supervisors may
 10 deem advisable of the cost of psychiatric examination
 11 and treatment of persons in need thereof or of pro-
 12 fessional evaluation, treatment, training, habilita-
 13 tion, and care of *persons who are mentally retarded*
 14 [*persons*] *or are afflicted by any other developmental*
 15 *disability*, at any suitable public or private facility
 16 providing inpatient or outpatient care in such county.

17 *As used in this subsection, "developmental disability"*
 18 *has the meaning assigned that term by title forty-two*
 19 *(42), section two thousand six hundred ninety-one*
 20 *(2691), subsection one (1), United States Code, as*
 21 *amended to January 1, 1974.*

22 2. By renumbering sections as necessary.

TOM RILEY

On motion of Senator Lamborn, the Senate adjourned until
 8:30 a.m., Friday, April, 26, 1974.

JOURNAL OF THE SENATE

ONE HUNDRED THIRD DAY

SENATE CHAMBER

DES MOINES, IOWA, FRIDAY, APRIL 26, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Ron Friedell, pastor of the St. Nicholas Church, Evansdale, Iowa.

The Journal of Thursday, April 25, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Don Tesdall, Des Moines, Iowa.

PRESENTATION OF VISITORS

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

Fifty students from Boone Community School, Boone, Iowa, accompanied by Mrs. Enslow, Mrs. Doake and Mrs. Lewiston. Senator Nystrom.

Thirteen Girl Scouts from Clear Lake, Iowa, accompanied by Mrs. Tesar. Senator Scott.

Twenty-six students from Elk Horn Community School, Elk Horn, Iowa, accompanied by Elaine Greve. Senator Schaben.

Thirty-one students from Lake View-Auburn Community School, Lake View, Iowa, accompanied by Mrs. Gronnemeyer and Mrs. Langbein. Senator Winkelman.

PETITIONS

The following petitions were received and placed on file:

By Senator Gluba, from three hundred three residents of Scott County favoring railroad passenger service across Iowa.

By Senator Potter, from thirty residents of Linn County favoring a cost of living salary increase for public employees.

By Senator Kennedy, from nine hundred fourteen residents of Iowa opposing obscenity in any form.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 1372.

Senate File 1372

On motion of Senator Riley, Senate File 1372, a bill for an act relating to the award of annual rental charges to a landowner in addition to other damages in eminent domain proceedings by pipeline companies, was taken up for consideration.

Senator Lamborn withdrew amendment S—2778 filed by him on April 16, 1974, and found on pages 1393 and 1394 of the Senate Journal.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1372) the vote was:

Ayes, 44:

Andersen	Griffin	Miller of	Riley
Bergman	Hansen	Marshall	Robinson
Blouin	Heying	Milligan	Rodgers
Briles	Hill	Murray	Schaben
Burroughs	Hultman	Nolin	Schwengels
Coleman	Junkins	Nystrom	Scott
Curtis	Kelly	Orr	Taylor
DeKoster	Kennedy	Plymat	Tieden
Doderer	Kinley	Potter	Van Gilst
Gallagher	Lamborn	Priebe	Willits
Glenn	Miller of	Ramsey	Winkelman
Gluba	Des Moines		

Nays, 1:

Rabedeaux

Absent or not voting, 5:

McCartney	Schwieger	Shaff	Shaw
Palmer			

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

Senator Lamborn asked and received unanimous consent that **Senate File 1372** be **immediately messaged** to the House, which request was complied with.

REPORTS OF INVESTIGATING COMMITTEES

Senator Robinson called up the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Allen J. Meier, of Cedar Rapids, Iowa, for reappointment as a member of the Occupational Safety and Health Review Commission under the provisions of Section 88.10, Code 1973, for the term ending June 30, 1980, begs leave to report that it has made investigation and recommends the appointment be confirmed.

CLOYD E. ROBINSON, Chairman
TOM RILEY
ELIZABETH SHAW

The motion prevailed and the report was adopted.

Senator Robinson moved the appointment of Allen J. Meier as a member of the Occupational Safety and Health Review Commission be confirmed by the Senate.

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

Ayes, 46:

Andersen	Griffin	Miller of	Riley
Bergman	Hansen	Marshall	Robinson
Blouin	Heying	Milligan	Rodgers
Briles	Hill	Murray	Schaben
Burroughs	Hultman	Nolin	Schwengels
Coleman	Junkins	Nystrom	Scott
Curtis	Kelly	Orr	Shaw
DeKoster	Kennedy	Plymat	Taylor
Doderer	Kinley	Potter	Tieden
Gallagher	Lamborn	Priebe	Van Gilst
Glenn	Miller of	Rabedeaux	Willits
Gluba	Des Moines	Ramsey	Winkelman

Nays, none.

Absent or not voting, 4:

McCartney	Palmer	Schwieger	Shaff
-----------	--------	-----------	-------

President Neu declared the appointment of Allen J. Meier as a member of the Occupational Safety and Health Review Commission confirmed for the regular six-year term ending June 30, 1980.

Senator Potter called up the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mrs. Richard L. (Doris Ann) Peick, Cedar Rapids, Linn County, Iowa, for appointment as a member of the Commission on Judicial Qualifications pursuant to Chapter 285, Section 1, Acts of the Sixty-fifth General Assembly, 1973 Session, for a term which is to be

determined by lot, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

RALPH W. POTTER, Chairman
CLOYD E. ROBINSON
RAY TAYLOR

The motion prevailed and the report was adopted.

Senator Potter moved the appointment of Mrs. Richard L. Peick as a member of the Commission on Judicial Qualifications be confirmed by the Senate.

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

Ayes, 47:

Andersen	Hansen	Milligan	Robinson
Bergman	Heying	Murray	Rodgers
Blouin	Hill	Nolin	Schaben
Briles	Hultman	Nystrom	Schwengels
Burroughs	Junkins	Orr	Scott
Coleman	Kelly	Palmer	Shaw
Curtis	Kennedy	Plymat	Taylor
DeKoster	Kinley	Potter	Tieden
Doderer	Lamborn	Priebe	Van Gilst
Gallagher	Miller of	Rabedaux	Willits
Glenn	Des Moines	Ramsey	Winkelman
Gluba	Miller of	Riley	
Griffin	Marshall		

Nays, none.

Absent or not voting, 3:

McCartney	Schwieger	Shaff
-----------	-----------	-------

President Neu declared the appointment of Mrs. Richard L. Peick as a member of the Commission on Judicial Qualifications confirmed for a term which is to be determined by lot.

Senator Taylor called up the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of W. A. Krause of Hampton, Iowa, for reappointment as a member of the Merit Employment Commission under the provisions of Section 19A.6 of the 1973 Code of Iowa, for the regular six-year term beginning July 1, 1973, and ending June 30, 1979, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

RAY TAYLOR, Chairman
MICHAEL J. BLOUIN
W. R. RABEDAUX

The motion prevailed and the report was adopted.

Senator Taylor moved the appointment of W. A. Krause as a member of the Merit Employment Commission be confirmed by the Senate.

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

Ayes, 47:

Andersen	Hansen	Milligan	Robinson
Bergman	Heying	Murray	Rodgers
Blouin	Hill	Nolin	Schaben
Briles	Hultman	Nystrom	Schwengels
Burroughs	Junkins	Orr	Scott
Coleman	Kelly	Palmer	Shaw
Curtis	Kennedy	Plymat	Taylor
DeKoster	Kinley	Potter	Tieden
Doderer	Lamborn	Priebe	Van Gilst
Gallagher	Miller of	Rabedaux	Willits
Glenn	Des Moines	Ramsey	Winkelman
Gluba	Miller of	Riley	
Griffin	Marshall		

Nays, none.

Absent or not voting, 3:

McCartney	Schwieger	Shaff
-----------	-----------	-------

President Neu declared the appointment of W. A. Krause as a member of the Merit Employment Commission confirmed for the regular six-year term ending June 30, 1979.

Senator Hill called up the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mr. Clifford M. White of Pella, Marion County, Iowa, for appointment as a member of the Iowa Merit Employment Commission pursuant to the provisions of Section 19A.6 of the 1973 Code of Iowa for a six-year term beginning July 1, 1973 and ending June 30, 1979, begs leave to report that it has made investigation and recommends the appointment be confirmed.

EUGENE M. HILL, Chairman
RALPH F. McCARTNEY
RALPH W. POTTER

The motion prevailed and the report was adopted.

Senator Hill moved the appointment of Clifford M. White as a member of the Merit Employment Commission be confirmed by the Senate.

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

Ayes, 46:

Andersen	Coleman	Gluba	Hultman
Bergman	Curtis	Griffin	Kelly
Blouin	DeKoster	Hansen	Kennedy
Briles	Doderer	Heying	Kinley
Burroughs	Glenn	Hill	Lamborn

McCartney	Nolin	Rabedeaux	Scott
Miller of Des Moines	Nystrom	Ramsey	Shaw
Miller of Marshall	Orr	Riley	Taylor
Milligan	Palmer	Robinson	Tieden
Murray	Plymat	Rodgers	Van Gilst
	Potter	Schaben	Willits
	Priebe	Schwengels	Winkelman

Nays, none.

Absent or not voting, 4:

Gallagher	Junkins	Schwieger	Shaff
-----------	---------	-----------	-------

President Neu declared the appointment of Clifford M. White as a member of the Merit Employment Commission confirmed for the regular six-year term ending June 30, 1979.

Senator Schwengels called up the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Dr. Al Cornish of Sigourney, Iowa, for appointment as a member of the Commission on Judicial Qualifications under the provisions of Chapter 285, Section 1, Acts of the Sixty-fifth General Assembly, 1973, for a term which is to be determined by lot, begs leave to report it has made investigation and recommends the appointment be confirmed.

FORREST V. SCHWENGELS, Chairman
JOHN NYSTROM
BASS VAN GILST

The motion prevailed and the report was adopted.

Senator Schwengels moved the appointment of Dr. Al Cornish as a member of the Commission on Judicial Qualifications be confirmed by the Senate.

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

Ayes, 44:

Andersen	Hansen	Milligan	Riley
Bergman	Heying	Murray	Robinson
Blouin	Hill	Nolin	Rodgers
Briles	Hultman	Nystrom	Schwengels
Burroughs	Junkins	Orr	Scott
Coleman	Kelly	Palmer	Shaw
Curtis	Kinley	Plymat	Taylor
DeKoster	Lamborn	Potter	Tieden
Doderer	Miller of Des Moines	Priebe	Van Gilst
Glenn	Miller of Marshall	Rabedeaux	Willits
Gluba		Ramsey	Winkelman
Griffin			

Nays, none.

Absent or not voting, 6:

Gallagher	McCartney	Schwieger	Shaff
Kennedy	Schaben		

President Neu declared the appointment of Dr. Al Cornish as a member of the Commission on Judicial Qualifications confirmed for a term which is to be determined by lot.

Senator Schwengels called up the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Herbert L. Campbell of Washington, Iowa, for reappointment as a member of the Air Quality Commission of the Department of Environmental Quality under the provisions of Chapter 455B, Section 4, Code 1973, for the regular four-year term beginning July 1, 1974, and ending June 30, 1978, begs leave to report that it has made investigation and recommends the appointment be confirmed.

FORREST V. SCHWENGELS, Chairman
TOM RILEY
C. JOSEPH COLEMAN

The motion prevailed and the report was adopted.

Senator Schwengels moved the appointment of Herbert L. Campbell as a member of the Air Quality Commission of the Department of Environmental Quality be confirmed by the Senate.

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

Ayes, 45:

Andersen	Griffin	Miller of	Ramsey
Bergman	Hansen	Marshall	Riley
Blouin	Heying	Milligan	Robinson
Briles	Hultman	Murray	Rodgers
Burroughs	Junkins	Nolin	Schaben
Coleman	Kelly	Nystrom	Schwengels
Curtis	Kennedy	Orr	Scott
DeKoster	Kinley	Palmer	Taylor
Doderer	Lamborn	Plymat	Tieden
Gallagher	Miller of	Potter	Van Gilst
Glenn	Des Moines	Priebe	Willits
Gluba		Rabedeaux	Winkelman

Nays, none.

Absent or not voting, 5:

Hill	Schwieger	Shaff	Shaw
McCartney			

President Neu declared the appointment of Herbert L. Campbell as a member of the Air Quality Commission of the Department of Environmental Quality confirmed for the regular four-year term ending June 30, 1978.

Senator Kelly called up the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mrs. Jane B. (Lowry) Smith of Sioux City, Iowa for reappointment as a member of the Air Quality Commission of the Department of Environmental Quality for the State of Iowa pursuant to Chapter 455B, Section 4, 1973 Code of Iowa, for a term commencing July 1, 1974, and ending June 30, 1978, begs leave to report it has made investigation and recommends that the appointment be confirmed.

E. KEVIN KELLY, Chairman
 JAMES V. GALLAGHER
 W. R. RABEDEAUX

The motion prevailed and the report was adopted.

Senator Kelly moved the appointment of Mrs. Jane B. Smith as a member of the Air Quality Commission of the Department of Environmental Quality be confirmed by the Senate.

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

Ayes, 44:

Andersen	Griffin	Miller of	Ramsey
Bergman	Hansen	Marshall	Riley
Blouin	Heying	Murray	Robinson
Briles	Hill	Nolin	Rodgers
Burroughs	Hultman	Nystrom	Schwengels
Coleman	Junkins	Orr	Scott
Curtis	Kelly	Palmer	Shaw
DeKoster	Kinley	Plymat	Tieden
Doderer	Lamborn	Potter	Van Gilst
Gallagher	Miller of	Priebe	Willits
Glenn	Des Moines	Rabedeaux	Winkelman
Gluba			

Nays, none.

Absent or not voting, 6:

Kennedy	Schaben	Shaff	Taylor
McCartney	Schwieger		

President Neu declared the appointment of Mrs. Jane B. Smith as a member of the Air Quality Commission of the Department of Environmental Quality confirmed for the regular four-year term ending June 30, 1978.

Senator Plymat submitted the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Dr. Samuel J. Tuthill of Iowa City, Johnson County, Iowa, for reappointment as a member of the Solid Waste Disposal Commission of the Department of Environmental Quality for the State of Iowa, pursuant to Chapter 455B, Section 4, 1973 Code of Iowa, for a term commencing July 1, 1974, and ending June 30, 1978, begs leave to report that

it has made investigation and recommends the appointment be confirmed.

WILLIAM N. PLYMAT, Chairman
EUGENE M. HILL
RALPH F. McCARTNEY

The motion prevailed and the report was adopted.

Senator Plymat moved the appointment of Dr. Samuel J. Tuthill as a member of the Solid Waste Disposal Commission of the Department of Environmental Quality be confirmed by the Senate.

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

Ayes, 45:

Andersen	Griffin	Miller of	Ramsey
Bergman	Hansen	Marshall	Riley
Blouin	Heying	Milligan	Robinson
Briles	Hill	Murray	Schaben
Burroughs	Junkins	Nolin	Schwengels
Coleman	Kelly	Nystrom	Scott
Curtis	Kennedy	Orr	Shaw
DeKoster	Kinley	Palmer	Taylor
Doderer	Lamborn	Plymat	Tieden
Gallagher	Miller of	Potter	Van Gilst
Glenn	Des Moines	Priebe	Willits
Gluba		Rabedaux	Winkelman

Nays, none.

Absent or not voting, 5:

Hultman	Rodgers	Schwieger	Shaff
McCartney			

President Neu declared the appointment of Dr. Samuel J. Tuthill as a member of the Solid Waste Disposal Commission of the Department of Environmental Quality confirmed for the regular four-year term ending June 30, 1978.

Senator Doderer called up the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mr. Robert C. Russell of Iowa City, Johnson County, Iowa, as a member of the Water Quality Commission of the Department of Environmental Quality for the State of Iowa pursuant to Chapter 455B, Section 4, 1973 Code, for a four-year term commencing July 1, 1974, and ending June 30, 1978, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

MINNETTE DODERER
WARREN CURTIS
DALE TIEDEN

The motion prevailed and the report was adopted.

Senator Doderer moved the appointment of Robert C. Russell as a member of the Water Quality Commission of the Department of Environmental Quality be confirmed by the Senate.

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

Ayes, 40:

Andersen	Hansen	Milligan	Riley
Bergman	Heying	Murray	Rodgers
Blouin	Hill	Nolin	Schwengels
Coleman	Junkins	Nystrom	Scott
Curtis	Kelly	Orr	Shaw
DeKoster	Kinley	Palmer	Taylor
Doderer	Lamborn	Potter	Tieden
Gallagher	Miller of	Priebe	Van Gilst
Glenn	Des Moines	Rabedeaux	Willits
Gluba	Miller of	Ramsey	Winkelman
Griffin	Marshall		

Nays, none.

Absent or not voting, 10:

Briles	Kennedy	Robinson	Schwieger
Burroughs	McCartney	Schaben	Shaff
Hultman	Plymat		

President Neu declared the appointment of Robert C. Russell as a member of the Water Quality Commission of the Department of Environmental Quality confirmed for the regular four-year term ending June 30, 1978.

Senator Miller of Marshall called up the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mr. Richard C. Grossman, Marshalltown, Marshall County, Iowa, for appointment as a member of the Commission on Judicial Qualifications pursuant to Chapter 285, Section 1, Acts of the Sixty-fifth General Assembly, 1973 Session, for a term which is to be determined by lot, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

ELIZABETH MILLER, Chairman
 JAMES V. GALLAGHER
 JOHN S. MURRAY

The motion prevailed and the report was adopted.

Senator Miller of Marshall moved the appointment of Richard C. Grossman as a member of the Commission on Judicial Qualifications be confirmed by the Senate.

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

Ayes, 43:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schaben
Blouin	Hultman	Nolin	Schwengels
Burroughs	Junkins	Nystrom	Scott
Coleman	Kelly	Orr	Shaw
Curtis	Kennedy	Palmer	Taylor
DeKoster	Kinley	Priebe	Tieden
Doderer	Lamborn	Rabedeaux	Van Gilst
Gallagher	Miller of	Ramsey	Willits
Glenn	Des Moines	Riley	Winkelman
Gluba	Miller of	Robinson	
Hansen	Marshall		

Nays, none.

Absent or not voting, 7:

Briles	McCartney	Potter	Shaff
Griffin	Plymat	Schwieger	

President Neu declared the appointment of Richard C. Grossman as a member of the Commission on Judicial Qualifications confirmed for a term which is to be determined by lot.

Senator Nystrom called up the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mrs. D. D. Pellegrino of Story City, Story County, Iowa, for appointment as a member of the Iowa Aeronautics Commission pursuant to the provisions of Section 328.2, Code 1973, for the unexpired term ending June 30, 1979, begs leave to report that it has made investigation and recommends the appointment be confirmed.

JOHN N. NYSTROM, Chairman
ELIZABETH SHAW
JAMES GALLAGHER

The motion prevailed and the report was adopted.

Senator Nystrom moved the appointment of Mrs. D. D. Pellegrino as a member of the Iowa Aeronautics Commission be confirmed by the Senate.

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

Ayes, 42:

Andersen	Hill	Milligan	Robinson
Blouin	Hultman	Murray	Rodgers
Burroughs	Junkins	Nolin	Schwengels
Coleman	Kelly	Nystrom	Scott
Curtis	Kennedy	Orr	Shaw
DeKoster	Kinley	Palmer	Taylor
Doderer	Lamborn	Potter	Tieden
Glenn	Miller of	Priebe	Van Gilst
Gluba	Des Moines	Rabedeaux	Willits
Griffin	Miller of	Ramsey	Winkelman
Hansen	Marshall	Riley	
Heying			

Nays, none.

Absent or not voting, 8:

Bergman	Gallagher	Plymat	Schwieger
Briles	McCartney	Schaben	Shaff

President Neu declared the appointment of Mrs. D. D. Pellegrino as a member of the Iowa Aeronautics Commission confirmed for the unexpired portion of the term ending June 30, 1979.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 1102.

House File 1102

On motion of Senator Riley, House File 1102, a bill for an act relating to the dissemination and exhibition of obscene material to minors and providing a penalty, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Riley offered amendment S—2793 filed by the committee on judiciary on April 17, 1974, and found on pages 1417-1419, inclusive, of the Senate Journal.

Senator Murray took the chair at 10:30 a.m.

Senator Lamborn offered amendment S—2899 to amendment S—2793 and moved its adoption:

S—2899

- 1 Amend the committee on judiciary amendment S—2793,
- 2 to page 2A of House File 1102, as amended, passed and
- 3 reprinted by the House, as follows:
- 4 1. Page 1, by adding the following sentence after
- 5 the period in line 17: "The provisions of this section
- 6 relating to off premises dissemination or exhibition
- 7 of obscene material shall not apply to drive-in movie
- 8 theatres until July 1, 1976."

Roll call was requested.

On the question "Shall amendment S—2899 to amendment S—2793 be adopted?" (H.F. 1102) the vote was:

Rule 24 was invoked.

Ayes, 21:

Bergman	Gallagher	Kelly	Rabedeaux
Briles	Griffin	Lamborn	Robinson
Burroughs	Hansen	Murray	Rodgers
Curtis	Hultman	Nolin	Schwengels
DeKoster	Junkins	Nystrom	Willits
Doderer			

Nays, 25:

Andersen	Kennedy	Orr	Scott
Blouin	Kinley	Palmer	Shaw
Coleman	Miller of	Potter	Taylor
Glenn	Des Moines	Priebe	Tieden
Gluba	Miller of	Ramsey	Van Gilst
Heying	Marshall	Riley	Winkelman
Hill	Milligan	Schaben	

Absent or not voting, 4:

McCartney	Plymat	Schwieger	Shaff
-----------	--------	-----------	-------

Amendment S—2899 to amendment S—2793 lost.

Senator Lamborn offered amendment S—2895 to amendment S—2793 filed by Senators Lamborn and Doderer:

S—2895

- 1 Amend the committee on judiciary amendment S—2793,
- 2 to page 2A of House File 1102, as amended, passed and
- 3 reprinted by the House, as follows:
- 4 1. Page 1, by adding the following sentence after
- 5 the period in line 17: "The provisions of this section
- 6 shall not apply to drive-in movie theatres until July
- 7 1, 1976."

Senator Kennedy raised the point of order that amendment S—2895 to amendment S—2793 was out of order because it contained the same subject matter already considered and rejected by the Senate.

The Chair ruled the point well taken and amendment S—2895 to amendment S—2793 out of order.

President Neu took the chair at 10:50 a.m.

Senator Gallagher offered amendment S—2898 to amendment S—2793 and called for a division of the amendment as follows:

S—2898

Division S—2898A

- 1 Amend the judiciary committee amendment S—2793
- 2 to House File 1102 as follows:
- 3 1. Page 3, line 4, by striking the words
- 4 "full opaque".

Division S—2898B

- 5 2. Page 3, by striking lines 8, 9 and 10 and
- 6 inserting in lieu thereof the following:
- 7 "is patently offensive to the viewer shall upon
- 8 conviction,".

Senator Gallagher moved the adoption of division S—2898A of the amendment to amendment S—2793.

Division S—2898A of the amendment to amendment S—2793 lost.

Senator Gallagher withdrew division S—2898B of the amendment to amendment S—2793.

Senator Riley offered amendment S—2833 to amendment S—2793 filed by him:

S—2833

Division S—2833A

- 1 Amend the judiciary committee amendment S—2793 to
- 2 House File 1102 as follows:
- 3 1. Page 3, line 5, by striking the words "a third"
- 4 and inserting in lieu thereof the word "another".

Division S—2833B

- 5 2. Page 3, by striking lines 23 and 24.
- 6 3. Page 3, line 25 and page 4, line 1 by striking
- 7 ", genitals, or buttock" and inserting in lieu
- 8 thereof the words "or genitals".
- 9 4. Page 4, line 3 and 4 by striking ", pubes,
- 10 or buttock or the breast of a female" and inserting
- 11 in lieu thereof "or pubes".
- 12 5. By renumbering the subsections.

Senator Taylor called for a division of the amendment, section 1 to be considered as division S—2833A, and sections 2 through 5 to be considered as division S—2833B.

On motion of Senator Riley, division S—2833A of the amendment to amendment S—2793 was adopted.

Senator Riley moved the adoption of division S—2833B of the amendment to amendment S—2793.

Roll call was requested.

On the question "Shall division S—2833B of the amendment to amendment S—2793 be adopted?" (H.F. 1102) the vote was:

Ayes, 26:

Briles	Gluba	Miller of	Palmer
Burroughs	Griffin	Des Moines	Ramsey
Coleman	Hansen	Milligan	Riley
Curtis	Kelly	Murray	Robinson
Doderer	Kinley	Nolin	Schwengels
Gallagher	Lamborn	Nystrom	Willits
Glenn	McCartney	Orr	

Nays, 19:

Andersen	Hultman	Priebe	Taylor
Bergman	Junkins	Rodgers	Tieden
Blouin	Kennedy	Schaben	Van Gilst
DeKoster	Miller of	Scott	Winkelman
Heying	Marshall	Shaw	
Hill			

Absent or not voting, 5:

Plymat	Rabedeaux	Schwieger	Shaff
Potter			

Division S—2833B of the amendment to amendment S—2793 was adopted.

Senator Murray called for a division of amendment S—2793 as amended, lines 1 through 14 on page 3 to be considered as division S—2793A, and the remainder of the amendment to be considered as division S—2793B:

Senator Murray raised the point of order that division S—2793A of the amendment was not germane to the bill.

The Chair ruled the point well taken and division S—2793A of the amendment out of order.

Senator Riley offered amendment S—2903 to division S—2793B of the amendment and moved its adoption:

S—2903

- 1 Amend the judiciary committee amendment S—2793
- 2 to House File 1102, as amended, passed and
- 3 reprinted by the House, as follows:
- 4 1. Page 2, line 25, by striking the word
- 5 "sections" and inserting in lieu thereof the word
- 6 "section".
- 7 2. Page 5, line 1, by striking ", indecent ex-
- 8 posure,".

Amendment S—2903 to division S—2793B of the amendment was adopted.

On motion of Senator Riley, division S—2793B of the amendment as amended was adopted.

Amendment S—2643 ruled out of order with the adoption of the committee amendment S—2793.

Senator Hill offered amendment S—2840 filed by him on April 23, 1974, and found on pages 1547 and 1548 of the Senate Journal.

Senator Glenn raised the point of order that amendment S—2840 was not germane to the bill.

The Chair ruled the point well taken and amendment S—2840 and amendment S—2858 to amendment S—2840 out of order.

Senator Riley offered amendment S—2828 filed by him, moved its adoption and requested a roll call:

S—2828

- 1 Amend House File 1102, as amended, passed and re-

- 2 printed by the House, as follows:
 3 1. Page 2B, line 40 by striking the word "for".
 4 2. Page 2B, by striking lines 41 through 43 and in-
 5 serting in lieu thereof the following: "to enjoin the
 6 dissemination or exhibition of obscene material to
 7 minors. Such application for injunction is optional
 8 and not mandatory".
 9 3. Page 2B, by striking lines 46 through 70.
 10 4. Page 2C, by striking lines 71 through 105.
 11 5. Page 2D, by striking lines 106 through 140.
 12 6. Page 2E, by striking lines 141 through 148.
 13 7. By renumbering sections to conform with this
 14 amendment.

On the question "Shall amendment S—2828 be adopted?"
 (H.F. 1102) the vote was:

Ayes, 31:

Bergman	Junkins	Milligan	Robinson
Briles	Kennedy	Murray	Rodgers
Coleman	Kinley	Nystrom	Schaben
Curtis	Lamborn	Orr	Schwengels
DeKoster	Miller of	Palmer	Scott
Doderer	Des Moines	Potter	Shaw
Gallagher	Miller of	Priebe	Willits
Gluba	Marshall	Riley	Winkelman
Hill			

Nays, 10:

Andersen	Kelly	Ramsey	Tieden
Blouin	McCartney	Taylor	Van Gilst
Glenn	Nolin		

Absent or not voting, 9:

Burroughs	Heying	Plymat	Schwieger
Griffin	Hultman	Rabedeaux	Shaff
Hansen			

Amendment S—2828 was adopted.

(House File 1102 pending at recess.)

On motion of Senator Lamborn, the Senate recessed until 1:15
 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

QUORUM CALL

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

Present, 28:

Andersen	Gluba	Miller of	Riley
Bergman	Griffin	Marshall	Schaben
Blouin	Hill	Milligan	Scott
Burroughs	Junkins	Palmer	Taylor
Coleman	Kelly	Potter	Tieden
Doderer	Kennedy	Priebe	Willits
Glenn	Lamborn	Rabedeaux	Winkelman
		Ramsey	

Absent, 22:

Briles	Hultman	Nolin	Schwengels
Curtis	Kinley	Nystrom	Schwieger
DeKoster	McCartney	Orr	Shaff
Gallagher	Miller of	Plymat	Shaw
Hansen	Des Moines	Robinson	Van Gilst
Heying	Murray	Rodgers	

Roll call revealed a quorum present.

Senator Lamborn announced that Senators McCartney, Curtis, Murray, Orr and Rodgers were absent from the Senate chamber to attend a meeting of the conference committee on Senate File 1005 and unable to answer the roll call.

CONSIDERATION OF BILLS

House File 1102

The Senate resumed consideration of House File 1102.

Senator Hill offered amendment S—2842 filed by him, moved its adoption and requested a roll call:

S—2842

- 1 Amend House File 1102 as amended, passed and re-
- 2 printed by the House as follows:
- 3 1. Page 3A, by striking lines 5 through 12.
- 4 2. By renumbering the remaining sections.

On the question "Shall amendment S—2842 be adopted?" (H.F. 1102) the vote was:

Ayes, 6:

Hill	Miller of Marshall	Rabedeaux Ramsey	Taylor Van Gilst
------	-----------------------	---------------------	---------------------

Nays, 39:

Andersen	Gluba	Miller of	Riley
Bergman	Griffin	Des Moines	Robinson
Blouin	Hansen	Milligan	Rodgers
Burroughs	Heying	Murray	Schaben
Coleman	Junkins	Nolin	Schwengels
Curtis	Kelly	Orr	Scott
DeKoster	Kennedy	Palmer	Shaw
Doderer	Kinley	Plymat	Tieden
Gallagher	Lamborn	Potter	Willits
Glenn	McCartney	Priebe	Winkelman

Absent or not voting, 5:

Briles	Nystrom	Schwieger	Shaff
Hultman			

Amendment S—2842 lost.

Senator Hill offered amendment S—2854 filed by him, moved its adoption and requested a roll call:

S—2854

- 1 Amend House File 1102 as amended, passed, and re-
- 2 printed by the House as follows:
- 3 1. Page 3B, by striking lines 48 through 59.
- 4 2. By renumbering the remaining sections.

On the question "Shall amendment S—2854 be adopted?" (H.F. 1102) the vote was:

Ayes, 9:

Bergman	Miller of	Scott	Van Gilst
Hill	Marshall	Taylor	Winkelman
	Ramsey	Tieden	

Nays, 34:

Andersen	Griffin	Miller of	Potter
Blouin	Hansen	Des Moines	Priebe
Burroughs	Heying	Milligan	Rabedeaux
Coleman	Junkins	Murray	Riley
Curtis	Kelly	Nolin	Robinson
DeKoster	Kennedy	Nystrom	Rodgers
Gallagher	Kinley	Orr	Schwengels
Glenn	Lamborn	Palmer	Shaw
Gluba		Plymat	Willits

Absent or not voting, 7:

Briles	Hultman	Schaben	Shaff
Doderer	McCartney	Schwieger	

Amendment S—2854 lost.

Senator Taylor offered amendment S—2894 filed by him:

S—2894

- 1 Amend House File 1102, as amended, passed and re-
- 2 printed by the House, as follows:
- 3 1. Page 3B, line 56 by inserting after the word
- 4 "minors" the words " , except where such law, ordinance
- 5 or regulation is more stringent than the provisions
- 6 of this Act".
- 7 2. Page 3B, line 56 by inserting after the word
- 8 "such" the word "other".

Senator Taylor offered amendment S—2906 to amendment S—2894 and moved its adoption:

S—2906

- 1 Amend the Taylor amendment S—2894, to House File 1102,

- 2 as amended, passed, and reprinted by the House, line 4
 3 by striking the word "minors" and inserting in lieu
 4 thereof the word "materials".

Amendment S—2906 to amendment S—2894 was adopted.

Senator Taylor moved the adoption of amendment S—2894 as amended.

Amendment S—2894 as amended lost.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1102) the vote was:

Ayes, 46:

Andersen	Hansen	Miller of	Ramsey
Bergman	Heying	Marshall	Riley
Blouin	Hill	Milligan	Robinson
Burroughs	Hultman	Murray	Rodgers
Coleman	Junkins	Nolin	Schwengels
Curtis	Kelly	Nystrom	Scott
DeKoster	Kennedy	Orr	Shaw
Doderer	Kinley	Palmer	Taylor
Gallagher	Lamborn	Plymat	Tieden
Glenn	McCartney	Potter	Van Gilst
Gluba	Miller of	Priebe	Willits
Griffin	Des Moines	Rabedaux	Winkelman

Nays, none.

Absent or not voting, 4:

Briles	Schaben	Schwieger	Shaff
--------	---------	-----------	-------

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

Senator Lamborn asked and received unanimous consent that **House File 1102** be **immediately messaged** to the House, which request was complied with.

ADOPTION OF CONFERENCE COMMITTEE REPORT

Senate File 1284

Senator Shaw called up the report of the conference committee on Senate File 1284, a bill for an act relating to funding for an adjustment to the merit system and executive council exempt pay plans and other exempt positions included in the state comptroller's centralized payroll system, found on pages 1537-1540, inclusive, of the Senate Journal and moved its adoption.

Senator Miller of Des Moines took the chair at 3:30 p.m.

The motion prevailed and the conference committee report and the recommendations and amendment contained therein were adopted.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1284) the vote was:

Ayes, 42:

Andersen	Griffin	Miller of	Ramsey
Bergman	Hansen	Marshall	Riley
Blouin	Heying	Milligan	Robinson
Burroughs	Hill	Murray	Schwengels
Coleman	Hultman	Nolin	Scott
Curtis	Junkins	Nystrom	Shaw
DeKoster	Kelly	Orr	Taylor
Doderer	Kinley	Palmer	Tieden
Gallagher	Lamborn	Plymat	Van Gilst
Glenn	Miller of	Potter	Willits
Gluba	Des Moines	Rabedeaux	Winkelman

Nays, none.

Absent or not voting, 8:

Briles	McCartney	Rodgers	Schwieger
Kennedy	Priebe	Schaben	Shaff

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

Senator Lamborn asked and received unanimous consent that **Senate File 1284** be **immediately messaged** to the House, which request was complied with.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up for consideration Senate File 1399.

Senate File 1399

On motion of Senator Milligan, Senate File 1399, a bill for an act to make an appropriation from the general fund of the state to the state conservation commission for capital improvements, was taken up for consideration.

Senator McCartney offered amendment S—2896, moved its adoption and requested a roll call:

S—2896

- 1 Amend Senate File 1399 as follows:
- 2 1. Page 2, line 3, by striking the second word
- 3 "seven" and inserting in lieu thereof the word

- 4 "nine".
 5 2. Page 2, line 3, by striking the numeral
 6 "7,750,000" and inserting in lieu thereof the
 7 numeral "7,950,000".
 8 3. Page 2, by adding after line 22 the following:
 9 "6. TURKEY RIVER LITTLE LAKE
 10 OF THE WOODS PROJECT
 11 For further land acquisition
 12 and development 200,000"
 13 4. By renumbering the subsections.

On the question "Shall the amendment S—2896 be adopted?"
 (S.F. 1399) the vote was:

Ayes, 16:

Andersen	Kelly	Miller of	Robinson
Briles	Kinley	Marshall	Rodgers
Coleman	McCartney	Priebe	Tieden
Gallagher	Miller of	Ramsey	Van Gilst
Hansen	Des Moines		

Nays, 26:

Bergman	Griffin	Orr	Schwengels
Blouin	Heying	Palmer	Scott
Burroughs	Hill	Plymat	Shaw
Curtis	Milligan	Potter	Taylor
DeKoster	Murray	Rabedeaux	Willits
Glenn	Nolin	Riley	Winkelman
Gluba	Nystrom		

Absent or not voting, 8:

Doderer	Junkins	Lamborn	Schwieger
Hultman	Kennedy	Schaben	Shaff

Amendment S—2896 lost.

Senator McCartney moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1399) the vote was:

Ayes, 42:

Andersen	Hansen	Miller of	Robinson
Bergman	Heying	Marshall	Rodgers
Blouin	Hill	Milligan	Schwengels
Briles	Hultman	Murray	Scott
Burroughs	Junkins	Orr	Shaw
Coleman	Kelly	Palmer	Taylor
Curtis	Kinley	Plymat	Tieden
DeKoster	Lamborn	Potter	Van Gilst
Doderer	McCartney	Rabedeaux	Willits
Gallagher	Miller of	Ramsey	Winkelman
Glenn	Des Moines	Riley	
Gluba			

Nays, 2:

Nolin	Priebe
-------	--------

Absent or not voting, 6:

Griffin
Kennedy

Nystrom
Schaben

Schwieger

Shaff

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

Senator Lamborn asked and received unanimous consent that **Senate File 1399** be **immediately messaged** to the House, which request was complied with.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted conference committee report and amendments contained therein, and repassed the following bill in which the concurrence of the House was asked:

Senate File 277, a bill for an act relating to establishment and administration of professional licensing boards.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 528, a bill for an act relating to the licensing of dogs.

Also: That the House has adopted conference committee report and amendments contained therein and repassed the following bill in which the concurrence of the House was asked:

Senate File 1141, a bill for an act to create a state department of transportation.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1225, a bill for an act relating to child abuse.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1384, a bill for an act increasing the appropriation for service compensation fund and changing the date on which the funds revert to the general fund.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1386, a bill for an act making a supplemental appropriation and reallocating prior appropriations to the state board of regents.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1359, a bill for an act relating to the registration of vessels.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1492, a bill for an act appropriating from general fund to department of public instruction for merged area schools salary adjustments.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 137 designating April 30, 1974, be a National Day of Humiliation, Fasting and Prayer.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 139 undertaking a study by the National Science Foundation of energy requirements on a statewide, regional and national basis.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 528

1 Amend Senate File 528, as passed by the Senate, as follows:

2 1. Page 1, by inserting after line 19 the following:

3 Sec. Section three hundred fifty-two point one
4 (352.1), Code 1973, is amended to read as follows:

5 352.1 CLAIMS. 1. Any person damaged by the killing or
6 injury of any domestic animal or fowl by wolves, or by dogs
7 not owned by said person, may, within ten days from the time
8 he or his agent has knowledge of such killing or injury, file
9 with the county auditor of the county in which such killing
10 or injury occurred a claim for such damage.

11 2. Any person injured by a dog or wolf not owned by such
12 person which resulted in the need for medical care or rabies
13 prevention treatment, may, within sixty days from the time
14 of such injury, file with the county auditor of the county
15 a claim for the payment of the costs of such medical care or
16 treatment.

17 Sec. Section three hundred fifty-two point two
18 (352.2), Code 1973, is amended to read as follows:

19 352.2 FORMS OF CLAIMS. 1. Claims [aforesaid] *under sub-*
20 *section one (1) of section three hundred fifty-two point*
21 *one (352.1) of the Code* shall state the amount of damages,
22 a detailed statement of the facts attending the killing or
23 injury and be verified by affidavit of at least two dis-
24 interested persons not related to claimant.

25 2. *Claims made under subsection two (2) of section three*

Page 2

1 *hundred fifty-two point one (352.1) of the Code shall state*
2 *the cost of such medical care or treatment and a detailed*
3 *statement of the facts attending the injury.*

4 Sec. Section three hundred fifty-two point three
5 (352.3), Code 1973, is amended to read as follows:

6 352.3 ALLOWANCE OF CLAIMS. The board shall act on such
7 claims within a reasonable time, and allow such part thereof
8 as it may deem just. When a claim is allowed, *the cost of*
9 *such medical treatment or the value of each animal or fowl*
10 *killed or injured shall be entered of record.*

11 Sec. Chapter three hundred fifty-two (352), Code
12 1973, is amended by adding the following new section:

13 **NEW SECTION. EXCEPTION.** The provisions of this chapter
14 shall not apply to injuries or damages occurring within a

15 city or town which provides for the licensing of dogs.
 16 Sec. Section three hundred sixty-eight point eight
 17 (368.8), subsection four (4), Code 1973, is amended by adding
 18 the following new paragraph:
 19 *NEW PARAGRAPH.* They may provide, by ordinance, for the
 20 filing and payment of claims made by persons who are injured
 21 or whose property is damaged by dogs within such municipal
 22 corporation. The amount of such claims may be paid from the
 23 fund established under this subsection or from the general
 24 fund.
 25 2. By renumbering sections to conform to this amendment.

Page 3

1 3. Amend the title, page 1, line 1, by inserting after
 2 the word "dogs" the words "and providing for the payment of
 3 claims for injuries or damages".

HOUSE AMENDMENT TO SENATE FILE 1225

1 Amend Senate File 1225, as passed by the Senate and
 2 reprinted, as follows:
 3 1. Page 2, by striking lines 26 and 27.
 4 2. Page 2, line 29, by inserting after the word "vices"
 5 the words "and includes the local, county, and regional offices
 6 of the department".
 7 3. Page 3A, by striking lines 1 and 2 and inserting in
 8 lieu thereof the words "information established in section
 9 thirteen (13) of this Act."
 10 4. Page 3A, line 21, by inserting after the word "agent"
 11 the words "and the person in charge of the institution or
 12 designated agent shall make the report".
 13 5. Page 3A, line 28, by inserting after the comma the
 14 words "examines, attends, counsels or treats a child and".
 15 6. Page 3A, line 29, by striking the word "a" and inserting
 16 in lieu thereof the word "the".
 17 7. Page 3A, line 34, by inserting after the word "agent"
 18 the words "and the person in charge of the institution,
 19 agency, or facility, or the designated agent shall make the
 20 report".
 21 8. Page 4A, line 10, by striking the word "county".
 22 9. Page 4A, line 14, by striking the word "county".
 23 10. Page 4A, line 17, by striking the word "county".
 24 11. Page 4A, line 19, by striking the words "state central
 25 registry as provided in" and inserting in lieu thereof the

Page 2

1 word "registry";
 2 12. Page 4A, by striking line 20.
 3 13. Page 4A, lines 21 and 22, by striking the words
 4 "state central agency" and inserting in lieu thereof the
 5 word "registry".
 6 14. Page 4A, line 29, by inserting after the word "per-
 7 sons" the words "believed to be".
 8 15. Page 5, by inserting after line 2 the following
 9 new paragraph:
 10 g. The name and address of the person making the report.

- 11 16. Page 5, line 8, by striking the word "state".
 12 17. Page 5, line 9, by striking the words "services, any
 13 county department of social".
 14 18. Page 5, line 11, by striking the word "county".
 15 19. Page 5, line 13, by striking the word "county".
 16 20. Page 5, line 17, by striking the words "COUNTY
 17 DEPARTMENTS" and inserting in lieu thereof the words "THE
 18 DEPARTMENT".
 19 21. Page 5, line 18, by striking the word "county".
 20 22. Page 5, line 34, by inserting after the word "may"
 21 the words "with the consent of the parent or guardian".
 22 23. Page 6, line 5, by striking the word "welfare" and
 23 inserting in lieu thereof the words "social services".
 24 24. Page 6, line 7, by striking the word "county".
 25 25. Page 6, line 11, by striking the word "county".

Page 3

- 1 26. Page 6, line 15, by striking the word "county".
 2 27. Page 6, line 18, by striking the word "central".
 3 28. Page 6, line 19, by inserting after the word "to"
 4 the word "a".
 5 29. Page 6, line 21, by striking the word "county".
 6 30. Page 6, line 23, by striking the words "central"
 7 and "county".
 8 31. Page 6, line 25, by striking the word "central".
 9 32. Page 6, line 29, by striking the word "county".
 10 33. Page 6, line 31, by striking the words "and the
 11 appropriate law enforcement agencies".
 12 34. Page 6, by striking line 32 and inserting in lieu
 13 thereof the sentence "The county attorney shall notify
 14 the registry."
 15 35. Page 7A, line 3, by striking the words "county
 16 department of social services may" and inserting in lieu
 17 thereof the words "department shall".
 18 36. Page 7A, line 9, by striking the word "county".
 19 37. Page 7A, by adding after line 13: "The attorney
 20 shall assist the county department of social services in
 21 the preparation of the necessary papers to initiate such
 22 action and shall appear and represent the department at
 23 all juvenile court proceedings."
 24 38. Page 7A, line 14, by striking the word "county".
 25 39. Page 7A, line 18, by striking the word "county".

Page 4

- 1 40. Page 7A, by striking lines 24 through 35 and insert-
 2 ing in lieu thereof the following:
 3 235A.6 JURISDICTION—TRANSFER. "[County department]
 4 Department of social [welfare] services" or "county attorney"
 5 ordinarily refer to the local or county office serving the
 6 county in which the child's home is located.
 7 However, if the person making the report pursuant to this
 8 chapter does not know where the child's home is located, or
 9 if the child's home is not located in the [county] service
 10 area where the health practitioner examines, attends, or
 11 treats the child, the report may be made to the [designated
 12 agencies for] state department of social services or to the

13 *local office serving* the county where the person making the
 14 report resides or the county where the health practitioner
 15 examines, attends, or treats the child. These agencies shall
 16 promptly proceed as provided in section 235A.5, unless the
 17 matter is transferred [to another county] as provided in this
 18 section.

19 If [it appears that] the child's home is located in [another]
 20 a county *not served by the office receiving the report*, the
 21 [county] department [of social welfare] shall promptly transfer
 22 the matter [to the other county] by transmitting a copy of the
 23 report of injury and any other pertinent information to the
 24 [county department of social welfare] *office* and the county
 25 attorney [of] *servng* the other county. They shall promptly

Page 5

- 1 proceed as provided in section 235A.5.
- 2 41. Page 7B, by striking lines 36 and 37.
- 3 42. Page 8, by striking lines 1 through 12.
- 4 43. Page 9A, by striking line 4 and inserting in lieu
- 5 thereof the word "department".
- 6 44. Page 9A, line 5, by striking the words "jointly and
- 7 individually".
- 8 45. Page 9A, lines 7 and 8, by striking the words
- 9 "state department and county departments" and inserting in
- 10 lieu thereof the word "department".
- 11 46. Page 9A, line 11, by inserting after the word
- 12 "diagnosis" the words "and cause".
- 13 47. Page 9A, by striking lines 14, 15, and 16 and in-
- 14 serting in lieu thereof the words "procedures of the de-
- 15 partment and the juvenile court with respect to suspected
- 16 cases of child abuse and disposition of actual cases."
- 17 48. Page 9A, line 25, by striking the word "county".
- 18 49. Page 10, by striking lines 20, 21, 22, and 23.
- 19 50. Page 11, by striking lines 6, 15, 24, 27, 28, 34, and
- 20 35.
- 21 51. Page 12, by striking lines 1 and 2.
- 22 52. Page 12, line 8, by striking the words "bureau which
- 23 shall be known as the".
- 24 53. Page 12, line 16, by striking the word "county".
- 25 54. Page 12, line 30, by striking the word "county" and

Page 6

- 1 inserting in lieu thereof the words "office of the".
- 2 55. Page 13, line 9, by striking the words "a county"
- 3 and inserting in lieu thereof the words "employees of the".
- 4 56. Page 15A, lines 6 and 7, by striking the sentence
- 5 "The registry shall examine all reports of child abuse and
- 6 assess their validity."
- 7 57. Page 15A, line 13, by striking the words "a county
- 8 department of social services" and inserting in lieu thereof
- 9 the words "the department".
- 10 58. Page 15A, line 21, by striking the words "a county"
- 11 and inserting in lieu thereof the word "the".
- 12 59. Page 15A, line 24, by striking the words "appropriate
- 13 county".
- 14 60. Page 16, line 14, by inserting after the period the

15 sentence "Commencing July 1, 1975, appeal shall be taken in
16 accordance with the provisions of the Iowa administrative
17 procedure act."

18 61. Page 17, by striking line 35.

19 62. Page 18, line 30, by striking lines 1 through 6.

20 63. Page 18, line 30, by inserting after the word "same"
21 the word "political".

22 64. Page 18, line 33, by inserting after the word "same"
23 the word "political".

24 65. Page 19, line 8, by striking the words "the governor,".

25 66. Page 19, by striking lines 28 through 35.

Page 7

1 67. Page 20A, by striking lines 1 through 7 and lines 18
2 through 35.

3 68. Page 20B, by striking lines 36 through 45.

4 69. Page 21, by striking lines 1, 2, and 3.

5 70. Renumber sections and subsections, and correct
6 internal references in accordance with this amendment.

HOUSE CONCURRENT RESOLUTION 137

By Mennenga and Den Herder

1 *Whereas*, it is the duty of nations, as well as of men to
2 owe their dependence upon the overruling power of God, to
3 confess their sins and transgressions, in humble sorrow, yet
4 with assured hope that genuine repentance will lead to mercy
5 and pardon, and to recognize the sublime truth, announced in
6 the Holy Scriptures and proven by all history, that those
7 nations are blessed whose God is Lord; and

8 *Whereas*, we know that we have been the recipients of the
9 choicest bounties of Heaven; we have been preserved these many
10 years in peace and prosperity; we have grown in numbers, wealth
11 and power as no other nation has ever grown; but we have
12 forgotten God; and

13 *Whereas*, we have forgotten the gracious hand which pre-
14 served us in peace, and multiplied and enriched us; and we have
15 vainly imagined, in the deceitfulness of our hearts, that all
16 these blessings were produced by some superior wisdom and virtue
17 of our own; and

18 *Whereas*, intoxicated with unbroken success, we have become
19 too self-sufficient to feel the necessity of redeeming and pre-
20 serving grace, too proud to pray to the God that made us; and

21 *Whereas*, we have made such an idol out of our pursuit of
22 "national security" that we have forgotten that only God can be
23 the ultimate guardian of our true livelihood and safety; and

24 *Whereas*, we have failed to respond, personally and collec-
25 tively, with sacrifice and uncompromised commitment to the unmet
26 needs of our fellow man, both at home and abroad; as a people,
27 we have become so absorbed with the selfish pursuits of pleasure
28 and profit that we have blinded ourselves to God's standard of
29 justice and righteousness for this society; and

30 *Whereas*, it therefore behooves us to humble ourselves
31 before Almighty God, to confess our national sins, and to pray
32 for clemency and forgiveness; *Now, Therefore,*

33 *Be It Resolved by the House of Representatives the Senate*
 34 *Concurring*, that April 30, 1974 be a National Day of Humilia-
 35 tion, Fasting and Prayer; and calls upon the people of our
 36 state to humble ourselves as we see fit, before our Creator to
 37 acknowledge our final dependence upon Him and to repent of our
 38 national sins.

HOUSE CONCURRENT RESOLUTION 139

By Crawford, Kreamer, Krause, Dunlap, Junker,
 Connors, Cusack, Newhard, Higgins
 and Patchett

1 *Whereas*, adequate supplies of reliable and safe energy
 2 sources are essential to our society; and
 3 *Whereas*, diverse opinions exist regarding the need for
 4 the development of additional energy resources and the optimum
 5 method for fulfilling energy needs as may presently exist
 6 and as are projected; and
 7 *Whereas*, the federal government should take account of
 8 national energy requirements and priorities, *Now Therefore*,
 9 *Be It Resolved by the House of Representatives, the Senate*
 10 *Concurring*, That a study be undertaken by the National Science
 11 Foundation of:
 12 1. Projected energy requirements on a statewide, regional
 13 and national basis.
 14 2. Alternative methods of meeting said requirements,
 15 including but not limited to, fossil fuel resources, solar
 16 energy, geothermal energy, fusion, and nuclear fission.
 17 3. The full fuel cycle of each energy resource which shall
 18 include but not be limited to: The economic effect of using
 19 each fuel source, including its cost in terms of financial
 20 benefits and other factors; the effect of its use on the
 21 public health and environment; storage of the wastes produced
 22 and any potential dangers of storage; problems associated
 23 with the transportation of the fuel; and the possibilities
 24 of sabotage or fuel embargoes; and
 25 *Be It Further Resolved*, That the study should be completed
 26 at the earliest possible date and include such interim reports
 27 as may be appropriate and opportunities for public partici-
 28 pation; and
 29 *Be It Further Resolved*, That copies of this resolution
 30 be transmitted to the President of the United States Senate,

Page 2

1 the Speaker of the United States House of Representatives,
 2 and members of the Iowa delegation in the United States
 3 Congress.

INTRODUCTION OF BILL

Senate File 1404, by Senator Gluba, a bill for an act relating to filing for increases in utility rates, charges, schedules, or regulations.

Read first time and passed on file.

HOUSE MESSAGES CONSIDERED

House File 1359, a bill for an act relating to the registration of vessels.

Read first time and **passed on file**.

House File 1492, a bill for an act appropriating from the general fund of the state to the department of public instruction for distribution to the merged area schools for salary adjustments or equipment replacement.

Read first time and **passed on file**.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

S.C.R. 135 State government

S.C.R. 136 State government

H. F. 1071 Judiciary

H. F. 1490 Ways and means

CONFERENCE COMMITTEE APPOINTED

President Neu announced the appointment of the following conference committee on **Senate File 1325**, on the part of the Senate: Senators Shaw, chairman; Nystrom, Andersen, Willits and Kennedy.

REPORT OF THE CONFERENCE COMMITTEE
ON SENATE FILE 1004

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to consider the difference between the Senate and the House of Representatives on Senate File 1004, a bill for an Act relating to rental deposits, imposing liability and providing penalties for violations, respectfully make the following recommendations:

That the House recede from amendments 2, 3, and 5 of the House amendment to Senate File 1004.

That the House amendment to Senate File 1004 be further amended as follows:

1. By inserting after line 3 the following amendment:
..... Page 2, by striking lines 5 through 12 and inserting in lieu thereof the following new section:

Sec. **NEW SECTION**. All deposits of money shall be held by the landlord for the tenant, who is a party to the

agreement, in a bank or savings and loan association which is insured by an agency of the federal government. Such deposits shall not be commingled with the personal funds of the landlord. Notwithstanding the provisions of chapter one hundred seventeen (117) of the Code, all such deposits of money may be held in a trust account, which may be a common trust account and which may be an interest bearing trust account. Any interest earned on a deposit of money shall be the property of the landlord.

2. By inserting after line 19 the following amendment:

..... Page 2, line 19, by inserting after the "period" the following sentence: If the deposit or any portion of the deposit is withheld for the restoration of the premises, the statement shall specify the nature of the damages.

On the Part of the Senate:
RALPH W. POTTER, Chairman
CLIFF BURROUGHS
LUCAS J. DeKOSTER
GENE W. GLENN
CHARLES P. MILLER

On the Part of the House:
GEORGE J. KNOKE, Chairman
WILLIAM E. EWING
MARY T. O'HALLORAN
ARTHUR A. SMALL, JR.
SEMOR C. TOFTE

REPORT OF THE CONFERENCE COMMITTEE ON HOUSE FILE 1028

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House of Representatives on House File 1028, a bill for an Act relating to implementation of the change in the dates of the fiscal year to July first through June thirtieth, respectfully make the following recommendation:

That the Senate recede from its amendments to House File 1028 as amended and passed by the Senate and that House File 1028, as amended and passed by the House, be amended as follows:

1. By striking everything after the enacting clause and inserting in lieu thereof the following:

Section 1. Acts of the Sixty-fourth General Assembly, 1972 Session, chapter one thousand twenty (1020), section ten (10), is amended to read as follows:

Sec. 10. *NEW SECTION.* In the event that funds are not available during the extended fiscal year or in any fiscal year as provided in this chapter [for cities, counties, and other political subdivisions] to make [their] legal and timely payments upon the principal or interest of any [special assessment or] general obligation bonds as due by reason of the tax collection periods established in this Act, then the affected city, county, or other political subdivision shall transfer funds from any other source to meet this obligation, notwithstanding any other statute. Any such funds so transferred shall be repayable from the general tax collections [or applicable special assessment collections], when received. [This section shall not be printed as a permanent part of the Code and shall be printed in the session laws only.]

The state comptroller may advance funds from any moneys in the road use tax fund, created in section three hundred twelve point one (312.1) of the Code, from the beer and liquor control fund, established in section one hundred twenty-three point fifty-three (123.53) of the Code, from the municipal assistance fund, created in section four hundred five point one (405.1) of the Code, from the state aid to be paid to merged areas pursuant to chapter one hundred ten (110), Acts of the Sixty-fifth General Assembly, 1973 Session, from funds appropriated to the department of public instruction for distribution to local school districts pursuant to section two hundred eighty-one point eleven (281.11) of the Code, and from state foundation aid as defined in section four hundred forty-two point one (442.1) of the Code, to the public official charged with the duty of making payment of the principal and interest of general obligation bonds of cities, counties, school districts and merged areas when such payment cannot be made when due from current funds on hand or because of a delay in the collection of taxes which have been levied, pursuant to section seventy-six point two (76.2) of the Code. Any advance shall be made by the state comptroller within five working days after the receipt of a certified statement from the public official charged with the duty of making payment, specifying the principal and interest which is due and any other information the state comptroller may require. The state comptroller shall credit any advance made under this section against any future advance to that city, county, merged area or school district until reimbursement has been made by the city, county, merged area or school district for the full amount of the advance. Any funds advanced from the road use tax fund shall be used only for those purposes stated in chapter three hundred twelve (312) of the Code.

Sec. 2. Acts of the Sixty-fourth General Assembly, 1972 Session, chapter one thousand twenty (1020), is amended by adding the following new section:

NEW SECTION. All payments and advances of funds by the state comptroller to cities, counties, and other political subdivisions shall be made within five working days after proper application has been made. If no application is required, payment shall be made no later than the date provided by law. If payment is not made within the time specified in this section, the state comptroller shall pay interest from the date payment should have been made at the rate of interest paid on state public funds pursuant to section four hundred fifty-three point six (453.6) of the Code on that date.

Sec. 3. Section twenty-four point seventeen (24.17), Code 1971, as amended by Acts of the Sixty-fourth General Assembly, 1972 Session, chapter one thousand twenty (1020), section fifteen (15), and chapter one thousand twenty-one (1021), section one (1), is amended by striking the section and inserting in lieu thereof the following:

24.17 BUDGETS CERTIFIED. The local budgets of the various political subdivisions, except for local school districts,

shall be certified by the chairman of the certifying board or levying board, as the case may be, in duplicate to the county auditor not later than March fifteenth of each year on blanks prescribed by the state board, and according to the rules and instruction which shall be furnished all certifying and levying boards in printed form by the state board. The local budgets of local school districts shall be certified not later than February fifteenth in the same manner as local budgets of the various political subdivisions are certified.

One copy of the budget shall be retained on file in his office by the county auditor and the other shall be certified by him to the state board.

Sec. 4. Acts of the Sixty-fourth General Assembly, 1972 Session, chapter one thousand twenty (1020), section one (1), is amended to read as follows:

Section 1. PURPOSE AND EFFECTIVE DATE. The purpose of this Act is to change the budget year of cities, counties, and all other political subdivisions of the state from a calendar year beginning January first and ending December thirty-first to a fiscal year beginning July first and ending the following June thirtieth. The provisions of sections [twelve (12) through ninety-four (94) of this Act, except sections fifty-three (53) through sixty (60), inclusive, and sections ninety-two (92) and ninety-three (93)] *twenty-two (22), twenty-seven (27), thirty (30), thirty-two (32), thirty-three (33), thirty-four (34), thirty-seven (37), through forty (40), inclusive, forty-two (42), forty-three (43), forty-nine (49), sixty-one (61) through sixty-five (65), inclusive, sixty-seven (67), seventy-one (71), seventy-two (72), seventy-four (74), seventy-five (75), seventy-seven (77), eighty (80) through eighty-three (83), inclusive, and eighty-five (85) through ninety-one (91), inclusive, of this Act shall become effective July 1, 1975 [except that budget procedures necessary for implementation of the fiscal year budget shall be in effect as otherwise provided in sections twelve (12) through ninety-four (94) of this Act]. Sections [fifty-three (53) through sixty (60), inclusive, and sections ninety-two (92) and ninety-three (93)] *twelve (12) through twenty-one (21), inclusive, twenty-three (23) through twenty-six (26), inclusive, twenty-eight (28), thirty-one (31), thirty-five (35), thirty-six (36), forty-one (41), forty-four (44), forty-five (45), forty-six (46), forty-seven (47), fifty (50), fifty-one (51), fifty-two (52) through sixty (60), inclusive, sixty-six (66), sixty-eight (68), sixty-nine (69), seventy (70), seventy-three (73), seventy-six (76), ninety-two (92) and ninety-three (93) of this Act, shall become effective December 1, 1974, with respect to all special assessments levied after December 1, 1974, [or] bonds issued in anticipation of the payment of such assessments and budget procedures and levies necessary for the implementation of the fiscal year budget and levies. Sections forty-eight (48), seventy-eight (78), seventy-nine (79), and eighty-four (84) of Acts of the Sixty-fourth General Assembly, 1972 Session, chapter one thousand twenty (1020), shall be effective upon publication as**

provided in section sixty-one (61) of this Act. In order to implement the provisions of this Act there shall be an extended calendar budget year commencing January 1, 1974 and ending June 30, 1975. Budgets for this period of time shall be as provided in section three (3) of this Act. *For the purpose of this Act, the term political subdivision includes school districts.* For the purpose of this Act, the term school district, when applicable, shall apply to merged area schools and joint county systems or their successor agencies.

Sec. 5. Acts of the Sixty-fourth General Assembly, 1972 Session, chapter one thousand twenty (1020), section three (3), unnumbered paragraph three (3), is amended to read as follows:

For the extended fiscal year, budgets shall be prepared in the same manner as prepared for a calendar year, except that they shall include estimated expenditures for the extended year of eighteen months. The amounts certified by the various taxing districts to the county auditor shall be for the extended year of eighteen months. The county auditor shall cause the taxes to be levied for the extended eighteen-month period in the same manner as previously accomplished under a twelve-month period, and based on the property tax valuations of January 1, 1973. Any annual millage limitation, including those for emergency levies, applicable to the taxing districts otherwise provided by law shall for this extended period be increased by the fifty percent, *except that the fifty percent allowable increase shall not apply if the limitation is waived by the levying board of the political subdivision and approved by the state appeal board after the levying board has presented evidence to the state appeal board that either insufficient funding or overfunding of the budget of the political subdivision will result, due to the unequal expense payments of the political subdivision between the first half and the last half of a calendar year.*

Sec. 6. Acts of the Sixty-fourth General Assembly, 1972 Session, chapter one thousand twenty (1020), section three (3), unnumbered paragraph five (5), is amended to read as follows:

All statutes relating to delinquencies, liens, [tax sales,] and the like shall be in full force and effect, except that applicable dates shall be extended for the same manner as the payment dates. *For the extended fiscal year, the first third of property taxes due shall become delinquent on April 1, 1974, the second third of property taxes due shall become delinquent on October 1, 1974, and the third third of property taxes due shall become delinquent on April 1, 1975, pursuant to the provisions of chapter four hundred forty-five (445) of the Code. The tax sale for the extended fiscal year period shall be conducted on June 16, 1975 pursuant to the provisions of chapter four hundred forty-six (446) of the Code.*

Sec. 7. Acts of the Sixty-fourth General Assembly, 1972 Session, chapter one thousand twenty (1020), section three (3), is amended by adding the following new unnumbered paragraphs before the last unnumbered paragraph:

NEW UNNUMBERED PARAGRAPHS. The county auditor may use a uniform levy for the extended fiscal year period in order to achieve three equal installments specified in this section. Any overfunding or underfunding of budgets for political subdivisions previously operating on a fiscal year commencing July first and ending June thirtieth shall be adjusted in the succeeding fiscal years and the millage rate shall be established accordingly.

The verified statement and designation of homestead, claimed by a person who desires to avail himself of the homestead tax credit or the homestead tax credit to the elderly or disabled pursuant to section four hundred twenty-five point two (425.2) of the Code, and delivered to the assessor during the period commencing January 1, 1973 and ending July 1, 1973, shall be applicable to taxes levied for the extended fiscal year.

The claim for military service tax exemption filed by a person who desires to avail himself of the military service tax exemption pursuant to section four hundred twenty-seven point five (427.5) of the Code and delivered to the assessor during the period commencing January 1, 1973 and ending July 1, 1973, shall be applicable to taxes levied for the extended fiscal year.

The application for personal property tax credit filed pursuant to section four hundred twenty-seven A point four (427A.4) of the Code and delivered to the assessor during the period commencing January 1, 1973 and ending July 1, 1973 shall be applicable to taxes levied for the extended fiscal year.

Sec. 8. Acts of the Sixty-fourth General Assembly, 1972 Session, chapter one thousand twenty (1020), section four (4), subsection two (2), is amended to read as follows: spread, and never collected; *however, the provisions of this school district, certified in December, 1974 for the school year beginning July 1, 1974, shall be canceled, void, not spread, and never collected, however, the provisions of this subsection shall not be construed to restrict or impair the levy and collection of taxes which result from a voted levy approved at an election.*

Sec. 9. Acts of the Sixty-fourth General Assembly, 1972 Session, chapter one thousand twenty (1020), section eighteen (18), subsection two (2), amending section twenty-four point twenty-five (24.25), subsection two (2), of the Code, is amended to read as follows:

2. On or before January [tenth] *twentieth* of each year, the auditor shall submit to the board of supervisors, a compilation of the various office and department estimates in as much detail as they were submitted to him. With this compilation, the auditor shall show the itemized expenditures and revenues for the two years preceding the current fiscal year and an estimate of the cash and unencumbered balances of each county fund at the end of the current fiscal year.

Sec. 10. Acts of the Sixty-fourth General Assembly, 1972 Session, chapter one thousand twenty (1020), section twenty-

one (21), amending section seventy-six point two (76.2), unnumbered paragraph two (2), of the Code, is amended to read as follows:

Sec. 21. Section seventy-six point two (76.2), unnumbered paragraph two (2), Code 1971, is amended to read as follows:

If the resolution is so filed prior to April first said annual levy shall begin with the tax levy of the year of filing. If the resolution is filed after April first in any year, such levy shall begin with the levy of the fiscal year succeeding the year of the filing of such resolution. However, the governing authority of a political subdivision may adjust any levy of taxes made under the provisions of this section [prior to July 1, 1975,] for the purpose of adjusting the annual levies and collections in accordance with the provisions of this Act [and the extended fiscal year provided herein], *subject to the approval of the state comptroller.*

Sec. 11. Acts of the Sixty-fourth General Assembly, 1972 Session, chapter one thousand twenty (1020), section thirty-one (31), amending section three hundred seventeen point thirty-one (317.31), subsections one (1), two (2), and three (3), of the Code, is amended to read as follows:

Sec. 31. Section three hundred seventeen point twenty-one (317.21), subsections one (1), two (2), and three (3), Code 1971, are amended to read as follows:

1. Annually, after the weed commissioner has completed his program of destruction of weeds by reason of noncompliance by persons responsible therefor, the board of supervisors shall determine as to each tract of real estate the actual cost of labor and materials used by the commissioner in cutting, burning or otherwise destroying said weeds, the cost of serving notice and special meetings or proceedings, if any. To the total of all such sums expended, they shall add an amount equal to twenty-five percent thereof to compensate for the cost of supervision and administration and assess the resulting sum against said tract of real estate by a special tax, which shall be certified to the county auditor and county treasurer by the clerk of the board of supervisors, and shall be placed upon the tax books, and collected, together with interest and penalty after due, in the same manner as other unpaid taxes. Such tax shall be due on [September] *March* first after such assessment, and shall be delinquent after [September] *March* thirtieth. When collected said funds shall be paid into the fund from which said costs were originally paid.

2. Before any such assessment, the board of supervisors shall prepare a plat or schedule showing the several lots, tracts of land or parcels of ground to be assessed which shall be in accord with the assessor's records and the amount proposed to be assessed against each of the same for destroying or controlling weeds during the fiscal year.

3. Such board shall thereupon fix a time for the hearing on such proposed assessments, which time shall not be later than [June] *December* fifteenth of the year, and at least twenty days prior to the time thus fixed for such hearing

shall give notice thereof to all concerned that such plat or schedule is on file, and that the amounts as shown therein will be assessed against the several lots, tracts of land or parcels of ground described in said plat or schedule at the time fixed for such hearing, unless objection is made thereto. Notice of such hearing shall be given by one publication in official county newspapers in the county in which the property to be assessed is situated; or by posting a copy of such notice on the premises affected and by mailing a copy by certified mail to the last known address of the person owning or controlling said premises. At such time and place the owner of said premises or anyone liable to pay such assessment, may appear with the same rights given by law before boards of review, in reference to assessments for general taxation.

Sec. 12. Acts of the Sixty-fourth General Assembly, 1972 Session, chapter one thousand twenty (1020), section thirty-seven (37), amending section three hundred forty-four point two (344.2) of the Code, is amended to read as follows:

Sec. 37. Section three hundred forty-four point two (344.2), Code 1971, is amended to read as follows:

344.2 APPROPRIATION. On or before July thirty-first of every year, the board of supervisors shall appropriate, by resolution, such amounts as are deemed necessary for each of the different county officers and departments during the ensuing fiscal year, and shall specify from which of the different county funds created by law the appropriated sums shall be derived. The appropriations to each separate county office or department shall be itemized in the same manner that the accounts are itemized on the records of the county auditor.

[For the extended fiscal year commencing January 1, 1974 and ending June 30, 1975, the board of supervisors no later than January 31, 1974, shall appropriate by resolution such amounts as are deemed necessary for each of the different county officers and departments, and shall specify from which of the different county funds established by law the appropriated sums shall be derived. The appropriations to each separate county office or department shall be itemized in the manner that the accounts are itemized on the records of the county auditor.]

Sec. 13. Acts of the Sixty-fourth General Assembly, 1972 Session, chapter one thousand twenty (1020), section seventy-one (71), amending section four hundred forty-four point one (444.1) of the Code, is amended to read as follows:

Sec. 71. Section four hundred forty-four point one (444.1), Code 1971, is amended to read as follows:

444.1 BASIS FOR AMOUNT OF TAX. In all taxing districts in the state, including townships, school districts, cities, towns, and counties, when by law then existing the people are authorized to determine by vote, or officers are authorized to estimate or determine, a rate of taxation required for any public purpose, such rate shall in all cases be estimated and based upon the adjusted taxable valuation of such taxing

district for the preceding [fiscal] *calendar* year.

Sec. 14. Acts of the Sixty-fourth General Assembly, 1972 Session, chapter one thousand twenty (1020), section seventy-six (76), amending section four hundred forty-five point thirteen (445.13) of the Code, is amended to read as follows:

Sec. 76. Section four hundred forty-five point thirteen (445.13), Code 1971, is amended to read as follows:

445.13 **ENTRIES—DELIVERY TO TREASURER—INFORMALITIES.** Said county auditor shall make an entry upon the special assessment tax list showing what it is, for what county, and deliver it to the county treasurer on or before [June thirtieth] *July thirty-first*, taking his receipt therefor; such list shall be a sufficient authority for the county treasurer to collect the taxes therein levied. No informality therein and no delay in delivering the same after the time above specified[,] shall affect the validity of any special assessment taxes, sales or other proceeding for the collection of such special assessment taxes.

Sec. 15. Acts of the Sixty-fourth General Assembly, 1972 Session, chapter one thousand twenty (1020), section seventy-eight (78), amending section four hundred forty-five point twenty-nine (445.29) of the Code, is amended to read as follows:

Sec. 78. Section four hundred forty-five point twenty-nine (445.29), Code 1971, is amended to read as follows:

445.29 **LIEN OF PERSONAL TAXES.** All [poll taxes and] taxes due from any person upon personal property shall, for a period of one year following June thirtieth of the year of levy, be a lien upon any and all real estate owned by such person or to which he may acquire title and situated in the county in which the tax is levied. From and after the expiration of said one year said taxes shall be a lien on all such real estate for an additional period of nine years provided said taxes are entered upon the delinquent personal tax list as provided by law. But in no instance shall said taxes be a lien after the expiration of ten years from June thirtieth of the year in which levied. This section shall apply to all [poll taxes and to all] taxes on personal property whether levied prior or subsequent to the time this section takes effect. Personal property taxes, together with any interest, penalty, or costs, shall be a lien in favor of the county upon all the taxable personal property and rights to property belonging to the taxpayer, such lien to relate back to and exist from [July] *January* first of the year in which such personal property is assessed. Such a lien shall not be effective or applicable, however, as against the rights of purchasers or mortgagees who acquired an interest in or lien against real estate owned by the resident against whom such tax is assessed before the date that the treasurer files notice of such lien.

Sec. 16. Acts of the Sixty-fourth General Assembly, 1972 Session, chapter one thousand twenty (1020), section eighty (80), amending section four hundred forty-five point thirty-six (445.36) of the Code, is amended to read as follows:

Sec. 80. Section four hundred forty-five point thirty-six (445.36), Code 1971, is amended to read as follows:

445.36 PAYMENT—INSTALLMENTS. No demand of taxes shall be necessary, but it shall be the duty of every person subject to taxation to attend at the office of the treasurer, at some time between the first Monday in [July] *August* and September first following, and pay his taxes in full, or one-half thereof before September first succeeding the levy, and the remaining half before March first following.

Sec. 17. Acts of the Sixty-fourth General Assembly, 1972 Session, chapter one thousand twenty (1020), section eighty-four (84), amending section four hundred forty-five point forty-three (445.43) of the Code, is amended to read as follows:

Sec. 84. Section four hundred forty-five point forty-three (445.43), Code 1971, is amended to read as follows:

445.43 LIEN ON MIGRATORY PERSONAL PROPERTY—MATURITY OF

TAX. A lien for the tax upon said property as herein provided shall relate back to and exist from [July] *January* first of the year for which it is assessed, and if anyone seeks to remove the said property from the county before the tax for said year shall be paid, the tax shall immediately become due and collectible.

Sec. 18. Acts of the Sixty-fourth General Assembly, 1972 Session, chapter one thousand twenty (1020), section eighty-six (86), amending section four hundred forty-six point seven (446.7), unnumbered paragraph one (1), of the Code, is amended to read as follows:

Sec. 86. Section four hundred forty-six point seven (446.7), unnumbered paragraph one (1), Code 1971, is amended to read as follows:

Annually, on the [first] *third* Monday in June the treasurer shall offer at his office at public sale all lands, town lots, or other real property on which taxes of any description for the preceding fiscal year or years are delinquent, which sale shall be made for the total amount of taxes, interest, and costs due and unpaid thereon, including all prior suspended taxes, provided, however, that no property, against which the county holds a tax sale certificate, shall be offered or sold. No interest or penalty on suspended taxes shall be included in the sale price, except that six percent interest per annum from the date of suspension shall be included as to taxes suspended under the provisions of section 427.8.

Sec. 19. Acts of the Sixty-fourth General Assembly, 1972 Session, chapter one thousand twenty (1020), section eighty-seven (87), amending section four hundred forty-six point twenty-eight (446.28), of the Code, is amended to read as follows:

Sec. 87. Section four hundred forty-six point twenty-eight (446.28), Code 1971, is amended to read as follows:

446.28 SUBSEQUENT SALE. If, from neglect of officers to make returns, or other good cause, real estate cannot be advertised and offered for sale on the [first] *third* Monday

of June, the treasurer shall make the sale on the first Monday of the next succeeding month in which the required notice can be given.

Sec. 20. Acts of the Sixty-fourth General Assembly, 1972 Session, chapter one thousand twenty (1020), is amended by adding the following new sections:

NEW SECTION. A city, county, or other political subdivision may establish an encumbrance system for any obligation not liquidated at the close of the fiscal year in which the obligation has been encumbered. The encumbered obligations may be retained upon the books of the city, county, or other political subdivision until liquidated, all in accordance with generally accepted governmental accounting practices.

NEW SECTION. For the extended fiscal year commencing January 1, 1974 and ending June 30, 1975, the board of supervisors no later than January 31, 1974, shall appropriate by resolution such amounts as are deemed necessary for each of the different county offices and departments, and shall specify from which of the different county funds established by law the appropriated sums shall be derived. The appropriations to each separate county office or department shall be itemized in the manner that the accounts are itemized on the records of the county auditor.

Sec. 21. Acts of the Sixty-fourth General Assembly, 1972 Session, chapter one thousand eighty-eight (1088), section forty-eight (48), subsection five (5), paragraph a, is amended to read as follows:

a. The elective officers provided for in the adopted form are to be elected at the next regular city election held more than sixty days after the special election at which the form was adopted, and the adopted form becomes effective at the beginning of the [fiscal] *calendar* year which follows such regular city election.

Sec. 22. Acts of the Sixty-fourth General Assembly, 1972 Session, chapter one thousand eighty-eight (1088), section eighty-three (83), unnumbered paragraph one (1), is amended to read as follows:

Except as otherwise provided for special charter cities, a city's fiscal year [and tax year is from January first through December thirty-first, inclusive] *shall be as provided in Acts of the General Assembly, 1972 Session, chapter one thousand twenty (1020), as amended by this Act.* All city property taxes must be certified by a city to the county auditor on or before the fifteenth day of [October] *March* of each year unless otherwise provided by state law.

Sec. 23. Acts of the Sixty-fourth General Assembly, 1972 Session, chapter one thousand eighty-eight (1088), section ninety-nine (99), unnumbered paragraph one (1), is amended to read as follows:

A city budget as finally adopted for the following fiscal year becomes effective [January] *July* first and constitutes the city appropriation for each program and purpose specified therein until amended as provided in this section. A city budget for the current fiscal year may be amended for any

of the following purposes:

Sec. 24. Acts of the Sixty-fourth General Assembly, 1972 Session, chapter one thousand eighty-eight (1088), section one hundred (100), unnumbered paragraph three (3), is amended to read as follows:

The state appeal board shall proceed to consider the protest in accordance with the same provisions that protests to budgets of municipalities are considered under chapter 24 of the Code, except that final disposition of appeals of city budgets shall be made on or before [November] *April* 24 of each year. The state appeal board shall certify its decision with respect to the protest to the county auditor, and such decision shall be final.

Sec. 25. Acts of the Sixty-fourth General Assembly, 1972 Session, chapter one thousand eighty-eight (1088), section one hundred three (103), is amended to read as follows:

Sec. 103. Not later than [April] *October* first of each year, a city shall publish an annual report as provided in section three (3) of this Act containing a summary for the preceding fiscal year of all collections and receipts, all accounts due the city, and all expenditures, the current public debt of the city, and the legal debt limit of the city for the current fiscal year. A copy of this report must be furnished to the auditor of state.

Sec. 26. Acts of the Sixty-fourth General Assembly, 1972 Session, chapter one thousand eighty-eight (1088), section one hundred forty-one (141), subsection five (5), is amended to read as follows:

5. Direct the clerk to certify the final schedule to the auditor of the county or counties in which the assessed property is located, and to publish notice thereof once each week for two consecutive weeks in the manner provided in section three (3) of this Act, the first publication of which shall be not more than fifteen days from the date of filing of the final schedule. On or before the second publication of the notice, the clerk shall send by certified mail to each property owner whose property is subject to assessment for the improvement, as shown by the records in the office of the county auditor, a copy of the notice. Such notice shall also include a statement in substance that assessments may be paid in full without interest within thirty days after the date of certification, and thereafter all unpaid special assessments will draw annual interest at seven percent, computed to the [June] *December* first next following the due dates of the respective installments, and each installment will be delinquent on [March thirty-first] *September thirtieth* following its due date, and will draw additionally the same delinquent interest and the same penalties as ordinary taxes. Such notice shall also state substantially that property owners may elect to pay any installment semiannually in advance. If a property is shown by the records to be in the name of more than one owner at the same mailing address, a single notice may be mailed to all owners at that address. Failure to receive a mailed notice is not a defense to the special

assessment.

The county auditor shall place on the tax list the amounts to be assessed against each lot within the assessment district, as certified.

Sec. 27. Acts of the Sixty-fourth General Assembly, 1972 Session, chapter one thousand eighty-eight (1088), section one hundred forty-six (146), subsections one (1), two (2), three (3), and four (4), are amended to read as follows:

1. The first installment of each assessment, or the total amount if less than fifty dollars, is due and payable on [January] *July* first next succeeding the date of the levy, unless the assessment is filed with the county auditor [less than thirty days prior to January first] *after May thirty-first in any year*. The first installment shall bear interest on the whole assessment from the date of acceptance of the work by the council to the first day of [June] *December* following the due date.

2. The succeeding annual installments, with interest on the whole unpaid amount, to the first day of [June] *December* following the due date, are respectively due on [January] *July* first annually, and must be paid at the same time and in the same manner as the [March] *September* semiannual payment of ordinary taxes.

3. All future installments of an assessment may be paid on any date by payment of the then outstanding balance, plus interest to [June] *December* first following the due date of the next maturing installment.

4. Each installment of an assessment with interest on the unpaid balance is delinquent after the [thirty-first] *thirtieth* day of [March] *September* next after its due date, and bears the same delinquent interest with the same penalties as ordinary taxes. When collected, the interest and penalties must be credited to the same fund as the special assessment.

Sec. 28. Acts of the Sixty-fourth General Assembly, 1972 Session, chapter one thousand eighty-eight (1088), section one hundred forty-nine (149), subsection two (2), unnumbered paragraph one (1), is amended to read as follows:

All special assessment bonds are negotiable, must state on their face that they are issued under the provisions of this part, and are payable as to both principal and interest from the proceeds of the special assessments levied for the public improvement. Such bonds may bear interest at a rate not exceeding seven percent per annum payable annually or semiannually, must mature serially on [June] *December* first of the years in which any of the principal is scheduled to become due, and may contain a provision that the city reserves the right and option of calling and redeeming any or all of the bonds prior to maturity on any interest payment date or within forty-five days thereafter upon the terms specified therein.

Sec. 29. Acts of the Sixty-fourth General Assembly, 1972 Session, chapter one thousand eighty-eight (1088), section one hundred ninety-nine (199), is amended to read as follows:

Sec. 199. Chapters three hundred sixty-two (362), three

hundred sixty-three (363), three hundred sixty-three A (363A), three hundred sixty-three B (363B), three hundred sixty-three C (363C), three hundred sixty-three D (363D), three hundred sixty-three E (363E), three hundred sixty-four (364), three hundred sixty-six (366), three hundred sixty-eight (368), three hundred sixty-eight A (368A), three hundred sixty-nine (369), three hundred seventy (370), three hundred seventy-one (371), three hundred seventy-two (372), three hundred seventy-three (373), three hundred seventy-four (374), three hundred seventy-four A (374A), three hundred seventy-five (375), three hundred seventy-six (376), three hundred seventy-seven (377), three hundred seventy-eight (378), three hundred seventy-eight A (378A), three hundred seventy-nine (379), three hundred seventy-nine A (379A), three hundred seventy-nine B (379B), three hundred eighty (380), three hundred eighty-one (381), three hundred eighty-two (382), three hundred eighty-three (383), three hundred eighty-four (384), three hundred eighty-five (385), three hundred eighty-six (386), three hundred eighty-six A (386A), three hundred eighty-six B (386B), three hundred eighty-six C (386C), three hundred eighty-seven (387), three hundred eighty-nine (389), three hundred ninety (390), three hundred ninety A (390A), three hundred ninety-one (391), three hundred ninety-one A (391A), three hundred ninety-two (392), three hundred ninety-three (393), three hundred ninety-four (394), three hundred ninety-five (395), three hundred ninety-six (396), three hundred ninety-seven (397), three hundred ninety-seven A (397A), three hundred ninety-eight (398), three hundred ninety-eight A (398A), three hundred ninety-nine (399), four hundred (400), four hundred one (401), four hundred two (402), four hundred four (404), four hundred seven (407), four hundred eight (408), four hundred eight A (408A), [four hundred thirteen (413),] four hundred fifteen (415), and four hundred seventeen (417), Code 1971, are repealed.

Sec. 30. It is the intent of the general assembly in enacting section twenty-nine (29) of this Act that chapter four hundred thirteen (413) of the Code shall not be repealed upon the effective date of Acts of the Sixty-fourth General Assembly, 1972 Session, chapter one thousand eighty-eight (1088), section one hundred ninety-nine (199), and the legal doctrine that the repeal of a repealing Act does not reinstate the original statute repealed shall not apply.

Sec. 31. Section twenty-four point twenty-seven (24.27), Code 1973, as amended by Acts of the Sixty-fourth General Assembly, 1972 Session, chapter one thousand twenty (1020), section nineteen (19), and Acts of the Sixty-fifth General Assembly, 1973 Session, chapter one hundred thirty-six (136), section three hundred forty-two (342), is amended to read as follows:

24.27 PROTEST TO BUDGET. Not later than the first Tuesday in [March] April, a number of persons in any municipality equal to one-fourth of one percent of those voting for the office of president of the United States or governor, as the case may be, at the last general election in said municipality,

but in no event less than ten, who are affected by any proposed budget, expenditure or tax levy, or to one or more items appeal from any decision of the certifying board or the levying board, as the case may be, by filing with the county auditor of the county in which such municipal corporation is located, a written protest setting forth their objections to such budget, expenditures or tax levy, or to one or more items thereof, and the grounds for such objections; provided that at least three of such persons shall have filed a joint written objection, at or before the time of the meeting contemplated in section 24.11 which shall include a detailed statement of the objections to said budget, expenditures or tax levy for each and every fund, or the items therein to which objection is taken and an analysis of the fund or funds, or items therein showing grounds for such objections or shall have appeared and made objection, either general or specific, as provided by section 24.11. Upon the filing of any such protest, the county auditor shall immediately prepare a true and complete copy of said written protest, together with the budget, proposed tax levy or expenditure to which objections are made, and shall transmit the same forthwith to the state board, and shall also send a copy of such protest to the certifying board or to the levying board, as the case may be.

Sec. 32. Section twenty-four point thirty-two (24.32), Code 1973, is amended to read as follows:

24.32 DECISION CERTIFIED TO COUNTY. After a hearing upon such appeal, the state board shall certify its decision with respect thereto to the county auditor, and such decision shall be final. The county auditor shall make up his records in accordance with such decision and the levying board shall make its levy in accordance therewith. Upon receipt of such decision, the county auditor shall immediately notify both parties thereof, whereupon the certifying board shall correct its records accordingly, if necessary. Final disposition of all such appeals shall be made by the state board on or before [October 15] *April twenty-fourth* of each year.

Sec. 33. Section twenty-nine C point seven (29C.7), unnumbered paragraphs two (2) and four (4), Code 1973, are amended to read as follows:

Not later than [March] *November fifteenth* of each year the joint county-municipal civil defense director and the joint administration shall prepare a proposed budget of all expenses for the ensuing fiscal year, July 1 to June 30. The proposed budget shall include estimated expenses that might be incurred in the event of a natural disaster, including, but not limited to hurricanes, tornadoes, windstorms or floods, and the necessary training, warning, protection facilities, and equipment necessary to minimize the loss of life in the event of acts of aggression.

Each year the chairman of the joint administration shall, by written notice, call a meeting of the joint administration to consider such proposed budget and shall fix and adopt a budget for the ensuing federal fiscal year not later than

[May 15] *January fifteenth.*

Sec. 34. Section two hundred two point four (202.4), Code 1973, is amended to read as follows:

202.4 ASSESSMENT LIEN. The board shall have full power and authority to quarry, pulverize and sell or to purchase and resell to said farm owners in their respective counties, limestone for their use on their farms and may either sell same for cash, or on application of any farm owner in the county, written notice having been first given to the mortgage or lien holder and consent of said lien holders having been obtained in writing, which consent shall be filed in the office of the county auditor, provide agricultural lime, and deliver same to farm of applicant, payment for same to be provided for by a special assessment tax levy against the real estate so benefited in the amount of the sale value and transportation of said agricultural lime, which assessment shall be payable at the option of the owner of the farm or his legal heirs or assignees in its entirety on or before December [1] *first* following the receipt [or] of said lime or may be paid in five equal annual installments payable on [March 1] *October first* of each succeeding year with the ordinary taxes until said special assessment is fully paid. The special assessment shall, by consent, be a lien prior to any lien or liens upon said real estate.

Sec. 35. Section two hundred fifty-three point three (253.3), Code 1973, as amended by House File six hundred fifty-nine (659), section three (3), as enacted by the Sixty-fifth General Assembly, 1974 Session, is amended to read as follows:

253.3 ANNUAL PUBLISHED REPORT. The board of supervisors shall, during the month of [January] *July* of each year, publish in the official papers of the county as part of its proceedings, a financial statement of the receipts of the county care facility, or county farm, itemizing the same and stating the source thereof, which report shall also set forth the total expenditures thereof and the value of the property on hand on January first of the year for which the report is made and a comparison with the inventory of the previous year.

Sec. 36. Section two hundred eighty A point seventeen (280A.17), unnumbered paragraph one (1), Code 1973, is amended to read as follows:

The board of directors of each merged area shall prepare an annual budget designating the proposed expenditures for operation of the area vocational school or area community college. The board shall further designate the amounts which are to be raised by local taxation and the amounts which are to be raised by other sources of revenue for such operation. The budget of each merged area shall be submitted to the state board no later than [June 1] *December first* preceding the next fiscal year for approval. The state board shall review the proposed budget and shall, prior to [July 1] *January first*, either grant its approval or return the budget without approval with the comments of the state board attached thereto. Any

unapproved budget shall be resubmitted to the state board for final approval. Upon approval of the budget by the state board, the board of directors shall prorate the amount to be raised by local taxation among the respective county school systems, or parts thereof, in the proportion that the value of taxable property in each system, or part thereof, bears to the total value of taxable property in the area. The board of directors shall certify the amount so determined to the respective county auditors and the boards of supervisors shall levy a tax sufficient to raise the amount. No tax in excess of three fourths mill shall be levied on taxable property in a merged area for the operation of an area vocational school or area community college. Taxes collected pursuant to such levy shall be paid by the respective county treasurers to the treasurer of the merged area in the same manner that other school taxes are paid to local school districts.

Sec. 37. Section two hundred ninety-eight point nine (298.9), Code 1973, is amended to read as follows:

298.9 SPECIAL LEVIES. If a schoolhouse tax is voted at a special election and certified to said board after the regular levy is made, it shall at its next regular meeting levy such tax and cause the same to be forthwith entered upon the tax list to be collected as other school taxes. If the certification is so filed prior to [the first day of October] *April first*, said annual levy shall begin with the tax levy of the year of filing. If the certification is filed after [the first day of October] *April first* in any year, such levy shall begin with the levy of the [calendar] *fiscal* year succeeding the year of the filing of such certification.

Sec. 38. Section two hundred ninety-eight point eighteen (298.18), unnumbered paragraph one (1), Code 1973, is amended to read as follows:

The board of each school corporation shall, when estimating and certifying the amount of money required for general purposes, estimate and certify to the board of supervisors of the proper county for the schoolhouse fund the amount required to pay interest due or that may become due for the *fiscal* year beginning [January 1] *July first* thereafter, upon lawful bonded indebtedness, and in addition thereto such amount as the board may deem necessary to apply on the principal.

Sec. 39. Section three hundred point three (300.3), Code 1973, is amended to read as follows:

300.3. LEVY—COLLECTION—LIMITATION. Boards of school directors in such districts shall fix and certify to the board of supervisors or on before the first Monday of [September] *March* the amount of money required for the next fiscal year for the support of the aforementioned activities, in the same manner as the amount of necessary taxes for other school purposes is certified, and said board of supervisors shall levy and collect a tax upon all property subject to taxation in said school district at the same time and in the same manner as other taxes are levied and collected by law, which shall be equal to the amount of money so required for such purposes by the said board of school directors; pro-

vided that the tax so levied upon each dollar of the assessed valuation of all property, real and personal, in said district, subject to taxation, shall not in any one year exceed one-half mill for the purpose of the activities hereinbefore mentioned. The said tax shall not be used or appropriated directly or indirectly for any other purpose than provided in this chapter.

Sec. 40. Section three hundred thirty-two point thirty-eight (332.38), Code 1973, is amended to read as follows:

332.38 TAX TO SUPPORT FUND. If the balance in the fund on [March 30] *September thirtieth* of any year is less than three hundred thousand dollars, the treasurer of state shall notify the board of supervisors of each county to levy for that year a two-hundredths mill levy to be collected with other taxes in the next [calendar] year.

Sec. 41. Section three hundred thirty-two point thirty-nine (332.39), Code 1973, is amended to read as follows:

332.39 DEPOSIT OF TAX—INVESTMENT. Not later than [the fifteenth of June] *December fifteenth* or the [fifteenth day of December] *June fifteenth* of each year in which the tax is collected, the county auditor shall transmit the amount of the tax levied and collected, by warrant, to the treasurer of state who shall credit it to the county indemnification fund. The treasurer of state shall invest any moneys in the fund in the same manner as other public funds and shall credit any interest received from that investment to the county indemnification fund.

Sec. 42. Section three hundred thirty-three point fourteen (333.14), Code 1973, is amended to read as follows:

333.14 PRINTING AND DISTRIBUTION. Said financial report shall be ordered printed by the board of supervisors in pamphlet form in such numbers as the board may direct, for distribution among the taxpayers of the county. The county auditor of each county shall, on or before [April 1] *October first* of each year, furnish to the auditor of state the information contained in such financial report and any other information relative to the financial affairs of the county which he may require, upon blank forms provided by the auditor of state for this purpose.

Sec. 43. Section three hundred fifty-nine point thirty (359.30), Code 1973, is amended to read as follows:

359.30 CEMETERY AND PARK TAX. They shall, at the regular meeting in [April] *November*, levy a tax sufficient to pay for any lands so condemned or purchased, or for the necessary improvement and maintenance of cemeteries thus established, and for the necessary improvement and the maintenance of public parks acquired by gift, devise, or bequest under section 359.29, or for the maintenance and improvement of cemeteries so established in adjoining townships, in case they deem such action advisable.

Sec. 44. Section four hundred four point three (404.3), Code 1973, is amended to read as follows:

404.3 CERTIFICATION OF TAXES AND ASSESSMENTS. All assessments and taxes of every kind and nature caused to be levied

by the council, except taxes for the payment of bonds and the interest thereon, and except as otherwise provided by law, shall be certified by the clerk on or before [the fifteenth day of August] *March fifteenth* to the county auditor, and by him placed upon the tax list for the current year, and the county treasurer shall collect such assessments and taxes in the same manner as other taxes, and when delinquent they shall draw the same interest and penalties.

Sec. 45. Section four hundred five point one (405.1), unnumbered paragraph two (2), Code 1973, is amended to read as follows:

On or before [June 15] *December fifteenth* of each fiscal year, the state comptroller shall distribute the moneys in the municipal assistance fund to each city and town in the state in the proportion that the population of each city and town is to the total population of all cities and towns in the state. However, the comptroller shall in no event distribute in any year to any city or town an amount in excess of one-half the amount to be collected from property tax levies by that city or town for that year. Any moneys remaining in the municipal assistance fund shall remain in the fund and be available for distribution the following year.

Sec. 46. Section four hundred eleven point eleven (411.11), subsection one (1), Code 1973, is amended to read as follows:

1. On or before [the first day of July in] *January first* of each year the respective boards of trustees shall certify to the superintendent of public safety the amounts which will become due and payable during the year next following to the pension accumulation fund and the expense fund. The amounts so certified shall be included by the superintendent of public safety in his annual budget estimate. The amounts so certified shall be appropriated by the said cities and transferred to the retirement system for the ensuing year. Said cities shall annually levy a tax sufficient in amount to cover such appropriations.

Sec. 47. Section four hundred twenty-two point seventy-eight (422.78), unnumbered paragraph one (1), Code 1973, as amended by Acts of the Sixty-fifth General Assembly, 1973 Session, chapter two hundred forty-eight (248), section one (1), is amended to read as follows:

There is created a permanent fund in the office of the treasurer of state to be known as the "moneys and credits replacement fund". The director shall determine the percentage which the aggregate taxable value for the year 1965 of the property described in and subject to taxation under section 429.2, Code 1966, owned or held by individuals, administrators, executors, guardians, conservators, trustees or an agent or nominee thereof, and the aggregate taxable value for the year 1965 of the property described in and subject to taxation under section 431.1 Code 1966, for the year 1965 but not subject to taxation under said section for the year 1966, in each county bears to the total aggregate taxable value of such property reported from all of the counties in the state and shall certify the percentage for each county to

the state comptroller prior to January 1, 1967. [In January] *Commencing July 1, 1975, in July* of each year, the state comptroller shall apply said percentage to the money which shall have accumulated in the moneys and credits tax replacement fund prior to such [January] *July* and thereby determine the amount thereof due to each county. The state comptroller shall draw warrants on the moneys and credits tax replacement fund in such amounts payable to the county treasurer of each county and transmit them. The county treasurer shall apportion these amounts as follows: For the amounts received in January 1972, and all previously collected amounts, twenty percent to the county general fund, fifty percent to the school general fund, and the remaining thirty percent to cities and towns in the proportion that the taxable values for each city and town for 1965 of property subject to taxation in 1965 under sections 429.2, Code 1966, and 431.1, Code 1966, is to the total of such taxable values for all cities and towns within the county; for the amounts received in January 1973, and all subsequently collected amounts, forty percent to the county general fund, and the remaining sixty percent to cities and towns in the proportion that the taxable values for each city and town for the year 1965 under sections 429.2 and 431.1, Code 1966, is to the total of such taxable values for all the cities and towns within the county.

Sec. 48. Section four hundred twenty-six point seven (426.7), Code 1973, is amended to read as follows:

426.7 WARRANTS DRAWN BY COMPTROLLER. After receiving from the several county auditors of the state the certifications provided for in section 426.6, and on or before [March 15] *September fifteenth of the following year, the state* comptroller shall draw warrants on the agricultural land credits fund created by this chapter, payable to the county treasurers of the several counties of the state in the total amount certified by the county auditors of the respective counties and mail said warrants to the county auditors of said counties, provided that in the event the agricultural land credits fund is insufficient to pay in full the total of the amounts certified to the state comptroller on the first of June, he shall prorate the fund to the several county treasurers and notify the several county auditors of the pro rata percentage on or before August 1.

Sec. 49. Section four hundred twenty-seven A point six (427A.6), Code 1973, as amended by Acts of the Sixty-fifth General Assembly, 1973 Session, chapter two hundred fifty-five, section three (3), is amended to read as follows:

427A.6 LISTING BY AUDITOR. On or before [January 1] *July* first of each year, the auditor of each county shall prepare a statement listing for each taxing district in the county all personal property upon which taxes shall not be collected due to the tax credit granted in this chapter. The statement shall show the tax rates of the various taxing districts and the total amount of taxes which shall not be collected in each district because of the tax credit. The auditor shall

certify and forward one copy each of the statement to the state comptroller and to the department of revenue on or before [January 15] *July fifteenth* of such year. The department of revenue shall have the responsibility of auditing credits allowed in all counties in the state and the assessed values and assessment practices which affect the amounts of credits and such audit shall be completed within [eighteen] *twenty-four* months from July 1 of the year the claims were filed. A copy of the audit containing disallowed credits shall be sent to the county auditor, the county treasurer and state comptroller, and such individuals shall be directed to correct their books and records accordingly. The amount of such erroneous credit shall be charged to the county by the state comptroller. The director of revenue shall be authorized and directed to disallow any claim where the audit or investigation revealed that the claimant was not entitled to the credit claimed. Persons and business enterprises may appeal any disallowed personal property credit to the state board of tax review.

Sec. 50. Section four hundred thirty-eight point eighteen (438.18), Code 1973, is amended to read as follows:

438.18 NONPAYMENT OF TAX—EFFECT. If said tax is not paid within the [calendar] *fiscal* year in which the same is due, the company shall not be permitted thereafter to use the public or private property of the state of Iowa, or to operate in Iowa for any purpose.

Sec. 51. Section four hundred forty-two point nine (442.9), subsection two (2), Code 1973, is amended to read as follows:

2. No later than [December 1] *August first* of each year, the state comptroller shall notify the county auditor of each county the amount, both in dollars and mills, of the additional property tax levy in each school district in the county. Each county auditor shall spread the additional property tax levy for each school district over all taxable property in the district.

Sec. 52. Section four hundred sixty-seven A point twenty (467A.20), unnumbered paragraph two (2), Code 1973, is amended to read as follows:

On or before [July 10] *January tenth* of each year its governing body shall make an estimate of the amount it deems necessary to be raised by such special tax for the ensuing year and transmit said estimate in dollars to the board of supervisors of the county in which the subdistrict lies.

Sec. 53. Acts of the Sixty-fourth General Assembly, 1972 Session, chapter one thousand twenty (1020), sections eleven (11), twenty-nine (29), and ninety-four (94), are repealed.

Sec. 54. Acts of the Sixty-fourth General Assembly, 1972 Session, chapter one thousand eighty-eight (1088), sections one hundred two (102), two hundred thirty-six (236), two hundred thirty-seven (237), two hundred thirty-eight (238), and two hundred forty (240) are repealed.

Sec. 55. Notwithstanding the provisions of section seven (7) of this Act, any veteran who files a claim for a military service tax exemption under section four hundred twenty-seven

point five (427.5) of the Code for the extended fiscal year and who subsequently sells his property and purchases property upon which no claim for a military service tax exemption has been allowed for the extended fiscal year may file a claim by December 1, 1974 with the department of revenue for reimbursement in an amount equal to one-third of the amount determined by multiplying the exemption by the millage.

Sec. 56. For the person who liquidated personal property at any time between January 2, 1973 and December 31, 1973 and who files a claim with the county board of supervisors, the county board of supervisors shall forgive the third third of personal property taxes due that become delinquent on April 1, 1975.

Sec. 57. Notwithstanding the millage limitations in section two hundred eighty A point seventeen (280A.17) of the Code, for the fiscal year commencing July 1, 1976 and ending June 30, 1977, the board of directors of any merged area which closed the fiscal year ending June 30, 1975 with a deficit cash balance may levy an additional tax pursuant to section two hundred eighty A point seventeen (280A.17) of the Code of not to exceed three-eighths mill to repay funds borrowed pursuant to Acts of the Sixty-fourth General Assembly, 1972 Session, chapter one thousand twenty (1020), section five (5).

Sec. 58. Notwithstanding the millage limitations in section two hundred eighty A point twenty-two (280A.22) of the Code, a merged area which has an authorized three-fourths mill voted levy pursuant to section two hundred eighty A point twenty-two (280A.22) of the Code for which the period of time of the voted levy extends beyond June 30, 1975, may increase the final full fiscal year levy to equal one and one-eighth mills.

Sec. 59. Nothing in this Act shall be construed to prevent the completion and enforcement of the levy of taxes lawfully made and provided for either under this Act, or under chapter one thousand twenty (1020), Acts of the Sixty-fourth General Assembly, 1972 Session, or under any other law enacted prior to the effective dates of chapter one thousand twenty (1020), Acts of the Sixty-fourth General Assembly, 1972 Session.

For any special assessments levied under any special assessment law on or before December 1, 1974, the annual installments, with interest on the whole unpaid amount, to the first day of June following the due date, are respectively due in consecutive years on January first annually, and must be paid at the same time and in the same manner as the March semiannual payment of ordinary taxes.

It is the intent of the General Assembly that commencing July 1, 1975, to the end that all cities, counties, and other political subdivisions are to operate on a fiscal year commencing July 1, 1975 and each July first thereafter, the provisions of this Act and of chapter one thousand twenty (1020), Acts of the Sixty-fourth General Assembly, 1972 Session, shall be liberally construed to effect that purpose, and any ambiguous, conflicting, or irreconcilable provisions shall

be construed to bring into effect the fiscal year which commences July first of each year.

Sec. 60. An action of an official or employee of a city, county, or other political subdivision, made prior to the effective date of this Act, which was made in the manner authorized by this Act shall be deemed to have been made in compliance with the provisions of this Act, and to this extent the provisions of this Act are retroactive.

Sec. 61. This Act, being deemed of immediate importance, shall take effect and be in force from and after its publication in The Sioux City Journal, a newspaper published in Sioux City, Iowa, and in the Muscatine Journal, a newspaper published in Muscatine, Iowa.

The provisions of sections one (1), two (2), four (4) through eight (8), fifteen (15), seventeen (17), twenty (20), twenty-one (21), twenty-two (22), twenty-nine (29), thirty (30), thirty-three (33), and fifty-three (53) through sixty (60), inclusive, of this Act shall be effective upon publication as provided in this section. The provisions of sections three (3), nine (9), ten (10), eleven (11), fourteen (14), twenty-four (24), twenty-seven (27), twenty-eight (28), thirty-one (31), thirty-two (32), thirty-five (35), thirty-six (36), thirty-seven (37), thirty-nine (39), forty-six (46), forty-nine (49), fifty-one (51), and fifty-two (52) of this Act shall be effective December 1, 1974. The provisions of sections twelve (12), thirteen (13), sixteen (16), eighteen (18), nineteen (19), twenty-three (23), twenty-five (25), twenty-six (26), thirty-four (34), thirty-eight (38), forty (40) through forty-five (45), inclusive, forty-seven (47), forty-eight (48), and fifty (50) of this Act shall be effective July 1, 1975.

2. Amend the title, page 1, line 3, by inserting after the word "thirtieth" the words "and correcting conflicting statutes".

On the Part of the Senate:
RALPH W. POTTER, Chairman
WILLARD R. HANSEN
LOWELL L. JUNKINS
FORREST V. SCHWENGELS
KENNETH D. SCOTT

On the Part of the House:
ED BITTLE, Chairman
JOHN B. BRUNOW
WILLIAM R. FERGUSON
DAVID M. READINGER
RUSSELL L. WYCKOFF

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on April 25, 1974, the Governor approved and transmitted to the Secretary of State the following bills:

- S. F. 19—Relating to penalty on delinquent mobile home taxes.
S. F. 173—To forbid the use of the highways of this state to habitual offenders of the traffic laws, and to provide punishment for those who violate the provisions of the Act.

- S. F. 242—Relating to the taxation of pension and retirement insurance premiums.
- S. F. 442—Relating to the Iowa Probate Code.
- S. F. 500—Relating to visitation rights.
- S. F. 1107—Relating to vocational rehabilitation.
- S. F. 1113—Relating to used car dealer lists.
- S. F. 1120—Relating to the filing and publishing of county agricultural extension education fund reports.
- S. F. 1197—Revising penalties imposed on additional taxes due, failure to file reports, and filing of fraudulent reports under the income, sales and use, chain store, and motor vehicle fuel tax laws.
- S. F. 1227—Relating to filing of claims with a county.
- S. F. 1290—Relating to individual and group health insurance policies and subscriber contracts for newly born children.
- S. F. 1359—Making a supplemental appropriation from the general fund to the Iowa Employment Security Commission.
- S. F. 1360—Extending the appropriation of the Iowa American Revolution Bicentennial Commission.
- H. F. 160—Relating to liability for the unlawful destruction, taking, or possession of wildlife owned by the State and imposing civil damages.
- H. F. 414—Permitting a flashing blue light to be used on a firefighting vehicle.
- H. F. 501—Relating to the establishment of zoos or zoological gardens and authorizing the levy of taxes and the issuance of bonds therefor.
- H. F. 531—Abolishing the Revolutionary War Memorial Commission.
- H. F. 1034—Making an appropriation to the capitol planning commission for the planning of a central mall.
- H. F. 1091—Relating to motor vehicle registration reciprocity.
- H. F. 1300—Making an appropriation to the office of Auditor of State for increased costs of departmental operating expenses.
- H. F. 1304—Amending the appropriation act for the State Department of Health as it relates to the emergency medical service revolving fund.
- H. F. 1432—Relating to the definition of "security" and providing for the clarification and modification of certain exemptions under the Iowa Securities Law.
- H. F. 1468—Relating to department of social services program and making an appropriation from the general fund of the state.

REPORT OF INVESTIGATING COMMITTEE

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mr. George Duvall of Ames, Story County, Iowa, for appointment as a member of the Advisory Investment Board of the Iowa Public Employees Retirement System for the State of Iowa, pursuant to Section 97B.8, 1973 Code of Iowa, as amended by Chapter 149, Acts of the Sixty-fifth General Assembly, 1973 Regular Session, for the term ending

June 30, 1975, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

JOHN S. MURRAY, Chairman
DALE L. TIEDEN
C. JOSEPH COLEMAN

SENATE CONCURRENT RESOLUTION 137

By Gluba

1 *Whereas*, low and middle income Iowans pay a disproportionate
2 amount of their incomes in taxes and are now shouldering too
3 much of the tax burden; and
4 *Whereas*, the Iowa income tax has not been reviewed in de-
5 tail by the General Assembly for several years; and
6 *Whereas*, there is great public interest in and concern
7 over tax loopholes and support for tax justice; and
8 *Whereas*, there are many individuals in Iowa having high
9 annual incomes that either pay no income tax or pay less than
10 skilled or semiskilled workers; and
11 *Whereas*, in 1972 there were 135 Iowans with incomes over
12 twenty thousand dollars who did not pay a dime in state in-
13 come tax; and
14 *Whereas*, eighteen of these taxpayers had incomes amounting
15 to more than fifty thousand dollars; and
16 *Whereas*, four of these taxpayers had incomes amounting to
17 more than seventy-five thousand dollars; and
18 *Whereas*, another three of these taxpayers had incomes
19 amounting to more than one hundred thousand dollars; and
20 *Whereas*, four of these taxpayers had incomes amounting to
21 more than one hundred fifty thousand dollars; and
22 *Whereas*, there are indications of a steady increase in the
23 number of high income Iowans who do not pay state income tax; and
24 *Whereas*, a study prepared for the United States Congress
25 states that the income gap between the poor and the rich has
26 nearly doubled in the last twenty years; and
27 *Whereas*, the study concludes that the poor and middle classes
28 are being asked to pay the price necessary to stop inflation
29 for the whole of society; and
30 *Whereas*, those persons not paying state taxes for the reason

Page 2

1 that more than half of their income comes from government
2 securities, which are taxed by the federal government but
3 not by the state; and
4 *Whereas*, it is necessary for the United States tax system—
5 federal, state, and local—to become truly progressive; and
6 *Whereas*, capital gains should be taxed at the same rate
7 as comparable amounts of earned income; and
8 *Whereas*, single taxpayers pay twenty percent more tax than
9 married couples who file joint returns; and
10 *Whereas*, a few high income people pay state income tax on
11 only half their income while those earning less than fifteen
12 thousand dollars pay tax on eight to eighty-five percent of
13 their incomes; and

14 *Whereas, tax loopholes cost Americans seventy-seven billion*
 15 *dollars every year and each individual man, woman, and child*
 16 *in this country three hundred sixty-seven dollars; and*
 17 *Whereas, statistics show that most of the tax advantages*
 18 *go to corporations and high income individuals; and*
 19 *Whereas, tax laws discriminate in favor of the rich and*
 20 *powerful; and*
 21 *Whereas, the regressive tax system in existence today bears*
 22 *most heavily on those least able to pay; and*
 23 *Whereas, the wealthiest 1.6 percent of American families*
 24 *own eighty-two percent of corporate stock which is held by*
 25 *individuals, ninety percent of all corporate bonds, and*
 26 *virtually all of the tax-free and municipal bonds held by*
 27 *individuals; Now Therefore,*
 28 *Be It Resolved by the Senate, the House Concurring, That*
 29 *the legislative council is authorized to create a study com-*
 30 *mittee, as provided by law, composed of members of the Senate*

Page 3

1 and the House of Representatives and representing both
 2 political parties, to conduct during the 1974 interim a
 3 study of the existing tax structure affecting individual
 4 taxpayers in this state with the goal toward closing tax loop-
 5 holes and providing for a more progressive income tax; and
 6 *Be It Further Resolved, That the study committee submit*
 7 *a report of its findings and recommendations to the legisla-*
 8 *tive council and the Sixty-sixth General Assembly, 1975 Ses-*
 9 *sion, along with appropriate bill drafts designed to carry*
 10 *out committee recommendations.*

SUBCOMMITTEE ASSIGNMENTS

Senate Resolution 108	House File 1249	House File 1487
Commerce—	Commerce—	Appropriations—
Hultman, Chairman	Priebe, Chairman	Claims
Briles	Rabedeaux	House File 1488
Priebe	Hultman	Appropriations—
Senate File 1380	House File 1404	State Department
Appropriations—	Commerce—	House File 1489
Education	Rodgers, Chairman	Appropriations—
Senate Concurrent	Briles	State Department
Resolution 130	Taylor	House File 1491
Rules and Administra-	House File 1433	Appropriations—
tion—	Commerce—	State Department
Lamborn, Chairman	Priebe, Chairman	House File 1496
Andersen	Hultman	Appropriations—
Schaben	Briles	Natural Resources
House File 708	House File 1471	House Concurrent
Appropriations—	Appropriations—	Resolution 134
State Department	Claims	Appropriations—
House File 1003	House File 1478	Claims
Commerce—	Appropriations—	
Kinley, Chairman	State Department	
Curtis		
Briles		

REPORTS OF COMMITTEES

Senator DeKoster submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 1029**, a bill for an act appropriating funds for the construction of a state agricultural building, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Senator Burroughs submitted the following report:

MR. PRESIDENT: Your committee on ways and means to which was referred **House File 1243**, a bill for an act providing a rebate on the barrel tax for each barrel of beer produced in Iowa by an Iowa-based brewery producing less than fifty thousand barrels annually, and providing an appropriation therefor, begs leave to report it has had the same under consideration and recommends the same **do pass**.

CLIFF BURROUGHS, Ranking Member

Ordered passed on file.

AMENDMENTS FILED

S—2907

- 1 Amend the Doderer amendment S—2881, to Senate File
- 2 1230, page 1, line 17 by striking before the word
- 3 "participate" the words "because of the individual's
- 4 participation or refusal to".

MINNETTE DODERER

S—2900

- 1 Amend House File 1016, as amended and passed by
- 2 the House, page 2, following line 18, by inserting
- 3 the following new section:
- 4 Sec. Acts of the Sixty-fifth
- 5 General Assembly, 1973 Session, chapter ninety-
- 6 seven (97), is amended by adding the following
- 7 new sections:
- 8 Sec. The total estimated cost of
- 9 the fine arts elements included in the plans and
- 10 specifications for the capital improvements
- 11 authorized by this Act shall be not less than
- 12 sixty thousand (60,000) dollars or one-half of
- 13 one percent of the total appropriation for such
- 14 construction.
- 15 Sec. As used in this Act, "fine
- 16 arts" means sculpture, fountains, bas-reliefs,
- 17 mosaics, frescoes, wall hangings, pictures or other
- 18 enhancements to be integrated into the total en-
- 19 vironment of such construction. Fine arts does
- 20 not include the incidental ornamental detail of
- 21 functional structural elements or hardware and

- 22 other accessories.
- 23 Sec. The department of general
- 24 services shall coordinate with the Iowa arts
- 25 council on matters relating to the inclusion

Page 2

- 1 of works of fine arts authorized by this Act.

JOHN S. MURRAY
 WILLARD R. HANSEN
 GEORGE F. MILLIGAN
 WILLIAM E. GLUBA
 JAMES GALLAGHER
 TOM RILEY
 EUGENE M. HILL
 RICHARD R. RAMSEY
 ELIZABETH R. MILLER
 KARL NOLIN
 MINNETTE DODERER
 RALPH McCARTNEY
 EARL M. WILLITS
 CLOYD ROBINSON

S—2905

- 1 Amend the Kelly amendment S—2887, to House File
- 2 1360, page 3, by striking lines 20, 21 and 22 and by
- 3 inserting in lieu thereof "one hundred dollars."

E. KEVIN KELLY

S—2908

- 1 Amend House File 1406, as amended and passed by
- 2 the House, page 3, by inserting after line 53 the
- 3 following sections:
- 4 **Sec. Section eighty-five point two (85.2),**
- 5 Code 1973, is amended to read as follows:
- 6 85.2 COMPULSORY WHEN. Where the state, county,
- 7 municipal corporation, school corporation, county
- 8 board of education, or city under any form of gov-
- 9 ernment is the employer, the provisions of this
- 10 chapter for the payment of compensation and amount
- 11 thereof for an injury sustained by an employee of
- 12 such employer shall be exclusive, compulsory, and
- 13 obligatory upon both employer and employee, except
- 14 as otherwise provided in section 85.1. For the
- 15 purposes of this chapter elected and appointed
- 16 officials and members of voluntary sheriff's
- 17 posses, shall be employees.
- 18 Sec. Section eighty-five point sixty-one
- 19 (85.61), Code 1973, as amended by Acts of the Sixty-
- 20 fifth General Assembly, 1973 Session, chapter one
- 21 hundred forty-four (144), sections twenty (20) and
- 22 twenty-one (21), is amended by adding the following
- 23 new subsection:
- 24 **NEW SUBSECTION.** The term "voluntary sheriff's
- 25 posse" shall mean those persons orally deputized

Page 2

1 by a sheriff to aid him in making an arrest. They
 2 are neither officers nor mere private persons, but
 3 occupy legal position of a "posse comitatus", and
 4 while cooperating with the sheriff and acting under
 5 his orders are clothed with protection of law as is
 6 the sheriff. A person performing such services
 7 shall not be considered a casual employee.

CALVIN O. HULTMAN

S-2897

1 Amend House File 1474 as amended and passed by the
 2 House as follows:
 3 1. Page 2, line 20, by striking the word "two"
 4 and inserting in lieu thereof the word "four".
 5 2. Page 2, line 21, by striking the figure
 6 "2,971,000" and inserting in lieu thereof the figure
 7 "3,946,211".

WILLIAM E. GLUBA
 WILLIAM PALMER
 JOAN ORR
 JAMES V. GALLAGHER

S-2901

1 Amend House File 1474, as amended and passed by the
 2 House, page 2, by adding the following after line 21:
 3 "To the department of social
 4 services to carry out the pro-
 5 visions of section five (5),
 6 unnumbered paragraph two (2)
 7 of this Act: - 0 - \$900,000"

MINNETTE DODERER
 E. KEVIN KELLY

S-2909

1 Amend House File 1483, as amended and passed by
 2 the House, as follows:
 3 1. Page 2, line 32, by inserting the following
 4 new sections:
 5 Sec. *NEW SECTION. DEFINITIONS.* As used in
 6 this Act unless the context otherwise requires:
 7 1. "Council" means the prosecuting attorneys
 8 coordinating council.
 9 2. "Executive secretary" means the executive
 10 secretary of the council.
 11 3. "Office" means the office of prosecuting
 12 attorneys coordination as established in this Act.
 13 4. "Prosecuting attorneys" means county attor-
 14 ney, district attorney, or any attorney charged
 15 with the responsibility of prosecution of violation
 16 of state laws.
 17 Sec. *NEW SECTION. ESTABLISHMENT.* The
 18 office of prosecuting attorneys coordination is
 19 established as an autonomous entity in the depart-
 20 ment of justice. The head of the office is the

21 prosecuting attorneys coordinating council. The
22 chief administrative officer of the office is the
23 executive secretary who shall be appointed by the
24 council. He shall perform the function and duties
25 assigned to him by the council. The council may

Page 2

1 employ other persons as it deems necessary to im-
2 plement this Act.

3 Sec. *NEW SECTION. MEMBERSHIP AND TERMS.*

4 The council shall consist of five members as follows:

5 1. The attorney general or his designated
6 representative.

7 2. The president of the Iowa county attorneys
8 association or its successor.

9 3. Three members elected by the Iowa county
10 attorneys association or its successor.

11 A member shall vacate his appointment upon
12 termination of his official position as a pros-
13 ecuting attorney or attorney general. A vacancy
14 shall be filled in the same manner as the original
15 appointment. A member appointed to fill a vacancy
16 created other than by expiration of a term on the
17 council shall be appointed for the unexpired term
18 of the member who he is succeeding in the same
19 manner as the original appointment. Any member
20 may be reappointed for an additional term.

21 The terms of the elected members shall be
22 three years and shall begin January 1, 1975, but
23 initial terms shall be staggered so that the elected
24 members shall serve terms of one, two, and three
25 years respectively.

Page 3

1 Sec. *NEW SECTION. ORGANIZATION.* The
2 council shall designate from among its members a
3 chairman and vice chairman who shall serve for
4 one-year terms and who may be reelected. Member-
5 ship on the council shall not constitute holding
6 a public office, and members of the council shall
7 not be required to take and file oaths of office
8 before serving on the council. A member of the
9 council shall not be disqualified from holding any
10 public office or employment by reason of his member-
11 ship on the council, nor shall he forfeit the office
12 or employment, by reason of his appointment under
13 this Act, notwithstanding the provisions of any
14 law, ordinance or city charter.

15 Sec. *NEW SECTION. MEETINGS.* The council
16 shall meet at least four times each year and shall
17 hold meetings when called by the chairman, or in
18 the absence of the chairman, by the vice chairman
19 or when called by the chairman upon the written
20 request of three members of the council. The

21 council shall establish its own procedures and
 22 requirements with respect to quorum, place and
 23 conduct of its meetings and other matters.

24 Sec. *NEW SECTION. REPORT REQUIRED.* The
 25 council shall make an annual report to the gov-

Page 4

1 ernor and to the Iowa county attorneys association
 2 or its successor regarding its efforts to implement
 3 the purpose of this Act.

4 Sec. *NEW SECTION. EXPENSES PAID.* The
 5 members of the council shall serve without compensa-
 6 tion but shall be entitled to their actual expenses
 7 in attending meetings and in the performance of
 8 their duties.

9 Sec. *NEW SECTION. DUTIES.* The council
 10 shall keep the prosecuting attorneys and assistant
 11 prosecuting attorneys of the state informed of all
 12 changes in law and matters pertaining to their
 13 office to the end that a uniform system of conduct,
 14 duty and procedure is established in each county
 15 of the state.

16 Sec. *NEW SECTION. POWERS.* The Council
 17 may:

18 1. Enter into agreements with other public or
 19 private agencies or organizations to implement
 20 the intent of this Act.

21 2. Cooperate with and assist other public or
 22 private agencies or organizations to implement
 23 the intent of this Act.

24 3. Make recommendations to the general assembly
 25 on matters pertaining to its responsibilities

Page 5

1 under this Act.

2 Sec. *NEW SECTION. RECEIPT OF FUNDS.* The
 3 council may accept funds, grants and gifts from
 4 any public or private source which shall be used
 5 to defray the expenses incident to implementing
 6 its responsibilities under this Act.

7 Sec. The preceding ten sections shall be
 8 known as and may be cited as the "Prosecuting
 9 Attorneys Coordinating Office Act of 1974".

10 2. By renumbering the bill section numbers
 11 accordingly.

12 3. By amending the title by inserting in line
 13 1 after the word "Act" the following:

14 "relating to the establishment of the office of
 15 prosecuting attorneys coordination and to prescribe
 16 its powers and duties and".

TOM RILEY
GEORGE R. KINLEY
CLIFTON C. LAMBORN

S—2904

- 1 Amend House File 1490, as amended and passed by the
- 2 House as follows:
- 3 1. Page 2, line 15, by striking “[ninety] *seventy*”
- 4 and inserting in lieu thereof “ninety”.
- 5 2. Page 2, lines 21 and 22, by striking “[ten]
- 6 *thirty*” and inserting in lieu thereof “ten”.
- 7 3. Page 3, line 10, by striking “*thirty*” and
- 8 inserting in lieu thereof “*ten*”.
- 9 4. Page 3, line 33, by striking “[ten] *thirty*”
- 10 and inserting in lieu thereof “ten”.

LUCAS J. DeKOSTER

S—2902

- 1 Amend the appropriations committee amendment S—2893,
- 2 to House File 1491, as amended and passed by the
- 3 House, as follows:
- 4 1. Page 3, by striking line 24 and inserting in lieu
- 5 thereof the following:
- 6 “clusive, and inserting in lieu thereof the following:
- 7 “The silver tea service of General Grenville
- 8 Dodge presently in the possession of the department
- 9 of history and archives shall be loaned for permanent
- 10 display to the trustees of the Historic General
- 11 Dodge House, Inc. to be displayed at the Dodge
- 12 House in Council Bluffs, Iowa, as long as the
- 13 Dodge House is open to the public. Suitable
- 14 recognition of the loan shall be displayed.’ ”

JAMES W. GRIFFIN, SR.
CALVIN O. HULTMAN
JAMES F. SCHABEN

On motion of Senator Lamborn, the Senate adjourned until
10:00 a.m., Monday, April 29, 1974.

JOURNAL OF THE SENATE

ONE HUNDRED SIXTH DAY

SENATE CHAMBER
DES MOINES, IOWA, MONDAY, APRIL 29, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Robert Clay, pastor of the Saint Paul A.M.E. Church, Des Moines, Iowa.

The Journal of Friday, April 26, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. D. G. Emanuel, Ottumwa, Iowa.

LEAVE OF ABSENCE

Leave of absence was granted as follows:

Senator Schaben for the day to attend a funeral on request of Senator Kennedy.

PRESENTATION OF VISITORS

President Neu welcomed the Honorable William S. Leckenby, member of the House of Representatives of the state of Washington, who was seated on the rostrum.

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

Thirty-four students from Prescott Community School, Prescott, Iowa, accompanied by Mrs. McKee. Senator Briles.

Twenty-three students from Dunlap Elementary School, Des Moines, Iowa, accompanied by Max Means and Robert Langbehn. Senator Kinley.

ADOPTION OF CONFERENCE COMMITTEE REPORT

Senate File 1004

Senator Potter called up the following report of the conference committee on Senate File 1004 and moved its adoption:

REPORT OF THE CONFERENCE COMMITTEE
ON SENATE FILE 1004

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to consider the difference between the Senate and the House of Representatives on Senate File 1004, a bill for an Act relating to rental deposits, imposing liability and providing penalties for violations, respectfully make the following recommendations:

That the House recede from amendments 2, 3, and 5 of the House amendment to Senate File 1004.

That the House amendment to Senate File 1004 be further amended as follows:

1. By inserting after line 3 the following amendment:

..... Page 2, by striking lines 5 through 12 and inserting in lieu thereof the following new section:

Sec. *NEW SECTION.* All deposits of money shall be held by the landlord for the tenant, who is a party to the agreement, in a bank or savings and loan association which is insured by an agency of the federal government. Such deposits shall not be commingled with the personal funds of the landlord. Notwithstanding the provisions of chapter one hundred seventeen (117) of the Code, all such deposits of money may be held in a trust account, which may be a common trust account and which may be an interest bearing trust account. Any interest earned on a deposit of money shall be the property of the landlord.

2. By inserting after line 19 the following amendment:

..... Page 2, line 19, by inserting after the "period" the following sentence: If the deposit or any portion of the deposit is withheld for the restoration of the premises, the statement shall specify the nature of the damages.

On the Part of the Senate:

RALPH W. POTTER, Chairman
CLIFF BURROUGHS
LUCAS J. DeKOSTER
GENE W. GLENN
CHARLES P. MILLER

On the Part of the House:

GEORGE J. KNOKE, Chairman
WILLIAM E. EWING
MARY T. O'HALLORAN
ARTHUR A. SMALL, JR.
SEMOR C. TOFTE

The motion prevailed and the conference committee report and the recommendations and amendment contained therein were adopted.

Senator Potter moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1004)

Ayes, 42:

Andersen
Bergman
Blouin

Briles
Burroughs
DeKoster

Doderer
Gallagher
Glenn

Gluba
Griffin
Hansen

Heying	Miller of	Potter	Schwieger
Hill	Marshall	Priebe	Scott
Kelly	Milligan	Rabedeaux	Shaff
Kennedy	Murray	Ramsey	Tieden
Kinley	Nolin	Riley	Van Gilst
Lamborn	Nystrom	Robinson	Willits
McCartney	Orr	Rodgers	Winkelman
Miller of	Palmer		
Des Moines	Plymat		

Nays, 2:

Hultman	Taylor
---------	--------

Absent or not voting, 6:

Coleman	Junkins	Schwengels	Shaw
Curtis	Schaben		

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

HOUSE AMENDMENT TO SENATE
AMENDMENT CONSIDERED

House File 1425

Senator Winkelman called up for consideration House File 1425, a bill for an act to make an appropriation from the primary road fund to the state highway commission for the support, maintenance and miscellaneous expenses of planning, development and field operation activities and relating to the posting of informational signs, amended by the Senate and further amended by the House, and moved that the Senate concur in the following amendment:

- 1 Amend the Senate amendment to House File 1425 as follows:
- 2 1. By striking all of lines 3 through 14.
- 3 2. By striking from line 25 the figures "71,058,506"
- 4 and inserting in lieu thereof the figures "70,974,506".
- 5 3. By striking lines 27 through 33 and inserting in
- 6 lieu thereof the following: "3. This appropriation contains a
- 7 sufficient amount to enable the state highway commission to
- 8 fund and support seven additional traffic-weight officers
- 9 but is not to be used to increase the present established
- 10 positions."

The motion prevailed and the Senate concurred in the House amendment to the Senate amendment.

Senator Winkelman moved that the bill as amended by the Senate, further amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1425) the vote was:

Ayes, 44:

Andersen	Hill	Milligan	Riley
Bergman	Hultman	Murray	Robinson
Blouin	Junkins	Nolin	Rodgers
Briles	Kelly	Nystrom	Schwengels
Coleman	Kennedy	Orr	Schwieger
DeKoster	Kinley	Palmer	Scott
Doderer	Lamborn	Plymat	Taylor
Gallagher	McCartney	Potter	Tieden
Glenn	Miller of	Priebe	Van Gilst
Gluba	Des Moines	Rabedeaux	Willits
Griffin	Miller of	Ramsey	Winkelman
Heying	Marshall		

Nays, none.

Absent or not voting, 6:

Burroughs	Hansen	Shaff	Shaw
Curtis	Schaben		

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

HOUSE AMENDMENTS CONSIDERED

Senate File 528

Senator Gallagher called up for consideration Senate File 528, a bill for an act relating to the licensing of dogs, amended by **the House**, and moved that the Senate concur in the House amendment found on pages 1642 and 1643 of the Senate Journal.

The motion prevailed and the Senate concurred in the House amendment.

Senator Gallagher moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 528) the vote was:

Ayes, 46:

Andersen	Hill	Milligan	Robinson
Bergman	Hultman	Murray	Rodgers
Blouin	Junkins	Nolin	Schwengels
Briles	Kelly	Nystrom	Schwieger
Coleman	Kennedy	Orr	Scott
DeKoster	Kinley	Palmer	Shaw
Doderer	Lamborn	Plymat	Taylor
Gallagher	McCartney	Potter	Tieden
Glenn	Miller of	Priebe	Van Gilst
Gluba	Des Moines	Rabedeaux	Willits
Griffin	Miller of	Ramsey	Winkelman
Hansen	Marshall	Riley	
Heying			

Nays, none.

Absent or not voting, 4:

Burroughs Curtis Schaben Shaff

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

Senate File 1225

Senator Doderer called up for consideration Senate File 1225, a bill for an act relating to child abuse, the creation of a bureau for the central registry for child abuse information and providing penalties, amended by the House, and moved that the Senate concur in the House amendments found on pages 1643-1646, inclusive, of the Senate Journal.

The motion prevailed and the Senate concurred in the House amendments.

Senator Doderer moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1225) the vote was:

Ayes, 45:

Andersen	Heying	Milligan	Robinson
Bergman	Hultman	Murray	Rodgers
Blouin	Junkins	Nolin	Schwengels
Briles	Kelly	Nystrom	Schwieger
Coleman	Kennedy	Orr	Scott
DeKoster	Kinley	Palmer	Shaw
Doderer	Lamborn	Plymat	Taylor
Gallagher	McCartney	Potter	Tieden
Glenn	Miller of	Priebe	Van Gilst
Gluba	Des Moines	Rabedeaux	Willits
Griffin	Miller of	Ramsey	Winkelman
Hansen	Marshall	Riley	

Nays, 1:

Hill

Absent or not voting, 4:

Burroughs Curtis Schaben Shaff

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

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

On motion of Senator Lamborn, the Senate recessed until 1:00 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

QUORUM CALL

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

Present, 36:

Bergman	Hansen	Miller of	Schwengels
Blouin	Hultman	Marshall	Schwieger
Burroughs	Junkins	Murray	Scott
Coleman	Kelly	Nystrom	Shaff
DeKoster	Kennedy	Orr	Taylor
Doderer	Lamborn	Plymat	Tieden
Gallagher	McCartney	Potter	Van Gilst
Glenn	Miller of	Priebe	Willits
Gluba	Des Moines	Ramsey	Winkelman
Griffin		Riley	

Absent, 14:

Andersen	Hill	Palmer	Rodgers
Briles	Kinley	Rabedaux	Schaben
Curtis	Milligan	Robinson	Shaw
Heying	Nolin		

The Chair declared a quorum present.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 1478.

House File 1478

On motion of Senator Willits, House File 1478, a bill for an act relating to the per diem rate, expenses and duties of specified boards and committees, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Willits moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1478) the vote was:

Ayes, 43:

Andersen	DeKoster	Hansen	Lamborn
Bergman	Doderer	Hill	McCartney
Blouin	Gallagher	Hultman	Miller of
Briles	Glenn	Junkins	Des Moines
Burroughs	Gluba	Kelly	Miller of
Coleman	Griffin	Kennedy	Marshall

Milligan	Priebe	Schwengels	Taylor
Murray	Rabedeaux	Schwieger	Tieden
Nystrom	Ramsey	Scott	Van Gilst
Orr	Riley	Shaff	Willits
Plymat	Robinson	Shaw	Winkelman
Potter			

Nays, none.

Absent or not voting, 7:

Curtis	Kinley	Palmer	Schaben
Heying	Nolin	Rodgers	

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

WITHDRAWN

Senator Willits asked and received unanimous consent that **Senate File 1382** be **withdrawn** from further consideration of the Senate.

CONSIDERATION OF BILLS

Senate File 1400

On motion of Senator Riley, Senate File 1400, a bill for an act making an appropriation to the department of public instruction to provide school food service assistance for the purpose of participating in certain federal child nutrition programs, was taken up for consideration.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1400) the vote was:

Ayes, 40:

Andersen	Griffin	Miller of	Riley
Bergman	Hansen	Marshall	Robinson
Blouin	Hultman	Milligan	Rodgers
Briles	Junkins	Murray	Schwengels
Burroughs	Kelly	Nystrom	Schwieger
Coleman	Kennedy	Orr	Shaw
DeKoster	Lamborn	Palmer	Tieden
Doderer	McCartney	Plymat	Van Gilst
Gallagher	Miller of	Potter	Willits
Glenn	Des Moines	Priebe	Winkelman
Gluba		Rabedeaux	

Nays, 3:

Hill	Ramsey	Taylor
------	--------	--------

Absent or not voting, 7:

Curtis	Kinley	Schaben	Shaff
Heying	Nolin	Scott	

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

Senator Riley asked and received unanimous consent that **Senate File 1400** be **immediately messaged** to the House, which request was complied with.

Senate File 1401

On motion of Senator Riley, Senate File 1401, a bill for an act appropriating from the general fund of the state to the department of public instruction for distribution to the merged area schools for salary adjustments and equipment replacement, was taken up for consideration.

Senator Riley asked and received unanimous consent that **House File 1492** be **substituted** for **Senate File 1401**.

House File 1492

On motion of Senator Riley, House File 1492, a bill for an act appropriating from the general fund of the state to the department of public instruction for distribution to the merged area schools for salary adjustments or equipment replacement, was taken up for consideration.

Senator Doderer offered amendment S—2912 by Senators Doderer and Riley, moved its adoption and requested a roll call:

S—2912

- 1 Amend House File 1492, as amended and passed by
- 2 the House, as follows:
- 3 1. Page 2, line 12, strike the word "subsection"
- 4 and insert in lieu thereof the word "section".
- 5 2. Page 2, insert after line 24 the following:
- 6 3. To make available funds for increasing
- 7 salaries where necessary to equalize the salaries
- 8 of women and men with comparable training and
- 9 experience, who are performing comparable duties
- 10 as personnel of merged area schools.....\$528,050
- 11 3. Page 2, line 32, insert before the period
- 12 the words " , except that the funds available for
- 13 equalizing salaries of men and women shall be
- 14 allocated to the merged area schools by the de-
- 15 partment of public instruction where necessary to
- 16 achieve that goal".
- 17 4. Page 2, line 38, insert after the word
- 18 "remaining" the words "from those available under
- 19 section one (1), subsection one (1), of this Act,".
- 20 5. Page 3, line 7, insert after the period
- 21 the words "Contracts entered into for the 1974-75
- 22 year between merged area schools and merged area
- 23 school personnel pursuant to section two hundred

24 seventy-nine point thirteen (279.13) of the Code,
25 shall be deemed modified as necessary to

Page 2

- 1 accommodate salary increases granted as provided
- 2 for in section one (1) of this Act."

On the question "Shall amendment S—2912 be adopted?" (H.F. 1492) the vote was:

Ayes, 22:

Blouin	Hill	Nolin	Rodgers
Coleman	Junkins	Orr	Schwieger
Doderer	Kennedy	Palmer	Scott
Gallagher	Kinley	Priebe	Van Gilst
Glenn	Miller of	Riley	Willits
Gluba	Des Moines	Robinson	

Nays, 24:

Andersen	Kelly	Murray	Schwengels
Bergman	Lamborn	Nystrom	Shaff
Briles	McCartney	Plymat	Shaw
Burroughs	Miller of	Potter	Taylor
DeKoster	Marshall	Rabedeaux	Tieden
Griffin	Milligan	Ramsey	Winkelman
Hansen			

Absent or not voting, 4:

Curtis	Heying	Hultman	Schaben
--------	--------	---------	---------

Amendment S—2912 lost.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1492) the vote was:

Ayes, 47:

Andersen	Heying	Milligan	Robinson
Bergman	Hill	Murray	Rodgers
Blouin	Junkins	Nolin	Schwengels
Briles	Kelly	Nystrom	Schwieger
Burroughs	Kennedy	Orr	Scott
Coleman	Kinley	Palmer	Shaff
DeKoster	Lamborn	Plymat	Shaw
Doderer	McCartney	Potter	Taylor
Gallagher	Miller of	Priebe	Tieden
Glenn	Des Moines	Rabedeaux	Van Gilst
Gluba	Miller of	Ramsey	Willits
Griffin	Marshall	Riley	Winkelman
Hansen			

Nays, none.**Absent or not voting, 3:**

Curtis	Hultman	Schaben
--------	---------	---------

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

WITHDRAWN

Senator Riley asked and received unanimous consent that **Senate File 1401** be withdrawn from further consideration of the Senate.

CONSIDERATION OF BILLS

Senate File 1402

On motion of Senator Shaw, Senate File 1402, a bill for an act making an appropriation for the purpose of improving liquor warehousing operations, was taken up for consideration.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1402) the vote was:

Ayes, 43:

Andersen	Heying	Milligan	Riley
Bergman	Hultman	Murray	Robinson
Blouin	Junkins	Nolin	Rodgers
Briles	Kelly	Nystrom	Schwengels
Burroughs	Kennedy	Orr	Schwieger
Coleman	Kinley	Palmer	Scott
DeKoster	Lamborn	Plymat	Shaw
Doderer	McCartney	Potter	Taylor
Glenn	Miller of	Priebe	Willits
Gluba	Des Moines	Rabedeaux	Winkelman
Griffin	Miller of	Ramsey	
Hansen	Marshall		

Nays, 3:

Gallagher	Tieden	Van Gilst
-----------	--------	-----------

Absent or not voting, 4:

Curtis	Hill	Schaben	Shaff
--------	------	---------	-------

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

Senator Lamborn asked and received unanimous consent that **Senate File 1402** be **immediately messaged** to the House, which request was complied with.

Senate File 1403

On motion of Senator Schwieger, Senate File 1403, a bill for an act to make an appropriation from the general fund of the state to the state comptroller for the substitution or replacement of any federal funds which are not available for administrative expenses of previously existing federal programs relating to community action programs, was taken up for consideration.

Senator Schwieger moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1403) the vote was:

Ayes, 44:

Andersen	Hansen	Miller of	Ramsey
Bergman	Heying	Marshall	Riley
Blouin	Hill	Milligan	Robinson
Briles	Junkins	Murray	Rodgers
Burroughs	Kelly	Nolin	Schwengels
Coleman	Kennedy	Nystrom	Schwieger
DeKoster	Kinley	Orr	Scott
Doderer	Lamborn	Palmer	Shaff
Gallagher	McCartney	Plymat	Shaw
Glenn	Miller of	Potter	Van Gilst
Gluba	Des Moines	Priebe	Willits
Griffin		Rabedeaux	

Nays, 3:

Hultman	Taylor	Winkelman
---------	--------	-----------

Absent or not voting, 3:

Curtis	Schaben	Tieden
--------	---------	--------

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

Senator Lamborn asked and received unanimous consent that **Senate File 1403** be **immediately messaged** to the House, which request was complied with.

House File 1016

On motion of Senator Shaw, House File 1016, a bill for an act relating to the appropriation for the construction of a state office building, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator DeKoster offered amendment S—2891 by the committee on appropriations and moved its adoption:

S—2891

- 1 Amend House File 1016, as amended and passed by
- 2 the House, page 2, by adding after line 18 the
- 3 following new section:
- 4 Sec. It is the policy of the general
- 5 assembly that when the building authorized by this
- 6 Act and the building authorized by House File 1029,
- 7 Acts of the Sixty-fifth General Assembly, 1974
- 8 Session, are complete the statehouse shall be
- 9 vacated by all agencies except the office of the
- 10 governor, the supreme court, the law library,
- 11 and the general assembly and legislative staff
- 12 agencies, and that space which becomes available

13 in the statehouse shall be designated for use of
14 the general assembly and legislative agencies.

Amendment S—2891 lost.

Senator Murray offered amendment S—2900 by Senators Murray, et al., and moved its adoption:

S—2900

1 Amend House File 1016, as amended and passed by
2 the House, page 2, following line 18, by inserting
3 the following new section:
4 Sec. Acts of the Sixty-fifth
5 General Assembly, 1973 Session, chapter ninety-
6 seven (97), is amended by adding the following
7 new sections:
8 Sec. The total estimated cost of
9 the fine arts elements included in the plans and
10 specifications for the capital improvements
11 authorized by this Act shall be not less than
12 sixty thousand (60,000) dollars or one-half of
13 one percent of the total appropriation for such
14 construction.
15 Sec. As used in this Act, "fine
16 arts" means sculpture, fountains, bas-reliefs,
17 mosaics, frescoes, wall hangings, pictures or other
18 enhancements to be integrated into the total en-
19 vironment of such construction. Fine arts does
20 not include the incidental ornamental detail of
21 functional structural elements or hardware and
22 other accessories.
23 Sec. The department of general
24 services shall coordinate with the Iowa arts
25 council on matters relating to the inclusion

Page 2

1 of works of fine arts authorized by this Act.

Amendment S—2900 was adopted.

Senator Andersen took the chair at 2:55 p.m.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1016) the vote was:

Ayes, 35:

Andersen	Hansen	Milligan	Rodgers
Bergman	Hill	Murray	Schwengels
Blouin	Hultman	Nystrom	Schwieger
Briles	Junkins	Plymat	Scott
Burroughs	Kelly	Potter	Shaw
Coleman	Kinley	Priebe	Taylor
DeKoster	Lamborn	Rabedeaux	Tieden
Glenn	Miller of	Riley	Van Gilst
Griffin	Marshall	Robinson	Winkelman

Nays, 11:

Doderer	Kennedy	Nolin	Ramsey
Gallagher	Miller of	Orr	Willits
Gluba	Des Moines	Palmer	
Heying			

Absent or not voting, 4:

Curtis	McCartney	Schaben	Shaff
--------	-----------	---------	-------

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

Senator Lamborn asked and received unanimous consent that **House File 1016** be **immediately messaged** to the House, which request was complied with.

WITHDRAWN

Senator Plymat asked and received unanimous consent that **Senate File 1011** be **withdrawn** from further consideration of the Senate.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which House File 1492 passed the Senate on April 29, 1974.

WILLIAM D. PALMER

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 119 calling for interim studies resolutions to be considered by the Legislative Council to determine priorities and authorize such studies as may be feasible.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 127 presenting the presiding officers of the House and Senate with their chairs.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 128 authorizing the President of the Senate and the Speaker of the House to approve actual expenses of certain

persons attending meetings pertaining to operation of legislative research and legislative services during the interim.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 129 authorizing the President of the Senate and the Speaker of the House to determine policies incident to the details of closing the 1974 Session.

Also: That the House has amended and passed the following bill in which the concurrent of the House was asked:

Senate File 321, a bill for an act to exempt facilities used to control air and water pollution from property taxation.

Also: That the House has adopted the conference committee report and amendments contained therein and repassed the following bill in which the concurrence of the House was asked:

Senate File 1004, a bill for an act relating to rental deposits, imposing liability and providing penalties.

Also: That the House has concurred in the Senate amendment to the House amendment to and repassed the following bill in which the concurrence of the House was asked:

Senate File 1139, a bill for an act raising the mileage rate paid to members of the general assembly and employees of the state or its political subdivisions.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1287, a bill for an act to delete the requirement for the claimant's certification on vouchers.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1295, a bill for an act relating to changing names of streets.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1315, a bill for an act amending the Uniform Commercial Code.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1320, a bill for an act to legalize and validate proceedings of Board of Trustees of Municipal Electric Plant and System of Harlan, Iowa.

Also: That the House has adopted conference committee report and the amendments contained therein and repassed the following bill in which the concurrence of the Senate is asked:

House File 1028, a bill for an act relating to the implementation of the change in the dates of the fiscal year.

Also: That the House has concurred in Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 1471, a bill for an act to make appropriations for members of the House of Representatives ethics committee.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 145 urging the legislative council to appoint a bipartisan study committee to further investigate changes in the Code adoption procedures and practices.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 148 creating a joint committee on legislative internships be established to organize and supervise the college internship program for the General Assembly.

WILLIAM H. HARBOR, Chief Clerk

HOUSE CONCURRENT RESOLUTION 145

By Oakley, Lipsky, Rinas, Pellett, Hutchins,
Danker and Bittle

- 1 *Whereas*, there has been no substantial revisions in the laws
2 of this state relating to the adoption of children for over 25
3 years; and
4 *Whereas*, the persons and agencies placing children have a
5 deep obligation to represent the interests of the state in
6 that regard because of their impact on the entire adoption
7 process; and
8 *Whereas*, there should be broad input from the department
9 of social services, placing agencies, lawyers, judges, doctors,
10 clergy, and other professional people into the formulation of
11 adoption law changes; and
12 *Whereas*, the courts have recently recognized the rights of
13 putative fathers in adoption cases; and
14 *Whereas*, it should always be of paramount importance to
15 the state of Iowa to insure the best interests of the adoptive
16 child in enacting any changes in its adoption laws; *Now There-*
17 *fore,*
18 *Be It Resolved by the House of Representatives, the Senate*
19 *Concurring*, That the legislative council is urged to appoint
20 a bipartisan interim study committee composed of members of
21 both houses of the general assembly to further investigate
22 changes in the Code adoption procedures and practices and
23 to report its findings back to the legislative council and
24 general assembly.

HOUSE CONCURRENT RESOLUTION 148

By Holden, Cochran, Bittle and Patchett

- 1 *Whereas*, the legislative internship program for the Iowa
2 General Assembly has operated on an informal basis, and
3 *Whereas*, interest and participation in internships has
4 grown to a point where the program needs to be organized and
5 supervised more formally to make internships more beneficial
6 to the General Assembly and college student interns; *Now*

7 *Therefore,*

8 *Be It Resolved by the House of Representatives, the*
 9 *Senate Concurring,* That a joint committee on legislative intern-
 10 ships be established to organize and supervise the college
 11 student internship program for the General Assembly.

12 That the committee consist of thirteen (13) members; two (2)
 13 members of the Senate, one (1) appointed by the majority leader
 14 and one (1) by the minority leader; two (2) members of the House,
 15 one (1) appointed by the majority leader and one (1) appointed
 16 by the minority leader; the chief clerk of the House or his
 17 designee; the secretary of the Senate or his designee; the
 18 director of the legislative service bureau or his designee; a
 19 person from each of the three state universities selected by
 20 each of the universities; a person representing the Drake Univer-
 21 sity College of Law, selected by Drake University; and two (2)
 22 persons from other Iowa private colleges, selected by other
 23 members of the committee. A vacancy shall be filled in the same
 24 manner as the original appointment.

Page 2

1 That the duties of the committee shall include to provide
 2 procedures for coordinating the recruitment, selection, assign-
 3 ment, and supervision of interns in each house; to establish
 4 the duties of interns; to provide orientation meetings for
 5 interns; and to provide for academic supervision of interns.

6 The expenses of the committee members and the per
 7 diem pay of legislative members shall be paid from
 8 funds available to the public agency the members
 9 represent and in the case of nonpublic members' expenses
 10 shall be paid from funds available under section two
 11 point twelve (2.12) of the Code.

HOUSE AMENDMENT TO SENATE FILE 321

1 Amend Senate File 321, as amended and passed by the Senate,
 2 as follows:

3 1. Page 1, by striking lines 7 through 25, and page 2,
 4 by striking lines 1 through 24, and inserting in lieu thereof
 5 the following:

6 *NEW SUBSECTION.* Pollution-control property as defined
 7 in this subsection shall be exempt from taxation for the
 8 periods and to the extent provided in this subsection, upon
 9 compliance with the provisions of this subsection.

10 This exemption shall apply to new installations of
 11 pollution-control property for a period of ten years be-
 12 ginning on January first after the construction or installa-
 13 tion of the property is completed. This exemption shall apply
 14 for a period of ten years beginning on January 1, 1975, to
 15 existing pollution-control property if its construction or
 16 installation was completed after September 23, 1970. This
 17 exemption shall apply with respect to each of the ten annual
 18 assessments within the ten-year exemption period and the
 19 property taxes payable on the basis of each of such ten
 20 annual assessments. This exemption for existing pollution-
 21 control property shall begin with respect to the assessment

22 as of January 1, 1975, and the taxes payable on the basis of
23 this assessment during the fiscal year beginning July 1, 1976.
24 This exemption shall be limited to the market value, as
25 defined in section four hundred forty-one point twenty-one

Page 2

1 (441.21) of the Code, of the pollution-control property. If
2 the pollution-control property is assessed with other property
3 as a unit, this exemption shall be limited to the net market
4 value added by the pollution-control property, determined
5 as of the assessment date.

6 Application for this exemption shall be filed with the
7 assessing authority not later than the first of February
8 of the year for which the exemption is requested, on forms
9 provided by the department of revenue. The application
10 shall describe and locate the specific pollution-control
11 property to be exempted.

12 The first annual application for any specific pollution-
13 control property shall be accompanied by a certificate of
14 the executive director of the department of environmental
15 quality stating that the air quality commission or the
16 water quality commission has directed the department of
17 environmental quality to certify that the primary use of the
18 pollution-control property is to control or abate pollution
19 of any air or water of this state or to enhance the quality
20 of any air or water of this state.

21 A taxpayer may appeal a determination of the air
22 quality commission or the water quality commission in
23 accordance with the provisions of sections four hundred
24 fifty-five B point nineteen (455B.19) and four hundred
25 fifty-five B point thirty-nine (455B.39) of the Code.

Page 3

1 The air quality commission and the water quality
2 commission of the department of environmental quality shall
3 adopt rules relating to certification under this Act and
4 information to be submitted for evaluating pollution-control
5 property for which a certificate is requested. The revenue
6 department shall adopt any rules necessary to implement this
7 Act, including rules on identification and valuation of
8 pollution-control property. All rules adopted shall be sub-
9 ject to the provisions of the statutes on departmental rules.

10 For the purposes of this subsection "pollution-control
11 property" means personal property or improvements to real
12 property, or any portion thereof, used primarily to control
13 or abate pollution of any air or water of this state or used
14 primarily to enhance the quality of any air or water of this
15 state. In the event such property shall also serve other
16 purposes or uses of productive benefit to the owner of the
17 property, only such portion of the assessed valuation thereof
18 as may reasonably be calculated to be necessary for and
19 devoted to the control or abatement of pollution or to the
20 enhancement of the quality of the air or water of this state
21 shall be exempt from taxation under this subsection.

22 For the purposes of this subsection "pollution" means
23 air pollution as defined in section four hundred fifty-five B

24 point ten (455B.10) of the Code or water pollution as defined
25 in section four hundred fifty-five B point thirty (455B.30)

Page 4

1 of the Code. "Water of the state" means the water of the
2 state as defined in section four hundred fifty-five B point
3 thirty (455B.30) of the Code. "Enhance the quality" means
4 to diminish the level of pollutants below the air or water
5 quality standards established by the water quality commission
6 or the air quality commission of the department of
7 environmental quality.

8 Sec. 2. Section four hundred twenty-seven point one
9 (427.1), Code 1973, is amended by adding the following new
10 subsection:

11 **NEW SUBSECTION.** The impoundment structure and any land
12 underlying an impoundment located outside any incorporated
13 city or town, which are not developed or used directly or
14 indirectly for nonagricultural income-producing purposes and
15 which are maintained in a condition satisfactory to the soil
16 conservation district commissioners of the county in which the
17 impoundment structure and the impoundment are located. Any
18 person owning land which qualifies for a property tax
19 exemption under this subsection shall apply to the county
20 assessor each year before the first of July for the exemption.
21 The application shall be made on forms prescribed by the
22 department of revenue. The first application shall be
23 accompanied by a copy of the water storage permit approved by
24 the water commissioner of the Iowa natural resources council
25 and a copy of the plan for the construction of the impoundment

Page 5

1 structure and the impoundment. The construction plan shall
2 be used to determine the total acre-feet of the impoundment
3 and the amount of land which is eligible for the property
4 tax exemption status. The county assessor shall annually
5 review each application for the property tax exemption under
6 this subsection and submit it, with the recommendation of the
7 soil conservation district commissioners, to the board of
8 supervisors for approval or denial. Any applicant for a
9 property tax exemption under this subsection may appeal the
10 decision of the board of supervisors to the district court.
11 As used in this subsection, "impoundment" means any reservoir
12 or pond which has a storage capacity of at least eighteen
13 acre-feet of water or sediment at the time of construction;
14 "storage capacity" means the total area below the crest
15 elevation of the principal spillway including the volume of
16 any excavation in such area; and "impoundment structure" means
17 any dam, earthfill, or other structure used to create an
18 impoundment.

19 2. Page 1, amend the title by striking lines 1 and 2 and
inserting in lieu thereof the following:

20 An Act to provide a limited exemption from property
21 taxation for property used to control air or water pollution,
22 and to provide a property tax exemption for certain property
23 used for water impoundments.
24

INTRODUCTION OF BILL

Senate File 1405, by committee on commerce, a bill for an act relating to credit related transactions, acts, practices and conduct, enacting the Iowa Consumer Credit Code, making coordinating amendments to the Code, and providing civil remedies and criminal penalties for violations.

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

WITHDRAWN

Senator Andersen asked and received unanimous consent that **Senate File 158** be **withdrawn** from further consideration of the Senate.

Senator Hansen asked and received unanimous consent that **Senate File 1208** be **withdrawn** from further consideration of the Senate.

Senator Hansen asked and received unanimous consent that **Senate File 515** be **withdrawn** from further consideration of the Senate.

HOUSE AMENDMENT CONSIDERED

Senate File 1315

Senator Willits called up for consideration Senate File 1315, a bill for an act amending the Uniform Commercial Code and making coordinating amendments relating to security interests, securities depositories, sales contracts, rights of buyers, warrants, commercial paper, bank deposits and collections, letters of credit and warehouseman's liens, establishing effective dates and transition provisions, and imposing a penalty, amended by the House, as follows:

- 1 Amend Senate File 1315, as amended and passed by the
- 2 Senate, as follows:
- 3 1. Page 5, line 24, strike the words "federally regulated".
- 4 2. Page 5, line 27, insert before the period the words
- 5 "if the clearing corporation is federally regulated".
- 6 3. Page 6, line 27, strike the words and figure "sub-
- 7 section five (5) of".
- 8 4. Page 7, line 8, by striking the words "on real estate
- 9 owned by him" and inserting in lieu thereof the words "[on
- 10 real estate owned by him]".
- 11 5. Page 16, line 1, strike the letter and punctuation
- 12 mark "(i)" and insert in lieu thereof the letter and
- 13 punctuation mark "i."
- 14 6. Page 16, line 8, strike the letter and punctuation

15 mark "(ii)" and insert in lieu thereof the letter and
16 punctuation mark "ii."

17 7. Page 16, line 11, strike the letter and punctuation
18 mark "(iii)" and insert in lieu thereof the letter and
19 punctuation mark "iii."

20 8. Page 20, line 20, insert before the comma the
21 punctuation mark ")".

22 9. Page 20, line 22, insert after the punctuation mark
23 "(") another punctuation mark "(")".

24 10. Page 21, line 32, strike the punctuation mark "[,]"
25 and insert in lieu thereof the punctuation mark ",".

Page 2

1 11. Page 22, line 16, strike the period and insert in
2 lieu thereof a semicolon.

3 12. Page 22, line 25, strike the period and insert in
4 lieu thereof a semicolon.

5 13. Page 24, line 21, strike the comma after the words
6 "paragraph c".

7 14. Page 25, line 7, strike the words "[ENFORCEABILITY]
8 ATTACHMENT AND ENFORCEABILITY" and insert in lieu thereof
9 the words "ATTACHMENT AND ENFORCEABILITY".

10 15. Page 26, line 6, strike the words "[AFTER-ACQUIRED]"
11 and insert in lieu thereof the word "AFTER-ACQUIRED".

12 16. Page 26, line 7, strike the word "AFTER-ACQUIRED".

13 17. Page 29, line 16, strike the period and insert in
14 lieu thereof a semicolon.

15 18. Page 31, line 19, strike the punctuation mark "(")"
16 immediately before the first comma.

17 19. Page 38, line 6, strike the period.

18 20. Page 41, strike lines 7 through 31 and insert in
19 lieu thereof the following:

20 a. when the collateral is equipment used in farming
21 operations, or farm products, or accounts[, contract rights]
22 or general intangibles arising from or relating to the sale
23 of farm products by a farmer, or consumed goods, then in the
24 office of the [Recorder] recorder in the county of the debtor's
25 residence or if the debtor is not a resident of this state

Page 3

1 then in the office of the [Recorder] recorder in the county
2 where the goods are kept, *except if the farmer is a domestic*
3 *or a foreign corporation, then in the office of the secretary*
4 *of state*, and in addition when the collateral is crops
5 *growing or to be grown* in the office of the [Recorder] recorder
6 in the county where the land [on which the crops are growing
7 or to be grown] in located;

8 b. when the collateral is *timber to be cut or is minerals*
9 *or the like (including oil and gas) or accounts subject to*
10 *subsection five (5) of section five hundred fifty-four point*
11 *nine thousand one hundred three (554.9103), or when the*
12 *financing statement is filed as a fixture filing (section*
13 *five hundred fifty-four point nine thousand three hundred*
14 *thirteen (554.9313) and the collateral is goods which [at the*

- 15 time the security interest attaches] are or are to become
 16 fixtures, then in the office where a mortgage on the real
 17 estate [concerned] would be filed or recorded;
 18 21. Page 46, line 15, strike the underlined comma.
 19 22. Page 46, line 23, strike the punctuation mark “,”
 20 and insert in lieu thereof the punctuation mark “[.]”.
 21 23. Page 47, line 34, strike the underlined comma.
 22 24. Page 59, line 16, strike the words and figure “Except
 23 as provided in subsection five (5), a” and insert in lieu
 24 thereof the word “A”.
 25 25. Page 59, line 21, strike the words and figure “Except

Page 4

- 1 as provided in subsection five (5), with” and insert in lieu
 2 thereof the word “With”.
 3 26. Page 59, line 35, strike the word and figure “seven
 4 (7)” and insert in lieu thereof the word and figure “six (6)”.
 5 27. Page 60, strike lines 9 through 34.
 6 28. Page 60, line 35, strike the figure “6” and insert
 7 in lieu thereof the figure “5”.
 8 29. Page 61, line 10, strike the words and figure “seven
 9 (7) of this section” and insert in lieu thereof the word
 10 and figure “six (6)”.
 11 30. Page 61, line 13, strike the figure “7” and insert
 12 in lieu thereof the figure “6”.
 13 31. Page 61, line 20, strike the word and figure “six
 14 (6)” and insert in lieu thereof the word and figure “five (5)”.
 15 32. Page 63, line 11, strike the word “is” and insert
 16 in lieu thereof the words and figures “and Acts of the
 17 Sixty-fifth General Assembly, 1974 Session, Senate File
 18 four hundred forty-two (442), section eleven (11), are”.

Senator Willits offered amendment S—2913 to the House amendment by Senators Willits and Kelly and moved its adoption: S—2913

- 1 Amend the House amendment to Senate File 1315
 2 as follows:
 3 1. Page 1, by striking lines 6 and 7.
 4 2. Page 2, by striking lines 18 through 25.
 5 3. Page 3, by striking lines 1 through 17 and
 6 lines 22 through 25.
 7 4. Page 4, by striking lines 1 through 14.

Roll call was requested.

On the question “Shall amendment S—2913 to the House amendment be adopted?” (S.F. 1315) the vote was:

Ayes, 32:

Blouin
 Burroughs
 DeKoster
 Doderer
 Glenn

Gluba
 Griffin
 Hansen
 Heying
 Junkins

Kelly
 Kennedy
 Kinley
 Lamborn

Miller of
 Des Moines
 Milligan
 Murray
 Nolin

Nystrom	Priebe	Rodgers	Shaw
Orr	Rabedeaux	Schwengels	Tieden
Palmer	Riley	Scott	Willits
Potter	Robinson		

Nays, 14:

Andersen	Gallagher	Miller of	Shaff
Bergman	Hill	Marshall	Taylor
Briles	Hultman	Ramsey	Van Gilst
Coleman		Schwieger	Winkelman

Absent or not voting, 4:

Curtis	McCartney	Plymat	Schaben
--------	-----------	--------	---------

Amendment S—2913 to the House amendment was adopted.

On motion of Senator Willits, the Senate concurred in the House amendment as amended.

Senator Willits moved that the bill as amended by the House, further amended and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1315) the vote was:

Ayes, 45:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schwengels
Blouin	Junkins	Nolin	Schwieger
Briles	Kelly	Nystrom	Scott
Burroughs	Kennedy	Orr	Shaff
DeKoster	Kinley	Palmer	Shaw
Doderer	Lamborn	Potter	Taylor
Gallagher	McCartney	Priebe	Tieden
Glenn	Miller of	Rabedeaux	Van Gilst
Gluba	Des Moines	Ramsey	Willits
Griffin	Miller of	Riley	Winkelman
Hansen	Marshall	Robinson	

Nays, 2:

Coleman	Hultman
---------	---------

Absent or not voting, 3:

Curtis	Plymat	Schaben
--------	--------	---------

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

Senator Willits asked and received unanimous consent that Senate File 1315 be immediately messaged to the House, which request was complied with.

ADOPTION OF CONFERENCE COMMITTEE REPORT

House File 1028

Senator Potter called up the report of the conference com-

mittee on House File 1028, a bill for an act relating to the implementation of the change in the dates of the fiscal year to July first through June thirtieth, found on pages 1649-1670, inclusive, of the Senate Journal and moved its adoption.

The motion prevailed and the conference committee report and the recommendations and amendment contained therein were adopted.

Senator Potter moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1028) the vote was:

Ayes, 44:

Andersen	Heying	Murray	Rodgers
Bergman	Hill	Nolin	Schwengels
Blouin	Junkins	Nystrom	Schwieger
Briles	Kelly	Orr	Scott
Burroughs	Kennedy	Palmer	Shaff
Coleman	Kinley	Potter	Shaw
DeKoster	Lamborn	Priebe	Taylor
Gallagher	McCartney	Rabedaux	Tieden
Glenn	Miller of	Ramsey	Van Gilst
Gluba	Des Moines	Riley	Willits
Griffin	Miller of	Robinson	Winkelman
Hansen	Marshall		

Nays, none.

Voting present, 1:

Milligan

Absent or not voting, 5:

Curtis	Hultman	Plymat	Schaben
Doderer			

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

ADOPTION OF CONFERENCE COMMITTEE REPORT

Senator Lamborn asked and received unanimous consent to take up for immediate consideration the report of the conference committee on Senate File 1055.

Senate File 1055

Senator McCartney submitted the following report of the conference committee on Senate File 1055 and moved its adoption:

REPORT OF THE CONFERENCE COMMITTEE
ON SENATE FILE 1055

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House of Representatives on Senate File 1055, a bill for an act exempting food and prescription drugs from the sales and use tax, respectfully make the following recommendations:

1. That the House recede from its amendment to Senate File 1055, as amended, passed and reprinted by the Senate.

2. That Senate File 1055, as amended, passed and reprinted by the Senate, be amended by striking everything after the enacting clause and inserting in lieu thereof the following:

Section 1. Section four hundred twenty-two point nine (422.9), subsection one (1), Code 1973, is amended to read as follows:

1. An optional standard deduction of [five] *ten* percent of the net income after deduction of federal income tax, not to exceed [two] *five* hundred [fifty] dollars.

Sec. 2. Section four hundred twenty-two point forty-five (422.45), Code 1973, as amended by Acts of the Sixty-fifth General Assembly, 1973 Session, chapter one hundred fifty-three (153), section fourteen (14), and chapter two hundred forty-seven (247), section one (1), is amended by adding the following new subsections:

NEW SUBSECTION. Gross receipts from the sale of all foods for human consumption which are eligible for purchase with food coupons issued by the United States department of agriculture pursuant to regulations in effect on July 1, 1974, regardless of whether the retailer from which the foods are purchased is participating in the food stamp program. However, as used in this subsection, "foods" does not include meals prepared for immediate consumption on or off the premises of the retailer, and does not include foods sold through vending machines.

NEW SUBSECTION. The gross receipts from the sale of prescription drugs, as defined in subsection ten (10) of section one hundred fifty-five point three (155.3) of the Code, if dispensed for human use or consumption by a registered pharmacist licensed under chapter one hundred fifty-five (155) of the Code, a physician and surgeon licensed under chapter one hundred forty-eight (148) of the Code, an osteopath licensed under chapter one hundred fifty (150) of the Code, an osteopathic physician and surgeon licensed under chapter one hundred fifty A (150A) of the Code, a dentist licensed under chapter one hundred fifty-three (153) of the Code, or a podiatrist licensed under chapter one hundred forty-nine (149) of the Code.

NEW SUBSECTION. Gross receipts from the sale of insulin, hypodermic syringes, and diabetic testing materials for human use or consumption.

NEW SUBSECTION. Gross receipts from the sale of pros-

thetic, orthotic or orthopedic devices for human use. For purposes of this subsection, "orthopedic devices" means those devices prescribed to be used for orthopedic purposes by a physician and surgeon licensed under chapter one hundred forty-eight (148) of the Code, an osteopath licensed under chapter one hundred fifty (150) of the Code, an osteopathic physician and surgeon licensed under chapter one hundred fifty A (150A) of the Code, a dentist licensed under chapter one hundred fifty-three (153) of the Code, or a podiatrist licensed under chapter one hundred forty-nine (149) of the Code.

Sec. 3. Section four hundred fifty point three (450.3), subsection five (5), Code 1973, is amended to read as follows:

5. Property which is held [jointly or as tenants in the entirety] *in joint tenancy* by the decedent and any other person or persons or any deposit in banks, or other institution in their joint names and payable to either or to the survivor, except such part as may be proven to have belonged to the survivor; or any interest of a decedent in property owned by a joint stock or other corporate body whereby the survivor or survivors become beneficially entitled to the decedent's interest upon the death of a shareholder. *However, if such property is so held by the decedent and the surviving spouse as the only coowners, one half of such property is not subject to taxation under the provisions of this chapter, but if the surviving spouse proves that he or she contributed to acquisition of such property an amount, in money or other property, greater than one half of the cost of the property held in joint tenancy, the portion of such property which is not subject to taxation under the provisions of this chapter shall be the proportion which the actual contribution by the surviving spouse is of the total contribution to acquisition of such property.* The tax imposed upon the passing of property under the provisions of this subsection shall apply to property held under all such contracts or agreements whether made before or after the taking effect of this chapter.

Sec. 4. Section four hundred fifty point nine (450.9), Code 1973, is amended to read as follows:

450.9 INDIVIDUAL EXEMPTIONS. In computing the tax on the net estate passing to the surviving spouse, heirs or beneficiaries of the deceased the following credits or exemptions shall be allowed:

1. [Wife] *Surviving spouse*, [forty] *eighty* thousand dollars.
- [2. Husband, forty thousand dollars.]
- [3] 2. Each son and daughter, including legally adopted sons and daughters, or illegitimate sons and daughters entitled to inherit under the law of this state, fifteen thousand dollars.
- [4] 3. Father or mother, ten thousand dollars.
- [5] 4. Any other lineal descendant of the deceased, five thousand dollars.

Sec. 5. Section one (1) of this Act is applicable to tax years beginning on or after January 1, 1974, section two (2) of this Act is applicable to sales made on or after July 1,

1974, and sections three (3) and four (4) of this Act are applicable to the estate of a person whose death occurs on or after July 1, 1974.

3. Page 1, that the title to Senate File 1055, as amended, passed and reprinted by the Senate, be amended by striking everything after the word "Act" on line 1 and by striking lines 2 and 3 and inserting in lieu thereof the words "increasing the deductions and exemptions for certain state taxes."

On the Part of the Senate:

RALPH F. McCARTNEY, Chairman
WARREN E. CURTIS
JOHN S. MURRAY
JOAN ORR

On the Part of the House:

NORMAN ROORDA, Chairman
FRANK CRABB
GREGORY D. CUSACK
NORMAN P. DUNLAP
JAY MENNENGA

Senator Schwieger took the chair at 7:50 p.m.

President Neu took the chair at 8:00 p.m.

Roll call was requested.

On the question "Shall the conference committee report be adopted?" (S.F. 1055) the vote was:

Ayes, 28:

Bergman	Hansen	McCartney	Potter
Blouin	Hill	Miller of	Ramsey
Burroughs	Junkins	Marshall	Riley
Coleman	Kelly	Milligan	Robinson
DeKoster	Kennedy	Murray	Scott
Doderer	Kinley	Orr	Shaw
Glenn	Lamborn	Plymat	Willits
Gluba			

Nays, 20:

Andersen	Miller of	Priebe	Shaff
Briles	Des Moines	Rabedeaux	Taylor
Gallagher	Nolin	Rodgers	Tieden
Griffin	Nystrom	Schwengels	Van Gilst
Heying	Palmer	Schwieger	Winkelman
Hultman			

Absent or not voting, 2:

Curtis Schaben

The motion prevailed and the conference committee report and the recommendations and amendment contained therein were adopted.

Senator McCartney moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1055) the vote was:

Ayes, 35:

Bergman	Hansen	Miller of	Potter
Blouin	Heying	Des Moines	Priebe
Briles	Hill	Miller of	Ramsey
Burroughs	Junkins	Marshall	Riley
Coleman	Kelly	Milligan	Robinson
DeKoster	Kennedy	Murray	Rodgers
Doderer	Kinley	Orr	Scott
Gallagher	Lamborn	Palmer	Shaw
Glenn	McCartney	Plymat	Willits
Gluba			

Nays, 13:

Andersen	Nystrom	Schwieger	Tieden
Griffin	Rabedeaux	Shaff	Van Gilst
Hultman	Schwengels	Taylor	Winkelman
Nolin			

Absent or not voting, 2:

Curtis	Schaben
--------	---------

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

REPORTS OF INVESTIGATING COMMITTEES

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of James M. Bellamy, of Knoxville, Iowa, for reappointment to the Water Quality Commission of the Department of Environmental Quality for the State of Iowa under the provisions of Chapter 455B, Section 4, Code 1973, for the regular four-year term beginning July 1, 1974, and ending June 30, 1978, begs leave to report that it has made investigation and recommends the appointment be confirmed.

BASS VAN GILST, Chairman
JOHN S. MURRAY
BART SCHWIEGER

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mrs. Marshall R. (Jane) Beard, Cedar Falls, Black Hawk County, Iowa, for appointment as a member of the Commission on Judicial Qualifications pursuant to Chapter 285, Section 1, Acts of the Sixty-fifth General Assembly, 1973 Session, for a term which is to be determined by lot, begs leave to report that it has made investigation and recommends the appointment be confirmed.

WILLARD R. HANSEN, Chairman
MINNETTE DODERER
DALE TIEDEN

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

S.C.R. 137 State government

S. F. 1404 Commerce

H. F. 1359 Natural resources

COMMUNICATION FROM THE SECRETARY OF STATE

April 29, 1974

Mr. Ralph R. Brown
Secretary of the Senate
State Capitol Building
Des Moines, Iowa 50319

I hereby certify that House File 59 was published in The Mount Vernon Hawkeye-Record and The Lisbon Herald, Mount Vernon, Iowa, April 18, 1974, and in The Monroe County News, Albia, Iowa, April 15, 1974.

I further certify that Senate File 1250 was published in the Council Bluffs Nonpareil, Council Bluffs, Iowa, April 15, 1974, and in the Clinton Herald, Clinton, Iowa, April 16, 1974.

I further certify that Senate File 1337 was published in The Lyon County Reporter, Rock Rapids, Iowa, April 17, 1974, and in the Le Mars Daily Sentinel, Le Mars, Iowa, April 18, 1974.

Respectfully submitted,
MELVIN D. SYNHORST
Secretary of State

EXPLANATIONS OF VOTE

I was in the House chamber when the vote was taken on Senate File 1400. Had I been present I would have voted "aye" on Senate File 1400.

KENNETH D. SCOTT

MR. PRESIDENT: I was attending a meeting in the House of Representatives on April 26 when the vote was taken on the appointment of Clifford M. White as a member of the Iowa Merit Employment Commission. Had I been present, I would have voted "aye". I was attending a meeting in the Governor's office when the vote was taken on amendment S—2896 to Senate File 1399 on April 26 and had I been present, I would have voted "nay".

LOWELL L. JUNKINS

MR. PRESIDENT: I was out of the Senate chamber attending a meeting when the vote was taken on House File 1102 on April 26, 1974. Had I been in the Senate chamber I would have voted "aye".

BART SCHWIEGER

REPORTS OF COMMITTEES

Senator Rabedeaux submitted the following report:

MR. PRESIDENT: Your committee on human and industrial relations to which was referred **House File 1469**, a bill for an act to remove restrictions on remarriage of the surviving spouse of deceased policemen and firemen,

begs leave to report it has had the same under consideration and recommends the same **do pass**.

W. R. RABEDEAUX, Chairman

Ordered passed on file.

Senator Riley submitted the following report:

MR. PRESIDENT: Your committee on judiciary to which was referred **House File 1160**, a bill for an act relating to employees of juvenile courts, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2919

- 1 Amend Senate Concurrent Resolution 130 as follows:
- 2 1. Page 16, by inserting after line 4 the following:
- 3 "BE IT FURTHER RESOLVED, That secretaries transferred
- 4 to other duties as employees of the general assembly
- 5 or to other state employment shall be given full
- 6 credit for years of experience on the basis provided
- 7 for secretaries in this resolution; and".
- 8 2. Page 17, line 17, by inserting after the word
- 9 "committee" the following:
- 10 " , except that in no case shall an employee fail to
- 11 receive full credit for years of experience in
- 12 whatever job assignment is given".

EUGENE M. HILL
CLOYD E. ROBINSON

S—2922

- 1 Amend Senate File 1405 as follows:
- 2 1. Page 27, line 8, by striking the numerals
- 3 "9536A)" and inserting in lieu thereof the numerals
- 4 "(536A)".
- 5 2. Page 45, line 28, by inserting after the word
- 6 "charge" the words "as permitted by law".
- 7 3. Page 61, line 14, by striking the word "thirty"
- 8 and inserting in lieu thereof the word "ninety".
- 9 4. Page 61, line 18, by striking the words "thirty-
- 10 day" and inserting in lieu thereof the words "ninety-
- 11 day".
- 12 5. Page 61, line 26, by striking the word "thirty"
- 13 and inserting in lieu thereof the word "ninety".
- 14 6. Page 61, line 30, by striking the word "thirty-
- 15 and inserting in lieu thereof the word "ninety-".
- 16 7. Page 62, line 4, by striking the word
- 17 "easonable" and inserting in lieu thereof the word
- 18 "reasonable".
- 19 8. Page 66, line 31, by inserting after the word
- 20 "attachment," the word "or".
- 21 9. Page 76, line 8, by striking the words "or

22 sworn" and inserting in lieu thereof the words "
23 or unless sworn".

24 10. Page 106, line 14, by striking the word "part"
25 and inserting in lieu thereof the word "chapter".

Page 1A

1 11. Page 108, line 33, by striking the word "part"
2 and inserting in lieu thereof the word "chapter".

3 12. Page 110, line 35, by striking the word "cred"
4 and inserting in lieu thereof the word "credit".

5 13. Page 111, line 24, by inserting after the
6 figures "(12)," the word and figures "thirteen (13),".

7 14. Pages 112 and 113, by striking lines 1 through
8 35, and inserting in lieu thereof the following: of
9 the Iowa Consumer Credit Code, and the licensee
10 continues to make consumer credit sales, consumer
11 loans or consumer leases in violation of the Iowa

Page 2

1 Consumer Credit Code.

2 Sec. 9.113. Section three hundred twenty-two
3 point fourteen (322.14), Code 1973, is amended to
4 read as follows:

5 322.14 PENALTIES. Any person violating any of
6 the provisions of this chapter where a penalty is
7 not specifically provided for shall be deemed guilty
8 of a misdemeanor and upon conviction thereof shall
9 be punished by a fine not exceeding one hundred
10 dollars or thirty days in jail.

11 [Any person who shall willfully and intentionally
12 violate the provisions of subsection 6 of section
13 322.3 shall be guilty of a misdemeanor and upon
14 conviction shall be punished by a fine not to exceed
15 five hundred dollars.]

16 *If a retail installment contract is subject to*
17 *a provision of the Iowa Consumer Credit Code which*
18 *is enforced by a criminal penalty, such penalty shall*
19 *be considered to be specifically provided for a*
20 *violation of this chapter.*

21 The provisions of this section shall not apply
22 to violations under subsection 5 of section 322.3.

23 Sec. 9.114. Section three hundred twenty-two
24 point nineteen (322.19), subsection one (1), Code
25 1973, is amended to read as follows:

Page 3

1 1. AMOUNT. Notwithstanding the provisions of
2 any other existing law, a retail installment
3 transaction may include a finance charge not in
4 excess of the following rates:

5 Class 1. Any new motor vehicle designated by
6 the manufacturer by a year model not earlier than
7 the year in which the sale is made, an amount
8 equivalent to one and one-fourth percent per month
9 simple interest on the declining balance of the
10 amount financed.

11 Class 2. Any new motor vehicle not in Class 1
 12 and any used motor vehicle designated by the
 13 manufacturer by a year model of the same or not more
 14 than two years prior to the year in which the sale
 15 is made, an amount equivalent to one and three-fourths
 16 percent per month simple interest on the declining
 17 balance of the amount financed.

18 Class 3. Any used motor vehicle not in Class
 19 2 and designated by the manufacturer by a year model
 20 not more than four years prior to the year in which
 21 the sale is made, an amount equivalent to two and
 22 one-fourth percent per month simple interest on the
 23 declining balance of the amount financed.

24 Class 4. Any used motor vehicle not in Class
 25 2 or Class 3 and designated by the manufacturer by

Page 4

1 a year model more than four years prior to the year
 2 in which the sale is made, an amount equivalent to
 3 two and one-fourth percent per month simple interest
 4 on the declining balance of the amount financed,
 5 plus a flat charge of one dollar per month for the
 6 number of months from the date of the contract to
 7 the maturity date of the last installment thereunder,
 8 but in no event in excess of twelve dollars.

9 *Amount financed shall be as defined in section*
 10 *one point three hundred one (1.301) of the Iowa*
 11 *Consumer Credit Code.*

12 Sec. 9.115. Section three hundred twenty-two
 13 point nineteen (322.19), Code 1973, is amended by
 14 striking subsections two (2) and three (3).

15 Sec. 9.116. Section three hundred twenty-two
 16 point twenty (322.20), Code 1973, is amended to read
 17 as follows:

18 322.20 EXTENSION OF TIME. [If] *Sections two point*
 19 *five hundred three (2.503) and three point four*
 20 *hundred two (3.402) of the Iowa Consumer Credit Code*
 21 *notwithstanding, if the holder of a retail installment*
 22 *contract, at the request of the buyer, extends the*
 23 *scheduled due date of all or any part of any in-*
 24 *stallment or installments, the holder may restate*
 25 *the amount of the installments and the time schedule*

Page 5

1 therefor, and collect for such extension not more
 2 than one percent per month simple interest on the
 3 respective declining balances of the amount financed
 4 computed on the amount and for the period of such
 5 extension or renewal.

6 Sec. 9.117. Sections three hundred twenty-two
 7 point twenty-one (322.21) and three hundred twenty-
 8 two point twenty-two (322.22), Code 1973, are
 9 repealed.

10 Sec. 9.118. Chapter three hundred twenty-two
 11 (322), Code 1973, is amended by adding the following
 12 new section:

13 **NEW SECTION. APPLICABILITY OF THE IOWA CONSUMER**
14 **CREDIT CODE.**

15 1. The provisions of the Iowa Consumer Credit
16 Code shall apply to a consumer credit sale in which
17 a licensed motor vehicle dealer participates or
18 engages, and any violation of that Code shall be
19 a violation of this chapter.

20 2. Article two (2), parts five (5) and six (6),
21 and article three (3), sections three point two
22 hundred three (3.203), three point two hundred six
23 (3.206), three point two hundred nine (3.209), three
24 point three hundred four (3.304), three point three
25 hundred five (3.305), and three point three hun-

Page 6

1 dred six (3.306) of the Iowa Consumer Credit Code
2 shall apply to any credit transaction as defined
3 in section one point three hundred one (1.301) of
4 that Code, that is a retail installment transaction.
5 For the purpose of applying provisions of that Code
6 to those transactions, "consumer credit sale" shall
7 include a sale for a business purpose.

8 3. A provision of the Iowa Consumer Credit Code
9 shall supersede a conflicting provision of this
10 chapter.

11 Sec. 9.119. Section five hundred twenty-four
12 point nine hundred six (524.906), Code 1973, is
13 amended by inserting the following new unnumbered
14 paragraph ahead of subsection one (1):

15 **NEW UNNUMBERED PARAGRAPH.** This section shall
16 apply to installment loans other than consumer loans
17 as defined in the Iowa Consumer Credit Code.

18 Sec. 9.120. Section five hundred twenty-four
19 point nine hundred six (524.906), subsection six
20 (6), Code 1973, is amended to read as follows:

21 6. No state bank shall have outstanding loans
22 subject to this section *and section five hundred*
23 *twenty-four point nine hundred thirteen (524.913)*
24 *of this chapter* in an aggregate amount exceeding
25 twenty-five percent of its total assets.

Page 7

1 Sec. 9.121. Chapter five hundred twenty-four
2 (524), Division nine (IX), Code 1973, is amended
3 by adding the following new section:

4 **NEW SECTION. 524.913 CONSUMER LOANS.**

5 1. The provisions of the Iowa Consumer Credit
6 Code shall apply to consumer loans made by a bank,
7 and provisions of that Code shall supersede any
8 conflicting provision of this chapter with respect
9 to consumer loans.

10 2. This section shall not apply to a consumer
11 loan which is a real property improvement loan insured
12 wholly or in part by the federal housing
13 administration of the United States.

14 Sec. 9.122. Section five hundred thirty-three

15 point sixteen (533.16), Code 1973, is amended by
 16 adding the following new unnumbered paragraph:
 17 **NEW UNNUMBERED PARAGRAPH.** The provisions of the
 18 Iowa Consumer Credit Code shall apply to consumer
 19 loans made by a credit union, and a provision of
 20 that Code shall supersede any conflicting provision
 21 of this chapter with respect to a consumer loan.
 22 Sec. 9.123. Section five hundred thirty-four
 23 point nineteen (534.19) subsection six (6), Code
 24 1973, is amended to read as follows:
 25 **6. PROPERTY IMPROVEMENT LOANS.** To make property

Page 8

1 improvement loans to home owners and other property
 2 owners for maintenance, repair, landscaping,
 3 modernization, furniture and fixtures, improvement
 4 and equipment for their properties, and loans on
 5 mobile homes, with or without security provided that
 6 no such loan without security shall exceed five thou-
 7 sand dollars, and provided further that not in excess
 8 of fifteen percent of the assets of the association
 9 shall be so invested, said fifteen percent to be
 10 exclusive of the forty percent of assets power set
 11 out in section 534.21 hereof. Such loans, *other*
 12 *than consumer loans as defined in the Iowa Consumer*
 13 *Credit Code*, shall be amortized to mature in not
 14 to exceed eight years. Such loans may also be based
 15 on a discount or add-on charge of not to exceed six
 16 dollars per one hundred dollars face amount per year
 17 in lieu of straight interest otherwise provided by
 18 law.

19 *The provisions of the Iowa Consumer Credit Code*
 20 *shall apply to consumer loans made by a savings and*
 21 *loan association and a provision of that Code shall*
 22 *supersede any conflicting provision of this chapter*
 23 *with respect to a consumer loan.*

24 Sec. 9.124. Section five hundred thirty-six point
 25 one (536.1), Code 1973, is amended to read as follows:

Page 9

1 **536.1 LICENSE AND RIGHTS THEREUNDER.** [No] **With**
 2 *respect to a loan other than a consumer loan, no*
 3 *person, copartnership, association, or corporation*
 4 *shall engage in the business of making loans of*
 5 *money, credit, goods, or things in action in the*
 6 *amount or of the value of one thousand dollars or*
 7 *less and charge, contract for, or receive on any*
 8 *such loan a greater rate of interest or consideration*
 9 *therefor than the lender would be permitted by law*
 10 *to charge if he were not a licensee hereunder except*
 11 *as authorized by this chapter and without first*
 12 *obtaining a license from the superintendent of*
 13 *banking, hereinafter called the superintendent.*
 14 *[The word "person", when used hereinafter, shall in-*
 15 *clude individuals, copartnerships, associations,*
 16 *and corporations unless the context requires a*

17 different meaning.] *With respect to a consumer loan,*
 18 *a person required by section two point three hundred*
 19 *one (2.301) of the Iowa Consumer Credit Code to have*
 20 *a license shall not engage in the business of making*
 21 *loans of money, credit, goods, or things in action*
 22 *in the amount or value of one thousand dollars or*
 23 *less and charge, contract for, or receive on any*
 24 *such loan a greater rate of interest or consideration*
 25 *therefor than the lender would be permitted by law*

Page 10

1 *to charge if he were not a licensee hereunder, except*
 2 *as authorized by this chapter and without first*
 3 *obtaining a license from the superintendent. A per-*
 4 *son which enters into less than ten supervised loans*
 5 *per year in this state and which neither has an*
 6 *office physically located in this state nor engages*
 7 *in face-to-face solicitation in this state may*
 8 *contract for and receive the rate of interest*
 9 *permitted in this chapter for licensees hereunder.*
 10 *A "consumer loan" shall be as defined in section*
 11 *one point three hundred one (1.301) of the Iowa*
 12 *Consumer Credit Code.*

13 Sec. 9.125. Section five hundred thirty-six point
 14 twelve (536.12), Code 1973, is amended by striking
 15 the section and inserting in lieu thereof the
 16 following:

17 **536.12 RESTRICTIONS ON PRACTICES.** No licensee
 18 shall conduct the business of making loans under
 19 the provisions of this chapter within any office,
 20 room, suite, or place of business in which any other
 21 business is solicited or engaged in, or in association
 22 or conjunction therewith, except as may be authorized
 23 in writing by the superintendent upon his finding
 24 that the character of such other business is such
 25 that the granting of such authority would not

Page 11

1 facilitate evasions of this chapter or of the rules
 2 and regulations lawfully made by him hereunder.

3 No licensee shall make any loan provided for by
 4 this chapter under any other name or at any other
 5 place of business than that named in the license.

6 No licensee shall take any instrument in which
 7 blanks are left to be filled in after execution.

8 Sec. 9.126. Section five hundred thirty-six point
 9 thirteen (536.13), subsection one (1), paragraph
 10 b, Code 1973, is amended to read as follows:

11 b. To determine and fix by a regulation such
 12 maximum rate of interest or charges upon each such
 13 class of small loans as will induce efficiently
 14 managed commercial capital to enter such business
 15 in sufficient amounts to make available adequate
 16 credit facilities to individuals without the se-
 17 curity or financial responsibility usually required
 18 by banks. *Such maximum rate of interest or charge*

19 *shall be stated by the board as an annual percentage*
 20 *rate calculated according to the actuarial method*
 21 *and applied to the unpaid balances of the amount*
 22 *financed.*

23 Sec. 9.127. Section five hundred thirty-six point
 24 thirteen (536.13), subsection six (6), Code 1973,
 25 is amended by striking the subsection and inserting

Page 12

1 in lieu thereof the following:

2 6. The following provision shall apply to all
 3 loans including consumer loans made by a licensee
 4 hereunder: If any interest or charge in excess of
 5 those permitted by this chapter are charged,
 6 contracted for, or received, the contract of loan
 7 shall be void and the licensee shall have no right
 8 to collect or receive any principal, interest, or
 9 charges whatsoever.

10 The provisions of the Iowa Consumer Credit Code
 11 shall apply to a consumer loan in which the licensee
 12 participates or engages, and any violation of the
 13 Iowa Consumer Credit Code shall be a violation of
 14 this chapter.

15 Article two (2), parts three (3), five (5) and
 16 six (6), and article three (3), sections three point
 17 two hundred three (3.203), three point two hundred
 18 six (3.206), three point two hundred nine (3.209),
 19 three point three hundred four (3.304), three point
 20 three hundred five (3.305), and three point three
 21 hundred six (3.306) of the Iowa Consumer Credit Code
 22 shall apply to any credit transaction, as defined
 23 in section one point three hundred one (1.301) of
 24 that Code, in which a licensee participates or
 25 engages, and any violation of those parts or sections

Page 13

1 shall be a violation of this chapter. For the purpose
 2 of applying the provisions of the Iowa Consumer
 3 Credit Code to those credit transactions, "consumer
 4 loan" shall include a loan for a business purpose.

5 A provision of the Iowa Consumer Credit Code
 6 applicable to loans regulated by this chapter shall
 7 supersede a conflicting provision of this chapter.

8 Sec. 9.128. Section five hundred thirty-six point
 9 fourteen (536.14), unnumbered paragraph one (1),
 10 is amended to read as follows:

11 Every licensee, *in addition to complying with*
 12 *requirements of the Iowa Consumer Credit Code*
 13 *respecting consumer loans*, shall:

14 Sec. 9.129. Section five hundred thirty-six point
 15 nineteen (536.19), Code 1973, is amended to read
 16 as follows:

17 536.19 VIOLATIONS. Any person, copartnership,
 18 association, or corporation and the several members,
 19 officers, directors, agents, and employees thereof,

20 who shall violate or participate in the violation
21 of any of the provisions of sections 536.1, 536.12,
22 536.13 or 536.14, [or 536.18,] *which are not also*
23 *violations of article five (5), part three (3), of*
24 *the Iowa Consumer Credit Code*, shall be guilty of
25 a misdemeanor, and upon conviction thereof, shall

Page 14

1 be punishable by a fine of not more than five hundred
2 dollars or by imprisonment of not more than six
3 months, or by both such fine and imprisonment, in
4 the discretion of the court. *Violations of the Iowa*
5 *Consumer Credit Code shall be subject to the penalties*
6 *provided therein.*

7 Sec. 9.130. Section five hundred thirty-six point
8 twenty-six (536.26), unnumbered paragraphs four (4)
9 and five (5), Code 1973, are amended to read as
10 follows:

11 The premium, which shall be the only charge for
12 such insurance, shall not exceed that approved by
13 the commissioner of insurance of the state of Iowa
14 as filed in the office of such commissioner. Such
15 charge, computed at the time the loan is made for
16 the full term of the loan contract on the total
17 amount required to pay principal and interest[, shall
18 be stated separately in the contract and in the same
19 location in such contract as are the statements of
20 the principal and interest of the loan].

21 If a borrower procures insurance by or through
22 a licensee, [the statement required by section 536.14
23 shall disclose the cost to the borrower and the type
24 of insurance, and] the licensee shall cause to be
25 delivered to the borrower a copy of the policy within

Page 15

1 fifteen days from the date such insurance is procured.
2 No licensee shall decline new or existing insur-
3 ance which meets the standards set out herein nor
4 prevent any obligor from obtaining such insurance
5 coverage from other sources.

6 Sec. 9.131. Chapter five hundred thirty-six
7 (536), Code 1973, is amended by adding the following
8 new section:

9 **NEW SECTION. NONRESIDENT LICENSEES.**
10 Notwithstanding other provisions of this chapter
11 to the contrary, a person which neither has an office
12 physically located in this state nor engages in face-
13 to-face solicitation in this state, if authorized
14 by another state to make loans in that state at a
15 rate of finance charge in excess of the rate provided
16 in chapter five hundred thirty-five (535) of the
17 Code, shall not be subject to the following provisions
18 of this chapter:

19 1. Section five hundred thirty-six point two

20 (536.2), Code 1973, to the extent it requires payment
 21 of an annual license fee in excess of ten dollars
 22 and requires a person to prove he has any dollar
 23 amount of liquid assets or the use of any dollar
 24 amount in the conduct of his business at the licensed
 25 place of business.

Page 16

1 2. Section five hundred thirty-six point four
 2 (536.4), Code 1973, however, the superintendent may
 3 deny a license if upon investigation he determines
 4 that the financial responsibility, experience,
 5 character or general fitness of the person, or
 6 members, officers, or directors thereof, do not
 7 warrant the belief that the business will be operated
 8 lawfully, honestly, fairly, and efficiently, within
 9 the purposes of this chapter.

10 3. Section five hundred thirty-six point six
 11 (536.6), Code 1973, to the extent it requires a
 12 person to have any dollar amount of assets available
 13 for a licensed place of business.

14 4. Section five hundred thirty-six point ten
 15 (536.10), Code 1973, to the extent it requires the
 16 superintendent to make an examination of the affairs,
 17 place of business, and records of the person on a
 18 periodic basis.

19 Sec. 9.132. Sections five hundred thirty-six
 20 point sixteen (536.16), five hundred thirty-six point
 21 seventeen (536.17), five hundred thirty-six point
 22 eighteen (536.18), five hundred thirty-six point
 23 twenty-seven (536.27), and subsections seven (7)
 24 and eight (8) of section five hundred thirty-six
 25 point thirteen (536.13), subsections one (1) and

Page 17

1 two (2) of section five hundred thirty-six point
 2 fourteen (536.14), and paragraph seven (7) of section
 3 five hundred thirty-six point twenty-six (536.26),
 4 Code 1973, are repealed.

5 Sec. 9.133. Section five hundred thirty-six A
 6 point three (536A.3), Code 1973, is amended to read
 7 as follows:

8 536A.3 LICENSE. [No corporation] *With respect*
 9 *to a loan other than a consumer loan, no person shall*
 10 *engage in the business of operating an "Industrial*
 11 *Loan Company" in the state of Iowa without first*
 12 *having obtained a license from the auditor of the*
 13 *state of Iowa. With respect to a consumer loan,*
 14 *no person required by section two point three hundred*
 15 *one (2.301) of the Iowa Consumer Credit Code to have*
 16 *a license shall be authorized to engage in the*
 17 *business of operating an "Industrial Loan Company"*
 18 *without first obtaining a license from the auditor*
 19 *of the state of Iowa. A person which enters into*

20 *less than ten supervised loans per year in the state*
21 *and which neither has an office physically located*
22 *in this state nor engages in face-to-face solicitation*
23 *in this state may contract for and receive the rate*
24 *of interest permitted in this chapter for licensees*
25 *hereunder. A "consumer loan" shall be as defined*

Page 18

1 *in section one point three hundred one (1.301) of*
2 *the Iowa Consumer Credit Code.*

3 Sec. 9.134. Section five hundred thirty-six A
4 point twenty-three (536A.23), subsection one (1),
5 Code 1973, is amended to read as follows:

6 1. Charge, receive or collect interest at a rate
7 greater than that authorized by section 535.2, except
8 that the interest may be computed when the note is
9 made on the full amount of the cash advanced on the
10 loan from the date of the note to the date of the
11 final installment thereof, and the interest so
12 computed may be included in the note, notwithstanding
13 any agreement to pay the entire amount in
14 installments; or the interest may be computed on
15 the amount of the note and discounted or collected
16 in advance when the loan is made, notwithstanding
17 any agreement to pay the entire amount in install-
18 ments. If the note is repayable in other than equal
19 monthly installments, the interest may be an amount
20 computed on the basis of the effective rates permitted
21 as provided above; provided, however, there shall
22 be no compounding of interest and when an interest
23 rate as authorized herein is advertised, or negotiated
24 for with a prospective borrower, with intent that
25 it be computed by either of the two methods authorized

Page 19

1 herein, they being the "add on" method or the
2 "discount" method, in such case such rate shall be
3 further described as to the method of computation
4 to be used, *but interest computed by either method*
5 *shall be stated to the borrower as provided in section*
6 *three point two hundred ten (3.210) of the Iowa*
7 *Consumer Credit Code.*

8 Sec. 9.135. Section five hundred thirty-six A
9 point twenty-six (536A.26), Code 1973, is amended
10 by striking the section and inserting in lieu thereof
11 the following:

12 536A.26 PREPAYMENT. In addition to the
13 requirements of the Iowa Consumer Credit Code
14 respecting consumer loans, and notwithstanding the
15 provisions of any note or contract to the contrary,
16 a borrower may, at any time, prepay all or any part
17 of the unpaid balance to become payable under any
18 note or installment contract.

19 Sec. 9.136. Section five hundred thirty-six A

20 point twenty-seven (536A.27), Code 1973, is amended
21 to read as follows:

22 536A.27 PENALTY. If any officer, director or
23 agent of any corporation engaged in the business
24 of operating an industrial loan company shall violate
25 any of the provisions of this chapter *which are not*

Page 20

1 *also violations of the Iowa Consumer Credit Code;*
2 *or if any person individually or as a partner, or*
3 *officer, director or agent of any corporation shall*
4 *engage in the business of operating an industrial*
5 *loan company without obtaining the license required*
6 *by section 536A.3, when that person is not required*
7 *by section two point three hundred one (2.301) of*
8 *the Iowa Consumer Credit Code to have a license,*
9 *he shall be guilty of a misdemeanor and upon*
10 *conviction thereof shall be punishable by a fine*
11 *of not more than five hundred dollars or by*
12 *imprisonment in the county jail for not more than*
13 *six months, or by both such fine and imprisonment.*
14 *Violations of the Iowa Consumer Credit Code shall*
15 *be subject to the penalties provided therein.*

16 Sec. 9.137. Chapter five hundred thirty-six A
17 (536A), Code 1973, is amended by adding the following
18 new sections:

19 **NEW SECTION. NONRESIDENT LICENSEES.**

20 Notwithstanding other provisions of this chapter
21 to the contrary, a person which neither has an office
22 physically located in this state nor engages in face-
23 to-face solicitation in this state, if authorized
24 by another state to make loans in that state at a
25 rate of finance charge in excess of the rate provided

Page 21

1 in chapter five hundred thirty-five (535) of the
2 Code, shall not be subject to the following provisions
3 of this chapter:

4 1. Section five hundred thirty-six A point seven
5 (536A.7) of the Code, to the extent it requires
6 payment of an annual license fee in excess of ten
7 dollars.

8 2. Section five hundred thirty-six A point eight
9 (536A.8) of the Code.

10 3. Section five hundred thirty-six A point ten
11 (536A.10), subsections two (2), three (3) and four
12 (4) of the Code.

13 4. Section five hundred thirty-six A point twelve
14 (536A.12) of the Code, to the extent it requires
15 a licensee to pay an annual licensee fee which, when
16 combined with that required in section five hundred
17 thirty-six A point seven (536A.7) of this chapter,
18 is in excess of ten dollars.

19 5. Section five hundred thirty-six A point fifteen

20 (536A.15) of this chapter, to the extent it requires
21 the auditor to make an examination and audit of the
22 books, accounts and records of the licensee on a
23 periodic basis.

24 **NEW SECTION. APPLICABILITY OF IOWA CONSUMER**
25 **CREDIT CODE.**

Page 22

1 1. The provisions of the Iowa Consumer Credit
2 Code shall apply to a consumer loan in which the
3 licensee participates or engages, and any violation
4 of the Iowa Consumer Credit Code shall be a violation
5 of this chapter.

6 2. Article two (2), parts three (3), five (5),
7 and six (6), and article three (3), sections three
8 point two hundred three (3.203), three point two
9 hundred six (3.206), three point two hundred nine
10 (3.209), three point two hundred ten (3.210), three
11 point three hundred four (3.304), three point three
12 hundred five (3.305), and three point three hundred
13 six (3.306) of the Iowa Consumer Credit Code shall
14 apply to any credit transaction, as defined in section
15 one point three hundred one (1.301) of that Code,
16 in which a licensee participates or engages, and
17 any violation of those parts or sections shall be
18 violations of this chapter. For the purpose of
19 applying the provisions of the Iowa Consumer Credit
20 Code to those credit transactions, "consumer loan"
21 shall include a loan for a business purpose.

22 3. A provision of the Iowa Consumer Credit Code
23 applicable to loans regulated by this chapter shall
24 supersede a conflicting provision of this chapter.

25 Sec. 9.138. Sections five hundred thirty-six

Page 23

1 A point twenty (536A.20) and five hundred thirty-
2 six A point twenty-four (536A.24), and subsections
3 three (3), four (4), six (6) and seven (7) of section
4 five hundred thirty-six A point twenty-three
5 (536A.23), Code 1973, are repealed.

6 Sec. 9.139. Section five hundred fifty-four point
7 nine thousand two hundred three (554.9203), subsection
8 two (2), Code 1973, is amended to read as follows:

9 2. A transaction, although subject to this
10 Article, is also subject to chapters 322, 534, 535,
11 536, 536A and, section 524.906, and the Iowa Consumer
12 Credit Code, where applicable, and in the case of
13 conflict between the provisions of this Article and
14 [any such statute] those statutes, the provisions of
15 [such statute] those statutes control. Failure to
16 comply with any applicable statute has only the
17 effect which is specified therein.

18 Sec. 9.140. Section six hundred forty-two point
19 two (642.2), Code 1973, is amended by striking the
20 section and inserting in lieu thereof the following:

21 642.2 GARNISHMENT OF PUBLIC EMPLOYER.

22 1. The state of Iowa, and all of its governmental
 23 subdivisions and agencies may be garnisheed, only
 24 as provided in this section and the consent of the
 25 state and of its governmental subdivisions and

Page 24

1 agencies to those garnishment proceedings is hereby
 2 given.

3 2. Garnishment pursuant to this section may be
 4 made only upon a judgment against an employee of
 5 the state, or of a governmental subdivision or agency
 6 thereof.

7 3. No debt of the garnishee is subject to
 8 garnishment other than the wages of the public
 9 employee.

10 4. Service upon the garnishee shall be made by
 11 serving an original notice with a copy of the judgment
 12 against the defendant, and with a copy of the
 13 questions specified in section six hundred forty-
 14 two point five (642.5) of this chapter, by certified
 15 mail or by personal service upon the attorney general,
 16 county attorney, city attorney, or other legal counsel
 17 of the appropriate governmental unit. The garnishee
 18 shall be required to answer within thirty days
 19 following receipt of the notice.

20 5. If it is established that the garnishee owed
 21 wages to the defendant at the time of being served
 22 with the notice of garnishment, judgment shall be
 23 entered, subject to the requirement of section six
 24 hundred forty-two point fourteen (642.14) of the
 25 Code against the garnishee in an amount not exceeding

Page 25

1 the amount recoverable upon the judgment against
 2 the defendant employee, but in no event shall the
 3 judgment granted be for any amount in excess of that
 4 permitted by section six hundred forty-two point
 5 twenty-one (642.21) of the Code, and section five
 6 point one hundred five (5.105) of the Iowa Consumer
 7 Credit Code.

8 6. A judgment in garnishment issued pursuant
 9 to this section shall be enforceable against a
 10 garnishee only to the extent of the defendant's wages
 11 actually in the possession of the garnishee, and
 12 shall not be enforceable against any property, claims
 13 or other rights of the garnishee.

14 7. A person garnished pursuant to this section
 15 shall be subject to the provisions of this chapter
 16 not inconsistent with this section.

17 Sec. 9.141. The secretary of the senate is authorized
 18 to correct any errors in internal referencing which
 19 may appear in this bill.

20 15. Page 114, by striking lines 1 through 18.

- 21 16. By correcting internal references in
22 conformity with this amendment.

COMMITTEE ON COMMERCE
RALPH F. McCARTNEY, Chairman

S—2924

- 1 Amend Senate File 1405 as follows:
2 1. Page 71, line 30, by inserting after the word
3 "agreement", the words "if such failure amounts to
4 a substantial breach of the consumer's total
5 obligation under the transaction".
6 2. Page 72, line 1, by inserting after the word
7 "establishing" the words "substantial breach or".

JAMES V. GALLAGHER

S—2923

- 1 Amend Senate File 1405 as follows:
2 1. Page 75 by striking line 18 and inserting in
3 lieu thereof the following:
4 Sec. 5.112 *NEW SECTION. CREDITOR'S RIGHT TO*
5 *POSSESSION AFTER DEFAULT.* Upon default of the con-
6 sumer with respect to a consumer credit transaction,
7 unless the consumer voluntarily surrenders
8 possession of the collateral to the creditor, the
9 creditor may take possession of the collateral only
10 pursuant to court order.

JAMES V. GALLAGHER

S—2927

- 1 Amend Senate File 1405 as follows:
2 1. Page 100, by striking lines 11 through 13.
3 2. Page 100, by striking lines 25 through 35, and
4 page 101, by striking lines 1 through 35, and page
5 102, by striking lines 1 through 3 and inserting in
6 lieu thereof the following: "a. The communication or
7 threat to communicate false information concerning
8 debtors."
9 3. Page 102, by striking lines 4 through 9.
10 4. Page 102, by striking lines 22 through 26.
11 5. Page 103, by striking lines 2 through 8.
12 6. By renumbering and relettering sections and sub-
13 sections as necessary to conform with this amendment.

CALVIN O. HULTMAN
W. A. RABEDAUX

S—2921

- 1 Amend House Concurrent Resolution 148, as amended
2 and passed by the House, as follows:
3 1. Line 6, by striking the word "college".
4 2. Line 11, by inserting after the word "Assembly"
5 the words "and to provide for participation by high
6 school students in the program".

WILLIAM P. WINKELMAN
LOWELL L. JUNKINS

S—2917

- 1 Amend House File 719, as amended and passed
2 by the House, page 2, line 21, by inserting after

3 the word "industry" the following: "including but
4 not limited to barge facilities and river front
5 improvements useful and convenient for the handling
6 and storage of goods and products".

ELIZABETH SHAW

S—2926

1 Amend House File 1029, as passed by the House, as
2 follows:

3 1. Page 2, after line 20, by inserting the
4 following new sections:

5 Sec. The total estimated cost of the
6 fine arts elements included in the plans and speci-
7 fications for the construction of the state agri-
8 cultural building shall be not less than thirty-nine
9 thousand (39,000) dollars or one-half of one percent
10 of the total appropriation for such construction.

11 Sec. As used in this Act, "fine arts"
12 means sculpture, fountains, bas-reliefs, mosaics,
13 frescoes, wall hangings, pictures or other enhance-
14 ments to be integrated into the total environment of
15 such construction. Fine arts does not include the
16 incidental ornamental detail or functional structural
17 elements or hardware and other accessories.

18 Sec. The department of general
19 services and the capitol planning commission shall
20 coordinate with the Iowa arts council on matters
21 relating to the inclusion of fine arts authorized
22 by this Act.

23 2. By renumbering the remaining sections.

JOHN S. MURRAY

S—2915

1 Amend House File 1360 as amended and passed by
2 the House as follows:

3 1. By striking everything after the enacting
4 clause and inserting in lieu thereof the following:

5 Section 1. *NEW SECTION. DEFINITIONS.* For the
6 purposes of this Act. "family farm corporation" means
7 a corporation founded for the purpose of farming and
8 the ownership of agricultural land in which the
9 majority of the voting stock is held by and the
10 majority of the stockholders are members of a family
11 related to each other within the third degree of
12 kindred according to the rules of the civil law, and
13 at least one of whose stockholders is a person re-
14 siding on or actively operating the farm, and none
15 of whose stockholders are corporations, however a
16 family farm corporation shall not cease to qualify
17 as a family farm corporation by reason of any devise
18 or bequest of shares of voting stock.

19 Sec. 2. *NEW SECTION. REPORTS.* Every corporation
20 engaging in farming or proposing to commence farming
21 in this state on or after July 1, 1974, except family
22 farm corporations, shall file with the secretary of
23 state, within thirty days, a report containing the

24 following information:

25 1. The name of the corporation and its place of
26 incorporation.

Page 2

1 2. The acreage and location listed by section,
2 township and county of each lot or parcel of land in
3 this state owned or leased by the corporation, and
4 used for the growing of crops or the feeding of
5 poultry or livestock.

6 3. The address of the registered office of the
7 corporation in this state, the name and address of
8 its registered agent in this state and, in the case
9 of a foreign corporation, the address of its princi-
10 pal office in its place of incorporation.

11 4. The names and addresses of the officers and
12 the members of the board of directors of the corpora-
13 tion.

14 5. The amount of livestock owned or contracted
15 for, and the amount of grain or vegetables grown.

16 Sec. 3. *NEW SECTION. FILING REPORT.* Every
17 corporation, except family farm corporations, en-
18 gaged in farming in this state, shall prior to April
19 fifteenth of each year, file with the secretary of
20 state a report containing the information required
21 in section two (2) of this Act based on its opera-
22 tions in the preceding calendar year and its status
23 at the end of such year.

24 Sec. 4. *NEW SECTION. PENALTIES.* Failure by
25 the proper officers of a corporation to file a re-

Page 3

1 quired report, or the willful filing of false in-
2 formation, shall constitute a misdemeanor.

3 2. Amend the title, page 1, by striking all
4 after the word "Act" and inserting in lieu thereof
5 the following: "relating to reporting of nonfamily
6 corporate farms to the secretary of state and
7 providing a penalty."

ELIZABETH MILLER
BERL E. PRIEBE
KENNETH D. SCOTT
IRVIN L. BERGMAN
ROGER J. SHAFF
BASS VAN GILST
RAY TAYLOR
CALVIN O. HULTMAN
RICHARD R. RAMSEY

S—2914

1 Amend House File 1392, as amended and passed by the
2 House, as follows:

3 1. Page 3, by adding the following sections after
4 line 7:

5 Sec. Section forty-nine point thirty
6 three (49.33), Code 1973, is amended to read as
7 follows:

8 49.33 ONE SQUARE FOR PRESIDENT AND VICE PRESI-
 9 DENT. Upon the left-hand margin of each separate
 10 column of the ballot, immediately opposite the names
 11 of the candidates for president and vice-president, a
 12 single square, the sides of which shall not be less
 13 than one-fourth of an inch in length, shall be printed
 14 in front of a bracket enclosing the names of the said
 15 candidates for president and vice-president. The votes
 16 for said candidates shall be counted and certified to
 17 by the election [judges] board in the same manner as the
 18 votes for other candidates.

19 Sec. Section forty-nine point thirty-
 20 four (49.34), Code 1973, is amended to read as follows:

21 49.34 UNITED STATES SENATORS. At all general
 22 elections next preceding the expiration of the term of
 23 office of United States senator, there shall be placed
 24 upon the official ballot in the proper place the names
 25 of candidates for all parties or groups of petitioners

Page 2

1 for said office that have been nominated by law. The
 2 votes for said candidate shall be counted and certi-
 3 fied to by the election [judges] board in the same manner
 4 as the votes for other candidates.

5 Sec. Section forty-nine point one hundred
 6 (49.100), Code 1973, is amended to read as follows:

7 49.100 SPOILED BALLOTS. Any voter who shall spoil
 8 his ballot may, on returning the same to the [judges] pre-
 9 cinct election officials, receive another in place there-
 10 of, but no voter shall receive more than three ballots
 11 including the one first delivered to him. None but
 12 ballots provided in accordance with the provisions of
 13 this chapter shall be counted.

14 Sec. Section forty-nine point one hundred
 15 twenty-four (49.124), Code 1973, as amended by Acts of
 16 the Sixty-fifth General Assembly, 1973 Session, chapter
 17 one hundred thirty-six (136), section one hundred seven-
 18 ty-seven (177), is amended to read as follows:

19 49.124 TRAINING COURSE BY COMMISSIONER. It shall
 20 be the duty of the commissioner to conduct, not less
 21 than three days before each primary and general election,
 22 a training course of not more than two hours for all
 23 election personnel, and the commissioner may do so be-
 24 fore any other election he administers. Such personnel
 25 shall include [judges, clerks] all precinct election

Page 3

1 officials, and any other persons who will be employed
 2 in or around the polling places on election day. At
 3 least [one judge and one clerk] two precinct election
 4 officials who will serve on each precinct election
 5 board at the forthcoming election shall attend the
 6 training course, and if the entire board does not attend,
 7 those members who do attend shall so far as possible
 8 be persons who have not previously attended a similar
 9 training course.

S—2910

1 Amend House File 1422, as amended, passed and re-
2 printed by the House, as follows:

3 1. Page 6B, by inserting after line 41 the fol-
4 lowing: "The members of the intergovernmental ad-
5 visory board created under section ten (10) of this
6 Act shall be notified of each commission meeting."

7 2. Page 7, line 4, by inserting after the word
8 "duties" the words ", however, a quorum shall not be
9 declared for the purpose of conducting any official
10 business of the commission unless a majority of the
11 membership of the intergovernmental advisory board
12 is present at such meeting".

13 3. Page 11, by striking lines 22 through 25,
14 inclusive.

15 4. Page 12, by striking lines 21 through 35,
16 inclusive.

17 5. Page 13, by striking lines 1 through 11, in-
18 clusive.

19 6. By striking on page 17, lines 18 through 35,
20 inclusive, all of pages 18 and 19, and on page 20A,
21 lines 1 through 23, inclusive.

22 7. Page 23, line 20, by striking the words "not
23 later than December 31, 1976" and inserting in lieu
24 thereof the words "in compliance with a time
25 schedule which is recommended by the commission and

Page 2

1 adopted by the general assembly".

2 8. Page 26A, line 14, by striking the words "by
3 July 1, 1977" and inserting in lieu thereof the words
4 "in compliance with a time schedule recommended by
5 the commission and adopted by the general assembly".

6 9. Page 33, line 35, by striking the words
7 "effective July 1, 1977,".

8 10. Page 34A, by striking line 3 and inserting
9 in lieu thereof the words "*provided in this Act and
10 in compliance with a time schedule adopted by the
11 general assembly, unless a time extension is granted
12 as*".

13 11. Page 34A, by striking lines 11 through 16,
14 inclusive, and inserting in lieu thereof the words
15 "*that it shall be mandatory that comprehensive plan,
16 subdivision, and other ordinances and regulations are
17 adopted and enforced in accordance with a comprehen-
18 sive plan adopted as provided in this Act and in
19 compliance with a time schedule adopted by the gen-
20 eral assembly, unless a time extension is granted
21 as*".

22 12. Page 36A, lines 14 and 15, by striking the
23 words "effective July 1, 1977,".

24 13. Page 36A, line 18, by inserting after the
25 word "Act" the words "*and in compliance with a time*

Page 3

1 *schedule adopted by the general assembly”.*

2 14. Page 38, by inserting after line 19 the
3 following new sections:

4 Sec. Section four hundred fifty-five B
5 point seventy-six (455B.76), unnumbered paragraph
6 one (1), Code 1973, is amended to read as follows:

7 Every city, town and county of this state shall
8 provide for the establishment and operation of a
9 sanitary disposal project for final disposal of
10 solid waste by its residents not later than the
11 [first of July, 1975] *date established for the*
12 *adoption of comprehensive plans as provided in*
13 *section twenty-one (21) of this Act.* Sanitary
14 disposal projects may be established either sepa-
15 rately or through co-operative efforts for the joint
16 use of the participating public agencies as provided
17 by law.

18 Sec. Section four hundred fifty-five B
19 point seventy-nine (455B.79), unnumbered paragraph
20 one (1), Code 1973, is amended to read as follows:

21 The executive director shall certify if disposal
22 projects operated or planned to be operated by or
23 for cities, towns, counties and those operated by
24 private agencies meet the standards provided for
25 by this part 1 of division IV and the rules of the

Page 4

1 commission, by issuing a permit for existing disposal
2 projects which fully comply, and for planned sani-
3 tary disposal projects whose plans fully comply,
4 with all provisions of said part and rules issued
5 pursuant thereto. Permits shall be issued for
6 existing disposal sites which have not met all the
7 provisions of said part and rules issued pursuant
8 thereto, if a comprehensive plan for compliance
9 within the time limitations required by said part is
10 developed by a city, town, county or private agency
11 and is approved by the executive director. Every
12 city, town or county of this state and every private
13 agency involved in the final disposal of solid waste
14 shall qualify for a permit by the [first of July,
15 1975] *date established for the adoption of compre-*
16 *hensive plans as provided in section twenty-one (21)*
17 *of this Act,* or be subject to such legal actions
18 authorized by section 455B.82.

19 Sec. Section four hundred fifty-five B
20 point eighty-two (455B.82), subsection one (1),
21 Code 1973, is amended to read as follows:

22 1. Commencing [July 1, 1975] *on the date for*
23 *the adoption of comprehensive plans as provided in*
24 *section twenty-one (21) of this Act,* it shall be un-
25 lawful for any private agency or public agency to

Page 5

1 dump or deposit or permit the dumping or depositing

2 of any solid waste at any place other than a sani-
 3 tary disposal project approved by the executive
 4 director. This section shall not prohibit a private
 5 agency or public agency from dumping or depositing
 6 solid waste resulting from its own residential,
 7 farming, manufacturing, mining or commercial activi-
 8 ties on land owned or leased by it if such action
 9 does not violate any statute of this state or rules
 10 promulgated by the commission or local boards of
 11 health or local ordinances or rules issued by the
 12 air quality commission or water quality commission
 13 of the department. A violation of this subsection
 14 shall be a misdemeanor.

15 15. By renumbering sections, subsections, and
 16 internal references to sections to conform to this
 17 amendment.

CALVIN O. HULTMAN
 MICHAEL T. BLOUIN
 LOWELL L. JUNKINS
 W. R. RABEDEAUX
 FORREST V. SCHWENGELS
 H. L. HEYING

S—2918

1 Amend House File 1422 as amended, passed and re-
 2 printed by the House as follows:
 3 1. Page 23, by striking line 6.
 4 2. Page 23, by striking lines 26 through 28.
 5 3. By renumbering subsections and relettering
 6 paragraphs in accordance with this amendment.

CALVIN O. HULTMAN

S—2911

1 Amend House File 1422, as amended, passed and re-
 2 printed by the House, as follows:
 3 1. Page 41, by adding the following paragraph after
 4 line 21:
 5 "There is appropriated from the general fund of
 6 the state to the department of soil conservation and
 7 land use for the fiscal year beginning July 1, 1974
 8 and ending June 30, 1975, the sum of one million two
 9 hundred forty-three thousand two hundred (1,243,200)
 10 dollars, or so much thereof as may be necessary, to
 11 carry out the powers and duties of the department."
 12 2. Page 1, amend the title, line 5 by inserting after
 13 the word "agencies" the words ", and make an
 14 appropriation".

CALVIN O. HULTMAN

S—2925

1 Amend House File 1430 as amended and passed by the
 2 House as follows:
 3 1. Page 3, by striking line 4 and inserting in
 4 lieu thereof the following: "sections:".
 5 2. Page 3, by striking lines 20 through 25,
 6 inclusive, and page 4, by striking line 1, and
 7 inserting in lieu thereof the following:

8 **NEW SECTION. WHEN COUNTY TO PAY FOSTER CARE**
 9 **COSTS.** Each county shall pay from the county mental
 10 health and institutions fund as provided by section
 11 eleven (11) of this Act the cost of foster care for
 12 a child placed by a court as provided in section two
 13 hundred thirty-two point thirty-three (232.33),
 14 subsection three (3) or four (4), or section two
 15 hundred thirty-two point thirty-four (232.34), sub-
 16 section three (3) or four (4) of the Code. However,
 17 in any fiscal year for which the general assembly
 18 appropriates state funds to pay for foster care for
 19 children placed by courts under the statutes cited
 20 in this section, the county shall become responsible
 21 for these costs only when the funds so appropriated
 22 to the department for that fiscal year have been
 23 exhausted. The rate of payment by the county or
 24 the state, as the case may be, under this section
 25 shall be that fixed by the department of social

Page 2

- 1 services pursuant to section four (4) of this Act.
- 2 3. By renumbering the sections.

LUCAS J DeKOSTER

S—2916

- 1 Amend House File 1469 as amended and passed by the
- 2 House, page 2, by striking lines 7 through 27,
- 3 inclusive, and renumbering the remaining section.

LUCAS J DeKOSTER
W. R. RABEDEAUX

S—2920

- 1 Amend amendment S—2897 by Gluba, et al., to House
- 2 File 1474 as amended and passed by the House by adding
- 3 the following:
- 4 3. Page 3, line 16, by striking the word "two" and
- 5 inserting in lieu thereof the word "four".

JOAN ORR

On motion of Senator Lamborn, the Senate adjourned until
 9:00 a.m., Tuesday, April 30, 1974.

JOURNAL OF THE SENATE

ONE HUNDRED SEVENTH DAY

SENATE CHAMBER
DES MOINES, IOWA, TUESDAY, APRIL 30, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Raymond Roden, pastor of the Trinity Lutheran Church, Webster City, Iowa.

The Journal of Monday, April 29, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. John Bailey, Anamosa, Iowa.

PRESENTATION OF VISITORS

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

Forty-five students from Fairfield High School, Fairfield, Iowa, accompanied by Mrs. Franklin and Mr. Buttery. Senator Schwengels.

Thirty students from St. Augustin's School, Des Moines, Iowa, accompanied by Mrs. Deal and Mrs. Bess. Senator Milligan.

PETITION

The following petition was received and placed on file:

By Senator Gallagher, from thirty employees of the state of Iowa favoring a cost of living salary increase for public employees.

CONSIDERATION OF BILLS

House File 1488

On motion of Senator Shaw, House File 1488, a bill for an act to make an appropriation from funds received by the board of accountancy, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1488) the vote was:

Ayes, 38:

Andersen	Hill	Milligan	Riley
Blouin	Hultman	Murray	Robinson
Briles	Kennedy	Nolin	Schaben
Burroughs	Kinley	Orr	Schwengels
Coleman	Lamborn	Palmer	Scott
Doderer	McCartney	Plymat	Shaff
Glenn	Miller of	Potter	Shaw
Gluba	Des Moines	Priebe	Taylor
Griffin	Miller of	Rabedeaux	Tieden
Heying	Marshall	Ramsey	Winkelman

Nays, none.

Absent or not voting, 12:

Bergman	Gallagher	Kelly	Schwieger
Curtis	Hansen	Nystrom	Van Gilst
DeKoster	Junkins	Rodgers	Willits

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

House File 1489

On motion of Senator Shaw, House File 1489, a bill for an act making an appropriation from the general fund of the state to the department of general services to conduct a study of state aircraft, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1489) the vote was:

Ayes, 41:

Andersen	Heying	Miller of	Riley
Bergman	Hill	Marshall	Robinson
Blouin	Hultman	Milligan	Schaben
Burroughs	Junkins	Murray	Schwengels
Coleman	Kennedy	Nolin	Scott
DeKoster	Kinley	Orr	Shaff
Doderer	Lamborn	Palmer	Shaw
Glenn	McCartney	Plymat	Tieden
Gluba	Miller of	Potter	Van Gilst
Griffin	Des Moines	Priebe	Willits
Hansen		Rabedeaux	Winkelman

Nays, 2:

Ramsey	Taylor
--------	--------

Absent or not voting, 7:

Briles
Curtis

Gallagher
Kelly

Nystrom
Rodgers

Schwieger

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

House File 1491

On motion of Senator Shaw, House File 1491, a bill for an act to establish a state historical department with a division of historical museum and archives, a division of the state historical society, and a division of historic preservation, to prescribe powers and duties, and to establish a trust fund for life memberships in the state historical society, and to make an appropriation, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Shaw offered amendment S—2893 by the committee on appropriations:

S—2893

Division S—2893A

1 Amend House File 1491, as amended and passed by
2 the House, as follows:

3 1. Page 5, line 1, by inserting after the period
4 the following: "The standards of the national
5 register shall be adopted as the standards for the
6 listing of historic property on the state register."

7 2. Page 5, line 2, by striking the words "Re-
8 view the content of" and inserting in lieu thereof
9 the word "Approve".

10 3. Page 5, by striking lines 3 and 4 and insert-
11 ing in lieu thereof the word "plan".

12 4. Page 5, line 18, by inserting after the word
13 "centers" the words ", which are in addition to
14 but do not duplicate archives as defined in section
15 twelve (12) of this Act".

16 5. Page 6, line 2, by striking the words "Have
17 custody of" and inserting in lieu thereof the word
18 "Administer".

19 6. Page 6, line 6, by striking the words "Have
20 custody of" and inserting in lieu thereof the word
21 "Administer".

22 7. Page 6, by striking lines 13, 14, and 15 and
23 inserting in lieu thereof the words "traditions and
24 history of all prior occupants who settled in the
25 region, including women and the various racial,

Page 2

1 religious, and ethnic groups."

2 8. Page 6, line 25, by striking the words "Be
3 custodian of" and inserting in lieu thereof the

- 4 word "Administer".
 5 9. Page 8, by striking line 10 and inserting in
 6 lieu thereof the words "2. Identify and".
 7 10. Page 8, line 11, by striking the word "all".
 8 11. Page 8, line 14, by striking the word "a"
 9 and inserting in lieu thereof the word "the".
 10 12. Page 8, by striking line 16 and inserting
 11 in lieu thereof the words "of historic places."
 12 13. Page 8, by striking lines 17 through 22, in-
 13 clusive.
 14 14. Page 8, line 23, by inserting after the word
 15 "Prepare" the words "and annually update".
 16 15. Page 8, line 23, by striking the words "and
 17 review" and inserting in lieu thereof a period.
 18 16. Page 8, by striking line 24.
 19 17. Page 8, line 25, by striking the word
 20 "Establish" and inserting in lieu thereof the word
 21 "Develop".
 22 18. Page 9, line 1, by striking the word "de-
 23 partment" and inserting in lieu thereof the word
 24 "board".
 25 19. Page 9, by striking lines 2 and 3 and in-

Page 3

- 1 serting in lieu thereof the words "6. Accept federal
 2 aid for".
 3 20. Page 9, by striking lines 5 through 8, in-
 4 clusive.
 5 21. Page 9, by striking lines 10 through 16, in-
 6 clusive, and inserting in lieu thereof the words
 7 "agencies in historic preservation matters."
 8 22. Page 9, line 17, by inserting after the
 9 word "of" the words ", and provided technical and
 10 financial assistance if federal funds are available,
 11 to".
 12 23. Page 9, line 18, by inserting after the word
 13 "commissions" the words "and private parties".
 14 24. Page 9, by striking lines 20, 21, and 22.
 15 25. Page 9, by striking lines 24, 25, and 26
 16 and inserting in lieu thereof a period.
 17 26. Page 9, by striking line 27 and inserting
 18 in lieu thereof the following:
 19 "13. Pursue historical,".
 20 27. Page 10, line 1, by striking the words "to
 21 include" and inserting in lieu thereof the words
 22 ", which may include but shall not be limited to,".

Division S—2893B

- 23 28. Page 13, by striking lines 5 through 9, in-
 24 clusive.

Division S—2893A (Cont'd)

- 25 29. By renumbering subsections as necessary.

Senator Griffin called for a division of committee amendment S—2893, sections 1 through 27, and section 29 to be considered

as division S—2893A; section 28 to be considered as division S—2893B.

On motion of Senator Shaw, division S—2893A of the committee amendment was adopted.

Senator Griffin offered amendment S—2902 to division S—2893B of the committee amendment filed by Senators Griffin, Hultman and Schaben, and moved its adoption:

S—2902

- 1 Amend the appropriations committee amendment S—2893,
- 2 to House File 1491, as amended and passed by the
- 3 House, as follows:
- 4 1. Page 3, by striking line 24 and inserting in lieu
- 5 thereof the following:
- 6 “clusive, and inserting in lieu thereof the following:
- 7 “The silver tea service of General Grenville
- 8 Dodge presently in the possession of the department
- 9 of history and archives shall be loaned for permanent
- 10 display to the trustees of the Historic General
- 11 Dodge House, Inc. to be displayed at the Dodge
- 12 House in Council Bluffs, Iowa, as long as the
- 13 Dodge House is open to the public. Suitable
- 14 recognition of the loan shall be displayed.’”

Roll call was requested.

On the question “Shall amendment S—2902 to division S—2893B be adopted?” (H.F. 1491) the vote was:

Ayes, 20:

Bergman	Griffin	Kennedy	Schaben
Blouin	Hansen	Miller of	Schwengels
Briles	Heying	Marshall	Shaff
DeKoster	Hultman	Palmer	Taylor
Doderer	Junkins	Rabedeaux	Van Gilst
Gluba			

Nays, 26:

Andersen	Kinley	Nystrom	Robinson
Burroughs	Lamborn	Orr	Scott
Coleman	McCartney	Plymat	Shaw
Gallagher	Miller of	Potter	Tieden
Glenn	Des Moines	Priebe	Willits
Hill	Murray	Ramsey	Winkelman
Kelly	Nolin	Riley	

Absent or not voting, 4:

Curtis	Milligan	Rodgers	Schwieger
--------	----------	---------	-----------

Amendment S—2902 to division S—2893B of the committee amendment lost.

On motion of Senator Shaw, division S—2893B of the committee amendment was adopted.

The Chair ruled amendment S—2867 filed by Senators Priebe, et al., out of order with the adoption of amendment S—2893.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1491) the vote was:

Ayes, 45:

Andersen	Hill	Murray	Schaben
Bergman	Hultman	Nolin	Schwengels
Blouin	Junkins	Nystrom	Schwieger
Briles	Kelly	Orr	Scott
Burroughs	Kennedy	Palmer	Shaff
Coleman	Kinley	Plymat	Shaw
DeKoster	Lamborn	Potter	Taylor
Gallagher	McCartney	Priebe	Tieden
Glenn	Miller of	Rabedeaux	Van Gilst
Gluba	Des Moines	Ramsey	Willits
Hansen	Miller of	Riley	Winkelman
Heying	Marshall	Robinson	

Nays, none.

Absent or not voting, 5:

Curtis	Griffin	Milligan	Rodgers
Doderer			

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

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which House File 1491 passed the Senate on April 30, 1974.

CALVIN O. HULTMAN

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 59, 182, 389, 509, 1042, 1067, 1071, 1101, 1124, 1196, 1251, 1311, 1328, 1344, 1364, 1366, 1367, 1368, 1378 and 1385; House Files 38, 98, 569, 658, 1108, 1276, 1302, 1396, 1455, 1479, 1480, 1486 and 1487.

DALE L. TIEDEN
Chairman, Senate Committee
CHARLES F. STROTHMAN
Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: Senate Files 59, 182, 389, 509, 1042, 1067, 1071, 1101, 1124, 1196, 1251, 1311, 1328, 1344, 1364, 1366, 1367, 1368, 1378 and 1385; House Files 38, 98, 569, 658, 1108, 1276, 1302, 1396, 1455, 1479, 1480, 1486 and 1487.

BILLS SENT TO THE GOVERNOR

Senator Tieden, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 30th day of April, 1974, sent to the Governor for his approval: Senate Files 59, 182, 389, 509, 1042, 1067, 1071, 1101, 1124, 1196, 1251, 1311, 1328, 1344, 1364, 1366, 1367, 1368, 1378 and 1385.

DALE L. TIEDEN, Chairman

Passed on file.

CONSIDERATION OF BILLS

House File 1474

On motion of Senator Schwieger, House File 1474, a bill for an act appropriating from the general fund of the state to the department of social services for the biennium beginning July 1, 1973, and ending June 30, 1975, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Gluba offered amendment S—2897 filed by Senators Gluba, et al.:

S—2897

- 1 Amend House File 1474 as amended and passed by the
- 2 House as follows:
- 3 1. Page 2, line 20, by striking the word "two"
- 4 and inserting in lieu thereof the word "four".
- 5 2. Page 2, line 21, by striking the figure
- 6 "2,971,000" and inserting in lieu thereof the figure
- 7 "3,946,211".

Senator Orr offered amendment S—2920 to amendment S—2897 filed by her and moved its adoption:

S—2920

- 1 Amend amendment S—2897 by Gluba, et al., to House
- 2 File 1474 as amended and passed by the House by adding
- 3 the following:
- 4 3. Page 3, line 16, by striking the word "two" and
- 5 inserting in lieu thereof the word "four".

Amendment S—2920 to amendment S—2897 was adopted.

Senator Gluba moved the adoption of amendment S—2897 as amended and requested a roll call.

On the question "Shall the amendment S—2897 as amended be adopted?" (H.F. 1474) the vote was:

Rule 24 was invoked.

Ayes, 21:

Blouin	Hill	Miller of	Robinson
Coleman	Junkins	Des Moines	Rodgers
Gallagher	Kelly	Nolin	Schaben
Glenn	Kennedy	Orr	Van Gilst
Gluba	Kinley	Palmer	Willits
Heying		Priebe	

Nays, 27:

Andersen	Hansen	Nystrom	Schwieger
Bergman	Hultman	Plymat	Scott
Briles	Lamborn	Potter	Shaff
Burroughs	McCartney	Rabedeaux	Shaw
DeKoster	Miller of	Ramsey	Taylor
Doderer	Marshall	Riley	Tieden
Griffin	Murray	Schwengels	Winkelman

Absent or not voting, 2:

Curtis	Milligan
--------	----------

Amendment S—2897 as amended lost.

Senator Schaben offered amendment S—2760 filed by Senators Schaben and Rodgers and moved its adoption:

S—2760

1	Amend House File 1474, page 2, by adding after line		
2	21 the following:		
3	To the department of social		
4	services to carry out the pro-		
5	visions of section five (5),		
6	unnumbered paragraph two (2),		
7	of this Act	—0—	\$1,400,000

Senator Potter took the chair at 11:20 a.m.

President Neu took the chair at 11:40 a.m.

Roll call was requested.

On the question "Shall amendment S—2760 be adopted?" (H.F. 1474) the vote was:

Rule 24 was invoked.

Ayes, 21:

Blouin	Heying	Nolin	Rodgers
Coleman	Junkins	Orr	Schaben
Doderer	Kennedy	Palmer	Scott
Gallagher	Kinley	Priebe	Van Gilst
Glenn	Miller of	Robinson	Willits
Gluba	Des Moines		

Nays, 27:

Andersen	Hill	Murray	Schwengels
Bergman	Hultman	Nystrom	Schwieger
Briles	Kelly	Plymat	Shaff
Burroughs	Lamborn	Potter	Shaw
DeKoster	McCartney	Rabedeaux	Taylor
Griffin	Miller of	Ramsey	Tieden
Hansen	Marshall	Riley	Winkelman

Absent or not voting, 2:

Curtis	Milligan
--------	----------

Amendment S—2760 lost.

On motion of Senator Lamborn, the Senate recessed until 1:00 p.m.

AFTERNOON SESSION

The Senate resumed session, President Neu presiding.

QUORUM CALL

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

Present, 38:

Andersen	Heying	Murray	Rodgers
Bergman	Hultman	Nolin	Schwengels
Blouin	Junkins	Nystrom	Schwieger
Burroughs	Kelly	Orr	Scott
Coleman	Kennedy	Plymat	Shaff
DeKoster	Kinley	Potter	Taylor
Doderer	Lamborn	Priebe	Tieden
Gallagher	McCartney	Rabedeaux	Willits
Glenn	Miller of	Ramsey	Winkelman
Griffin	Marshall	Riley	

Absent, 12:

Briles	Hill	Milligan	Schaben
Curtis	Miller of	Palmer	Shaw
Gluba	Des Moines	Robinson	Van Gilst
Hansen			

The Chair declared a quorum present.

CONSIDERATION OF BILLS

House File 1474

The Senate resumed consideration of House File 1474.

Senator Doderer offered amendment S—2901 filed by Senators Doderer and Kelly and moved its adoption:

S—2901

- 1 Amend House File 1474, as amended and passed by the
- 2 House, page 2, by adding the following after line 21:

3 "To the department of social
 4 services to carry out the pro-
 5 visions of section five (5),
 6 unnumbered paragraph two (2)
 7 of this Act: —0— \$900,000"

Roll call was requested.

On the question "Shall amendment S—2901 be adopted?"
 (H.F. 1474) the vote was:

Rule 24 was invoked.

Ayes, 23:

Blouin	Junkins	Nolin	Rodgers
Coleman	Kelly	Orr	Schaben
Doderer	Kennedy	Palmer	Scott
Gallagher	Kinley	Priebe	Van Gilst
Glenn	Miller of	Riley	Willits
Gluba	Des Moines	Robinson	
Heying			

Nays, 24:

Andersen	Hultman	Nystrom	Schwieger
Bergman	Lamborn	Plymat	Shaff
Briles	McCartney	Potter	Shaw
Burroughs	Miller of	Rabedeaux	Taylor
DeKoster	Marshall	Ramsey	Tieden
Hansen	Murray	Schwengels	Winkelman
Hill			

Absent or not voting, 3:

Curtis	Griffin	Milligan
--------	---------	----------

Amendment S—2901 lost.

Senator Gluba offered amendment S—2832 filed by Senators
 Gluba and Orr, moved its adoption and requested a roll call:

S—2832

1 Amend House File 1474, as amended and passed by
 2 the House, as follows:
 3 1. Page 3, after line 30, by inserting the fol-
 4 lowing new sections:
 5 Sec. It is the intent of the general assembly
 6 in providing the additional funds appropriated by
 7 section seven (7) of this Act that the department
 8 of social services shall, beginning July 1, 1974,
 9 compute aid to dependent children payments at one
 10 hundred percent of defined need based upon the most
 11 recent cost of living data available to the depart-
 12 ment. It is further the intent of the general
 13 assembly that the department shall undertake admin-
 14 istrative procedure and policy corrections with the
 15 objective of insuring that aid to dependent children
 16 payments are made only to persons who are in fact
 17 eligible for these payments under applicable state
 18 and federal laws and regulations.

19 Sec. 7. Acts of the Sixty-fifth General Assembly,
 20 1973 Session, chapter one hundred five (105), sec-
 21 tion one (1), subsection three (3), is amended to
 22 read as follows:

23 Aid to Dependent		
24 Children	\$20,649,000	[\$29,172,000]
25		\$35,672,000

Page 2

1 2. By renumbering the remaining section.

On the question "Shall amendment S—2832 be adopted?"
 (H.F. 1474) the vote was:

Ayes, 22:

Blouin	Junkins	Nolin	Rodgers
Doderer	Kelly	Orr	Schaben
Gallagher	Kennedy	Palmer	Scott
Glenn	Kinley	Priebe	Van Gilst
Gluba	Miller of	Riley	Willits
Heying	Des Moines	Robinson	

Nays, 27:

Andersen	Hansen	Milligan	Schwengels
Bergman	Hill	Murray	Schwieger
Briles	Hultman	Nystrom	Shaff
Burroughs	Lamborn	Plymat	Shaw
Coleman	McCartney	Potter	Taylor
DeKoster	Miller of	Rabedeaux	Tieden
Griffin	Marshall	Ramsey	Winkelman

Absent or not voting, 1:

Curtis

Amendment S—2832 lost.

Senator Schwieger moved that the bill be read the last time
 now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1474) the vote
 was:

Ayes, 49:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schaben
Blouin	Hultman	Nolin	Schwengels
Briles	Junkins	Nystrom	Schwieger
Burroughs	Kelly	Orr	Scott
Coleman	Kennedy	Palmer	Shaff
DeKoster	Kinley	Plymat	Shaw
Doderer	Lamborn	Potter	Taylor
Gallagher	McCartney	Priebe	Tieden
Glenn	Miller of	Rabedeaux	Van Gilst
Gluba	Des Moines	Ramsey	Willits
Griffin	Miller of	Riley	Winkelman
Hansen	Marshall	Robinson	

Nays, none.

Absent or not voting, 1:

Curtis

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

PRESENTATION OF GIFTS

Senator DeKoster rose on a point of personal privilege and requested that the following Senators be escorted to the rostrum where they were presented with gifts on behalf of the Senate in appreciation of their service during the Sixty-fifth General Assembly:

President pro tempore Shaff, escorted by Senator Briles;

Senator Lamborn, Majority Floor Leader, escorted by Senator Kennedy;

Senator Schaben, Minority Floor Leader, escorted by Senator Van Gilst.

Senator Potter was invited to the rostrum where he presented a gift to Lieutenant Governor Neu on behalf of the Senate in appreciation of his leadership as President of the Senate.

CONSIDERATION OF BILLS

House File 1475

On motion of Senator Hultman, House File 1475, a bill for an act appropriating from the general fund to the Iowa state fair board for capital improvements, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Murray took the chair at 2:30 p.m.

Senator Hultman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1475) the vote was:

Ayes, 43:

Andersen	Glenn	Kinley	Murray
Bergman	Griffin	Lamborn	Nolin
Briles	Hansen	McCartney	Nystrom
Burroughs	Heying	Miller of	Plymat
Coleman	Hill	Des Moines	Potter
DeKoster	Hultman	Miller of	Priebe
Doderer	Junkins	Marshall	Rabedeaux
Gallagher	Kelly	Milligan	Ramsey

Riley	Schwengels	Shaff	Van Gilst
Robinson	Schwieger	Taylor	Willits
Rodgers	Scott	Tieden	Winkelman
Schaben			

Nays, 5:

Blouin	Kennedy	Orr	Palmer
Gluba			

Absent or not voting, 2:

Curtis	Shaw
--------	------

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

DEFERRED

Senator Lamborn asked and received unanimous consent that further action on **House File 1483** be **deferred** and that the bill **retain its place on the calendar**.

WITHDRAWN

Senator Kelly asked and received unanimous consent that **Senate File 446** be **withdrawn** from further consideration of the Senate.

REREFERRED TO COMMITTEE

Senator Lamborn asked and received unanimous consent that **House File 1409** be rereferred to the committee on **schools**.

CONSIDERATION OF BILLS

House File 1496

On motion of Senator Milligan, House File 1496, a bill for an act making an appropriation to the state conservation commission for deposit in the state fish and game protection fund, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Gallagher offered amendment S—2932, moved its adoption and requested a roll call:

S—2932

- 1 Amend House File 1496 as follows:
- 2 1. Page 2, lines 3 and 4, by striking the words
- 3 "one million".
- 4 2. Page 2, line 4, by striking the figure
- 5 "1,800,000" and inserting in lieu thereof the
- 6 figure "800,000".

On the question "Shall amendment S—2932 be adopted?" (H.F. 1496) the vote was:

Ayes, 18:

Doderer	Kinley	Nolin	Robinson
Gallagher	Miller of	Orr	Rodgers
Gluba	Des Moines	Palmer	Schaben
Hill	Miller of	Priebe	Willits
Junkins	Marshall	Riley	
Kennedy			

Nays, 26:

Andersen	Griffin	Nystrom	Scott
Bergman	Heying	Plymat	Shaw
Blouin	Hultman	Potter	Taylor
Briles	Lamborn	Rabedeaux	Tieden
Burroughs	McCartney	Ramsey	Van Gilst
DeKoster	Milligan	Schwengels	Winkelman
Glenn	Murray		

Absent or not voting, 6:

Coleman	Hansen	Schwieger	Shaff
Curtis	Kelly		

Amendment S—2932 lost.

Senator Milligan moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1496) the vote was:

Ayes, 41:

Andersen	Hultman	Milligan	Rodgers
Bergman	Junkins	Murray	Schaben
Blouin	Kelly	Nystrom	Schwengels
Briles	Kennedy	Palmer	Scott
Burroughs	Kinley	Plymat	Shaw
DeKoster	Lamborn	Potter	Taylor
Glenn	McCartney	Priebe	Tieden
Gluba	Miller of	Rabedeaux	Van Gilst
Griffin	Des Moines	Ramsey	Willits
Hansen	Miller of	Riley	Winkelman
Heying	Marshall	Robinson	

Nays, 4:

Gallagher	Hill	Nolin	Orr
-----------	------	-------	-----

Absent or not voting, 5:

Coleman	Doderer	Schwieger	Shaff
Curtis			

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

WITHDRAWN

Senator Rodgers asked and received unanimous consent that

Senate File 421 be withdrawn from further consideration of the Senate.

Senator Tieden asked and received unanimous consent that **Senate File 486 be withdrawn from further consideration of the Senate.**

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which House File 1474 passed the Senate on April 30, 1974.

CLIFTON C. LAMBORN

CONSIDERATION OF BILLS

Senate File 1405

On motion of Senator McCartney, Senate File 1405, a bill for an act relating to credit related transactions, acts, practices and conduct, enacting the Iowa Consumer Credit Code, making coordinating amendments to the Code, and providing civil remedies and criminal penalties for violations, was taken up for consideration.

Senator McCartney asked and received unanimous consent that George Wallace, Professor of Law, University of Iowa, Iowa City, be permitted to remain in the Senate chamber as a consultant during consideration of the bill.

Senator McCartney offered amendment S—2922 by the committee on commerce found on pages 1708-1721, inclusive, of the Senate Journal and called for a division of the amendment, section 2 to be considered as division S—2922A; sections 3, 4, 5 and 6 to be considered as division S—2922B; and the remainder of the amendment as division S—2922C.

On motion of Senator McCartney, division S—2922A of the committee amendment was adopted.

Senator Gluba offered amendment S—2947 to division S—2922B of the committee amendment, moved its adoption and requested a roll call:

S—2947

- 1 Amend the committee on commerce amendment S—2922,
- 2 to page 61 of Senate File 1405, as follows:
- 3 1. Page 1, insert after line 6 the following:
- 4 Page 61, line 8, insert after the word
- 5 "unless" the words and figure ", with respect to
- 6 the sale of a motor vehicle subject to registration
- 7 under the laws of this state by a person licensed
- 8 under chapter three hundred twenty-two (322) of the
- 9 Code."

- 10 2. Page 1, line 8, strike the word "ninety" and
 11 insert in lieu thereof the words "the number of days
 12 specified in the notice of assignment".
 13 3. Page 1, lines 10 and 11, strike the word
 14 "ninety-day" and insert in lieu thereof the word
 15 "specified".
 16 4. Page 1, line 13, strike the word "ninety"
 17 and insert in lieu thereof the words "the specified
 18 number of".
 19 5. Page 1, strike lines 14 and 15 and insert
 20 in lieu thereof the following:
 21 Page 61, lines 30 and 31, strike the word
 22 "thirty-day" and insert in lieu thereof the word
 23 "specified".
 24 Page 61, line 33, insert after the period
 25 the following:

Page 2

- 1 The notice of assignment given to the consumer by
 2 the assignee must specify the applicable number of
 3 days during which a consumer may assert a claim or
 4 defense by giving written notice to the assignee.
 5 The number of days shall be based upon the class of
 6 the motor vehicle by age as set forth in section
 7 three hundred twenty-two point nineteen (322.19),
 8 subsection one (1), of the Code, and shall be one
 9 hundred eighty days for a class one motor vehicle,
 10 one hundred twenty days for a class two motor
 11 vehicle, ninety days for a class three motor
 12 vehicle, and sixty days for a class four motor
 13 vehicle.

On the question "Shall amendment S—2947 to division S—2922B of the committee amendment be adopted?" (S.F. 1405) the vote was:

Ayes, 14:

Blouin	Gluba	Miller of	Palmer
Doderer	Hansen	Des Moines	Robinson
Gallagher	Hill	Murray	Willits
Glenn	Kinley	Orr	

Nays, 29:

Andersen	Kennedy	Plymat	Schwengels
Bergman	Lamborn	Potter	Scott
Briles	McCartney	Priebe	Shaw
Burroughs	Miller of	Rabedaux	Taylor
DeKoster	Marshall	Ramsey	Tieden
Heying	Milligan	Riley	Van Gilst
Hultman	Nolin	Rodgers	Winkelman
Junkins	Nystrom		

Absent or not voting, 7:

Coleman	Griffin	Schaben	Shaff
Curtis	Kelly	Schwieger	

Amendment S—2947 to division S—2922B of the committee amendment lost.

Senator Ramsey offered amendment S—2949 to division S—2922B of the committee amendment by Senators Ramsey and Murray, moved its adoption, and requested a roll call:

S—2949

- 1 Amend the commerce committee amendment S—2922B to
- 2 Senate File 1405, as follows:
- 3 1. Page 1, by inserting before line 16, the follow-
- 4 ing:
- 5 Page 61, line 8, by inserting after the
- 6 word "unless" the words "with respect to the sale
- 7 of a motor vehicle subject to registration under the
- 8 laws of this state by a person licensed under chapter
- 9 three hundred twenty-two (322) of the Code,".

On the question "Shall amendment S—2949 to division S—2922B of the committee amendment be adopted?" (S.F. 1405) the vote was:

Rule 24 was invoked.

Ayes, 23:

Bergman	Heying	Murray	Robinson
Blouin	Hill	Nystrom	Rodgers
Burroughs	Kinley	Orr	Schwengels
Doderer	Lamborn	Palmer	Taylor
Gluba	Miller of	Ramsey	Tieden
Hansen	Marshall	Riley	Willits

Nays, 22:

Andersen	Hultman	Nolin	Scott
Briles	Junkins	Plymat	Shaff
Coleman	Kelly	Potter	Shaw
DeKoster	Kennedy	Priebe	Van Gilst
Gallagher	McCartney	Rabedaux	Winkelman
Glenn	Milligan		

Absent or not voting, 5:

Curtis	Miller of	Schaben	Schwieger
Griffin	Des Moines		

Amendment S—2949 to division S—2922B of the committee amendment was adopted.

Senator McCartney moved the adoption of division S—2922B of the committee amendment as amended and requested a roll call.

On the question "Shall division S—2922B of the committee amendment as amended be adopted?" (S.F. 1405) the vote was:

Ayes, 13:

Blouin	Hill	Palmer	Rodgers
Doderer	Murray	Riley	Shaw
Glenn	Orr	Robinson	Willits
Gluba			

Nays, 33:

Andersen	Hultman	Miller of	Ramsey
Bergman	Junkins	Marshall	Schwengels
Briles	Kelly	Milligan	Scott
Burroughs	Kennedy	Nolin	Shaff
Coleman	Kinley	Nystrom	Taylor
DeKoster	Lamborn	Plymat	Tieden
Gallagher	McCartney	Potter	Van Gilst
Hansen	Miller of	Priebe	
Heying	Des Moines	Rabedaux	

Absent or not voting, 4:

Curtis	Griffin	Schaben	Schwieger
--------	---------	---------	-----------

Division S—2922B of the committee amendment as amended lost.

Senator Shaw offered amendment S—2935 to division S—2922C of the committee amendment and moved its adoption:

S—2935

- 1 Amend the committee amendment S—2922 to Senate
- 2 File 1405 as follows:
 - 3 1. Page 1, by inserting before line 1 the fol-
 - 4 lowing:
 - 5 Page 23, line 31, by striking the words “or
 - 6 a sale of a motor vehicle.”
 - 7 Page 23, by striking lines 34 and 35, and
 - 8 inserting in lieu thereof the words “(6) of this
 - 9 section.”
 - 10 Page 24, by striking lines 1 through 5.
 - 11 2. Page 2, by striking lines 24 and 25, and
 - 12 inserting in lieu thereof the following:
 - 13 point nineteen (322.19), Code 1973, is amended
 - 14 by striking the section and inserting in lieu there-
 - 15 of the following:
 - 16 322.19 FINANCE CHARGES. A retail installment
 - 17 transaction may include a finance charge not in
 - 18 excess of that permitted by section two point
 - 19 two hundred one (2.201) of the Iowa Consumer Credit
 - 20 Code. “Finance charge” shall be as defined in sec-
 - 21 tion one point three hundred one (1.301) of that
 - 22 Code.
 - 23 3. Page 3, by striking lines 1 through 25.
 - 24 4. Page 4, by striking lines 1 through 11.
 - 25 5. Page 4, by striking lines 16 through 25, and

Page 2

- 1 inserting in lieu thereof the following:
 - 2 point twenty (322.20), Code 1973, is amended by
 - 3 striking the section.
 - 4 6. Page 5, by striking lines 1 through 5.

Roll call was requested.

On the question “Shall amendment S—2935 to division

S—2922C of the committee amendment be adopted?" (S.F. 1405) the vote was:

Rule 24 was invoked.

Ayes, 19:

Blouin	Gluba	Murray	Rodgers
Coleman	Heying	Orr	Shaw
Doderer	Hill	Palmer	Van Gilst
Gallagher	Kinley	Plymat	Willits
Glenn	McCartney	Robinson	

Nays, 28:

Andersen	Junkins	Milligan	Riley
Bergman	Kelly	Nolin	Schwengels
Briles	Kennedy	Nystrom	Scott
Burroughs	Lamborn	Potter	Shaff
DeKoster	Miller of	Priebe	Taylor
Griffin	Des Moines	Rabedeaux	Tieden
Hansen	Miller of	Ramsey	Winkelman
Hultman	Marshall		

Absent or not voting, 3:

Curtis	Schaben	Schwieger
--------	---------	-----------

Amendment S—2935 to division S—2922C of the committee amendment lost.

Senator Shaw offered amendment S—2937 to division S—2922C of the committee amendment, moved its adoption and requested a roll call:

S—2937

1 Amend the commerce committee amendment S—2922
 2 to Senate File 1405, as follows:
 3 1. Page 1, by inserting before line 2 the
 4 following:
 5 Page 22, by inserting after line 9 the fol-
 6 lowing:
 7 44. "Supervised loan licensee" means a person
 8 licensed pursuant to section two point three hundred
 9 two (2.302) of this Act to make supervised loans.
 10 2. Page 1, by striking lines 1 through 4, and
 11 inserting in lieu thereof the following:
 12 Page 27, by striking lines 7 and 8 and
 13 inserting in lieu thereof the words "(534) of the
 14 Code or section two point three hundred two (2.302)
 15 of this Act to issue licenses or otherwise".
 16 Page 27, by striking lines 25 and 26, and
 17 inserting in lieu thereof the words "section two
 18 point three hundred two (2.302) of this Act."
 19 Page 28, by striking line 3, and inserting
 20 in lieu thereof the following:
 21 Sec. 2.302. *NEW SECTION. LICENSE TO MAKE*
 22 *SUPERVISED LOANS.* As used in this section,
 23 "superintendent" means the superintendent of the

24 division of supervised loan licensees within the
25 department of financial affairs and consumer credit

Page 2

1 protection or his designee.

2 1. The superintendent shall receive and act on
3 all applications for licenses to make supervised
4 loans under this Act. Applications shall be in the
5 form and filed in the manner prescribed by the
6 superintendent and contain or be accompanied by the
7 information the superintendent requires by rule.

8 2. No license shall be issued unless the
9 superintendent, upon investigation, finds that the
10 applicant has the required minimum assets specified
11 in subsection seven (7) of this section, and that
12 the character and fitness of the applicant, and of
13 the applicant's members if the applicant is a
14 copartnership or association, and of the applicant's
15 officers and directors if the applicant is a
16 corporation, are such as to warrant belief that the
17 business will be operated honestly and fairly within
18 the purposes of this Act.

19 3. Upon written request, the applicant is entitled
20 to a hearing on the question of his qualifications
21 for a license if the superintendent notifies the
22 applicant in writing that his application has been
23 denied, or the superintendent does not issue a license
24 within sixty days after the application for the
25 license was filed. A request for a hearing may not

Page 3

1 be made more than fifteen days after the
2 superintendent mails a writing to the applicant
3 notifying him that the application has been denied
4 and stating in substance the superintendent's findings
5 supporting denial of the application.

6 4. The superintendent shall issue additional
7 licenses to the same licensee upon compliance with
8 all the provisions of this Act governing issuance
9 of a single license. A separate license is required
10 for each place of business. Each license remains
11 in full force and effect until surrendered, suspended,
12 or revoked.

13 5. No licensee shall change the location of any
14 place of business without giving the superintendent
15 at least fifteen days prior written notice. Upon
16 receiving notice of a change of location the
17 superintendent shall issue an amended license.

18 6. A licensee may conduct the business of making
19 supervised loans only at or from any place of business
20 for which he holds a license or for which he has
21 given a notice of change pursuant to subsection five
22 (5) of this section, and only under the name in the
23 license. A sale or lease in which credit is granted
24 pursuant to a lender credit card does not violate
25 this subsection.

Page 4

1 7. A license to make supervised loans shall not
2 be issued except when the following requirements
3 have been satisfied:

4 a. Class I license. The superintendent may
5 issue, as provided by law, a class I license entitling
6 the licensee to make supervised loans but not to
7 sell evidences of indebtedness pursuant to section
8 two point three hundred eleven (2.311) of this Act,
9 provided the applicant shall prove, in a form
10 satisfactory to the superintendent, that the applicant
11 either has available for the operation of the
12 business, at each location for which license is
13 sought, liquid assets of at least five thousand
14 dollars, or has no office physically located in this
15 state and engages in no face to face solicitation
16 in this state.

17 b. Class II license. The superintendent may
18 issue, as provided by law, a class II license
19 entitling the licensee to make supervised loans and
20 sell evidences of indebtedness pursuant to section
21 two point three hundred eleven (2.311) of this Act,
22 provided that the applicant is a corporation and
23 either has no office physically located in this state
24 and engages in no face to face solicitation in this
25 state, or has paid in capital stock or liquid assets

Page 5

1 of not less than twenty-five thousand dollars when
2 the corporation transacts business in any city or
3 town having less than twenty-five thousand inhabitants
4 according to the last preceding decennial census.
5 The paid in capital stock or liquid assets shall
6 not be less than fifty thousand dollars when the
7 corporation transacts business in any city having
8 a population of more than twenty-five thousand
9 inhabitants according to the last preceding decennial
10 census. The paid in capital stock or liquid assets
11 shall not be less than fifty thousand dollars when
12 the corporation transacts business outside the limits
13 of any incorporated city or town.

14 c. Every corporation engaged in supervised lending
15 in the state of Iowa pursuant to this section shall
16 have a surplus of not less than ten percent of its
17 paid in capital stock or liquid assets.

18 Page 32, by inserting after line 20 the
19 following:

20 Sec. 2.311. *NEW SECTION. THRIFT CERTIFICATES.*
21 Supervised loan licensees holding a class II license
22 may sell thrift certificates, installment thrift
23 certificates, certificates of indebtedness, promissory
24 notes or similar evidences of indebtedness. The
25 total amount of thrift certificates, installment
26 thrift certificates, certificates of indebtedness,

Page 6

1 promissory notes or similar evidences of indebtedness
 2 outstanding and in the hands of the general public
 3 shall not at any time exceed ten times the total
 4 amount of capital, surplus, undivided profits and
 5 subordinated debt that gives priority to such
 6 securities of the issuing industrial loan company.
 7 The sale of such securities shall be subject to the
 8 provisions of chapter five hundred two (502) of the
 9 Code, and shall not be construed to be exempt
 10 therefrom by reason of the provisions of subsections
 11 seven (7) and eight (8) of section five hundred two
 12 point four (502.4) of the Code.

13 Sec. 2.312. *NEW SECTION. MAINTENANCE OF RECORDS.*

14 The records pertaining to loans made by a supervised
 15 loan licensee shall be preserved for not less than
 16 five years. With respect to a revolving loan account
 17 the period of five years is measured from the date
 18 of each entry.

19 3. Page 1, by inserting after line 23, the fol-
 20 lowing:

21 Page 85, by striking lines 9 through 14,
 22 and inserting in lieu thereof the following:

23 Sec. 6.103. *NEW SECTION. ADMINISTRATOR.*

24 "Administrator" means the administrator of the
 25 division of consumer credit protection within the
 26 department of financial institutions and consumer

Page 7

1 credit protection or his designee.

2 Page 87, by striking lines 9 through 35,
 3 and inserting in lieu thereof the following:

4 Sec. 6.105. *NEW SECTION. ADMINISTRATIVE POWERS*
 5 *WITH RESPECT TO SUPERVISED FINANCIAL ORGANIZATIONS*
 6 *AND SUPERVISED LOAN LICENSEES.*

7 1. With respect to supervised financial
 8 organizations and supervised loan licensees, the
 9 powers granted to the administration by this Act,
 10 including but not limited to investigation as provided
 11 in section six point one hundred six (6.106) of this
 12 Act, and administrative enforcement as provided in
 13 section six point one hundred eight (6.108) of this
 14 Act, may be exercised only by the administrator
 15 except as otherwise expressly permitted.

16 2. If the administrator receives a complaint
 17 or other information concerning noncompliance with
 18 this Act by a supervised financial organization or
 19 a supervised loan licensee, he shall inform the
 20 official or agency having supervisory authority over
 21 the organization concerned. The administrator may
 22 obtain information about supervised financial
 23 organizations and supervised loan licensees from
 24 the officials or agencies supervising them.

25 3. The administrator and any official or agency

Page 8

1 of this state having supervisory authority over a
2 supervised financial organization or supervised loan
3 licensee are authorized and directed to consult and
4 assist one another in maintaining compliance with
5 this Act. They may jointly prosecute suits, and
6 take other official action against violations of
7 this Act, as they deem appropriate, if either of
8 them otherwise is empowered to take the action.
9 Page 88, by striking lines 1 through 10.
10 Page 88, by striking lines 12 through 16,
11 and inserting in lieu thereof the words "1. If".
12 Page 89, by striking lines 22 through 26,
13 and inserting in lieu thereof the words "1. Ex-".
14 Page 95, line 17, by inserting a period
15 after the word "Act", and striking the words ", but
16 not to those".
17 Page 95, by striking lines 18 through 22.
18 Page 97, line 13, by striking the word "A"
19 and inserting in lieu thereof the words "Except as
20 provided in subsections four (4) and five (5) of
21 this section, a".
22 Page 97, by striking lines 23 through 28,
23 and inserting in lieu thereof the following:
24 4. A supervised financial organization or a
25 supervised loan licensee is exempt from fifty percent

Page 9

1 of the fees prescribed by subsections two (2) and
2 three (3) of this section to take account of its
3 obligation to pay other fees or charges to officials
4 or agencies to whose supervision it is also subject.
5 5. The administrator may exempt in whole or in
6 part a person subject to this Part, from fees
7 prescribed by subsections two (2) and three (3) of
8 this section to the extent that the person is
9 obligated to pay and pays fees to another state or
10 official thereof pursuant to provisions similar but
11 not necessarily identical to subsections two (2)
12 and three (3) of this section.
13 6. In addition to the penalties provided by
14 section six point one hundred twelve (6.112),
15 subsection three (3), of this section, the
16 administrator may collect a charge, established by
17 rule, not exceeding twenty-five dollars from each
18 person required to pay fees under this section with
19 respect to fees not paid in full within ninety days
20 after they are due.
21 Page 97, line 30, by striking the words
22 "The attorney general or his designee" and inserting
23 in lieu thereof the words "The administrator".
24 Pages 105, 106, 107, 108, 109 and 110, by
25 striking lines 1 through 35, and inserting in lieu

Page 10

1 thereof the following:

2 ARTICLE NINE
3 DEPARTMENT CREATED, CONFORMING AMENDMENTS AND
REPEALER

4 PART 1
5 DEPARTMENT OF FINANCIAL INSTITUTIONS AND
6 CONSUMER CREDIT PROTECTION

7 Sec. 9.101. *NEW SECTION.* PUBLIC POLICY AND
8 INTENT—TRANSFER OF FUNCTIONS. It is the public
9 policy of this state that the general welfare of
10 the citizens, and the economic growth, stability,
11 and soundness of the financial institutions can best
12 be served by a coordinated policy to assure adequate
13 and efficient supervision and regulation of financial
14 institutions and credit practices.

15 In order to accomplish this goal, the general
16 assembly finds that it is necessary to reorganize
17 the executive branch of government and to combine
18 and transfer the duties and functions of certain
19 existing state agencies into a state department of
20 financial institutions and consumer credit protection
21 created by this Act.

22 Sec. 9.102. *NEW SECTION.* DEFINITIONS. When
23 used in this part, unless the context otherwise
24 requires:

25 1. "Director" means the director of the depart-

Page 11

1 ment.

2 2. "Department" means the department of financial
3 institutions and consumer credit protection.

4 Sec. 9.103. *NEW SECTION.* DEPARTMENT CREATED.
5 There is created a department of financial
6 institutions and consumer credit protection which
7 shall be responsible for the development,
8 organization, supervision, regulation, examination
9 and liquidation of financial institutions, and the
10 regulation of consumer credit practices in this
11 state.

12 The department or its divisions shall exercise
13 and discharge the powers, duties and responsibilities
14 provided in this part, and in chapters five hundred
15 twenty-four (524), five hundred thirty-three (533),
16 five hundred thirty-three A (533A), five hundred
17 thirty-three B (533B), five hundred thirty-four
18 (534), and five hundred thirty-six (536) of the Code,
19 and in the Iowa Consumer Credit Code.

20 Sec. 9.104. *NEW SECTION.* DIRECTOR—
21 QUALIFICATIONS—SALARY. The governor shall appoint,
22 with the confirmation of at least two-thirds of the
23 members of the senate, a director who shall serve
24 at the pleasure of the governor. The director shall
25 be appointed solely on the basis of his executive

Page 12

1 and administrative abilities and he shall devote
2 his entire time to the duties of his position. The

3 director shall receive a salary established initially
4 by the governor, but not to exceed twenty-five
5 thousand dollars per annum, and thereafter it shall
6 be determined by the general assembly.

7 The director shall not hold any other office under
8 the laws of the United States or of this or any other
9 state or hold any other position for profit. The
10 director shall not engage in any occupation, business,
11 or profession interfering with or inconsistent with
12 his duties as director, nor shall he serve on or
13 under any committee of any political party, nor
14 contribute to the campaign fund of any person or
15 political party.

16 Sec. 9.105. *NEW SECTION. DUTIES OF THE DIRECTOR.*

17 The director shall:

18 1. Manage the internal operations of the
19 department and establish guidelines and procedures
20 to promote the orderly and efficient administration
21 of the department.

22 2. Employ personnel, consistent with the
23 provisions of chapter nineteen A (19A) of the Code
24 and with the approval of the governor and comptroller,
25 necessary to carry out the duties and responsibilities

Page 13

1 of the department.

2 3. Prepare a budget for the department, and
3 prepare and disseminate at cost reports prescribed
4 by law or required by the governor.

5 4. Review, prepare and submit legislative
6 proposals to improve the operation of the department
7 or to execute the intent of the law.

8 5. Promulgate general orders and directives
9 necessary to insure integration and coordination
10 of the operations of the department.

11 6. Obtain adequate public employee fidelity bonds
12 and oaths to cover those officers and employees of
13 the department accountable for property or funds,
14 the cost of which bonds to be borne by the respective
15 divisions.

16 7. Provide for the department, with the approval
17 of the department of general services, appropriate
18 office facilities.

19 8. Assess against each division its proportionate
20 share of the department expenses, not including
21 expenses of the division, based upon the ratio of
22 the respective division's payroll to total department
23 payroll including all division payrolls.

24 Sec. 9.106 *NEW SECTION. REASSIGNMENT OF*
25 *PERSONNEL.* The director, by rule promulgated in

Page 14

1 accordance with chapter seventeen A (17A) of the
2 Code, may reassign personnel within the department
3 among the various divisions of the department in
4 order to properly coordinate the work of the divisions

5 and to perform the duties and responsibilities of
6 the department efficiently and economically.

7 Sec. 9.107. *NEW SECTION. PROHIBITIONS RELATING*
8 *TO PERSONNEL OF THE DEPARTMENT.*

9 1. As used in this section, "personnel of the
10 department" includes the director, a superintendent,
11 the administrator, an assistant, an examiner, and
12 any other employee of the department or its divisions.

13 2. As used in this section, "regulated person"
14 means a person subject to regulation by the department
15 and includes a director, officer, partner, employee
16 or member of the regulated person, and also include
17 a "person related to" a person named in this
18 subsection, as that term is defined in section one
19 point three hundred one (1.301) of the Iowa Consumer
20 Credit Code.

21 3. a. No sum of money or property, as a gift
22 or loan, or otherwise, shall be given or granted,
23 directly or indirectly, by a regulated person or
24 by an affiliate, to personnel of the department,
25 and personnel of the department shall not receive

Page 15

1 from a regulated person or from an affiliate, either
2 directly or indirectly, any sum of money or property,
3 as a gift or loan, or otherwise. Nothing in this
4 section shall prohibit personnel of the department
5 from depositing money with or borrowing money from
6 a regulated person or an affiliate: Provided the
7 transaction is made in the usual course of business,
8 and upon terms not more favorable to the employer
9 than terms generally offered to customers of the
10 regulated person or affiliate, and provided further
11 that no examiner or other employee having similar
12 duties shall engage in a transaction with a person
13 regulated by the division by which he is employed.

14 b. Personnel of the department shall not perform
15 any services for, nor be a partner, owner, director,
16 officer or employee of a regulated person or an
17 affiliate. A violation of paragraph a or b of this
18 subsection shall constitute grounds for discharge
19 or suspension from employment or for reduction in
20 rank or grade.

21 4. For the purposes of this section, an affiliate
22 shall include any corporation, trust, estate,
23 association or other similar organization:

24 a. Of which a regulated person directly or
25 indirectly owns or controls either a majority of

Page 16

1 the voting shares or more than fifty percent of the
2 number of shares voted for the election of its
3 directors, trustees, or other individuals exercising
4 similar functions at the preceding election, or
5 controls in any manner the election of a majority
6 of its directors, trustees or other individuals

7 exercising similar functions.

8 b. Of which control is held, directly or
9 indirectly, through share ownership or in any other
10 manner, by the shareholders of a regulated person,
11 or by trustees for the benefit of the shareholders
12 of a regulated person who own or control either a
13 majority of the shares of the regulated person or
14 more than fifty percent of the number of shares voted
15 for the election of directors of the regulated person
16 at the preceding election.

17 c. Of which a majority of its directors, trustees,
18 or other individuals exercising similar functions
19 are directors of a regulated person.

20 d. Which owns or controls, directly or indirectly,
21 either a majority of the voting shares of a regulated
22 person or more than fifty percent of the total number
23 of shares voted for the election of directors of
24 the regulated person at the preceding election, or
25 controls in any manner the election of a majority

Page 17

1 of the directors of the regulated person, or for
2 the benefit of the shareholders or members of which
3 all or substantially all of the outstanding voting
4 shares of the regulated person is held by trustees.

5 5. Personnel of the department convicted of
6 theft, burglary, robbery, larceny or embezzlement
7 under the law of any state or of the United States
8 while holding such position shall be immediately
9 discharged from employment and shall be forever
10 disqualified from holding any position in the de-
11 partment.

12 Sec. 9.108. *NEW SECTION.* DIVISIONS OF THE
13 DEPARTMENT. The department shall consist of the
14 following divisions:

- 15 1. The division of banking.
- 16 2. The division of savings and loan associations.
- 17 3. The division of supervised loan licensees.
- 18 4. The division of credit unions.
- 19 5. The division of consumer credit protection.

20 Sec. 9.109. *NEW SECTION.* JURISDICTION OF
21 DIVISIONS. The superintendent of each division shall
22 have and exercise the powers and duties provided
23 by law.

24 Sec. 9.110. The Code editor shall insert this
25 part one (1) consisting of sections nine point one

Page 18

1 hundred one (9.101) through nine point one hundred
2 nine (9.109), into the Code as a new chapter, separate
3 from the Iowa Consumer Credit Code; and in the order
4 herein provided.

PART 2

6 DIVISION OF CONSUMER CREDIT PROTECTION

7 Sec. 9.201. *NEW SECTION.* DEFINITIONS. As used
8 in this part, unless the context otherwise requires:

- 9 1. "Administrator" means the administrator of
10 the division or his designee.
- 11 2. "Division" means the division of consumer
12 credit protection within the department.
- 13 3. "Department" means the department of financial
14 institutions and consumer credit protection.
- 15 4. "Director" means the director of the
16 department.
- 17 5. "Board" means the consumer credit advisory
18 board.
- 19 Sec. 9.202. *NEW SECTION. DIVISION OF CONSUMER*
20 *CREDIT PROTECTION.* There is created within the
21 department the division of consumer credit protection
22 which shall be the office of the administrator and
23 shall include other personnel necessary for the
24 discharge of the duties and responsibilities imposed
25 upon the administrator by the laws of this state.

Page 19

1 Sec. 9.203. *NEW SECTION. ADMINISTRATOR OF*
2 *CONSUMER CREDIT PROTECTION.*

- 3 1. **APPOINTMENT.** The governor shall appoint,
4 subject to the confirmation of at least two-thirds
5 of the members of the senate, for an irregular term
6 ending June 30, 1979, and for each four-year period
7 thereafter, an administrator of consumer credit
8 protection. An appointee shall be selected solely
9 with regard to his qualifications and fitness for
10 office, and no individual shall be appointed who
11 has not had substantial experience in advocacy,
12 counseling, or administration of consumer protection
13 laws. The administrator shall have his principal
14 office at the seat of government.
- 15 2. **TERM—REMOVAL—VACANCY.** The regular term
16 of office of the administrator shall be four years
17 from the first day of July of the year of his
18 appointment, subject to removal at the pleasure of
19 the governor. A vacancy in the office of
20 administrator occurring while the general assembly
21 is not in session shall be filled by appointment
22 by the governor, which appointment shall expire at
23 the end of thirty days from the time the general
24 assembly next convenes. Prior to the expiration
25 of that thirty days the governor shall transmit to

Page 20

- 1 the senate for confirmation an appointment for the
2 unexpired portion of the regular term. A vacancy
3 occurring during a session of the general assembly
4 shall be filled as regular appointments are made
5 and before the end of the session and for the
6 unexpired portion of the regular term.
- 7 3. **SALARY AND EXPENSES.** The administrator shall
8 receive a salary to be fixed by the governor and
9 comptroller, and he shall be entitled to reimbursement
10 for expenses incurred in the performance of his

11 duties. The salary and reimbursements shall be
12 division expenses.

13 4. DUTIES AND POWERS. The administrator shall
14 have the powers, duties and responsibilities as
15 provided in this part, and in the Iowa Consumer
16 Credit Code, and shall have other powers, duties
17 and responsibilities as provided by law. The
18 administrator is empowered to adopt, amend and repeal,
19 pursuant to chapter seventeen A (17A) of the Code,
20 rules and regulations which he deems are necessary
21 to carry out his duties and responsibilities.

22 5. BOND AND OATH. The administrator, upon
23 appointment, shall give bond to the state, signed
24 by a responsible surety company, in the penal sum
25 of two thousand dollars, conditioned upon faithful

Page 21

1 and impartial discharge of his duties, and upon
2 proper accounting for all funds and other valuables
3 which may come into his hands. He also shall take
4 an oath of office, and the bond and oath shall be
5 approved by and filed with the director. The cost
6 of the bond shall be paid by the division as an
7 expense.

8 Sec. 9.204. *NEW SECTION. DIVISION PERSONNEL.*

9 The administrator may employ, subject to the approval
10 of the director, assistants, examiners and other
11 personnel other than attorneys necessary for the
12 proper execution of his duties and responsibilities.
13 Chapter nineteen A (19A) of the Code shall apply
14 to all division personnel except the administrator
15 and his secretary. The salary of the secretary shall
16 be fixed by the administrator with the approval of
17 the director. Division personnel shall be reimbursed
18 for actual and necessary expenses incurred in the
19 performances of their duties. All salaries and
20 reimbursements paid to division personnel, and to
21 assistant attorneys general and supporting staff
22 assigned to the division, shall be division expenses.

23 Before engaging in his duties each examiner shall
24 take an oath of office and shall give bond to the
25 state, signed by a responsible surety company, in

Page 22

1 the penal sum of two thousand dollars, conditioned
2 upon faithful and impartial discharge of his duty
3 and upon proper accounting for all funds and other
4 valuables which may come into his hands. Each bond
5 and oath shall be approved by and filed with the
6 director. The cost of bonds shall be paid by the
7 division as an expense. For the purposes of this
8 part, "examiner" means a division employee authorized
9 by the administrator to investigate or examine the
10 books, papers, records and other documents in the
11 possession of a person subject to regulation by the
12 administrator.

13 The administrator, subject to the approval of
 14 the director, shall provide and equip suitable office
 15 space for division personnel, and for assistant
 16 attorneys general and supporting staff assigned to
 17 the division.

18 Sec. 9.205. *NEW SECTION. PROHIBITED PERSONNEL*
 19 *ACTIVITIES.* Division personnel are prohibited from
 20 engaging in certain activities by section nine point
 21 one hundred seven (9.107) of this article, which
 22 provides penalties.

23 Sec. 9.206. *NEW SECTION. CONSUMER CREDIT ADVISORY*
 24 *BOARD.*

25 1. There is created a consumer credit advisory

Page 23

1 board composed of the administrator who shall be
 2 ex officio a member and chairman, and who shall have
 3 the right to vote, and six members appointed by the
 4 governor. In appointing members of the board, the
 5 governor shall seek to achieve a fair representation
 6 of the various segments of the consumer credit
 7 industry and the public, and at least two of the
 8 members shall be lay members.

9 2. The term of office of each member shall
 10 coincide with the term of office of the administrator,
 11 and each member shall retain his appointment until
 12 a successor is appointed. Vacancies shall be filled
 13 by appointment by the governor for the unexpired
 14 portion of the term. A member of the board is
 15 eligible for reappointment.

16 3. A member shall receive no salary, but shall
 17 be allowed and paid the sum of forty dollars per
 18 day for each day or part thereof during which he
 19 is engaged in the performance of his duties. A
 20 member shall also be reimbursed for actual and
 21 necessary expenses incurred in connection with his
 22 duties. The reimbursements shall be division
 23 expenses.

24 4. The board shall act with the administrator
 25 in an advisory capacity on all matters relating to

Page 24

1 consumer credit protection laws, and shall perform
 2 other duties as provided by law.

3 5. The board shall meet quarterly as the board
 4 shall specify, and shall meet at other times as the
 5 administrator deems necessary. Four members shall
 6 constitute a quorum.

7 Sec. 9.207. *NEW SECTION. CONFIDENTIALITY OF*
 8 *RECORDS.*

9 1. All reports of examinations, including copies,
 10 and all other information obtained by division
 11 personnel in the performance of their duties are
 12 confidential, and shall not be disseminated by
 13 division personnel, except as provided in this part,
 14 or as provided in article six (6) of the Iowa Consumer

15 Credit Code.

16 2. The administrator, assistants, or examiners
17 shall not be subpoenaed in any cause or proceeding,
18 except those listed below, to give testimony
19 concerning information relating specifically to the
20 supervision and regulation of any person by the
21 administrator pursuant to the laws of this state,
22 nor shall the records of the division which relate
23 specifically to the supervision and regulation of
24 any person be offered in evidence in any court or
25 subject to subpoena by any party except, where

Page 25

1 germane.

2 a. In actions or proceedings brought by a division
3 superintendent or the administrator.

4 b. In any matter in which an interested and
5 proper party seeks review of a decision of a
6 superintendent or the administrator.

7 c. In any action or proceeding which arises out
8 of the criminal provisions of the laws of this state
9 or the United States.

10 d. In any action brought as a shareholders'
11 derivative suit against a person subject to regulation
12 by the administrator.

13 e. In any action brought to recover moneys or
14 to recover upon an indemnity bond for embezzlement,
15 misappropriation or misuse of the funds of a
16 supervised financial organization or supervised loan
17 licensee, as those terms are defined in the Iowa
18 Consumer Credit Code.

19 Sec. 9.208. **NEW SECTION. EXPENSES OF THE**
20 **DIVISION.** All expenses incurred by the division
21 shall be paid from fees specifically provided by
22 the laws of this state or from appropriations. All
23 fees shall be payable to the administrator who shall
24 pay all fees and other money received by him to the
25 treasurer of state within the time required by section

Page 26

1 twelve point ten (12.10) of the Code. The treasurer
2 shall hold the funds in an account in the name of
3 the administrator for the payment of the expenses
4 of the division. The account at all times shall
5 be subject to the warrant of the state comptroller,
6 drawn upon the written request of the administrator,
7 for the payment of expenses incurred by the division.
8 The administrator may keep on hand with the treasurer
9 funds in excess of the current needs of the division
10 to the extent approved by the director. No transfers
11 shall be made from the general fund of the state
12 or any other fund for the payment of the expenses
13 of the division and no funds held by the treasurer
14 in the account of the administrator shall be
15 transferred to the general fund or any other fund,
16 except that the funds may be invested by the treasurer

17 of state, and the income derived from investment
 18 may be credited to the general fund of the state.
 19 The administrator shall account for receipts and
 20 disbursements according to the separate duties imposed
 21 upon him by the law.
 22 Sec. 9.209. The Code editor shall insert part
 23 two (2) consisting of sections nine point two hundred
 24 one (9.201) through nine point two hundred eight
 25 (9.208), into the Code as a new chapter, separate

Page 27

1 from the Iowa Consumer Credit Code, and in the order
 2 herein provided.

PART 3**DIVISION OF SUPERVISED LOAN LICENSEES**

5 Sec. 9.301. Chapter five hundred thirty-six
 6 (536), Code 1973, is amended by striking the chapter
 7 and inserting in lieu thereof the following new
 8 sections in the order provided:

9 **NEW SECTION. DEFINITIONS.** As used in this part,
 10 unless the context otherwise requires:

11 1. "Superintendent" means the superintendent
 12 of the division or his designee.

13 2. "Division" means the division of supervised
 14 loan licensees within the department.

15 3. "Department" means the department of financial
 16 institutions and consumer credit protection.

17 4. "Administrator" means the administrator of
 18 the division of consumer credit protection within
 19 the department.

20 5. "Director" means the director of the depart-
 21 ment.

22 6. "Board" means the supervised loan licensee
 23 advisory board.

24 7. "Supervised loan licensee" means a person
 25 required to obtain a license under section two point

Page 28

1 three hundred one (2.301) of the Iowa Consumer Credit
 2 Code, and does not include a supervised financial
 3 organization as defined in section one point three
 4 hundred one (1.301) of that code.

5 **NEW SECTION. DIVISION OF SUPERVISED LOAN**
 6 **LICENSEES.** There is created within the department
 7 of financial institutions and consumer credit
 8 protection the division of supervised loan licensees
 9 which shall be the office of the superintendent and
 10 shall include personnel necessary for the discharge
 11 of the duties and responsibilities imposed upon the
 12 superintendent by the laws of this state.

13 **NEW SECTION SUPERINTENDENT OF SUPERVISED LOAN**
 14 **LICENSEES.**

15 1. **APPOINTMENT.** The governor shall appoint,
 16 subject to confirmation of at least two-thirds of
 17 the members of the senate, for an irregular term
 18 ending June 30, 1977, and for each four-year period

19 thereafter, a superintendent of supervised loan
20 licensees. An appointee shall be selected solely
21 with regard to his qualifications and fitness for
22 office, and no person shall be appointed who has
23 not had at least five years experience in small loan
24 or industrial loan company management, examination
25 or supervision. The superintendent shall have his

Page 29

1 office at the seat of government.

2 2. TERM—REMOVAL—VACANCY. The regular term
3 of office of the superintendent shall be four years
4 from the first day of July of the year of his
5 appointment, subject to removal at the pleasure of
6 the governor. A vacancy in the office of
7 superintendent occurring while the general assembly
8 is not in session shall be filled by appointment
9 by the governor, which appointment shall expire at
10 the end of thirty days from the time the general
11 assembly next convenes. Prior to the expiration
12 of that thirty days the governor shall transmit to
13 the senate for confirmation an appointment for the
14 unexpired portion of the regular term. A vacancy
15 occurring during a session of the general assembly
16 shall be filled as regular appointments are made
17 and before the end of the session and for the
18 unexpired portion of the regular term.

19 3. SALARY AND EXPENSES. The superintendent shall
20 receive a salary to be fixed by the governor and
21 comptroller, and he shall be entitled to reimbursement
22 for expenses incurred in the performance of his
23 duties. The salary and reimbursements shall be
24 division expenses.

25 4. DUTIES AND POWERS. The superintendent shall

Page 30

1 have general control, supervision, and regulation
2 of all supervised loan licensees, and shall have
3 the powers, duties and responsibilities as provided
4 in this part, and in part three (3) of article two
5 (2) of the Iowa Consumer Credit Code, and other
6 powers, duties and responsibilities as the law may
7 provide. The superintendent is empowered to adopt,
8 amend and repeal, pursuant to chapter seventeen A
9 (17A) of the Code, rules and regulations which he
10 deems are necessary to carry out the provisions of
11 this part.

12 5. BOND AND OATH. The superintendent, upon
13 appointment, shall give bond to the state, signed
14 by a responsible surety company, in the penal sum
15 of two thousand dollars, conditioned upon faithful
16 and impartial discharge of his duties, and upon
17 proper accounting for all funds and other valuables
18 which may come into his hands. He also shall take
19 an oath of office, and the bond and oath shall be
20 approved by and filed with the director. The cost

21 of the bond shall be paid by the division as an
22 expense.

23 **NEW SECTION. ACCESS TO DIVISION RECORDS.**

24 1. The superintendent shall cooperate with the
25 administrator of the division of consumer credit

Page 31

1 protection, and shall assist him whenever necessary
2 to provide for the discharge of the duties of that
3 division. The superintendent may furnish or authorize
4 to be furnished, information in the records of the
5 division, and shall authorize, at the written request
6 of the administrator, that access to records or other
7 information in the possession of the division of
8 supervised loan licensees be given to appropriate
9 representatives of the administrator. The
10 superintendent shall maintain a record of all
11 authorizations given pursuant to this subsection.

12 2. All reports of examinations, including copies,
13 and all other information obtained by division
14 personnel in the performance of their duties are
15 confidential communications, and shall not be
16 disseminated by division personnel, except as provided
17 in this part.

18 3. Division personnel shall not be subpoenaed
19 in any cause or proceeding, except those listed
20 below, to give testimony concerning information
21 relating specifically to the supervision and
22 regulation of any supervised loan licensee by the
23 superintendent pursuant to the laws of this state,
24 nor shall the records of the division which relate
25 specifically to the supervision and regulation of

Page 32

1 any licensee be offered in evidence in any court
2 or subject to subpoena by any party except, where
3 germane:

4 a. In actions or proceedings brought by the
5 superintendent or the administrator.

6 b. In any matter in which an interested and
7 proper party seeks review of a decision of the
8 superintendent or administrator.

9 c. In any action or proceeding which arises out
10 of the criminal provisions of the laws of this state
11 or the United States.

12 d. In any action brought as a shareholders'
13 derivative suit against a licensee.

14 e. In any action brought to recover moneys or
15 to recover upon an indemnity bond for embezzlement,
16 misappropriation or misuse of funds of a licensee.

17 **NEW SECTION. ANNUAL REPORT OF THE SUPERINTEND-
ENT.**

18 The superintendent shall make an annual report in
19 writing to the director. A copy of the report shall
20 be furnished at cost by the superintendent to each
21 supervised loan licensee or other person upon request.

22 The annual report shall contain:

- 23 1. A summary of license applications approved
24 or denied by the superintendent since the last report.
25 2. A summary of the assets, liabilities and

Page 33

- 1 capital structure of all supervised loan licensees
2 as of December thirty-first of the year for which
3 the report is made.
4 3. A statement of the receipts and disbursements
5 of division funds during the calendar year ending
6 the preceding December thirty-first, and of the funds
7 on hand on that date.
8 4. Information which the superintendent may deem
9 appropriate and advisable to disclose.
10 5. Information which the director may require
11 to be included.
12 **NEW SECTION. DIVISION PERSONNEL.** The
13 superintendent may employ, subject to the approval
14 of the director, assistants, examiners and other
15 personnel necessary for the proper execution of his
16 duties and responsibilities. Chapter nineteen A
17 (19A) of the Code shall apply to all division person-
18 nel except the superintendent and his secretary.
19 The salary of the secretary shall be fixed by the
20 superintendent with the approval of the director.
21 Examiner's salaries shall be commensurate with those
22 for examiners of the federal deposit insurance
23 corporation in this area of the United States.
24 Division personnel shall be reimbursed for the actual
25 and necessary expenses incurred by them in the

Page 34

- 1 performance of their duties. All salaries and
2 reimbursements shall be division expenses.
3 Before engaging in his duties each examiner shall
4 take an oath of office and shall give bond to the
5 state, signed by a responsible surety company, in
6 the penal sum of two thousand dollars, conditioned
7 upon faithful and impartial discharge of his duty
8 and upon proper accounting for all funds and other
9 valuables which may come into his hands. Each bond
10 and oath shall be approved by and filed with the
11 director. The cost of bonds shall be paid by the
12 division as an expense.
13 **NEW SECTION. PROHIBITED PERSONNEL ACTIVITIES.**
14 Division personnel are prohibited from engaging in
15 certain activities by section nine point one hundred
16 seven (9.107) of article nine (9) of this Act, which
17 provides penalties.
18 **NEW SECTION. SUPERVISED LOAN LICENSEE ADVISORY**
19 **BOARD.**
20 1. There is created a supervised loan licensee
21 advisory board composed of the superintendent who
22 shall be ex officio a member and chairman, and who
23 shall have the right to vote, and six members

24 appointed by the governor, no two of which shall
25 be from the same judicial district. Each of four

Page 35

1 members of the board shall have at least five years
2 experience in small loan or industrial loan company
3 management, examination or supervision. Two members
4 of the board shall be lay members.

5 2. The term of appointment for each member shall
6 coincide with the term of office of the
7 superintendent, and each member shall retain his
8 appointment until a successor shall have been
9 appointed. Vacancies shall be filled by appoint-
10 ment by the governor for the unexpired portion of
11 the regular term.

12 3. A member shall receive no salary, but shall
13 be allowed and paid the sum of forty dollars per
14 day for each day or part thereof during which he
15 is engaged in the performance of his duties. A
16 member also shall be reimbursed for actual and
17 necessary expenses incurred in connection with his
18 duties. The per diem and reimbursements shall be
19 division expenses.

20 4. The board shall act with the superintendent
21 in an advisory capacity on all matters relating to
22 supervised loan licensee laws and shall have other
23 duties as provided by law.

24 5. The board shall meet quarterly as the board
25 shall specify, and shall meet at other times as the

Page 36

1 superintendent deems necessary. Four members shall
2 constitute a quorum.

3 **NEW SECTION. EXPENSES OF THE DIVISION.** All
4 expenses incurred by the division shall be paid from
5 fees specifically provided by the laws of this state.
6 All fees shall be payable to the superintendent who
7 shall pay all fees and other money received by him
8 to the treasurer of state within the time required
9 by section twelve point ten (12.10) of the Code.
10 The treasurer shall hold the funds in an account
11 in the name of the superintendent for the payment
12 of the expenses of the division. The account at
13 all times shall be subject to the warrant of the
14 state comptroller, drawn upon the written request
15 of the superintendent, for the payment of expenses
16 of the division. The superintendent may keep on
17 hand with the treasurer funds in excess of the current
18 needs of the division to the extent approved by the
19 director. No transfers shall be made from the general
20 fund of the state or any other fund for the payment
21 of the expenses of the division and no funds held
22 by the treasurer in the account of the superinten-
23 dent shall be transferred to the general fund or
24 any other fund, except that the funds may be invested
25 by the treasurer of state, and the income derived

Page 37

1 from investment may be credited to the general fund
2 of the state.

3 The superintendent shall account for receipts
4 and disbursements according to the separate duties
5 imposed upon him by the laws of this state.

6 **NEW SECTION. SUPERVISION AND EXAMINATION FEES.**

7 At the time of filing its annual report each
8 supervised loan licensee, except a licensee which
9 has no office physically located in this state and
10 engages in no face to face solicitation in this
11 state, shall pay to the superintendent an annual
12 filing fee, which shall be based on the assets of
13 the licensee, the actual operating costs of the
14 division, exclusive of examination expenses, and
15 the proportionate share of administrative expenses
16 in the operation of the department attributable to
17 the division as determined by the director. The
18 fee shall be established by the superintendent by
19 rule pursuant to chapter seventeen A (17A) of the
20 Code, and may not be changed more frequently than
21 annually and when changed, shall be effective on
22 January first of the year following the year in which
23 the change was adopted.

24 Sec. 9.302. The loan institution examination
25 supervisor, examiners and other staff existing within

Page 38

1 the loan institution section of the department of
2 banking are transferred to the division of supervised
3 loan licensees within the department of financial
4 institutions and consumer credit protection. The
5 Iowa merit employment commission shall promulgate
6 rules to carry out this transfer and shall arbitrate
7 and decide any written appeal made by any employee
8 concerning this transfer. No employee shall lose,
9 because of this transfer, any benefits accrued to
10 him, including but not limited to salary, retirement,
11 vacation, sick leave or longevity.

12 The state comptroller, pursuant to section eight
13 point thirty-nine (8.39) of the Code, shall determine
14 what portion of the appropriation made to the
15 department of banking will be in excess of need,
16 if any, because of the transfer of duties and
17 personnel as provided in this section, and shall
18 transfer such amounts to the account of the
19 superintendent. The comptroller also shall determine
20 what other funds or accounts, including reserves,
21 are held in the name or for the benefit of the loan
22 institution section of the department of banking
23 and shall transfer all assets and liabilities to
24 the account of the superintendent.

25 Sec. 9.303. All rules, regulations, forms, orders,

Page 39

1 and directives promulgated by the superintendent

2 of banking or the banking board pursuant to chapter
 3 five hundred thirty-six (536) of the Code, shall
 4 continue in full force and effect as rules,
 5 regulations, forms, orders and directives of the
 6 division of supervised loan licensees until amended,
 7 supplemented or repealed by affirmative action of
 8 the superintendent. Any approval, certificate of
 9 authority, or any other form of permission or license
 10 granted or issued by the superintendent of banking
 11 or the banking board pursuant to chapter five hundred
 12 thirty-six (536) of the Code, and in effect on the
 13 date of enactment of this section, shall continue
 14 to be in effect until it expires according to the
 15 terms of its issuance or until it is otherwise
 16 revoked, suspended or withdrawn as provided by law.

17 Sec. 9.304. The supervisor, examiners and other
 18 staff existing within the industrial loan division
 19 of the office of the auditor of state are transferred
 20 to the division of supervised loan licensees within
 21 the department of financial institutions and consumer
 22 credit protection. The Iowa merit employment commis-
 23 sion shall promulgate rules to carry out this transfer
 24 and shall arbitrate and decide any written appeal
 25 made by an employee concerning this transfer. No

Page 40

1 employee shall lose, because of this transfer, any
 2 benefits accrued to him, including but not limited
 3 to salary, retirement, vacation, sick leave or
 4 longevity.

5 The state comptroller, pursuant to section eight
 6 point thirty-nine (8.39) of the Code shall determine
 7 what portion of the appropriation made to the auditor
 8 of state will be in excess of need, if any, because
 9 of the transfer of duties and personnel as provided
 10 in this section, and shall transfer such amounts
 11 to the account of the superintendent. The comp-
 12 troller also shall determine what other funds or
 13 accounts, including reserves, are held in the name
 14 or for the benefit of the industrial loan division
 15 of the office of the auditor of state and shall
 16 transfer all assets and liabilities to the account
 17 of the superintendent.

18 Sec. 9.305. All rules, regulations, forms, orders
 19 and directives promulgated by the auditor of state
 20 or the supervisor pursuant to chapter five hundred
 21 thirty-six A (536A) of the Code, shall continue in
 22 full force and effect as rules, regulations, forms,
 23 orders and directives of the division of supervised
 24 loan licensees until amended, supplemented or repealed
 25 by affirmative action of the superintendent. Any

Page 41

1 approval, certificate of authority, or other form
 2 of permission or license granted or issued by the
 3 auditor, executive council or supervisor pursuant

4 to chapter five hundred thirty-six A (536A) of the
5 Code, and in effect on the date of enactment of this
6 section, shall continue to be in effect until it
7 expires according to the terms of its issuance or
8 until it is otherwise revoked, suspended or withdrawn
9 as provided by law.

10 Sec. 9.306. All existing bonds, deposits, reserves
11 or other funds established pursuant to chapters five
12 hundred thirty-six (536) and five hundred thirty-
13 six A (536A) of the Code, of which the superintendent
14 of banking, the auditor of state, or another official
15 of the state of Iowa, is the beneficiary, trustee,
16 or payee, or by which the official acquired right,
17 authority or power, shall continue in effect, and
18 all right, power, authority or benefit shall inure
19 to the superintendent who shall be, for all intents
20 and purposes, a lawful substitute for the auditor,
21 superintendent of banking, or other official. All
22 pending legal proceedings, conservatorships,
23 receiverships or other actions initiated pursuant
24 to chapter five hundred thirty-six (536) or five
25 hundred thirty-six A (536A) of the Code, shall

Page 42

1 continue and any rights, duties, or liabilities of
2 the auditor, superintendent of banking, or other
3 officials shall be rights, duties or liabilities of
4 the superintendent.

PART 4**DIVISION OF CREDIT UNIONS**

7 Sec. 9.401. Section five hundred thirty-three
8 point one (533.1), Code 1973, is amended by striking
9 unnumbered paragraph two (2) as follows:

10 [ADMINISTRATION. The superintendent of banking
11 shall be charged with the execution of the laws of
12 this state relating to credit unions.]

13 Sec. 9.402. Chapter five hundred thirty-three
14 (533), Code 1973, is amended by adding the following
15 new sections:

16 *NEW SECTION. DEFINITIONS.* As used in this part
17 unless the context otherwise requires:

- 18 1. "Superintendent" means the superintendent
- 19 of the division of credit unions or his designee.
- 20 2. "Division" means the division of credit unions
- 21 within the department.
- 22 3. "Department" means the department of financial
- 23 institutions and consumer credit protection.
- 24 4. "Administrator" means the administrator of
- 25 the division of consumer credit protection within

Page 43

1 the department.

2 5. "Board" means the credit union review board.

3 6. "Director" means the director of the
4 department.

5 *NEW SECTION. DIVISION OF CREDIT UNIONS. There*

6 is created within the department of financial
7 institutions and consumer credit protection the
8 division of credit unions which shall be the office
9 of the superintendent and shall include other
10 personnel necessary for the discharge of the duties
11 and responsibilities imposed upon the superintendent
12 by the laws of this state.

13 **NEW SECTION. SUPERINTENDENT OF CREDIT UNIONS.**

14 1. **APPOINTMENT.** The governor shall appoint,
15 subject to the approval of at least two-thirds of
16 the members of the senate, for an irregular term
17 ending June 30, 1976, and for each four-year period
18 thereafter, a superintendent of credit unions. An
19 appointee shall be selected solely with regard to
20 his qualification and fitness for office, and no
21 person shall be appointed who has not had at least
22 five years experience in credit union management,
23 examination or supervision. The superintendent shall
24 have his office at the seat of government.

25 2. **TERM—REMOVAL—VACANCY.** The regular term

Page 44

1 of office of the superintendent shall be four years
2 from the first day of July of the year of his
3 appointment, subject to removal at the pleasure of
4 the governor. A vacancy in the office of
5 superintendent occurring while the general assembly
6 is not in session shall be filled by appointment
7 by the governor, which appointment shall expire at
8 the end of thirty days from the time the general
9 assembly next convenes. Prior to the expiration
10 of that thirty days the governor shall transmit to
11 the senate for confirmation an appointment to the
12 unexpired portion of the regular term. A vacancy
13 occurring during a session of the general assembly
14 shall be filled as regular appointments are made
15 and before the end of the session and for the
16 unexpired portion of the regular term.

17 3. **SALARY AND EXPENSES.** The superintendent shall
18 receive a salary to be fixed by the governor and
19 comptroller, and he shall be reimbursed for expenses
20 incurred in the performance of his duties. The
21 salary and reimbursement shall be division expenses.

22 4. **DUTIES AND POWERS.** The superintendent shall
23 have general control, supervision, and regulation
24 of all credit unions subject to the laws of this
25 state, and shall be charged with the administration

Page 45

1 and execution of all laws relating to credit unions
2 and with other duties and responsibilities as the
3 law may provide. The superintendent is empowered
4 to adopt, amend and repeal, pursuant to chapter
5 seventeen A (17A) of the Code, rules and regulations
6 which he deems are necessary to carry out the
7 provisions of this part.

8 5. BOND AND OATH. The superintendent, upon
9 appointment, shall give bond to the state, signed
10 by a responsible surety company, in the penal sum
11 of two thousand dollars, conditioned upon faithful
12 and impartial discharge of his duties, and upon
13 proper accounting for all funds and other valuables
14 which may come into his hands. He also shall take
15 an oath of office, and the bond and oath shall be
16 approved by and filed with the director. The cost
17 of the bond shall be paid by the division as an
18 expense.

19 **NEW SECTION. ACCESS TO DIVISION RECORDS.** The
20 superintendent shall cooperate with the administrator
21 of the division of consumer credit protection, and
22 shall assist him whenever necessary to provide for
23 the discharge of the duties of that division. The
24 superintendent may furnish or authorize to be
25 furnished, information in the records of the division,

Page 46

1 and shall authorize, at the written request of the
2 administrator, that access to records or other
3 information in the possession of the division of
4 credit unions be given to appropriate representatives
5 of the administrator. The superintendent shall
6 maintain a record of all authorizations given pursuant
7 to this section.

8 **NEW SECTION. ANNUAL REPORT OF THE SUPERINTEND-
ENT.**

9 The superintendent shall make an annual report in
10 writing to the director. A copy of the report shall
11 be furnished by the superintendent at cost to each
12 credit union or other person on request. The annual
13 report shall contain:

14 1. A summary of applications approved or denied
15 by the superintendent since the last report.

16 2. A summary of the assets, liabilities and
17 capital structure of all credit unions as of December
18 thirty-first of the year for which the report is
19 made.

20 3. A statement of the receipts and disbursements
21 of the division account during the calendar year
22 ending the preceding December thirty-first, and of
23 the funds on hand on that date.

24 4. Information which the superintendent may deem
25 appropriate and advisable to disclose.

Page 47

1 5. Information which the director may require
2 to be included.

3 **NEW SECTION. DIVISION PERSONNEL.** The
4 superintendent may employ, subject to the approval
5 of the director, assistants, examiners and other
6 personnel necessary for the proper execution of his
7 duties and responsibilities. Chapter nineteen A
8 (19A) of the Code shall apply to all division per-

9 sonnel except the superintendent and his secretary.
 10 The salary of the secretary shall be fixed by the
 11 superintendent with the approval of the director.
 12 Examiners' salaries shall be commensurate with those
 13 of national credit union administration examiners
 14 having similar duties. Division personnel shall
 15 be reimbursed for the actual and necessary expenses
 16 incurred by them in the performance of their duties.
 17 All salaries and reimbursements shall be division
 18 expenses.

19 Before engaging in his duties each examiner shall
 20 take an oath of office and shall give bond to the
 21 state, signed by a responsible surety company, in
 22 the penal sum of two thousand dollars, conditioned
 23 upon faithful and impartial discharge of his duty
 24 and upon proper accounting for all funds and other
 25 valuables which may come into his hands. Each bond

Page 48

1 and oath shall be approved by and filed with the
 2 director. The cost of bonds shall be paid by the
 3 division as an expense.

4 **NEW SECTION. PROHIBITED PERSONNEL ACTIVITIES.**

5 Division personnel are prohibited from engaging in
 6 certain activities by section nine point one hundred
 7 seven (9.107) of this article, which provides
 8 penalties.

9 **NEW SECTION. CREDIT UNION REVIEW BOARD.**

10 1. There is created a credit union review board
 11 composed of the superintendent who shall be ex officio
 12 a member and chairman, and who shall have the right
 13 to vote, and six members appointed by the governor,
 14 no two of which shall be from the same judicial
 15 district. Each of four members of the board shall
 16 be a member in good standing of a credit union, and
 17 shall have at least five years experience in credit
 18 union management, examination or supervision. Two
 19 members of the board shall be lay members.

20 2. The regular term of appointment for each
 21 member shall coincide with the regular term of office
 22 of the superintendent, and each member shall retain
 23 his appointment until a successor shall have been
 24 appointed. Vacancies shall be filled by appointment
 25 by the governor for the unexpired portion of the

Page 49

1 regular term.

2 3. A member shall receive no salary, but shall
 3 be allowed and paid the sum of forty dollars per
 4 day for each day or part thereof during which he
 5 is engaged in the performance of his duties. A
 6 member also shall be reimbursed for actual and
 7 necessary expenses incurred in connection with his
 8 duties. The per diem and reimbursements shall be
 9 division expenses.

10 4. The board shall act with the superintendent

11 in an advisory capacity on all matters relating to
12 credit union laws and shall have other duties as
13 provided by law.

14 5. The board shall meet quarterly as the board
15 shall specify, and shall meet at other times as the
16 superintendent deems necessary. Four members shall
17 constitute a quorum.

18 *NEW SECTION.* EXPENSES OF THE DIVISION. All
19 expenses incurred by the division shall be paid from
20 fees specifically provided by the laws of this state.
21 All fees shall be payable to the superintendent who
22 shall pay all fees and other money received by him
23 to the treasurer of state within the time required
24 by section twelve point ten (12.10) of the Code.
25 The treasurer shall hold the funds in an account

Page 50

1 in the name of the superintendent for the payment
2 of the expenses of the division. The account at
3 all times shall be subject to the warrant of the
4 state comptroller, drawn upon the written request
5 of the superintendent, for the payment of expenses
6 of the division. The superintendent may keep on
7 hand with the treasurer of state funds in excess
8 of the current needs of the division to the extent
9 approved by the director. No transfer shall be made
10 from the general fund of the state or any other fund
11 for the payment of the expenses of the division and
12 no funds held by the treasurer of state in the account
13 of the superintendent shall be transferred to the
14 general fund or any other fund, except that the funds
15 may be invested by the treasurer of state, and the
16 income derived from investment may be credited to
17 the general fund of the state.

18 The superintendent shall account for receipts
19 and disbursements according to the separate duties
20 imposed upon him by the laws of this state.

21 Sec. 9.403. Section five hundred thirty-three
22 point six (533.6), subsection two (2), Code 1973,
23 is amended to read as follows:

24 2. a. The superintendent [of banking] shall examine
25 or cause to be examined, each credit union *whenever*

Page 51

1 *in his judgment such examination is necessary or*
2 *advisable but not less frequently than annually.*
3 Each credit union and all of its officers and agents
4 shall give to the representatives of [said] *the*
5 superintendent free access to all books, papers,
6 securities, records and other sources of information
7 under their control[, and for the purposes of such
8 examination said representatives shall have the power
9 to subpoena witnesses, administer oaths, compel the
10 giving of testimony, and require the submission
11 of documents]. A report of such examination shall
12 be forwarded to the president of [each] *the respective*

13 credit union within thirty days after the completion
 14 of the examination. Within thirty days of the receipt
 15 of such report, a meeting of the directors shall
 16 be called to consider matters contained in the report
 17 and the action taken shall be set forth in the minutes
 18 of the board. [The superintendent may furnish to
 19 the administrator or any other official of the
 20 national credit union administration any information
 21 or report relating to examinations and reports of
 22 the status of any state credit union insured by the
 23 national credit union administration.]

24 *b. The superintendent, and upon the approval*
 25 *of the superintendent any assistant or examiner,*

Page 52

1 *shall have the power to subpoena witnesses, to compel*
 2 *their attendance, to administer an oath, to examine*
 3 *any person under oath and to require the production*
 4 *of any relevant books or papers. Such examination*
 5 *may be conducted on any matter relevant to the duties*
 6 *imposed upon, or powers vested in, the superintendent*
 7 *under the provisions of this chapter. Whenever any*
 8 *person subpoenaed pursuant to section one (1) of*
 9 *this section fails to obey the terms of a subpoena,*
 10 *the superintendent may apply to the district court*
 11 *of Polk county for the enforcement of such subpoena*
 12 *or the issuance of an order compelling compliance*
 13 *as the court may direct.*

14 Sec. 9.404. Section five hundred thirty-three
 15 point six (533.6), Code 1973, is amended by strik-
 16 ing subsection four (4) and inserting in lieu thereof
 17 the following:

18 4. SUPERVISION AND EXAMINATION FEE. At the time
 19 of filing its annual report each credit union shall
 20 pay an annual filing fee, which shall be based on
 21 the assets of the credit union, the actual operating
 22 costs of the division exclusive of examination
 23 expenses, and the proportionate share of
 24 administrative expenses in the operation of the
 25 department attributable to the division as determined

Page 53

1 by the director. The fee shall be established by
 2 the superintendent by rule pursuant to chapter
 3 seventeen A (17A) of the Code, and may not be changed
 4 more frequently than annually and when changed, shall
 5 be effective on January first of the year following
 6 the year in which the change was adopted.

7 The superintendent shall assess against each
 8 credit union the actual and necessary expenses
 9 incidental to any examination made pursuant to an
 10 order under authority of this chapter. Upon
 11 completion, the examiner in charge shall render a
 12 bill for the fee, in triplicate, and shall deliver
 13 one copy to the credit union and one copy to the
 14 superintendent. Failure to pay the fee to the

15 superintendent within ten days after the date of
16 receipt of the bill shall subject the credit union
17 to an additional fee equal to five percent of the
18 amount of the fee for each day the payment is
19 delinquent.

20 Sec. 9.405. Section five hundred thirty-three
21 point six (533.6), subsection five (5), Code 1973,
22 is amended by adding the following new paragraph:

23 *NEW PARAGRAPH.* Pursuant to the examinations re-
24 quired by this section, the superintendent shall
25 investigate each credit union for compliance with

Page 54

1 the Iowa Consumer Credit Code. If there exists cause
2 to believe that a credit union has violated that
3 Act, the superintendent immediately shall notify
4 the administrator of the division of consumer credit
5 protection. The superintendent shall proceed as
6 provided in section two point three hundred three
7 (2.303) of the Iowa Consumer Credit Code, and may
8 revoke or suspend the certificate of approval of
9 a credit union, or may accept an assurance of
10 discontinuance from the credit union. A violation
11 of the Iowa Consumer Credit Code by a credit union
12 shall be a violation of this chapter and the powers
13 given to the superintendent in this subsection are
14 in addition to and cumulative with other powers of
15 the superintendent.

16 Sec. 9.406. Section five hundred thirty-three
17 point six (533.6), Code 1973, is amended by adding
18 the following new subsections:

19 *NEW SUBSECTION.* All reports of examinations,
20 including copies, and all other information obtained
21 by division personnel in the performance of their
22 duties are confidential communications, and shall
23 not be disseminated by division personnel, except
24 as provided in this part. The superintendent may
25 give information secured from or about credit unions

Page 55

1 to the credit union review board and the Iowa credit
2 union league and its affiliates, and the
3 superintendent also may provide information regarding
4 credit unions to the administrator of any share
5 insurance corporation including the national credit
6 union administration for the purpose of the
7 availability of share insurance for such credit
8 unions. However, this subsection shall not be deemed
9 to authorize the dissemination of specific information
10 about a particular account or loan of a member of
11 a credit union, except when required by another
12 regulatory agency.

13 *NEW SUBSECTION.* The superintendent, assistants,
14 or examiners shall not be subpoenaed in any cause
15 or proceeding, excepting those listed below, to give
16 testimony concerning information relating specifically

17 to the supervision and regulation of any credit union
 18 by the superintendent pursuant to the laws of this
 19 state, nor shall the records of the credit union
 20 division which relate specifically to the supervision
 21 and regulation of any credit union be offered in
 22 evidence in any court or subject to subpoena by any
 23 party except, where germane:

24 a. In actions or proceedings brought by the
 25 superintendent or the administrator of the division

Page 56

1 of consumer credit protection.
 2 b. In any matter in which an interested and
 3 proper party seeks review of a decision of the
 4 superintendent or administrator.
 5 c. In any action or proceeding which arises out
 6 of the criminal provisions of the laws of this state
 7 or the United States.
 8 d. In any action brought as a shareholders'
 9 derivative suit against a credit union.
 10 e. In any action brought to recover moneys or
 11 to recover upon an indemnity bond for embezzlement,
 12 misappropriation or misuse of credit union funds.

13 Sec. 9.407. Section five hundred thirty-three
 14 point twenty-seven (533.27), unnumbered paragraph
 15 two (2), Code 1973, is amended to read as follows:

16 For the purpose of assisting credit unions in
 17 the retention of any necessary records and files,
 18 or for the destruction of those which are obsolete
 19 or unnecessary, credit unions are authorized to
 20 destroy such records and files or classes thereof
 21 within the period of limitation of actions upon the
 22 joint recommendation of the superintendent [of banking]
 23 and [a] the credit union review board [relating to
 24 records consisting of the directors of the Iowa
 25 credit union league], and upon the promulgation of

Page 57

1 *a rule by the superintendent pursuant to chapter*
 2 *seventeen A (17A) of the Code.*

3 Sec. 9.408. The credit union examination
 4 supervisor, examiners and other staff existing within
 5 the department of banking, credit union section,
 6 are transferred to the division of credit unions
 7 within the department of financial institutions and
 8 consumer credit protection. The Iowa merit employment
 9 commission shall promulgate rules to carry out this
 10 transfer and shall arbitrate and decide any written
 11 appeal made by any employee concerning this transfer.
 12 No employee shall lose, because of this transfer,
 13 any benefits accrued to him, including but not limited
 14 to salary, retirement, vacation, sick leave or
 15 longevity.

16 The state comptroller, pursuant to section eight
 17 point thirty-nine (8.39) of the Code, shall determine
 18 what portion of the appropriation made to the

19 department of banking will be in excess of need,
20 if any, because of the transfer of duties and
21 personnel as provided in this section, and shall
22 transfer such amounts to the account of the
23 superintendent of credit unions. The comptroller
24 also shall determine what other funds or accounts,
25 including reserves, are held in the name or for the

Page 58

1 use or benefit of the existing section of credit
2 unions within the department of banking, and shall
3 transfer all assets and liabilities to the account
4 of the superintendent of credit unions.
5 Sec. 9.409. All effective rules, regulations,
6 forms, orders and directives promulgated by the
7 superintendent of banking or other authority pursuant
8 to chapter five hundred thirty-three (533) of the
9 Code shall continue in full force and effect as
10 rules, regulations, forms, orders and directives
11 of the division of credit unions until amended,
12 supplemented or repealed by affirmative action of
13 the superintendent. Any approval or certificate
14 of authority, or any other form of permission or
15 license granted or issued by the superintendent of
16 banking or other authority pursuant to chapter five
17 hundred thirty-three (533) of the Code, and in effect
18 on the date of enactment of this section, shall
19 continue to be in effect until it expires according
20 to the terms of its issuance or until it is otherwise
21 revoked, suspended or withdrawn as provided by law.
22 Sec. 9.410. All existing bonds, deposits, reserves
23 or other funds established pursuant to chapter five
24 hundred thirty-three (533) of the Code, and of which
25 the superintendent of banking is the beneficiary,

Page 59

1 trustee, or payee, or by which the superintendent
2 of banking acquired right, authority or power, shall
3 continue in effect, and all right, authority, power
4 or benefit shall inure to the superintendent who
5 for all intents and purposes shall be a lawful
6 substitute for the superintendent of banking. All
7 legal proceedings, conservatorships, receiverships
8 or other actions pending shall be continued, and
9 any rights, duties or liabilities of the
10 superintendent of banking in those actions shall
11 be rights, duties or liabilities of the
12 superintendent.
13 Sec. 9.411. Sections five hundred thirty-three
14 point one (533.1), five hundred thirty-three point
15 two (533.2), five hundred thirty-three point four
16 (533.4), subsection five (5), paragraph e, five
17 hundred thirty-three point six (533.6), subsections
18 one (1), three (3), and five (5), five hundred thirty-
19 three point eight (533.8), five hundred thirty-three
20 point seventeen (533.17), subsection two (2), five

21 hundred thirty-three point twenty (533.20),
 22 subsections one (1), two (2), three (3), four (4),
 23 and five (5), five hundred thirty-three point twenty-
 24 two (533.22), subsection three (3), five hundred
 25 thirty-three point twenty-three (533.23), five hundred

Page 60

1 thirty-three point thirty (533.30), five hundred
 2 thirty-three point thirty-four (533.34), subsections
 3 one (1) and two (2), and five hundred thirty-three
 4 point thirty-five (533.35), subsection one (1), Code
 5 1973, are amended by striking the words
 6 "superintendent of banking" wherever in those
 7 sections, subsections, or paragraphs they may appear,
 8 and inserting in lieu thereof the word
 9 "superintendent".

10

PART 5

11

DIVISION OF BANKING

12 Sec. 9.501. Section five hundred twenty-four
 13 point one hundred three (524.103), subsection twenty-
 14 one (21), Code 1973, is amended to read as follows:

15 21. "Superintendent" means the superintendent
 16 of *the division of banking* [of this state] *within the*
 17 *department.*

18 Sec. 9.502. Section five hundred twenty-four
 19 point one hundred three (524.103), Code 1973, is
 20 amended by adding the following new subsections:

21 **NEW SUBSECTION.** "Division" means the division
 22 of banking within the department.

23 **NEW SUBSECTION.** "Department" means the department
 24 of financial institutions and consumer credit
 25 protection.

Page 61

1 **NEW SUBSECTION.** "Administrator" means the
 2 administrator of the division of consumer credit
 3 protection within the department.

4 **NEW SUBSECTION.** "Director" means the director
 5 of the department.

6 Sec. 9.503. Section five hundred twenty-four
 7 point two hundred thirteen (524.213), Code 1973,
 8 is amended by adding the following new unnumbered
 9 paragraph:

10 **NEW UNNUMBERED PARAGRAPH.** The superintendent
 11 shall cooperate with the administrator of the division
 12 of consumer credit protection, and shall assist him
 13 whenever necessary to provide for the discharge of
 14 the duties of that division. The superintendent
 15 may furnish or authorize to be furnished, information
 16 in the records of the division, and shall autho-
 17 rize, at the written request of the administrator,
 18 that access to records or other information in the
 19 possession of the division of banking be given to
 20 appropriate representatives of the administrator.
 21 The superintendent shall maintain a record of all
 22 authorizations given pursuant to this subsection.

23 Sec. 9.504. Section five hundred twenty-four
24 point two hundred seventeen (524.217), Code 1973,
25 is amended by adding the new subsection:

Page 62

1 **NEW SUBSECTION.** Pursuant to the examinations
2 required by this section, the superintendent shall
3 investigate each bank for compliance with the Iowa
4 Consumer Credit Code. If there exists cause to
5 believe that a bank has violated that Act, the
6 superintendent immediately shall notify the
7 administrator of the division of consumer credit
8 protection. The superintendent shall proceed as
9 provided in section two point three hundred three
10 (2.303) of the Iowa Consumer Credit Code, and may
11 revoke or suspend the certificate of incorporation,
12 or may accept an assurance of discontinuance from
13 the bank. A violation of the Iowa Consumer Credit
14 Code shall be a violation of this chapter, and the
15 powers given to the superintendent in this subsection
16 are in addition to and cumulative with other powers
17 of the superintendent.

18 Sec. 9.505. Section five hundred twenty-four
19 point two hundred seventeen (524.217), subsection
20 three (3), Code 1973, is amended by adding the
21 following new unnumbered paragraph:

22 **NEW UNNUMBERED PARAGRAPH.** Pursuant to section
23 five hundred twenty-four point two hundred thirteen
24 (524.213) of this chapter, personnel of the division
25 of consumer credit protection may be given access

Page 63

1 to any such books, records, accounts and documents
2 in the control of the superintendent, but the
3 activities pursuant to that authorization shall not
4 be deemed an examination within the meaning of this
5 section.

6 Sec. 9.506. Section five hundred twenty-four
7 point two hundred nineteen (524.219), unnumbered
8 paragraph one (1), Code 1973, is amended to read
9 as follows:

10 A state bank, and any private bank subject to
11 examination, supervision, and regulation by the
12 superintendent, shall pay to the superintendent a
13 fee, established by the state banking board, based
14 on the assets of the state bank or private bank,
15 the time required for the examination, [and] the
16 expenses incurred in the discharge of the duties
17 imposed upon the superintendent by this chapter,
18 *and the proportionate share of the expenses of the*
19 *operation of the department as determined by the*
20 *director.* Such fee shall apply equally to all state
21 banks and private banks subject to examination, and
22 may not be changed more frequently than annually
23 and when changed, shall be effective on January first
24 of the year following the year in which the change

25 was [approved] *adopted*.

Page 64

1 Sec. 9.507. Sections five hundred twenty-four
2 point two hundred six (524.206), five hundred twenty-
3 four point two hundred seven (524.207), unnumbered
4 paragraph one (1), five hundred twenty-four point
5 two hundred eight (524.208), five hundred twenty-
6 four point two hundred nine (524.209), five hundred
7 twenty-four point two hundred ten (524.210), five
8 hundred twenty-four point two hundred fifteen
9 (524.215), unnumbered paragraphs one (1) and two
10 (2), and five hundred twenty-four point two hundred
11 seventeen (524.217), subsection six (6), Code 1973,
12 are amended by striking from the sections,
13 subsections, and paragraphs the words "department
14 of banking" wherever in those sections the words
15 appear and inserting in lieu thereof the word
16 "division".

17 Sec. 9.508. Sections five hundred twenty-four
18 point two hundred eleven (524.211), subsection four
19 (4), and five hundred twenty-four point one thousand
20 six hundred eleven (524.1611), subsections one (1)
21 and two (2), Code 1973, are amended by striking from
22 those sections and subsections the words "department
23 of banking" wherever they appear, and inserting in
24 lieu thereof the word "department".

25 **PART 6**

Page 65

1 **DIVISION OF SAVINGS AND LOAN ASSOCIATIONS**

2 Sec. 9.601. Section five hundred thirty-four
3 point two (534.2), Code 1973, is amended by striking
4 subsection two (2) and inserting in lieu thereof
5 the following:

6 2. "Superintendent" means the superintendent
7 of the division of savings and loan associations
8 or his designee.

9 Sec. 9.602. Section five hundred thirty-four
10 point two (534.2), Code 1973, is amended by adding
11 the following new subsections:

12 **NEW SUBSECTION.** "Division" means the division
13 of savings and loan associations within the
14 department.

15 **NEW SUBSECTION.** "Director" means the director
16 of the department.

17 **NEW SUBSECTION.** "Department" means the department
18 of financial institutions and consumer credit
19 protection.

20 **NEW SUBSECTION.** "Board" means the savings and
21 loan association advisory board.

22 **NEW SUBSECTION.** "Administrator" means the
23 administrator of the division of consumer credit
24 protection within the department.

25 Sec. 9.603. Chapter five hundred thirty-four

Page 66

1 (534), Code 1973, is amended by adding the following
2 new sections:

3 **NEW SECTION. DIVISION OF SAVINGS AND LOAN**

4 **ASSOCIATIONS.** There is created within the department

5 of financial institutions and consumer credit

6 protection the division of savings and loan

7 associations which shall be the office of the super-

8 intendent and shall include other personnel necessary

9 for the discharge of the duties and responsibilities

10 imposed upon the superintendent by the laws of this
11 state.

12 **NEW SECTION. SUPERINTENDENT OF SAVINGS AND LOAN**
13 **ASSOCIATIONS.**

14 1. **APPOINTMENT.** The governor shall appoint,

15 subject to the confirmation of at least two-thirds

16 of the members of the senate, for an irregular term

17 ending June 30, 1978 and for each four-year period

18 thereafter, a superintendent of savings and loan

19 associations. An appointee shall be selected solely

20 with regard to his qualifications and fitness to dis-

21 charge the duties of his office, and no person shall

22 be appointed who has not had at least five years

23 experience in savings and loan association management,

24 examination or supervision. The superintendent shall

25 have his office at the seat of government.

Page 67

1 2. **TERM—REMOVAL—VACANCY.** The regular term

2 of office of the superintendent shall be four years

3 from the first day of July of the year of his

4 appointment, subject to removal at the pleasure of

5 the governor. A vacancy in the office of

6 superintendent occurring while the general assembly

7 is not in session shall be filled by temporary

8 appointment by the governor, which appointment shall

9 expire at the end of thirty days from the time the

10 general assembly next convenes. Prior to the

11 expiration of that thirty days the governor shall

12 transmit to the senate for confirmation an appointment

13 for the unexpired portion of the regular term. A

14 vacancy occurring during a session of the general

15 assembly shall be filled as regular appointments

16 are made and before the end of the session and for

17 the unexpired portion of the regular term.

18 3. **SALARY AND EXPENSES.** The superintendent shall

19 receive a salary to be fixed by the governor and

20 comptroller and he shall be entitled to reimbursement

21 for expenses incurred in the performance of his

22 duties.

23 4. **DUTIES AND POWERS.** The superintendent shall

24 have general control, supervision and regulation

25 of all savings and loan associations subject to the

Page 68

1 laws of this state, and shall be charged with the

2 administration and execution of the laws relating
3 to savings and loan associations, and with other
4 duties and responsibilities as provided by law.
5 The superintendent shall have power to adopt, amend
6 and repeal, pursuant to chapter seventeen A (17A)
7 of the Code, rules and regulations which he deems
8 are necessary to carry out the provisions of this
9 chapter.

10 5. BOND AND OATH. The superintendent, upon
11 appointment, shall give bond to the state, signed
12 by a responsible surety company, in the penal sum
13 of two thousand dollars, conditioned upon faithful
14 and impartial discharge of his duties, and upon
15 proper accounting for all funds and other valuables
16 which may come into his hands. He also shall take
17 an oath of office, and the bond and oath shall be
18 approved by and filed with the director. The cost
19 of the bond shall be paid by the division as an
20 expense.

21 **NEW SECTION. ACCESS BY ADMINISTRATOR TO DIVISION**
22 **RECORDS.** The superintendent shall cooperate with
23 the administrator of the division of consumer credit
24 affairs, and shall assist him whenever necessary
25 to provide for the discharge of the duties of that

Page 69

1 division. The superintendent may furnish or authorize
2 to be furnished, information in the records of the
3 division, and shall authorize, at the written request
4 of the administrator, that access to records or other
5 information in the possession of the division of
6 savings and loan associations be given to appropriate
7 representatives of the administrator. The
8 superintendent shall maintain a record of all
9 authorizations given pursuant to this subsection.

10 **NEW SECTION. SAVINGS AND LOAN ASSOCIATION AD-**
11 **VISORY.**

BOARD.

12 1. There is created a savings and loan association
13 advisory board composed of the superintendent who
14 shall be a member ex officio and chairman, and who
15 shall have the right to vote, and six members
16 appointed by the governor, no two of which shall
17 be from the same judicial district. Each of four
18 members of the board shall have at least five years
19 experience in savings and loan association management,
20 examination or supervision. Two members of the board
21 shall be lay members.

22 2. The regular term of appointment for each
23 member shall coincide with the regular term of office
24 of the superintendent, and each member shall retain
25 his appointment until a successor shall have been

Page 70

1 appointed. Vacancies shall be filled by appointment
2 by the governor for the unexpired portion of the

3 regular term.

4 3. A member shall receive no salary, but shall
5 be allowed and paid the sum of forty dollars per
6 day for each day or part thereof during which he
7 is engaged in the performance of his duties. A
8 member also shall be reimbursed for actual and
9 necessary expenses incurred in connection with his
10 duties. The per diem and reimbursements shall be
11 division expenses.

12 4. The board shall act with the superintendent
13 in an advisory capacity on all matters relating to
14 savings and loan association laws and shall perform
15 other duties specifically provided by law.

16 5. The board shall meet quarterly as the board
17 shall specify, and shall meet at other times as the
18 superintendent deems necessary. Four members shall
19 constitute a quorum.

20 *NEW SECTION.* DIVISION PERSONNEL. The
21 superintendent may employ, subject to the approval
22 of the director, examiners, assistants and other
23 personnel necessary for the execution of the duties
24 and obligations imposed upon him. Chapter nineteen
25 A (19A) of the Code shall apply to all division

Page 71

1 personnel except the superintendent and his secretary.
2 The salary of the secretary shall be fixed by the
3 superintendent with the approval of the director.
4 Examiners' salaries shall be commensurate with those
5 for examiners of the federal savings and loan
6 insurance corporation in this area of the United
7 States. Division personnel shall be reimbursed for
8 the actual and necessary expenses incurred by them
9 in the performance of their duties.

10 Before engaging in his duties each examiner shall
11 take an oath of office and shall give bond to the
12 state, signed by a responsible surety company, in
13 the penal sum of two thousand dollars, conditioned
14 upon faithful and impartial discharge of his duties
15 and upon proper accounting for all funds and other
16 valuables which may come into his hands. The bond
17 and oath shall be approved by and filed with the
18 director. The cost of bonds shall be paid by the
19 division as an expense.

20 *NEW SECTION.* PROHIBITED PERSONNEL ACTIVITIES.
21 Division personnel are prohibited from engaging in
22 certain activities by section nine point one hundred
23 seven (9.107) of this article, which provides
24 penalties.

25 *NEW SECTION.* EXPENSES OF THE DIVISION. All

Page 72

1 expenses incurred by the division shall be paid from
2 fees specifically provided by the laws of this state.
3 The superintendent shall pay all fees and other money
4 received by him to the treasurer of state within

5 the time required by section twelve point ten (12.10)
 6 of the Code. The treasurer of state shall hold the
 7 funds in an account in the name of the superinten-
 8 dent for the payment of the expenses of the division.
 9 The account shall be subject at all times to the
 10 warrant of the state comptroller, drawn upon the
 11 written request of the superintendent for the payment
 12 of expenses of the division. The superintendent
 13 may keep on hand with the treasurer of state funds
 14 in excess of the current needs of his office to the
 15 extent approved by the director. No transfers shall
 16 be made from the general fund of the state or any
 17 other fund for the payment of the expenses of the
 18 division and no funds held by the treasurer of state
 19 in the account of the superintendent shall be
 20 transferred to the general fund or any other fund,
 21 except that the funds may be invested by the treasurer
 22 of state and the income derived from investment may
 23 be credited to the general fund of the state.
 24 The superintendent shall account for receipts
 25 and disbursements according to the duties imposed

Page 73

1 upon him by the laws of this state.
 2 Sec. 9.604. Section five hundred thirty-four
 3 point three (534.3), subsection one (1), Code 1973,
 4 is amended to read as follows:
 5 1. PETITION FOR CERTIFICATE OF INCORPORATION.
 6 At any time hereafter any five or more individuals
 7 (hereinafter referred to as the "incorporators"),
 8 *who are* citizens of this state may form an association
 9 to promote thrift and home financing, subject to
 10 approval as hereinafter provided in this chapter
 11 by signing and acknowledging, before an officer
 12 competent to take acknowledgments of deeds, two
 13 copies of a petition for a certificate of
 14 incorporation in the form prescribed by the [savings
 15 and loan supervisor] *superintendent*, and of the bylaws
 16 in a form approved by the [savings and loan supervisor]
 17 *superintendent*, which shall be filed with the [savings
 18 and loan supervisor in the office of the auditor
 19 of state] *superintendent* and accompanied by an
 20 incorporation fee.
 21 Sec. 9.605. Section five hundred thirty-four
 22 point three (534.3), subsection three (3), paragraph
 23 a, Code 1973, is amended to read as follows:
 24 a. The proposed articles of incorporation for
 25 any proposed new association, together with proposed

Page 74

1 bylaws, shall be [presented to] *filed with* the [auditor
 2 of state] *superintendent* and by him submitted to the
 3 state executive council and if it finds that they
 4 are in conformity with the law and based upon a plan
 5 equitable in all respects to its members, and further
 6 finds from the best sources at its command and from

7 such investigation as it may deem necessary, that
8 the proposed incorporators are persons of good
9 character, ability and responsibility[;], that a
10 reasonable necessity exists for such new institution
11 in the community to be served[;], that it can be
12 established and operated without undue injury to
13 existing local thrift and home financing institutions
14 and that the proposed name of such institution is
15 not similar to that of any other association operating
16 in the same community and is not misleading or
17 deceitful, the executive council shall attach thereto
18 its certificate of approval and enter its approval
19 of record, and thereupon such articles of
20 incorporation shall be recorded in the office of
21 the secretary of state and in the office of the
22 recorder of the county in which the association's
23 principal place of business is to be situated and
24 then *shall* be filed [in the office of the auditor
25 of state] *with the superintendent* who shall at that

Page 75

1 time issue a certificate authorizing the association
2 to transact business as a building and loan or savings
3 and loan association.
4 Sec. 9.606. Section five hundred thirty-four
5 point four (534.4), subsection one (1), paragraph
6 d, and unnumbered paragraphs two (2) and three (3),
7 Code 1973, are amended to read as follows:
8 d. In cities having more than one hundred thousand
9 population, the minimum paid-in savings liability
10 shall be two hundred thousand dollars.
11 The population of any such city shall be determined
12 by the [said supervisor] *superintendent* in accordance
13 with the latest federal decennial census.
14 The treasurer of the incorporators committee shall
15 file with the [said supervisor] *superintendent* a
16 fidelity bond, signed by [himself] *the treasurer*, and
17 an authorized surety company acceptable to the
18 [supervisor] *superintendent*, in a penal sum at least
19 equal to the required paid-in savings liability and
20 expense fund as hereinbefore required, payable to
21 the [supervisor of building and loan associations]
22 *superintendent*. Such bond shall assure the
23 safekeeping and delivery to the association, after
24 issuance of a certificate of incorporation, and after
25 the association's authorized officers have filed

Page 76

1 the required bonds of all of such required paid-in
2 savings liability and expense fund, or in the event
3 of failure to complete organization, such bond shall
4 assure the return to the persons providing such paid-
5 in savings liability and expense funds of the amounts
6 contributed thereto by them, less any necessary cost
7 and expenses.
8 Sec. 9.607. Section five hundred thirty-four

9 point five (534.5), subsection one (1), Code 1973,
10 is amended to read as follows:

11 1. EXCLUSIVENESS OF ACCESS. Every member shall
12 have the right to inspect such books and records
13 of an association as pertain to his loan or savings
14 investment. Otherwise, the right of inspection and
15 examination of the books and records shall be limited
16 (a) to the [supervisor or his duly authorized
17 representative] *superintendent or his designee* as
18 provided in this chapter, (b) *to the administrator,*
19 *pursuant to part one (1) of article six (6) of the*
20 *Iowa Consumer Credit Code,* [(b)] (c) to persons duly
21 authorized to act for the association, and [(c)] (d)
22 to any federal instrumentality or agency authorized
23 to inspect or examine the books and records of an
24 insured association or of an uninsured member by
25 the federal home loan bank. The accounts and loans

Page 77

1 of members shall be kept confidential by the
2 association[,] *and* its directors, officers and
3 employees, and by the [supervisor] *superintendent,*
4 his examiners and representatives, and no member
5 or any other person shall have access to the books
6 and records or shall possess a partial or complete
7 list of the members except upon express action and
8 authority of the board of directors, *or except as*
9 *permitted by this chapter.*

10 Sec. 9.608. Section five hundred thirty-four
11 point thirty-eight (534.38), Code 1973, is amended
12 to read as follows:

13 534.38 APPROVAL BY MEMBERS. Such plan shall
14 be submitted to the members of both associations,
15 either at the regular meeting or at special meetings
16 called for that purpose, and if approved by a vote
17 of fifty-one percent of the members of each asso-
18 ciation, voted in person or by proxy at said meeting,
19 the same shall then be filed [in the office of the
20 auditor of state] *with the superintendent,* who shall
21 issue a certificate authorizing the consolidation.

22 Sec. 9.609. Section five hundred thirty-four
23 point forty-one (534.41), Code 1973, is amended by
24 striking subsections one (1) and two (2).

25 Sec. 9.610. Section five hundred thirty-four

Page 78

1 point forty-one (534.41), subsection four (4), Code
2 1973, is amended by adding the following new
3 unnumbered paragraph:

4 *NEW UNNUMBERED PARAGRAPH.* The superintendent
5 may authorize that particular personnel of the
6 division of consumer credit protection have access
7 to any such books, records, accounts and documents
8 in the control of the superintendent for the purpose
9 of carrying out the duties of that division, but
10 the activities pursuant to that authorization shall

11 not be deemed an examination within the meaning of
12 this section.

13 Sec. 9.611. Section five hundred thirty-four
14 point forty-one (534.41), Code 1973, is amended by
15 striking subsection five (5).

16 Sec. 9.612. Section five hundred thirty-four
17 point forty-one (534.41), subsection six (6), Code
18 1973, is amended to read as follows:

19 6. RECORD REQUIRED—*CONFIDENTIALITY*.

20 a. A record of such examination shall be kept
21 [in the auditor's office] *by the superintendent*, showing
22 in detail as to each association all matters connected
23 with the conduct of the business, its financial
24 standing and everything touching its solvency, plan
25 of business and integrity.

Page 79

1 b. Such examinations and reports, and other
2 information connected therewith, shall be kept
3 confidential [in the office of the auditor of state
4 and the supervisor of savings and loan associations]
5 *by the superintendent*, and shall not be subject to
6 publication or disclosure to others except as in
7 this chapter provided. However, any evidence of
8 felonious acts on the part of the officers, directors
9 or employees of such association may be referred
10 by the [office of the auditor of state] *superintendent*
11 to proper authorities. Members of such associations,
12 other than their officers and directors, shall not
13 be entitled to inspection of any such records or
14 information, and shall not be entitled to any
15 information relative to the names of the members
16 of any association, or the amounts invested by them,
17 as disclosed in the [auditor's office] *records of the*
18 *division*, or in the records of any such association.

19 c. *Division personnel shall not be subpoenaed*
20 *in any cause or proceeding, except those listed*
21 *below, to give testimony concerning information*
22 *relating specifically to the supervision and*
23 *regulation of any savings and loan association by*
24 *the superintendent pursuant to the laws of this*
25 *state, nor shall the records of the division which*

Page 80

1 *relate specifically to the supervision and regulation*
2 *of any savings and loan association be offered in*
3 *evidence in any court or subject to subpoena by any*
4 *party except when germane:*

5 (1) *In actions or proceedings brought by the*
6 *superintendent or the administrator of the division*
7 *of consumer credit protection.*

8 (2) *In any matter in which an interested and*
9 *proper party seeks review of a decision of the*
10 *superintendent or administrator.*

11 (3) *In any action or proceeding which arises*
12 *out of the criminal provisions of the laws of this*

13 *state or the United States.*

14 (4) *In any action brought as a shareholders'*
15 *derivative suit against a savings and loan*
16 *association.*

17 (5) *In any action brought to recover moneys or*
18 *to recover upon an indemnity bond for embezzlement,*
19 *misappropriation or misuse of association funds.*

20 Sec. 9.613. Section five hundred thirty-four
21 point forty-one (534.41), Code 1973, is amended by
22 adding the following new subsection:

23 **NEW SUBSECTION.** Pursuant to the examinations
24 required by this section, the superintendent shall
25 investigate each association for compliance with

Page 81

1 the Iowa Consumer Credit Code. If there exists cause
2 to believe that an association has violated that
3 act, the superintendent immediately shall notify
4 the administrator of the division of consumer credit
5 protection. The superintendent shall proceed as
6 provided in section two point three hundred three
7 (2.303) of the Iowa Consumer Credit Code, and may
8 revoke, or suspend the certificate of authority,
9 or may accept an assurance of discontinuance from
10 the association. A violation of the Iowa Consumer
11 Credit Code shall be a violation of this chapter,
12 and the powers given to the superintendent in this
13 subsection are in addition to and cumulative with
14 other powers of the superintendent.

15 Sec. 9.614. Section five hundred thirty-four
16 point sixty-one (534.61), Code 1973, is amended to
17 read as follows:

18 534.61 FEES.

19 1. PAYABLE TO [STATE AUDITOR] *SUPERINTENDENT.*
20 Associations shall pay fees by delivering to the
21 [supervisor] *superintendent* a check payable to the
22 [state auditor] *superintendent.*

23 2. INCORPORATION FEE. Simultaneously with the
24 filing with the [supervisor] *superintendent* of a
25 certificate of incorporation, the corporation shall

Page 82

1 pay an incorporation fee of one hundred dollars.

2 3. CHANGE OF LOCATION OR CHANGE OF NAME. There
3 shall accompany each application [to the supervisor]
4 for leave to change the location of the home office
5 or to change the name of the association a fee of
6 fifty dollars.

7 4. SUPERVISION AND EXAMINATION FEE. At the time
8 of filing its annual report each association shall
9 pay [to the auditor of state,] an annual filing fee,
10 [of fifty dollars. The supervisor may assess against
11 any association the actual and necessary expenses
12 incidental to any examinations, or to supervision,
13 or to any special audit made pursuant to an order
14 of the supervisor acting under authority of this

15 chapter.] which shall be based on the assets of the
 16 association, the actual operating costs of the
 17 division exclusive of examination expenses, and the
 18 proportionate share of administrative expenses in
 19 the operation of the department attributable to the
 20 division as determined by the director. The fee
 21 shall be established by the superintendent by rule
 22 pursuant to chapter seventeen A (17A) of the Code,
 23 and may not be changed more frequently than annually
 24 and when changed, shall be effective on January first
 25 of the year following the year in which the change

Page 83

1 was approved.

2 The superintendent shall assess against each
 3 association the actual and necessary expenses
 4 incidental to any examination made pursuant to an
 5 order under authority of this chapter. Upon
 6 completion, the examiner in charge shall render a
 7 bill for the fee, in triplicate, and shall deliver
 8 one copy to the association and one copy to the
 9 superintendent. Failure to pay the fee to the
 10 superintendent within ten days after the date of
 11 receipt of the bill shall subject the association
 12 to an additional fee equal to five percent of the
 13 amount of the fee for each day the payment is
 14 delinquent.

15 5. MERGER FEE. At the time of filing [with the
 16 supervisor] any merger agreement, the association
 17 proposing to so merge shall submit therewith a fee
 18 of one hundred fifty dollars, which fee shall be
 19 paid in equal parts by the associations parties to
 20 the proposed merger.

21 6. FOR REORGANIZATION, TRANSFER OF ASSETS, AND
 22 DISSOLUTION. There shall accompany every proposed
 23 plan of reorganization, every proposal for the
 24 transfer of assets in bulk, and every certificate
 25 of dissolution, [filed with the supervisor for

Page 84

1 approval,] a fee of fifty dollars.

2 7. FOR APPROVAL OF [SUPERVISOR] SUPERINTENDENT.

3 The [supervisor] superintendent is authorized, in his
 4 discretion, to charge a fee of not exceeding ten
 5 dollars upon each application for his approval, as
 6 provided by this chapter.

7 Sec. 9.615. Section five hundred thirty-four
 8 point sixty-six (534.66), subsection six (6), Code
 9 1973, is amended to read as follows:

10 6. APPROVAL—CERTIFICATE OF AUTHORITY. If the
 11 executive council approves the plan or method of
 12 business of any such [building] savings and loan
 13 association, it shall endorse its approval upon the
 14 statement of the resources and liabilities and plan
 15 of business presented to it, and such statement shall
 16 thereupon be filed [in the office of the auditor of

17 state] *with the superintendent*, who shall issue a
 18 certificate to such [building] *savings* and loan
 19 association to transact business within the state,
 20 if such association has deposited with him the
 21 mortgages and securities required by the other
 22 provisions of this chapter.

23 Sec. 9.616. The supervisor, examiners and other
 24 staff existing within the savings and loan division
 25 of the office of the auditor of state are transferred

Page 85

1 to the division of savings and loan associations
 2 within the department of financial institutions and
 3 consumer credit protection. The Iowa merit employment
 4 commission shall promulgate rules to carry out this
 5 transfer and shall arbitrate and decide any written
 6 appeal made by any employee concerning this transfer.
 7 No employee shall lose, because of this transfer,
 8 any benefits he may have accrued, including but not
 9 limited to salary, retirement, vacation, sick leave
 10 or longevity.

11 The state comptroller, pursuant to section eight
 12 point thirty-nine (8.39) of the Code, shall determine
 13 what portion of the appropriation made to the auditor
 14 of state will be in excess of need, if any, because
 15 of the transfer of duties and personnel as provided
 16 in this section, and shall transfer such amounts
 17 to the account of the superintendent. The comptroller
 18 also shall determine what other funds or accounts,
 19 including reserves, are held in the name or for the
 20 benefit of the division of savings and loans, and
 21 shall transfer all assets and liabilities to the
 22 account of the superintendent.

23 Sec. 9.617. All rules, regulations, forms, orders
 24 and directives promulgated by the auditor of state
 25 or the supervisor of savings and loan associations

Page 86

1 pursuant to chapter five hundred thirty-four (534)
 2 of the Code, shall continue in full force and effect
 3 as rules, regulations, forms, orders and directives
 4 of the division of savings and loan associations
 5 until amended, supplemented or repealed by affirmative
 6 action of the superintendent. Any approval,
 7 certificate of authority, or other form of permission
 8 or license granted or issued by the auditor, executive
 9 council or supervisor pursuant to chapter five hun-
 10 dred thirty-four (534) of the Code, and in effect
 11 on the date of enactment of this section, shall
 12 continue to be in effect until it expires according
 13 to the terms of its issuance or until it is otherwise
 14 revoked, suspended or withdrawn as provided by law.

15 Sec. 9.618. All existing bonds, deposits, reserves
 16 or other funds established pursuant to chapter five
 17 hundred thirty-four (534) of the Code, of which the
 18 auditor of state or the supervisor of savings and

19 loan associations is the beneficiary, trustee, or
20 payee, or by which the auditor or the supervisor
21 acquired right, authority or power, shall continue
22 in effect, and all right, authority, power or benefit
23 shall inure to the superintendent who shall be for
24 all intents and purposes a lawful substitute for
25 the auditor or supervisor. All pending legal

Page 87

1 proceedings, conservatorships, receiverships or
2 other actions initiated pursuant to chapter five
3 hundred thirty-four (534) of the Code, shall be
4 continued and any rights, duties or liabilities of
5 the auditor or supervisor in those actions shall
6 be rights, duties or liabilities of the
7 superintendent.

8 Sec. 9.619. Sections five hundred thirty-four
9 point two (534.2), subsections two (2) and nineteen
10 (19), five hundred thirty-four point three (534.3),
11 subsection one (1), five hundred thirty-four point
12 three (534.3), subsection three (3), paragraph c,
13 five hundred thirty-four point five (534.5),
14 subsection two (2), five hundred thirty-four point
15 six (534.6), five hundred thirty-four point seventeen
16 (534.17), subsection two (2), unnumbered paragraph
17 two (2), five hundred thirty-four point eighteen
18 (534.18), five hundred thirty-four point nineteen
19 (534.19), subsection seven (7), unnumbered paragraph
20 one (1), five hundred thirty-four point nineteen
21 (534.19), subsections nine (9), thirteen (13), fifteen
22 (15), and subsection eighteen (18), unnumbered para-
23 graphs one (1) and two (2), five hundred thirty-four
24 point twenty (534.20), unnumbered paragraph two (2),
25 five hundred thirty-four point twenty-one (534.21),

Page 88

1 subsections one (1) and four (4), five hundred thirty-
2 four point twenty-four (534.24), subsections one
3 (1) and two (2), five hundred thirty-four point
4 thirty-two (534.32), five hundred thirty-four point
5 thirty-four (534.34), five hundred thirty-four point
6 forty-one (534.41), five hundred thirty-four point
7 forty-two (534.42), five hundred thirty-four point
8 forty-six (534.46), and five hundred thirty-four
9 point sixty-eight (534.68), Code 1973, are amended
10 by striking the words "savings and loan supervisor",
11 "supervisor", "supervisor of savings and loan
12 associations", and "supervisor of state chartered
13 associations" wherever they may appear in those
14 sections, subsections, and paragraphs, and inserting
15 in lieu thereof the word "superintendent".

16 Sec. 9.620. Sections five hundred thirty-four
17 point three (534.3), subsection three (3), paragraph
18 b, five hundred thirty-four point seven (534.7),
19 subsections one (1) and two (2), five hundred thirty-
20 four point twenty-nine (534.29), five hundred thirty-

21 four point thirty (534.30), five hundred thirty-four
 22 point forty-one (534.41), five hundred thirty-four
 23 point forty-seven (534.47), five hundred thirty-four
 24 point forty-nine (534.49), five hundred thirty-four
 25 point fifty-one (534.51), subsections one (1) and

Page 89

1 two (2), five hundred thirty-four point fifty-two
 2 (534.52), five hundred thirty-four point fifty-three
 3 (534.53), five hundred thirty-four point fifty-four
 4 (534.54), five hundred thirty-four point fifty-five
 5 (534.55), five hundred thirty-four point fifty-six
 6 (534.56), five hundred thirty-four point fifty-eight
 7 (534.58), five hundred thirty-four point sixty
 8 (534.60), five hundred thirty-four point sixty-two
 9 (534.62), five hundred thirty-four point sixty-three
 10 (534.63), and five hundred thirty-four point sixty-
 11 six (534.66), Code 1973, are amended by striking
 12 the words "auditor", "state auditor", "auditor of
 13 state", "auditor of this state", and "auditor of
 14 the state" wherever they may appear in those sections,
 15 subsections, and paragraphs, and inserting in lieu
 16 thereof the word "superintendent".
 17 Sec. 9.621. The Code Editor is authorized to
 18 renumber existing Code sections and subsections
 19 wherever necessary to facilitate these amendments.

PART 7

CONFORMING AMENDMENTS

21 Sec. 9.701. Chapter thirteen (13), Code 1973,
 22 is amended by adding the following new section:
 23 *NEW SECTION.* ASSISTANT FOR CONSUMER CREDIT
 24 PROTECTION. The attorney general initially shall
 25

Page 90

1 appoint one assistant attorney general to the staff
 2 of consumer credit protection division of the
 3 department of financial institutions and consumer
 4 credit protection. The attorney general may appoint
 5 additional assistants to this division when necessary.
 6 The salary and expenses of these assistant attorneys
 7 general shall be charged to this division as expenses.
 8 4. Page 1, by striking lines 24 and 25.
 9 5. Page 1A, by striking lines 1 through 4.
 10 6. Page 8, by striking lines 24 and 25.
 11 7. Pages 9, 10, 11, 12, 13, 14, 15, 16, 17, 18,
 12 19, 20, 21 and 22, by striking lines 1 through 25.
 13 8. Page 23, by striking lines 1 through 5.
 14 9. Page 23, by inserting before line 6 the fol-
 15 lowing:
 16 Sec. Chapter five hundred thirty-six A
 17 (536A), Code 1973, is repealed.
 18 10. Page 23, line 11, by striking the figures
 19 "536A".
 20 11. By renumbering section numbers of the bill
 21 provided in the amendment in conformity with this
 22 amendment, renumbering paragraphs of the amendment

23 and correcting internal references as necessary.
 24 12. Page 25, by inserting after line 22 the
 25 following:

Page 91

1 Page 1, by inserting after line 2 the
 2 following:
 3 "establishing the department of financial affairs
 4 and consumer credit protection containing the di-
 5 visions of banking, savings and loans, supervised
 6 loan licensees, credit unions, and consumer credit
 7 protection to facilitate enforcement of the Iowa
 8 Consumer Credit Code."

On the question "Shall amendment S—2937 to division S—2922C of the committee amendment be adopted?" (S.F. 1405) the vote was:

Rule 24 was invoked.

Ayes, 17:

Blouin	Hansen	Nolin	Riley
DeKoster	Hill	Orr	Robinson
Doderer	Milligan	Palmer	Shaw
Gluba	Murray	Priebe	Willits
Griffin			

Nays, 28:

Andersen	Hultman	Miller of	Rodgers
Bergman	Junkins	Marshall	Schwengels
Briles	Kelly	Nystrom	Scott
Burroughs	Kennedy	Plymat	Taylor
Coleman	Kinley	Potter	Tieden
Gallagher	Lamborn	Rabedeaux	Van Gilst
Glenn	McCartney	Ramsey	Winkelman
Heying			

Absent or not voting, 5:

Curtis	Miller of	Schaben	Shaff
	Des Moines	Schwieger	

Amendment S—2937 to division S—2922C of the committee amendment lost.

Senator Gluba offered amendment S—2939 to division S—2922C of the committee amendment by Senators Gluba, et al., moved its adoption and requested a roll call:

S—2939

1 Amend the commerce committee amendment S—2922,
 2 to Senate File 1405, as follows:
 3 1. Page 1, by inserting after line 4, the
 4 following:
 5 Page 32, by striking lines 30 through 35,
 6 and inserting in lieu thereof the words "States for
 7 similar lenders."
 8 Page 33, by striking lines 1 through 3.

- 9 2. Page 6, by striking lines 11 through 25.
 10 3. Page 8, by striking lines 11 through 13 and
 11 inserting in lieu thereof the words "out in section
 12 534.21 hereof. Such loans shall be amortized to mature in not"
 13 3. By renumbering sections in conformity with
 14 this amendment.

On the question "Shall amendment S—2939 to division S—2922C of the committee amendment be adopted?" (S.F. 1405) the vote was:

Ayes, 19:

Blouin	Hill	Murray	Rodgers
Doderer	Kennedy	Orr	Schaben
Gallagher	Kinley	Palmer	Scott
Glenn	Miller of	Priebe	Willits
Gluba	Des Moines	Robinson	
Heying			

Nays, 26:

Andersen	Hansen	Miller of	Ramsey
Bergman	Hultman	Marshall	Riley
Briles	Junkins	Nolin	Schwengels
Burroughs	Kelly	Nystrom	Taylor
Coleman	Lamborn	Plymat	Tieden
DeKoster	McCartney	Potter	Van Gilst
Griffin		Rabedeaux	Winkelman

Voting present, 1:

Milligan

Absent or not voting, 4:

Curtis	Schwieger	Shaff	Shaw
--------	-----------	-------	------

Amendment S—2939 to division S—2922C of the committee amendment lost.

Senator McCartney offered amendment S—2948 to division S—2922C of the committee amendment and moved its adoption:
 S—2948

- 1 Amend commerce committee amendment S—2922, to
 2 Senate File 1405 as follows:
 3 1. Page 1, by inserting after line 23, the follow-
 4 ing:
 5 Page 96, lines 30 and 31, by striking the
 6 words "Except as provided in subsections four (4) and
 7 five (5) of this section, a" and inserting in lieu
 8 thereof the word "A".
 9 2. Page 19, by inserting after line 7 the follow-
 10 ing:
 11 Sec. Section five hundred thirty-six A
 12 point twenty-three (536A.23), Code 1973, is amended
 13 by adding the following new subsection:
 14 *NEW SUBSECTION.* Industrial loan companies
 15 licensed under the provisions of this chapter may
 16 purchase notes, contracts, mortgages, accounts,

17 receivables, leases and securities of a type and kind
18 authorized by the auditor.

Amendment S—2948 to division S—2922C of the committee amendment was adopted.

Senator Gluba offered amendment S—2952 to division S—2922C of the committee amendment and moved its adoption:

S—2952

- 1 Amend the commerce committee amendment S—2922,
- 2 to pages 112 and 113 of Senate File 1405, as follows:
- 3 1. Page 3, line 20, strike the words "not more
- 4 than four" and insert in lieu thereof the words
- 5 "more than two".
- 6 2. Page 3, strike lines 24 and 25, and page 4,
- 7 strike lines 1 through 8.

Amendment S—2952 to division S—2922C of the committee amendment was adopted.

Senator Hultman offered amendment S—2943 to division S—2922C of the committee amendment by Senators Hultman and Rabedeaux:

S—2943

- 1 Amend the committee on commerce amendment S—2922, to
- 2 page 27 of Senate File 1405, as follows:
- 3 1. Page 8, by adding the following section after
- 4 line 23:
- 5 Sec. Section five hundred thirty-five
- 6 point two (535.2), subsection one (1), unnumbered
- 7 paragraph one (1), Code 1973, as amended by Acts of
- 8 the Sixty-fifth General Assembly, 1973 Session, chap-
- 9 ter two hundred seventy-three (273), section three
- 10 (3), is amended to read as follows:
- 11 1. Except as provided in subsection two (2)
- 12 hereof, the rate of interest shall be five cents on
- 13 the hundred by the year in the following cases, unless
- 14 the parties shall agree in writing for the payment of
- 15 interest not exceeding [nine] *ten* cents on the hundred
- 16 by the year, *except that for any contract in existence*
- 17 *prior to July 1, 1974 the lawful rate of interest*
- 18 *shall not exceed nine cents on the hundred by the*
- 19 *year:*
- 20 2. By renumbering the remaining sections.

Senator Taylor took the chair at 6:00 p.m.

Senator Willits raised the point of order that amendment S—2943 to division S—2922C of the committee amendment was not germane to the bill.

The Chair ruled the point not well taken and amendment S—2943 to division S—2922C of the committee amendment in order.

President Neu took the chair at 6:10 p.m.

Senator Hultman moved the adoption of amendment S—2943 to division S—2922C of the committee amendment and requested a roll call.

On the question “Shall amendment S—2943 to division S—2922C of the committee amendment be adopted?” (S.F. 1405) the vote was:

Ayes, 17:

Andersen	Griffin	Miller of	Potter
Bergman	Hultman	Marshall	Rabedeaux
Briles	Kelly	Nolin	Shaw
Burroughs	Lamborn	Nystrom	Taylor
DeKoster	McCartney		

Nays, 32:

Blouin	Hill	Palmer	Schwengels
Coleman	Junkins	Plymat	Schwieger
Curtis	Kennedy	Priebe	Scott
Doderer	Kinley	Ramsey	Shaff
Gallagher	Miller of	Riley	Tieden
Glenn	Des Moines	Robinson	Van Gilst
Gluba	Murray	Rodgers	Willits
Hansen	Orr	Schaben	Winkelman
Heying			

Voting present, 1:

Milligan

Amendment S—2943 to division S—2922C of the committee amendment lost.

Senator Glenn offered amendment S—2957 to division S—2922C of the committee amendment, moved its adoption and requested a roll call:

S—2957

- 1 Amend the commerce committee amendment S—2922, to page
- 2 27 of Senate File 1405, as follows:
- 3 1. Page 11, by striking lines 9 through 22 and
- 4 inserting in lieu thereof the following:
- 5 “thirteen (536.13), Code 1973, is amended by striking
- 6 subsections one (1), two (2), three (3), four (4),
- 7 and five (5) and inserting in lieu thereof the follow-
- 8 ing new subsection:
- 9 *NEW SUBSECTION.* The maximum rate of interest or
- 10 charges upon loans in the amount or of the value of
- 11 one thousand dollars or less shall be two and one-
- 12 half percent per month on any part of the unpaid
- 13 principal balance of the loan not exceeding one
- 14 hundred fifty dollars and one and one-half percent
- 15 per month on any part of the loan in excess of one
- 16 hundred fifty dollars, but not exceeding three
- 17 hundred dollars, and one and one-quarter percent per

18 month on any part of the unpaid principal balance of
19 the loan in excess of three hundred dollars.

On the question "Shall amendment S—2957 to division S—2922C of the committee amendment be adopted?" (S.F. 1405) the vote was:

Rule 24 was invoked.

Ayes, 20:

Blouin	Heying	Nolin	Robinson
Coleman	Hill	Orr	Rodgers
Doderer	Kinley	Palmer	Schwieger
Gallagher	Miller of	Priebe	Scott
Glenn	Des Moines	Riley	Willits
Gluba			

Nays, 27:

Andersen	Junkins	Milligan	Shaff
Bergman	Kelly	Murray	Shaw
Briles	Kennedy	Nystrom	Taylor
Burroughs	Lamborn	Potter	Tieden
Curtis	McCartney	Rabedeaux	Van Gilst
DeKoster	Miller of	Ramsey	Winkelman
Griffin	Marshall	Schwengels	
Hansen			

Absent or not voting, 3:

Hultman	Plymat	Schaben
---------	--------	---------

Amendment S—2957 to division S—2922C of the committee amendment lost.

On motion of Senator McCartney, division S—2922C of the committee amendment as amended was adopted.

Senator Kinley offered amendment S—2936 by Senators Kinley and Gluba, moved its adoption and requested a roll call:

S—2936

- 1 Amend Senate File 1405 as follows:
- 2 1. Page 26, strike lines 15 through 19 and insert
- 3 in lieu thereof the words and figure "exceed an amount
- 4 equal to one and one-fourth percent of the maximum
- 5 amount pursuant to subsection two (2) of this section.
- 6 If the billing cycle".
- 7 2. Page 35, strike lines 18 through 22 and insert
- 8 in lieu thereof the words and figure "exceed an amount
- 9 equal to one and one-fourth percent of the maximum
- 10 amount pursuant to subsection two (2) of this sec-
- 11 tion. If the billing cycle".

On the question "Shall amendment S—2936 be adopted?" (S.F. 1405) the vote was:

Rule 24 was invoked.

Ayes, 19:

Blouin	Gluba	Miller of	Robinson
Coleman	Heying	Des Moines	Rodgers
Doderer	Hill	Orr	Schwieger
Gallagher	Kennedy	Palmer	Scott
Glenn	Kinley	Priebe	Willits

Nays, 28:

Andersen	Junkins	Murray	Schwengels
Bergman	Kelly	Nolin	Shaff
Briles	Lamborn	Nystrom	Shaw
Burroughs	McCartney	Potter	Taylor
Curtis	Miller of	Rabedeaux	Tieden
Griffin	Marshall	Ramsey	Van Gilst
Hansen	Milligan	Riley	Winkelman
Hultman			

Absent or not voting, 3:

DeKoster	Plymat	Schaben
----------	--------	---------

Amendment S—2936 lost.

Senator Kinley offered amendment S—2959 and moved its adoption:

S—2959

- 1 Amend Senate File 1405 as follows:
- 2 1. Page 26, line 17, strike the word "five" and
- 3 insert in lieu thereof the word "three".
- 4 2. Page 26, line 19, strike the word "five" and
- 5 insert in lieu thereof the word "three".
- 6 3. Page 35, line 20, strike the word "five" and
- 7 insert in lieu thereof the word "three".
- 8 4. Page 35, line 22, strike the word "five" and
- 9 insert in lieu thereof the word "three".

Roll call was requested.

Rule 24 was invoked on request of Senator McCartney.

On the question "Shall amendment S—2959 be adopted?" (S.F. 1405) the vote was:

Ayes, 21:

Blouin	Heying	Murray	Robinson
Coleman	Hill	Nolin	Rodgers
Doderer	Kelly	Orr	Schwieger
Gallagher	Kinley	Palmer	Scott
Glenn	Miller of	Priebe	Willits
Gluba	Des Moines		

Nays, 25:

Andersen	Hultman	Nystrom	Shaff
Bergman	Junkins	Potter	Shaw
Briles	Lamborn	Radebeaux	Taylor
Burroughs	McCartney	Ramsey	Tieden
Curtis	Miller of	Riley	Van Gilst
Griffin	Marshall	Schwengels	Winkelman
Hansen	Milligan		

Absent or not voting, 4:

DeKoster

Kennedy

Plymat

Schaben

Amendment S—2959 lost.

Senator Gluba offered amendment S—2958:

S—2958

1 Amend Senate File 1405 as follows:

2 1. Page 24, by striking lines 6 through 8, and

3 inserting in lieu thereof the following:

4 2. The finance charge which may be charged or

5 received with respect to a consumer credit sale,

6 except motor vehicles sold under section three

7 hundred twenty-two point nineteen (322.19) of the

8 Code, shall not exceed fifteen percent per year,

9 calculated according to the actuarial method, on

10 the unpaid balances of the amount financed, pro-
11 vided, however:

12 Any person, or his successor in interest in any
13 business, who has charged or received a finance
14 charge, in a consumer credit sale except the sale
15 of a motor vehicle, in excess of nine percent per
16 year calculated according to the actuarial method
17 on the unpaid balances of the amount financed during
18 any time period prior to the effective date of this
19 Act, shall not charge or receive a finance charge
20 in excess of twelve percent per year calculated
21 according to the actuarial method on the unpaid
22 balances of the amount financed, for a period of
23 time equal to one half the period during which
24 such was charged or received. If substantial
25 evidence is presented to the administrator that a

Page 2

1 person, or his successors in interest in any busi-

2 ness, has charged or received such excessive

3 interest or finance charge, the burden shall shift

4 to the person to show the period of time during

5 which he charged or received such finance charge

6 or interest, and the time he received an amount

7 equal to or less than nine percent, facts the ad-

8 ministrator shall determine upon notice and hearing.

9 Any decision of the administrator regarding said

10 time period may be the subject of certiorari under

11 Division fourteen (XIV), Iowa Rules of Civil

12 Procedure.

13 In the event that any finance charge or interest

14 provision of this Act is unconstitutional, the in-

15 terest or finance charge shall remain at nine per-

16 cent per year for the sale of any personal property

17 in Iowa, motor vehicles under section three hundred

18 twenty-two point nineteen (322.19) of the Code,

19 excepted. Any person violating any provision of

20 this Act, in addition to any other penalties

21 herein exacted, must credit the purchaser's account

22 with all interest received on said account, and
 23 in the event the principal of that account has
 24 been paid in full, or a credit balance remains
 25 after crediting said interest or finance charge,

Page 3

1 he must refund all of said balance of interest or
 2 finance charge to the purchaser, his heirs, executors
 3 or assigns.

4 2. Page 26, by striking lines 15 through 19 and
 5 inserting in lieu thereof the following:
 6 "exceed an amount equal to one twelfth of the
 7 rate authorized by section two point two hundred
 8 one (2.201) of this Act multiplied by the maximum
 9 amount pursuant to subsection two (2) of this sec-
 10 tion. If the billing cycle".

11 3. Page 35, by striking lines 18 through 22 and
 12 inserting in lieu thereof the following:
 13 "exceed an amount equal to one twelfth of the
 14 rate authorized by section two point two hundred
 15 one (2.201) of this Act multiplied by the maximum
 16 amount pursuant to subsection two (2) of this sec-
 17 tion. If the billing cycle".

Senator McCartney raised the point of order that amendment S—2958 was not germane to the bill.

The Chair ruled the point not well taken and amendment S—2958 in order.

Senator Gluba moved the adoption of amendment S—2958 and requested a roll call.

On the question "Shall amendment S—2958 be adopted?" (S.F. 1405) the vote was:

Ayes, 11:

Blouin	Gluba	Kinley	Priebe
Gallagher	Heying	Orr	Willits
Glenn	Hill	Palmer	

Nays, 35:

Andersen	Kelly	Murray	Schwengels
Bergman	Kennedy	Nolin	Schwieger
Briles	Lamborn	Nystrom	Scott
Burroughs	McCartney	Plymat	Shaff
Curtis	Miller of	Potter	Shaw
Doderer	Des Moines	Rabedeaux	Taylor
Griffin	Miller of	Ramsey	Tieden
Hansen	Marshall	Riley	Van Gilst
Hultman	Milligan	Robinson	Winkelman
Junkins			

Absent or not voting, 4:

Coleman	DeKoster	Rodgers	Schaben
---------	----------	---------	---------

Amendment S—2958 lost.

Senator Robinson offered amendment S—2946 by Senators Robinson and Rabedeaux, moved its adoption and called for a division:

S—2946

1 Amend Senate File 1405 as follows:
2 1. Page 32, line 33, by striking the words
3 "other than an".
4 2. Page 32, by striking lines 34 and 35.
5 3. Page 33, line 1, by striking the word "union".
6 4. Page 34, by striking lines 21 and 22.
7 5. Page 34, line 23, by striking the words
8 "state as a credit union".
9 6. Page 114, by inserting after line 18 the fol-
10 lowing:
11 Sec. Section five hundred thirty-three
12 point fourteen (533.14), Code 1973, is amended to
13 read as follow:
14 533.14 INTEREST RATES. Interest rates on
15 loans made by a credit union shall not exceed one
16 percent a month on unpaid balances, *except that*
17 *with respect to consumer loans, a credit union may*
18 *charge the finance charge permitted in sections two*
19 *point four hundred one (2.401) and two point four*
20 *hundred two (2.402) of the Iowa Consumer Credit*
21 *Code.*

Amendment S—2946 was adopted.

Senator Gluba offered amendment S—2945 by Senators Gluba, et al., and moved its adoption:

S—2945

1 Amend Senate File 1405 as follows:
2 1. Page 49, strike lines 9 through 23 and insert
3 in lieu thereof the following:
4 1. Whether or not a change is authorized by
5 prior agreement, a creditor may make a change in
6 the terms of an open end credit account applying
7 to any balance incurred after the effective date
8 of the change only if either the consumer after
9 receiving disclosure of the change agrees to it in
10 writing or the creditor delivers or mails to the
11 consumer two written disclosures of the change, the
12 first at least three months before the effective
13 date of the change and the second at a later time
14 before the effective date of the change.
15 2. Unless authorized by a provision of this
16 Act, no creditor shall change the terms of an open
17 end credit account, with respect to any balance
18 incurred before the effective date of the change,
19 which results in an increase of the rate of the
20 finance charge or other charge or an increase in
21 the amount of a periodic payment due, or which
22 otherwise adversely affects the interests of the

- 23 consumer with respect to such balance.
 24 2. Page 49, line 24, strike the figure "2"
 25 and insert in lieu thereof the figure "3".

Page 2

- 1 3. Page 49, line 28, strike the figure "3"
 2 and insert in lieu thereof the figure "4".

Roll call was requested.

On the question "Shall amendment S—2945 be adopted?"
 (S.F. 1405) the vote was:

Ayes, 32:

Bergman	Hill	Miller of	Robinson
Blouin	Junkins	Marshall	Rodgers
Briles	Kelly	Milligan	Schwieger
Coleman	Kennedy	Murray	Scott
Doderer	Kinley	Orr	Tieden
Gallagher	Lamborn	Palmer	Van Gilst
Glenn	McCartney	Priebe	Willits
Gluba	Miller of	Riley	Winkelman
Heying	Des Moines		

Nays, 15:

Burroughs	Hultman	Potter	Shaff
Curtis	Nolin	Rabedeaux	Shaw
Griffin	Nystrom	Ramsey	Taylor
Hansen	Plymat	Schwengels	

Absent or not voting, 3:

Andersen	DeKoster	Schaben
----------	----------	---------

Amendment S—2945 was adopted.

Senator McCartney offered amendment S—2941 and moved its adoption:

S—2941

- 1 Amend Senate File 1405, page 58, line 25, by
 2 striking the word "martial" and inserting in lieu
 3 thereof the word "marital".

Amendment S—2941 was adopted.

Senator Rodgers offered amendment S—2944 and moved its adoption:

S—2944

- 1 Amend Senate File 1405, page 66, by striking
 2 lines 7 through 25 and inserting in lieu thereof
 3 the following:
 4 2. If the seller repossesses or voluntarily
 5 accepts surrender of goods which were the subject
 6 of the sale and in which he has a security interest
 7 the consumer is not personally liable to the seller
 8 for the unpaid balance of the debt arising from the
 9 sale of a commercial unit of goods of which the cash
 10 sale price was one thousand seven hundred fifty

11 dollars or less, and the seller's duty to dispose
12 of the collateral is governed by the provisions on
13 disposition of collateral in sections five hundred
14 fifty-four point nine thousand five hundred one
15 (554.9501) through five hundred fifty-four point
16 nine thousand five hundred seven (554.9507) of the
17 Code.

18 3. If the seller repossesses or voluntarily
19 accepts surrender of goods which were not the
20 subject of the sale but in which he has a security
21 interest to secure a debt arising from a sale of
22 goods or services or a combined sale of goods and
23 services and the cash price of the sale was one
24 thousand seven hundred fifty dollars or less, the
25 consumer is not personally liable to the seller for

Page 2

1 the unpaid balance of the debt arising from the
2 sale, and the seller's duty to dispose of the col-
3 lateral is governed by the provisions on disposition
4 of collateral in sections five hundred fifty-four
5 point nine thousand five hundred one (554.9501)
6 through five hundred fifty-four point nine thousand
7 five hundred seven (554.9507) of the Code.

8 4. If the lender takes possession or voluntarily
9 accepts surrender of goods in which he has a
10 purchase money security interest to secure a debt
11 arising from a consumer loan in which the lender
12 is subject to defenses arising from sales or
13 leases under section three point four hundred five
14 (3.405) of this Act, and the net proceeds of the
15 loan paid to or for the benefit of the consumer
16 were one thousand seven hundred fifty dollars or
17 less, the consumer is not personally liable to the
18 lender for the unpaid balance of the debt arising
19 from that loan and the lender's duty to dispose of
20 the collateral is governed by the provisions on
21 disposition of collateral in sections five hundred
22 fifty-four point nine thousand five hundred one
23 (554.9501) through five hundred fifty-four point
24 nine thousand five hundred seven (554.9507) of the
25 Code.

Page 3

1 5. For the purpose of determining the unpaid
2 balance of consolidated debts or debts pursuant
3 to open end credit, the allocation of payments to
4 a debt shall be determined in the same manner as
5 provided for determining the amount of debt secured
6 by various security interests under section three
7 point three hundred three (3.303) of this Act.

8 6. The consumer may be liable in damages to the
9 creditor if the consumer has wrongfully or negligently
10 damaged the collateral or if, after default and
11 demand, the consumer has in bad faith failed to
12 make the collateral available to the creditor.

13 7. If the creditor elects to bring an action
 14 against the consumer for a debt from a con-
 15 sumer credit sale of goods or services or from a
 16 consumer loan, when under this section he would not
 17 be entitled to a deficiency judgment if he took
 18 possession of the collateral, and obtains judgment,
 19 he may not take possession of the collateral, and
 20 the collateral is not subject to levy or sale on
 21 execution or similar proceedings pursuant to the
 22 judgment.

Roll call was requested.

On the question "Shall amendment S—2944 be adopted?"
 (S.F. 1405) the vote was:

Ayes, 23:

Blouin	Gluba	Murray	Robinson
Coleman	Hill	Orr	Rodgers
Curtis	Kennedy	Palmer	Schwieger
Doderer	Kinley	Plymat	Scott
Gallagher	Miller of	Priebe	Shaw
Glenn	Des Moines	Riley	Willits

Nays, 25:

Andersen	Hultman	Milligan	Schwengels
Bergman	Junkins	Nolin	Shaff
Briles	Kelly	Nystrom	Taylor
Burroughs	Lamborn	Potter	Tieden
Griffin	McCartney	Rabedeaux	Van Gilst
Hansen	Miller of	Ramsey	Winkelman
Heying	Marshall		

Absent or not voting, 2:

DeKoster Schaben

Amendment S—2944 lost.

Senator Gallagher offered amendment S—2924 filed by him
 and moved its adoption:

S—2924

- 1 Amend Senate File 1405 as follows:
- 2 1. Page 71, line 30, by inserting after the word
- 3 "agreement", the words " , if such failure amounts to
- 4 a substantial breach of the consumer's total
- 5 obligation under the transaction".
- 6 2. Page 72, line 1, by inserting after the word
- 7 "establishing" the words "substantial breach or".

Amendment S—2924 lost.

Senator Gallagher offered amendment S—2923 filed by him
 and moved its adoption:

S—2923

- 1 Amend Senate File 1405 as follows:
- 2 1. Page 75 by striking line 18 and inserting in

3 lieu thereof the following:
4 Sec. 5.112. *NEW SECTION. CREDITOR'S RIGHT TO*
5 *POSSESSION AFTER DEFAULT.* Upon default of the con-
6 sumer with respect to a consumer credit transaction,
7 unless the consumer voluntarily surrenders
8 possession of the collateral to the creditor, the
9 creditor may take possession of the collateral only
10 pursuant to court order.

Amendment S—2923 lost.

Senator Milligan took the chair at 10:05 p.m.

Senator McCartney offered amendment S—2940 and moved its adoption:

S—2940

1 Amend Senate File 1405 as follows:
2 1. Page 76, line 21, by striking the word
3 "creditor" and inserting in lieu thereof the word
4 "person".
6 2. Page 79, line 23, by striking the word
6 "creditor" and inserting in lieu thereof the word
7 "person".
8 3. Page 79, line 25, by striking the word
9 "creditor" and inserting in lieu thereof the word
10 "person".
11 4. Page 79, line 27, by striking the word
12 "creditor" and inserting in lieu thereof the word
13 "person".
14 5. Page 80, line 1, by striking the word
15 "creditor" and inserting in lieu thereof the word
16 "person".
17 6. Page 80, line 2, by striking the word
18 "creditor" and inserting in lieu thereof the word
19 "person".
20 7. Page 80, line 4, by striking the word
21 "creditor" and inserting in lieu thereof the word
22 "person".
23 8. Page 80, line 5, by striking the word
24 "creditor" and inserting in lieu thereof the word
25 "person".

Page 2

1 9. Page 80, line 6, by striking the word
2 "creditor" and inserting in lieu thereof the word
3 "person".
4 10. Page 80, line 11, by striking the word
5 "creditor" and inserting in lieu thereof the word
6 "person".

Amendment S—2940 was adopted.

President Neu took the chair at 10:15 p.m.

Senator Gluba offered amendment S—2950, moved its adoption and requested a roll call:

S—2950

1 Amend Senate File 1405, page 78, as follows:

- 2 1. Line 18, by inserting a period after the word
 3 "Act" and striking the words ", and has a right
 4 of refund of".
 5 2. Line 19, by striking "any excess charge paid"
 6 and inserting in lieu thereof the following:
 7 "Where a consumer has been charged an excess charge,
 8 the consumer has a right to a refund of all
 9 finance charges".

On the question "Shall amendment S—2950 be adopted?" (S.F. 1405) the vote was:

Ayes, 11:

Coleman	Gluba	Palmer	Taylor
Doderer	Hill	Robinson	Willits
Gallagher	Murray	Rodgers	

Nays, 36:

Andersen	Hultman	Milligan	Riley
Bergman	Junkins	Nolin	Schwengels
Blouin	Kelly	Nystrom	Schwieger
Briles	Kennedy	Orr	Scott
Burroughs	Lamborn	Plymat	Shaff
Curtis	McCartney	Potter	Shaw
Glenn	Miller of	Priebe	Tieden
Griffin	Des Moines	Rabedeaux	Van Gilst
Hansen	Miller of	Ramsey	Winkelman
Heying	Marshall		

Absent or not voting, 3:

DeKoster	Kinley	Schaben
----------	--------	---------

Amendment S—2950 lost.

Senator Glenn offered amendment S—2933:
 S—2933

Division S—2933A

- 1 Amend Senate File 1405 as follows:
 2 1. Page 79, line 18, by striking the words
 3 "ninety days" and inserting in lieu thereof the
 4 words "two years".

Division S—2933B

- 5 2. Page 79, lines 21 and 22, by striking the
 6 words "not exceed lost wages for six weeks." and
 7 inserting in lieu thereof the words "be determined
 8 as provided in the Iowa Rules of Civil Procedure."

Senator McCartney called for a division of the amendment, section 1 to be considered as division S—2933A; section 2 to be considered as division S—2933B.

On motion of Senator Glenn, division S—2933A of the amendment was adopted.

Senator Glenn moved the adoption of division S—2933B of the amendment, and requested a roll call.

On the question "Shall division S—2933B of the amendment be adopted?" (S.F. 1405) the vote was:

Ayes, 21:

Blouin	Hill	Nolin	Robinson
Coleman	Kennedy	Orr	Rodgers
Doderer	Kinley	Palmer	Scott
Gallagher	Miller of	Priebe	Van Gilst
Glenn	Des Moines	Riley	Willits
Gluba	Murray		

Nays, 26:

Andersen	Heying	Milligan	Schwieger
Bergman	Hultman	Nystrom	Shaff
Briles	Junkins	Plymat	Shaw
Burroughs	Lamborn	Potter	Taylor
Curtis	McCartney	Rabedeaux	Tieden
Griffin	Miller of	Ramsey	Winkelman
Hansen	Marshall	Schwengels	

Absent or not voting, 3:

DeKoster	Kelly	Schaben
----------	-------	---------

Division S—2933B of the amendment lost.

Senator Hultman offered amendment S—2938 and moved its adoption:

S—2938

- 1 Amend Senate File 1405, page 85, lines 13 and 14 by
- 2 striking the words "in the consumer credit protec-
- 3 tion bureau within the consumer fraud division of
- 4 the office of the attorney general".

Amendment S—2938 was adopted.

Senator Shaw offered amendment S—2953 and moved its adoption:

S—2953

- 1 Amend Senate File 1405 as follows:
- 2 1. Page 85, strike lines 12, 13, and 14, and insert
- 3 in lieu thereof the words "'administrator' means the
- 4 auditor of state or his designee."
- 5 2. Page 88, line 13, strike the words "attorney
- 6 general" and insert in lieu thereof the words "auditor
- 7 of state".
- 8 3. Page 89, line 23, strike the words "attorney
- 9 general" and insert in lieu thereof the words "auditor
- 10 of state".
- 11 4. Page 97, line 30, strike the words "attorney
- 12 general" and insert in lieu thereof the words "auditor
- 13 of state".
- 14 5. Page 110, strike lines 18 through 28 and insert
- 15 in lieu thereof the following:
- 16 2. The auditor shall make an annual report in
- 17 writing. A copy of the report shall be fur-

18 6. Page 111, strike lines 8 and 9.

Roll call was requested.

On the question "Shall amendment S—2953 be adopted?" (S.F. 1405) the vote was:

Ayes, 10:

Heying	Palmer	Riley	Shaw
Hill	Priebe	Rodgers	Tieden
Murray	Ramsey		

Nays, 38:

Andersen	Gluba	Miller of	Rabedeaux
Bergman	Griffin	Des Moines	Robinson
Blouin	Hansen	Miller of	Schwengels
Briles	Hultman	Marshall	Schwieger
Burroughs	Junkins	Milligan	Scott
Coleman	Kelly	Nolin	Shaff
Curtis	Kennedy	Nystrom	Taylor
Doderer	Kinley	Orr	Van Gilst
Gallagher	Lamborn	Plymat	Willits
Glenn	McCartney	Potter	Winkelman

Absent or not voting, 2:

DeKoster	Schaben
----------	---------

Amendment S—2953 lost.

Senator Hultman offered amendment S—2927 filed by Senators Hultman and Rabedeaux and called for a division of the amendment as follows:

S—2927

Division S—2927B

- 1 Amend Senate File 1405 as follows:
- 2 1. Page 100, by striking lines 11 through 13.

Division S—2927A

- 3 2. Page 100, by striking lines 25 through 35, and
- 4 page 101, by striking lines 1 through 35, and page
- 5 102, by striking lines 1 through 3 and inserting in
- 6 lieu thereof the following: "a. The communication or
- 7 threat to communicate false information concerning
- 8 debtors."

Division S—2927B (Cont'd)

- 9 3. Page 102, by striking lines 4 through 9.
- 10 4. Page 102, by striking lines 22 through 26.
- 11 5. Page 103, by striking lines 2 through 8.

Division S—2927A (Cont'd)

- 12 6. By renumbering and relettering sections and sub-
- 13 sections as necessary to conform with this amendment.

Senator Hultman moved the adoption of division S—2927A of the amendment and requested a roll call.

On the question "Shall division S—2927A of the amendment be adopted?" (S.F. 1405) the vote was:

Ayes, 21:

Bergman	Hultman	Miller of	Schwengels
Burroughs	Junkins	Marshall	Shaff
Coleman	Kelly	Nystrom	Taylor
Curtis	Lamborn	Priebe	Tieden
Griffin	Miller of	Rabedeaux	Winkelman
Heying	Des Moines	Ramsey	

Nays, 26:

Andersen	Hill	Orr	Rodgers
Blouin	Kennedy	Palmer	Schwieger
Doderer	Kinley	Plymat	Scott
Gallagher	McCartney	Potter	Shaw
Glenn	Milligan	Riley	Van Gilst
Gluba	Murray	Robinson	Willits
Hansen	Nolin		

Absent or not voting, 3:

Briles	DeKoster	Schaben
--------	----------	---------

Division S—2927A of the amendment lost.

Senator Hultman asked and received unanimous consent to withdraw division S—2927B of the amendment.

Senator Kelly offered amendment S—2929 by Senator DeKoster and moved its adoption:

S—2929

- 1 Amend Senate File 1405, page 101, line 23,
- 2 by striking the word "three" and inserting in
- 3 lieu thereof the word "one".

Amendment S—2929 was adopted.

Senator Kinley offered amendment S—2960 and moved its adoption:

S—2960

- 1 Amend Senate File 1405 as follows:
- 2 1. Page 52, by inserting after line 34, the
- 3 following:
- 4 Sec. **NEW SECTION. NOTICE OF METHODS OF**
- 5 **FINANCING AND RATES.**
- 6 1. With respect to a consumer who has an open
- 7 end credit account with a creditor, and with respect
- 8 to a creditor which offers to some or all of its
- 9 customers consumer credit sales of goods or services
- 10 both pursuant to open end credit and not pursuant
- 11 to open end credit, that creditor shall give written
- 12 notice to that consumer of those alternative methods
- 13 at the times provided in subsection three (3) of
- 14 this section. The notice shall be as provided in
- 15 subsection two (2) of this section.

16 2. The notice required by this section shall
 17 conspicuously state the highest finance charge
 18 charged by that creditor to any consumer within the
 19 last calendar year for each type of credit sale.
 20 Such finance charge shall be stated as an annual
 21 percentage rate in such form as is required pursuant
 22 to section three point two hundred one (3.201) of
 23 this Act for each type of credit sale described in
 24 subsection one (1) of this section, and the terms
 25 of repayment for each type of credit sale.

Page 2

1 3. This section is complied with if notice
 2 is given at the following times:
 3 a. With respect to an existing open end credit
 4 account holder, in a writing contained as a part of,
 5 or mailed with a periodic statement mailed to the
 6 account holders and no less than once every six
 7 months.
 8 b. With respect to a consumer not holding an
 9 existing open end credit account, if the written
 10 notice is presented to the person at the time of
 11 the consumer credit transaction, and thereafter
 12 as provided in paragraph a of this subsection.

Amendment S—2960 was adopted.

Senator Gluba moved to reconsider the vote by which division S—2922C of the committee amendment was adopted by the Senate.

The motion prevailed and division S—2922C of the committee amendment was taken up for reconsideration.

Senator Gluba moved to reconsider the vote by which amendment S—2952 to division S—2922C was adopted by the Senate, which motion prevailed.

Senator Gluba withdrew amendment S—2952 to division S—2922C.

Senator Gluba offered amendment S—2961 to division S—2922C of the committee amendment and moved its adoption:
 S—2961

1 Amend the commerce committee amendment S—2922, to
 2 Senate File 1405, as follows:
 3 1. Page 3, line 20, by striking the words “not more
 4 than four” and inserting in lieu thereof the words
 5 “[not more than four] *more than two*”.
 6 2. Page 3, by striking lines 24 and 25, and page
 7 4, by striking lines 1 through 8, and inserting
 8 in lieu thereof the following:
 9 [Class 4. Any used motor vehicle not in Class
 10 2 or Class 3 and designated by the manufacturer by

11 a year model more than four years prior to the year
 12 in which the sale is made, an amount equivalent to
 13 two and one-fourth percent per month simple interest
 14 on the declining balance, plus a flat charge of one
 15 dollar per month for the number of months from the
 16 date of the contract to the maturity date of the
 17 last installment thereunder, but in no event in
 18 excess of twelve dollars.]

Amendment S—2961 to division S—2922C of the committee amendment was adopted.

On motion of Senator McCartney, division S—2922C of the amendment as amended was adopted.

Senator McCartney moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1405) the vote was:

Rule 24 was invoked.

Ayes, 33:

Andersen	Hultman	Nolin	Robinson
Bergman	Junkins	Nystrom	Schwengels
Briles	Kelly	Orr	Scott
Burroughs	Lamborn	Plymat	Shaff
Curtis	McCartney	Potter	Taylor
Doderer	Miller of	Priebe	Tieden
Griffin	Marshall	Radebeaux	Van Gilst
Hansen	Milligan	Riley	Winkelman
Heying	Murray		

Nays, 16:

Blouin	Hill	Palmer	Schwieger
Coleman	Kennedy	Ramsey	Shaw
Gallagher	Kinley	Rodgers	Willits
Glenn	Miller of	Schaben	
Gluba	Des Moines		

Absent or not voting, 1:

DeKoster

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

Senator Lamborn asked and received unanimous consent that Senate File 1405 be immediately messaged to the House, which request was complied with.

WITHDRAWN

Senator Doderer asked and received unanimous consent that Senate File 150 be withdrawn from further consideration of the Senate.

Senator Doderer asked and received unanimous consent that **Senate File 260** be withdrawn from further consideration of the Senate.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the conference committee report and amendments contained therein and repassed the following bill in which the concurrence of the House was asked:

Senate File 1284, a bill for an act relating to funding for an adjustment to the merit system and executive council exempt pay plans.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1306, a bill for an act to correlate statute granting property tax relief to persons sixty-five years of age and older or totally disabled.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1308, a bill for an act to provide additional property tax relief for owners of mobile homes who are sixty-five years of age and older or are totally disabled.

Also: That the House has concurred in the Senate amendment to the House amendment to and repassed the following bill in which the concurrence of the House was asked:

Senate File 1315, a bill for an act amending the Uniform Commercial Code.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1342, a bill for an act relating to the qualifications of city and county assessors.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1356, a bill for an act to legalize and validate procedures of the Iowa Great Lakes Sanitary District, the County Auditors and County Treasurers of Dickinson County.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1375, a bill for an act to legalize and validate proceedings of the board of directors of the Jefferson Community School District No. 2.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1389, a bill for an act to make an appropriation from general fund to the state comptroller for payment of certain cost of the centennial observance of the Iowa academy of science.

Also: That the House has concurred in the Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 1016, a bill for an act relating to the appropriation for the construction of a state office building.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1501, a bill for an act appropriating from general fund to executive council for aid in educating certain Iowa residents.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 1342

1 Amend Senate File 1342 as follows:

2 1. Page 2, line 9, by inserting the word "a" before the
3 word "city".

4 2. Page 3, line 2, by inserting the following before the
5 period: ", emphasis on market value assessment as
6 provided in this chapter".

7 3. Page 3, by striking lines 4 through 6 and inserting in
8 lieu thereof the following:

9 3. Assessment of real estate and personal property, in-
10 cluding market value assessment in accordance with this
11 chapter and including fundamental principles and practices
12 of property appraisal and valuation which are consistent with
13 market value assessment as provided in this chapter.

14 4. The rights of taxpayers and property owners related
15 to the assessment of property for taxation.

16 4. Page 3, line 9, by striking the words "qualified
17 electors of the state" and inserting in lieu thereof the
18 words "individuals".

19 5. Page 3, by striking lines 15 through 17 and inserting
20 in lieu thereof a period.

21 6. Page 4, line 9, by inserting the following **after the**
22 word "indicate": "the examination score of the individual
23 and".

24 7. Page 4, line 20, by striking the words "certified to
25 serve" and inserting in lieu thereof the words "eligible for

Page 2

1 appointment".

2 8. Page 5, by inserting the following after the period
3 in line 14:

4 "The examination shall be conducted by the director of
5 revenue as provided in section four hundred forty-one point
6 five (441.5) of the Code, except as otherwise provided in
7 this section."

8 9. Page 7, by inserting the following at the end of line
9 10:

10 "The applicable provisions of section four hundred forty-
11 one point five (441.5) of the Code regarding the register of
12 names shall also apply to the list of eligible candidates
13 established under the provisions of this section."

INTRODUCTION OF BILL

Senate File 1406, by committee on schools, a bill for an act

relating to the date of election of members of the boards of directors of area education agencies and the date on which the boards commence functioning.

Read first time and placed on calendar.

HOUSE MESSAGE CONSIDERED

House File 1501, a bill for an act appropriating from the general fund of the state to the executive council for aid in educating certain Iowa residents or Iowa high school graduates to become osteopathic physicians.

Read first time and passed on file.

REPORT OF INVESTIGATING COMMITTEE

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mrs. Rosemary Shearer of Des Moines, Iowa, for reappointment as a member of the Solid Waste Disposal Commission of the Department of Environmental Quality for the State of Iowa under the provisions of Chapter 455B, Code 1973, for the regular four-year term beginning July 1, 1974 and ending June 30, 1978, begs leave to report that it has made investigation and recommends the appointment be confirmed.

EARL M. WILLITS, Chairman
JAMES W. GRIFFIN, SR.
ELIZABETH SHAW

BILL ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bill to committee:

H.C.R. 145 State government

SENATE CONCURRENT RESOLUTION 138

By Plymat

1 *Whereas*, the availability of energy sources in Iowa and
2 elsewhere is of prime concern to the members of the General
3 Assembly and citizens of Iowa; and
4 *Whereas*, the use of nuclear fission power plants has in-
5 creased in the recent past; and
6 *Whereas*, the safety factors concerning the use of nuclear
7 energy is of prime importance to the citizens of this state
8 and the use of nuclear energy must be considered based upon
9 information relating to the use of such energy in a safe
10 manner; *Now Therefore*,
11 *Be It Resolved by the Senate, the House concurring*, That
12 the Legislative Council be authorized to create a study com-
13 mittee to determine the future of nuclear power in Iowa and
14 the use of such energy be considered in comparison to possible

15 adverse effects; and
16 *Be It Further Resolved*, That the study committee be composed
17 of members of both houses of the General Assembly representing
18 both political parties, as well as citizens knowledgeable in
19 the subject matter to be studied, and that a report be sub-
20 mitted to the Legislative Council and the General Assembly
21 meeting in the year 1975 and that such report be accompanied
22 by bill drafts designed to carry out the recommendations of
23 the study committee.

SENATE CONCURRENT RESOLUTION 139

By Riley

1 *Whereas*, the present bus transportation system in Iowa is
2 a fragmented, hodgepodge—overlapping duplication and waste
3 on the one hand and great gaps in service on the other; and

4 *Whereas*, the state of Iowa spends over 26 million tax dol-
5 lars a year in Iowa for public school busing, alone, and will
6 spend an additional 4.4 million for nonpublic busing under
7 Senate File 1476; and

8 *Whereas*, the city of Cedar Rapids had the best record of
9 Iowa's city bus lines last year in that it only lost 101,000
10 dollars; and

11 *Whereas*, the transportation needs of senior citizens,
12 especially in rural Iowa, are critical, which needs are
13 largely unmet yet, there are at least two separate programs
14 underway or planned for different parts of Linn county, the
15 SEATS program under the auspices of the Area Agency on Aging
16 and the Senior Citizens Service operating under the sponsor-
17 ship of the city of Cedar Rapids; and

18 *Whereas*, in 1965, when Representative Keith Dunton intro-
19 duced House File 532, a bill to turn responsibility for
20 school busing over to the Department of Safety, he had a
21 good idea whose time had not arrived; and

22 *Whereas*, with the United States consuming 18 million
23 barrels of oil daily while domestic production is at 11
24 million barrels, the conservation of fuel, alone, is reason
25 enough to create a state plan for busing; and

26 *Whereas*, the coordination of bus service for school children,
27 senior citizens, low income citizens, day-care children, and
28 other persons is a desirable objective in order to provide
29 efficient transportation while at the same time save on energy
30 sources, prevent air pollution and use funds in an efficient

Page 2

1 manner; and

2 *Whereas*, the creation of a state department of transportation
3 provides the planning mechanism for coordinating in an expert
4 and knowledgeable manner bus service in Iowa; *Now Therefore*,

5 *Be It Resolved by the Senate, the House Concurring: That*
6 the department of transportation undertake as one of its first
7 priorities the planning and coordination of bus service within
8 the state of Iowa giving consideration to the feasibility and
9 costs of such a proposal and submit a plan to the general
10 assembly for its consideration and legislative implementation.

SENATE CONCURRENT RESOLUTION 140

By Riley

1 *Whereas*, ADC payments in Iowa provide only 79 percent of
 2 basic living costs; and
 3 *Whereas*, payments have not been increased to
 4 cover the cost of living increases due to inflation;
 5 and
 6 *Whereas*, adequate ADC payments are necessary to
 7 break the cycle of poverty in which dependent children
 8 become trapped; and
 9 *Whereas*, errors regarding ADC eligibility and
 10 payments are higher than the acceptable level set by
 11 the federal government; and
 12 *Whereas*, the error rate in Iowa relating to ADC
 13 payments has been severely criticized by members of
 14 the federal government and the Iowa legislature; and
 15 *Whereas*, the ADC payment system and funding for
 16 the ADC payments need to be understood more clearly
 17 by legislators and may need to be changed; *Now*
 18 *Therefore*,
 19 *Be It Resolved by the Senate, the House Con-*
 20 *curring*, That the legislative council is urged to
 21 create a study committee composed of members of both
 22 houses of the general assembly representing the two
 23 political parties as well as knowledgeable citizens
 24 deemed necessary, to carry out a study regarding the
 25 ADC program with emphasis on funding and the payments

Page 2

1 system for the purpose of making recommendations in-
 2 cluding the necessary bill drafts to the first session
 3 of the Sixty-fifth General Assembly, relating to
 4 changes to be made in the system.

EXPLANATIONS OF VOTES

MR. PRESIDENT: I was absent from the Senate chamber attending a meeting in the House of Representatives when the final vote was taken on House File 1488 on April 30. Had I been present, I would have voted "aye."

LOWELL L. JUNKINS

MR. PRESIDENT: As I was requested to testify before the Federal Power Commission, I was absent for the vote on House Files 1488, 1489 and 1491. Had I been present, I would have voted "aye" on the above bills.

NORMAN RODGERS

MR. PRESIDENT: I was absent from the Senate chamber on April 28, 1974. Had I been present I would have voted "aye" on the following bills: Senate Files 1004, 528, 1225, 1055, 1400, 1402, 1403, and 1315; House Files 1425, 1028, 1478, 1492 and 1016.

WARREN E. CURTIS

REPORTS OF COMMITTEES

Senator DeKoster submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 1204**, a bill for an act amending an appropriation for the construction of a nursing care facility at the Iowa soldiers home, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Senator Riley submitted the following reports:

MR. PRESIDENT: Your committee on judiciary to which was referred **House Joint Resolution 3**, a joint resolution proposing an amendment to the Constitution of the State of Iowa to provide means for the general assembly to convene itself into special session between regular sessions, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary to which was referred **House File 1493**, a bill for an act to legalize the proceedings of the town of Buffalo, also known as the city of Buffalo, in Scott County, Iowa, whereby the issuance, sale and delivery of sewer bonds were authorized, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary to which was referred **House File 1495**, a bill for an act to legalize the proceedings of the town of Buffalo, also known as the city of Buffalo, in Scott County, Iowa, whereby the issuance, sale and delivery of water revenue bonds were authorized, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

Senator Milligan submitted the following report:

MR. PRESIDENT: Your committee on natural resources to which was referred **House File 1359**, a bill for an act to impose an annual registration fee upon vessels, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE F. MILLIGAN, Chairman

Ordered passed on file.

Senator Hansen submitted the following reports:

MR. PRESIDENT: Your committee on schools to which was referred **Senate File 249**, a bill for an act relating to fixing terms of employment

of teachers, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass:**

S—2954

- 1 Amend Senate File 249 as follows:
- 2 1. Page 1, lines 13 and 14, by striking the
- 3 words “[which may include] *including but not limited*
- 4 *to*” and inserting in lieu thereof the words “which
- 5 may include”.
- 6 2. Page 1, by adding the following sentence
- 7 after the period in line 21: “*The provisions of*
- 8 *this paragraph relating to sabbatical leave shall*
- 9 *cease to be effective on and after July 1, 1975.*”

WILLARD R. HANSEN, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on schools to which was referred **House File 1239**, a bill for an act relating to the school census, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WILLARD R. HANSEN, Chairman

Ordered passed on file.

Senator Shaw submitted the following report:

MR. PRESIDENT: Your committee on state government to which was referred **Senate Concurrent Resolution 117**, a resolution relating to a study of the Iowa River by the state conservation commission, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ELIZABETH SHAW, Ranking Member

Ordered passed on file.

AMENDMENTS FILED

S—2928

- 1 Amend House File 146, as amended, passed and reprinted
- 2 by the House, as follows:
- 3 1. Page 2A, line 32 by inserting the word “*three*” and
- 4 inserting in lieu thereof the word “*five*”.
- 5 2. Page 3A, line 14 by striking the word “*ten*” and
- 6 inserting in lieu thereof the words “[*ten*] *fifteen*”.
- 7 3. Page 3A, line 27 by striking the word “*ten*” and
- 8 inserting in lieu thereof the words “[*ten*] *fifteen*”.

GENE V. KENNEDY

S—2934

- 1 Amend House File 1422, as amended, passed and re-
- 2 printed by the House, on page 26A, line 7, by strik-
- 3 ing the words “the county commission and”.

WILLIAM P. WINKELMAN

S—2930

1 Amend House File 1422, as amended, passed and re-
 2 printed by the House, page 41, by inserting after
 3 line 21 the following new section:

4 "Sec. Section six hundred fourteen point
 5 twenty-four (614.24), Code 1973, is amended to read
 6 as follows:

7 614.24 REVERSION OR USE RESTRICTIONS ON LAND—
 8 PRESERVATION. No action based upon any claim arising
 9 or existing by reason of the provisions of any deed
 10 or conveyance or contract or will reserving or
 11 providing for any reversion, reverted interests or
 12 use restrictions in and to the land therein described
 13 shall be maintained either at law or in equity in any
 14 court to recover real estate in this state or to
 15 recover or establish any interest therein or claim
 16 thereto, legal or equitable, against the holder of
 17 the record title to such real estate in possession
 18 after twenty-one years from the recording of such
 19 deed of conveyance or contract or after twenty-one
 20 years from the admission of said will to probate
 21 unless the claimant shall, by himself, or by his
 22 attorney or agent, or if he is a minor or under
 23 legal disability, by his guardian, trustee, or
 24 either parent or next friend, shall file a verified
 25 claim with the recorder of the county wherein said

Page 2

1 real estate is located within said twenty-one year
 2 period. In the event said deed was recorded or will
 3 was admitted to probate more than twenty years prior
 4 to July 4, 1965, then said claim may be filed on or
 5 before one year after July 4, 1965. Such claims
 6 shall set forth the nature thereof, also the time
 7 and manner in which such interest was acquired. For
 8 the purposes of this section, the claimant shall be
 9 any person or persons claiming any interest in and
 10 to said land or in and to such reversion, reverter
 11 interest or use restriction, whether the same is
 12 a present interest or an interest which would
 13 come into existence if the happening or contingency
 14 provided in said deed or will were to happen at
 15 once. Said claimant further shall include any
 16 member of a class of persons entitled to or
 17 claiming such rights or interests.

18 *The provisions of this section shall not apply*
 19 *to any possessory interest in land held by any*
 20 *railroad for right-of-way purposes or any possessory*
 21 *interest in land held by the state of Iowa or any*
 22 *political subdivision thereof for road or highway*
 23 *purposes."*

ROGER J. SHAFF
 CLIFTON C. LAMBORN

S—2955

1 Amend House File 1483, as amended and passed by
2 the House, page 2, after line 25, by inserting the
3 following section and renumbering the remaining
4 sections:
5 Sec. Section thirteen point two (13.2),
6 Code 1973, is amended by adding the following new
7 subsection:
8 *NEW SUBSECTION.* Inform prosecuting attorneys and
9 assistant prosecuting attorneys to the state of all
10 changes in law and matters pertaining to their
11 office and establish programs for the continuing
12 education of prosecuting attorneys and assistant
13 prosecuting attorneys. The attorney general may
14 accept funds, grants and gifts from any public or
15 private source which shall be used to defray the
16 expenses incident to implementing his duties under
17 this subsection.

E. KEVIN KELLY

On motion of Senator Lamborn, the Senate adjourned until
10:00 a.m., Wednesday, May 1, 1974.

JOURNAL OF THE SENATE

ONE HUNDRED EIGHTH DAY

SENATE CHAMBER

DES MOINES, IOWA, WEDNESDAY, MAY 1, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Honorable Bass Van Gilst, Oska-loosa, Iowa, member of the Senate from the Forty-sixth Sena-torial District.

The Journal of Tuesday, April 30, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. John Dockum, Monroe, Iowa.

PRESENTATION OF VISITORS

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

Twenty students from Prescott Junior-Senior High School, Prescott, Iowa, accompanied by Mr. Haag and Mrs. Frey. Senator Briles.

Thirty-four students from Fairfield High School, Fairfield, Iowa, accompanied by Mrs. Franklin and Mr. Nebelsick. Senator Schwengels.

Twelve students from Perry High School, Perry, Iowa, accom-ppanied by J. D. Turner. Senator Rodgers.

Sixty-two students from Bondurant-Farrar Community School, Bondurant, Iowa, accompanied by Dave Mohr. Senator Palmer.

Thirty-four students from Gilmore City Elementary School, Gilmore City, Iowa, accompanied by Mrs. Hinner, Mrs. Torkleman and Mrs. Stein. Senators Winkelman and Priebe.

Thirty students from Cincinnati Elementary School, Cincinnati, Iowa, accompanied by Miss Farnsworth. Senator Ramsey.

PETITION

The following petition was presented and placed on file:

By Senator Heying from eighteen residents of Fayette County favoring rescission of Iowa's ratification of the Equal Rights Amendment and preservation of the family unit.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 1291.

Senate File 1291

On motion of Senator Miller of Des Moines, Senate File 1291, a bill for an act relating to public improvements by counties, and providing procedures for the levy of special assessments and issuance of bonds, was taken up for consideration.

Senator Potter took the chair at 10:25 a.m.

Senator Hultman raised the point of order that under Senate Rule 37 the bill should be referred to the committee on ways and means.

The Chair ruled the point not well taken.

Senator Miller of Des Moines moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1291) the vote was:

Ayes, 26:

Andersen	Miller of	Orr	Rodgers
Bergman	Des Moines	Plymat	Schwengels
Briles	Miller of	Potter	Schwieger
Griffin	Marshall	Rabedeaux	Taylor
Hansen	Murray	Ramsey	Tieden
Heying	Nolin	Riley	Van Gilst
Kelly	Nystrom	Robinson	Willits

Nays, 15:

Blouin	Doderer	Kinley	Scott
Burroughs	Glenn	Lamborn	Shaff
Coleman	Gluba	McCartney	Winkelman
Curtis	Hultman	Priebe	

Absent or not voting, 9:

DeKoster	Junkins	Milligan	Schaben
Gallagher	Kennedy	Palmer	Shaw
Hill			

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

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which Senate File 1291 passed the Senate on May 1, 1974.

W. R. RABEDEAUX

Senator Lamborn asked and received unanimous consent to take up out of order House File 155.

House File 155

On motion of Senator Murray, House File 155, a bill for an act relating to the sale of unused right of way by the state highway commission by land contract, providing for the payment of interest thereon, and the taxation of land sold on contract, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Taylor offered amendment S—2826 filed by him and moved its adoption:

S—2826

- 1 Amend House File 155, as amended and passed by
- 2 the House, page 1, line 10, by inserting after the
- 3 word "the" the words "construction or".

Amendment S—2826 was adopted.

Senator Gallagher offered amendment S—2964:

S—2964

- 1 Amend House File 155, as amended and passed by the
- 2 House, page 2, line 2, by striking the word "ten"
- 3 and inserting in lieu thereof the word "five".

Amendment S—2964 was adopted.

Senator Taylor offered amendment S—2824 filed by him:

S—2824

- 1 Amend House File 155, as amended and passed by
- 2 the House, page 3, by inserting after line 7 the
- 3 following new paragraph:
- 4 "Before any unused land acquired by the
- 5 commission for the construction or improvement of any
- 6 highway shall be offered for sale, the commission
- 7 shall offer the person who owned the property at
- 8 the time it was acquired the right to purchase
- 9 the unused land proposed to be sold for the original
- 10 acquisition price less the price of the used portion.
- 11 This option to purchase may be offered within
- 12 five years from date of acquisition or five years
- 13 from date of project completion by the highway
- 14 commission; the option must be exercised within
- 15 sixty days of the date of offer. If the original
- 16 owner is deceased or if he does not exercise this

17 option, an option to purchase the tract shall be
 18 given to the present owner if different from the
 19 original owner, for a price set by current
 20 appraisal; this option must be exercised within
 21 sixty days of the date of offer. If no option is
 22 exercised, it shall be offered for public sale as
 23 provided in section three hundred six point twenty-
 24 two (306.22) of the Code. This Act shall apply to
 25 purchases made on and after July 1, 1969."

Senator Murray raised the point of order that amendment S—2824 was not germane to the bill.

The Chair ruled the point well taken and amendment S—2824 out of order.

Senator Murray moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 155) the vote was:

Ayes, 43:

Andersen	Heying	Milligan	Riley
Bergman	Hill	Murray	Robinson
Blouin	Junkins	Nolin	Schaben
Briles	Kelly	Nystrom	Schwengels
Burroughs	Kinley	Orr	Scott
Coleman	Lamborn	Palmer	Shaff
Curtis	McCartney	Plymat	Taylor
Gallagher	Miller of	Potter	Tieden
Glenn	Des Moines	Priebe	Van Gilst
Gluba	Miller of	Rabedeaux	Willits
Griffin	Marshall	Ramsey	Winkelman
Hansen			

Nays, none.

Absent or not voting, 7:

DeKoster	Hultman	Rodgers	Shaw
Doderer	Kennedy	Schwieger	

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

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 354.

Senate File 354

On motion of Senator Riley, Senate File 354, a bill for an act relating to property unlawfully placed on public or private property, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 354) the vote was:

Ayes, 46:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schaben
Blouin	Hultman	Nolin	Schwengels
Briles	Junkins	Nystrom	Schwieger
Burroughs	Kelly	Orr	Scott
Coleman	Kinley	Palmer	Shaff
Curtis	Lamborn	Plymat	Taylor
Doderer	McCartney	Potter	Tieden
Gallagher	Miller of	Priebe	Van Gilst
Glenn	Des Moines	Rabedeaux	Willits
Gluba	Miller of	Riley	Winkelman
Griffin	Marshall	Robinson	
Hansen			

Nays, 1:

Ramsey

Absent or not voting, 3:

DeKoster Kennedy Shaw

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

Senator Riley asked and received unanimous consent that **Senate File 354** be **immediately messaged** to the House, which request was complied with.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 1296.

Senate File 1296

On motion of Senator Riley, Senate File 1296, a bill for an act permitting the advertisement of beer by brand name on the inside of fences surrounding ballparks, was taken up for consideration.

Senator Riley offered amendment S—2624 filed by him and moved its adoption:

S—2624

- 1 Amend Senate File 1296, page 2, by striking lines
- 2 16 through 18, and inserting in lieu thereof the
- 3 following: "tion in the Clinton Herald, a newspaper
- 4 published in Clinton, Iowa, and in The Telegraph-
- 5 Herald, a newspaper published in Dubuque, Iowa."

Amendment S—2624 was adopted.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1296) the vote was:

Ayes, 35:

Andersen	Glenn	Lamborn	Riley
Bergman	Gluba	Miller of	Robinson
Blouin	Griffin	Des Moines	Rodgers
Briles	Hansen	Nolin	Schaben
Burroughs	Heying	Nystrom	Schwengels
Coleman	Hultman	Orr	Schwieger
Curtis	Junkins	Palmer	Shaff
Doderer	Kelly	Potter	Shaw
Gallagher	Kinley	Rabedeaux	Willits

Nays, 12:

Hill	Milligan	Priebe	Taylor
McCartney	Murray	Ramsey	Van Gilst
Miller of	Plymat	Scott	Winkelman
Marshall			

Absent or not voting, 3:

DeKoster	Kennedy	Tieden
----------	---------	--------

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

Senator Riley asked and received unanimous consent that **Senate File 1296 be immediately messaged** to the House, which request was complied with.

Senator Lamborn asked and received unanimous consent to take up out of order House File 363.

House File 363

On motion of Senator Shaw, House File 363, a bill for an act relating to the management of state records, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

President pro tempore Shaff took the chair at 11:20 a.m.

Senator Shaw offered amendment S—2436 by the committee on state government, found on pages 790-793, inclusive, of the Senate Journal and moved its adoption.

Amendment S—2436 was adopted.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 363) the vote was:

Ayes, 46:

Andersen	Hansen	Milligan	Robinson
Bergman	Heying	Murray	Rodgers
Blouin	Hill	Nolin	Schaben
Briles	Junkins	Nystrom	Schwengels
Burroughs	Kelly	Orr	Schwieger
Coleman	Kennedy	Palmer	Scott
Curtis	Kinley	Plymat	Shaff
Doderer	Lamborn	Potter	Shaw
Gallagher	Miller of	Priebe	Taylor
Glenn	Des Moines	Rabedeaux	Tieden
Gluba	Miller of	Ramsey	Willits
Griffin	Marshall	Riley	Winkelman

Nays, 1:

Hultman

Absent or not voting, 3:

DeKoster McCartney Van Gilst

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

Senator Shaw asked and received unanimous consent that **House File 363** be **immediately messaged** to the House, which request was complied with.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 1333.

Senate File 1333

On motion of Senator Taylor, Senate File 1333, a bill for an act relating to obstructions on public highways, establishing procedures for the removal of obstructions, and providing for the assessment and collection of costs, was taken up for consideration.

Senator Briles offered amendment S—2742 filed by him and moved its adoption:

S—2742

- 1 Amend Senate File 1333, page 2, line 7,
- 2 by inserting before the word "and" the following:
- 3 *"or in the event the owner or company has been*
- 4 *unable to remove such poles within such thirty-*
- 5 *day period due to storm or other act of God,*
- 6 *then such poles shall not be removed until the*
- 7 *owner or company shall have had a reasonable*
- 8 *time thereafter to remove such poles,".*

Amendment S—2742 was adopted.

Senator Taylor offered amendment S—2817 filed by him and moved its adoption:

S—2817

- 1 Amend Senate File 1333 as follows:
 2 1. Page 3, lines 12 and 13, by striking the words
 3 "*within forty-eight hours*".
 4 2. Page 3, line 31, by adding after the period the
 5 following: "If the excavation, fill or physical
 6 change within the right-of-way of a public road
 7 or highway does not conform to the specifications
 8 that accompany the permit the person shall be
 9 notified to make such conforming changes. If after
 10 twenty days the changes have not been made, the
 11 public road or highway authority may make the
 12 necessary changes and immediately send a statement
 13 of the cost to the person responsible for the work
 14 done not in conformance to the specifications.
 15 If within ten days after sending the statement the
 16 cost is not paid, the highway authority may
 17 institute proceedings in the district court system
 18 to collect the cost of correction. Utility companies
 19 are exempt from the provisions of this section."

Amendment S—2817 was adopted.

Senator Taylor offered amendment S—2659 filed by him and moved its adoption:

S—2659

- 1 Amend Senate File 1333, page 3, line 22, by
 2 inserting after the word "*court*" the word "*system*".

Amendment S—2659 was adopted.

Senator Potter withdrew amendments S—2809 and S—2810 filed by him on April 18, 1974, and found on page 1447 of the Senate Journal.

Senator Taylor moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1333) the vote was:

Ayes, 48:

Andersen	Heying	Murray	Rodgers
Bergman	Hill	Nolin	Schaben
Blouin	Hultman	Nystrom	Schwengels
Briles	Junkins	Orr	Schwieger
Burroughs	Kelly	Palmer	Scott
Coleman	Kinley	Plymat	Shaff
Curtis	Lamborn	Potter	Shaw
Doderer	McCartney	Priebe	Taylor
Gallagher	Miller of	Rabedeaux	Tieden
Glenn	Des Moines	Ramsey	Van Gilst
Gluba	Miller of	Riley	Willits
Griffin	Marshall	Robinson	Winkelman
Hansen	Milligan		

Nays, none.

Absent or not voting, 2:

DeKoster Kennedy

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

Senator Taylor asked and received unanimous consent that **Senate File 1333** be **immediately messaged** to the House, which request was complied with.

Senator Lamborn asked and received unanimous consent to take up out of order House File 1140.

House File 1140

On motion of Senator Shaw, House File 1140, a bill for an act relating to the requirement of having an attorney in the department of public safety, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Schwieger offered amendment S—2219 filed by him and moved its adoption:

S—2219

- 1 Amend House File 1140, page 2, line 8, by
- 2 inserting after the period the following:
- 3 *“Such attorney shall be an assistant attorney*
- 4 *general appointed by the attorney general who shall*
- 5 *fix his salary. The department shall reimburse*
- 6 *the attorney general for the salary and expense*
- 7 *of such assistant attorney general and furnish him*
- 8 *a suitable office if requested by the attorney*
- 9 *general.”*

Amendment S—2219 was adopted.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 1140) the vote was:

Ayes, 49:

Andersen	Gluba	Lamborn	Orr
Bergman	Griffin	McCartney	Palmer
Blouin	Hansen	Miller of	Plymat
Briles	Heying	Des Moines	Potter
Burroughs	Hill	Miller of	Priebe
Coleman	Hultman	Marshall	Rabedeaux
Curtis	Junkins	Milligan	Ramsey
Doderer	Kelly	Murray	Riley
Gallagher	Kennedy	Nolin	Robinson
Glenn	Kinley	Nystrom	Rodgers

Schaben	Scott	Taylor	Willits
Schwengels	Shaff	Tieden	Winkelman
Schwieger	Shaw	Van Gilst	

Nays, none.

Absent or not voting, 1:

De Koster

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

Senator Shaw asked and received unanimous consent that **House File 1140** be **immediately messaged** to the House, which request was complied with.

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 1358.

Senate File 1358

On motion of Senator Miller of Marshall, Senate File 1358, a bill for an act relating to the establishment and operation of solid waste disposal grounds, was taken up for consideration.

Senator Miller of Marshall moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1358) the vote was:

Ayes, 42:

Andersen	Griffin	Miller of	Riley
Bergman	Hansen	Marshall	Rodgers
Blouin	Hill	Milligan	Schaben
Briles	Hultman	Murray	Schwengels
Burroughs	Junkins	Nystrom	Schwieger
Coleman	Kelly	Orr	Shaff
Curtis	Kinley	Palmer	Shaw
Doderer	Lamborn	Plymat	Taylor
Gallagher	McCartney	Potter	Tieden
Glenn	Miller of	Rabedeaux	Willits
Gluba	Des Moines	Ramsey	Winkelman

Nays, 6:

Heying	Nolin	Scott	Van Gilst
Kennedy	Priebe		

Absent or not voting, 2:

DeKoster Robinson

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

Senator Miller of Marshall asked and received unanimous con-

sent that **Senate File 1358** be **immediately messaged** to the House, which request was complied with.

TRIBUTE

Senator Gallagher rose on a point of personal privilege to pay tribute to Senator McCartney who will be retiring as a state legislator at the close of the Sixty-fifth General Assembly.

Senator McCartney served his district very ably as a member of the Senate during the Sixty-fifth General Assembly and as a member of the House of Representatives during the Sixty-second and Sixty-third General Assemblies. He was Majority Floor Leader in the House during the 1969 and 1970 sessions.

The Senate expressed its respect and deep affection for the Senator by giving him a standing ovation.

On motion of Senator Lamborn, the Senate recessed until 1:30 p.m.

AFTERNOON SESSION

The Senate reconvened, Senator Blouin presiding.

QUORUM CALL

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

Roll call revealed a quorum present.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 1307.

Senate File 1307

On motion of Senator Bergman, Senate File 1307, a bill for an act to provide for fair trade practices in the marketing and distribution of motor fuel and special fuel and providing a penalty, was taken up for consideration.

Senator Bergman asked and received unanimous consent that **House File 1402** be substituted for **Senate File 1307**.

House File 1402

On motion of Senator Bergman, House File 1402, a bill for an act to provide for fair trade practices in the marketing and dis-

tribution of motor fuel and special fuel and providing a penalty, was taken up for consideration.

Senator Gallagher withdrew amendment S—2819 filed on April 19, 1974, and found on pages 1464 and 1465 of the Senate Journal.

Senator Gallagher offered amendment S—2855 filed by him on April 24, 1974, and found on pages 1586 and 1587 of the Senate Journal.

Senator Hill raised the point of order that amendment S—2855 was not germane to the bill.

The Chair ruled the point well taken and amendment S—2855 out of order.

Senator Riley offered amendment S—2818 filed by Senators Riley and Nystrom and moved its adoption:

S—2818

- 1 Amend House File 1402, as amended and passed by the
- 2 House, as follows:
- 3 1. Page 2, line 12 by inserting after the word
- 4 "contract" the words ", either written or oral,".
- 5 2. Page 3, line 2 by striking the words "a written
- 6 contract" and inserting in lieu thereof the words
- 7 "an agreement or contract, either written or oral,".
- 8 3. Page 4, by striking line 17.
- 9 4. Page 5, lines 10 and 11 by striking the words
- 10 "that there is no criminal misconduct, abandonment,
- 11 or fraud,".
- 12 5. Page 8, line 16 by striking the word "five" and
- 13 inserting in lieu thereof the word "two".
- 14 6. Page 9, by adding the following section after
- 15 line 38:
- 16 Sec. *NEW SECTION. WAIVER.* Any provision
- 17 of a dealer franchise or distributor franchise which
- 18 is an attempted waiver of the benefits of this Act
- 19 shall be void and unenforceable.
- 20 7. By renumbering sections to conform with this
- 21 amendment.

Amendment S—2818 was adopted.

Senator Bergman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1402) the vote was:

Ayes, 44:

Andersen	Griffin	Murray	Rodgers
Bergman	Hansen	Nystrom	Schaben
Blouin	Heying	Orr	Schwengels
Briles	Hultman	Palmer	Schwieger
Burroughs	Junkins	Plymat	Scott
Coleman	Kelly	Potter	Shaff
Curtis	Kinley	Priebe	Shaw
DeKoster	Lamborn	Rabedeaux	Taylor
Doderer	Miller of	Ramsey	Tieden
Gallagher	Marshall	Riley	Van Gilst
Glenn	Milligan	Robinson	Winkelman
Gluba			

Nays, 4:

Hill	Kennedy	Nolin	Willits
------	---------	-------	---------

Absent or not voting, 2:

McCartney	Miller of Des Moines
-----------	-------------------------

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

Senator Bergman asked and received unanimous consent that **House File 1402** be **immediately messaged** to the House, which request was complied with.

WITHDRAWN

Senator Bergman asked and received unanimous consent that **Senate File 1307** be **withdrawn** from further consideration of the Senate.

MOTION TO RECONSIDER WITHDRAWN

Senator Hultman withdrew the motion to reconsider the vote by which **House File 1491** passed the Senate filed by him on April 30, 1974.

CONSIDERATION OF BILLS

Senator Potter asked and received unanimous consent to take up out of order House File 1406.

House File 1406

On motion of Senator DeKoster, House File 1406, a bill for an act relating to workmen's compensation, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Hultman offered amendment S—2908 filed by him:
S—2908

1 Amend House File 1406, as amended and passed by

2 the House, page 3, by inserting after line 53 the
3 following sections:

4 Sec. Section eighty-five point two (85.2),
5 Code 1973, is amended to read as follows:
6 85.2 COMPULSORY WHEN. Where the state, county,
7 municipal corporation, school corporation, county
8 board of education, or city under any form of gov-
9 ernment is the employer, the provisions of this
10 chapter for the payment of compensation and amount
11 thereof for an injury sustained by an employee of
12 such employer shall be exclusive, compulsory, and
13 obligatory upon both employer and employee, except
14 as otherwise provided in section 85.1. For the
15 purposes of this chapter elected and appointed
16 officials and members of voluntary sheriff's
17 posses, shall be employees.

18 Sec. Section eighty-five point sixty-one
19 (85.61), Code 1973, as amended by Acts of the Sixty-
20 fifth General Assembly, 1973 Session, chapter one
21 hundred forty-four (144), sections twenty (20) and
22 twenty-one (21), is amended by adding the following
23 new subsection:

24 *NEW SUBSECTION.* The term "voluntary sheriff's
25 posse" shall mean those persons orally deputized

Page 2

1 by a sheriff to aid him in making an arrest. They
2 are neither officers nor mere private persons, but
3 occupy legal position of a "posse comitatus", and
4 while cooperating with the sheriff and acting under
5 his orders are clothed with protection of law as is
6 the sheriff. A person performing such services
7 shall not be considered a casual employee.

Senator DeKoster raised the point of order that amendment S—2908 was not germane to the bill.

The Chair ruled the point well taken and amendment S—2908 out of order.

Senator DeKoster moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1406) the vote was:

Ayes, 45:

Andersen	Glenn	McCartney	Orr
Bergman	Gluba	Miller of	Palmer
Blouin	Hansen	Des Moines	Plymat
Briles	Hill	Miller of	Potter
Burroughs	Hultman	Marshall	Priebe
Coleman	Junkins	Milligan	Rabedeaux
Curtis	Kelly	Murray	Ramsey
DeKoster	Kennedy	Nolin	Riley
Gallagher	Kinley	Nystrom	Robinson

Rodgers	Scott	Taylor	Willits
Schaben	Shaff	Tieden	Winkelman
Schwengels	Shaw	Van Gilst	

Nays, none.

Absent or not voting, 5:

Doderer	Heying	Lamborn	Schwieger
Griffin			

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

Senator Potter asked and received unanimous consent to take up out of order House File 1311.

House File 1311

On motion of Senator DeKoster, House File 1311, a bill for an act correcting and clarifying certain sections of chapter ninety-six (96), and providing provisions mandated by federal standards, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator DeKoster moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1311) the vote was:

Ayes, 45:

Andersen	Hansen	Miller of	Ramsey
Bergman	Heying	Marshall	Riley
Blouin	Hill	Milligan	Robinson
Briles	Hultman	Murray	Rodgers
Burroughs	Junkins	Nolin	Schwengels
Coleman	Kelly	Nystrom	Scott
Curtis	Kennedy	Orr	Shaff
DeKoster	Kinley	Palmer	Shaw
Gallagher	McCartney	Plymat	Taylor
Glenn	Miller of	Potter	Tieden
Gluba	Des Moines	Priebe	Willits
Griffin		Rabedeaux	Winkelman

Nays, none.

Absent or not voting, 5:

Doderer	Schaben	Schwieger	Van Gilst
Lamborn			

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

Senator Potter asked and received unanimous consent to take up out of order House File 1080.

House File 1080

On motion of Senator DeKoster, House File 1080, a bill for an act relating to the control, management and use of the unemployment compensation fund to assure entitlement to funds under section nine hundred three (903) of the Social Security Act, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator DeKoster moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1080) the vote was:

Ayes, 45:

Andersen	Hansen	Miller of	Riley
Bergman	Heying	Marshall	Robinson
Blouin	Hill	Milligan	Rodgers
Briles	Hultman	Nolin	Schwengels
Burroughs	Junkins	Nystrom	Scott
Coleman	Kelly	Orr	Shaff
Curtis	Kennedy	Palmer	Shaw
DeKoster	Kinley	Plymat	Taylor
Gallagher	McCartney	Potter	Tieden
Glenn	Miller of	Priebe	Van Gilst
Gluba	Des Moines	Rabedeaux	Willits
Griffin		Ramsey	Winkelman

Nays, none.

Absent or not voting, 5:

Doderer	Murray	Schaben	Schwieger
Lamborn			

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

Senator Potter asked and received unanimous consent to take up out of order House File 1426.

House File 1426

On motion of Senator DeKoster, House File 1426, a bill for an act to provide that the right to workmen's compensation shall be the exclusive remedy to an employee against his employer or fellow employee on account of injury or occupational disease, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Doderer offered amendment S—2967 by Senators Doderer and McCartney:

S—2967

1 Amend House File 1426 as amended and passed by the

2 House as follows:

3 1. Page 2, by striking lines 16, 17, and 18

4 and inserting in lieu thereof the following:

5 "other employee's gross negligence."

Senator Willits took the chair at 3:25 p.m.

Senator Blouin took the chair at 3:35 p.m.

President Neu took the chair at 3:55 p.m.

Senator Doderer moved the adoption of amendment S—2967.

Roll call was requested.

On the question "Shall the amendment S—2967 be adopted?"
(H.F. 1426) the vote was:

Ayes, 14:

Blouin	Kinley	Murray	Ramsey
Doderer	McCartney	Orr	Riley
Gallagher	Miller of	Palmer	Willits
Glenn	Des Moines	Priebe	

Nays, 33:

Andersen	Heying	Milligan	Schwengels
Bergman	Hill	Nolin	Scott
Briles	Hultman	Nystrom	Shaff
Burroughs	Junkins	Plymat	Shaw
Coleman	Kelly	Potter	Taylor
Curtis	Kennedy	Rabedeaux	Tieden
DeKoster	Lamborn	Robinson	Van Gilst
Griffin	Miller of	Rodgers	Winkelman
Hansen	Marshall		

Absent or not voting, 3:

Gluba	Schaben	Schwieger
-------	---------	-----------

Amendment S—2967 lost.

Senator Gallagher offered amendment S—2889 filed by Sena-
tors Gallagher and Doderer:

S—2889

1 Amend House File 1426, as amended and passed by the

2 House, page 2, by adding the following section after

3 line 39:

4 Sec. Chapter eighty-five (85), Code 1973,

5 is amended by adding the following new section:

6 *NEW SECTION.* If an injury or death for which

7 benefits are payable under this chapter or chapter

8 eighty-five A (85A) of the Code is caused by the

9 serious or willful misconduct of the employer or any

10 employee of such employer holding a supervisory or

11 managing position or performing a supervisory or

- 12 managing function, the weekly compensation amount
- 13 payable to the injured employee or his dependents
- 14 in case of death shall be doubled.

Senator Rabedeaux raised the point of order that amendment S—2889 was not germane to the bill.

The Chair ruled the point well taken and amendment S—2889 out of order.

Senator Gallagher offered amendment S—2878 filed by him and moved its adoption:

S—2878

- 1 Amend House File 1426, as amended and passed by the
- 2 House, as follows:
- 3 1. Page 2, line 16 by striking the word "*gross*".
- 4 2. Page 2, line 17 by striking the word "*wanton*".

Amendment S—2878 lost.

Senator Doderer offered amendment S—2876 filed by her and moved its adoption:

S—2876

- 1 Amend House File 1426, as amended and passed by the
- 2 House, page 2, lines 16, 17 and 18 by striking the
- 3 words "*gross negligence amounting to such lack of care*
- 4 *as to amount to wanton neglect for the safety of*
- 5 *another*" and inserting in lieu thereof the words "*con-*
- 6 *duct amounting to such lack of care as to constitute a*
- 7 *total disregard of any safety rule or regulation,*
- 8 *which safety rule or regulation was for the benefit of*
- 9 *the employee bringing such action, and which safety*
- 10 *rule or regulation was known, or in the exercise of*
- 11 *reasonable care should have been known, by the employee*
- 12 *against whom such action is brought*".

Amendment S—2876 lost.

Senator Doderer offered amendment S—2973:

S—2973

- 1 Amend House File 1426, as amended and passed by the
- 2 House, as follows:
- 3 1. Page 2, by adding before line 19 the following:
- 4 "*Provided, however, this section shall not apply to*
- 5 *an employee who injures or causes the death of a fellow*
- 6 *employee by the operation or use of a motor vehicle or*
- 7 *aircraft that is not owned or leased by his employer.*"

Senator Riley offered amendment S—2979 to amendment S—2973 and moved its adoption:

S—2979

- 1 Amend the Doderer amendment S—2973, to House File
- 2 1426, as amended and passed by the House, line 7 by
- 3 inserting a period after the word "aircraft" and by
- 4 striking the remainder of line 7.

Senator Bergman took the chair at 5:00 p.m.

Amendment S—2979 to amendment S—2973 lost.

Senator Doderer moved the adoption of amendment S—2973.

Roll call was requested.

On the question "Shall amendment S—2973 be adopted?" (H.F. 1426) the vote was:

Ayes, 12:

Blouin	Gluba	Murray	Riley
Doderer	Miller of	Orr	Schwieger
Gallagher	Des Moines	Palmer	Willits
Glenn			

Nays 33:

Andersen	Hultman	Milligan	Rodgers
Bergman	Junkins	Nolin	Schwengels
Briles	Kelly	Nystrom	Scott
Burroughs	Kennedy	Potter	Shaw
Curtis	Kinley	Priebe	Taylor
DeKoster	Lamborn	Rabedeaux	Tieden
Griffin	McCartney	Ramsey	Van Gilst
Hansen	Miller of	Robinson	Winkelman
Heying	Marshall		

Absent or not voting, 5:

Coleman	Plymat	Schaben	Shaff
Hill			

Amendment S—2973 lost.

Senator DeKoster moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1426) the vote was:

Ayes, 41:

Andersen	Hultman	Milligan	Rodgers
Bergman	Junkins	Murray	Schaben
Briles	Kelly	Nolin	Schwengels
Burroughs	Kennedy	Nystrom	Scott
Curtis	Kinley	Plymat	Shaff
DeKoster	Lamborn	Potter	Shaw
Glenn	McCartney	Priebe	Taylor
Griffin	Miller of	Rabedeaux	Tieden
Hansen	Des Moines	Ramsey	Van Gilst
Heying	Miller of	Riley	Winkelman
Hill	Marshall	Robinson	

Nays, 8:

Blouin	Doderer	Gluba	Palmer
Coleman	Gallagher	Orr	Willits

Absent or not voting, 1:

Schwieger

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

WITHDRAWN

Senator Curtis asked and received unanimous consent that the following bills be withdrawn from further consideration of the Senate: **Senate Files 504, 1144, 1179 and 1264.**

President Neu took the chair at 5:40 p.m.

CONSIDERATION OF BILLS

Senator Potter asked and received unanimous consent to take up out of order House File 1422.

House File 1422

On motion of Senator Winkelman, House File 1422, a bill for an act to provide for a state land use policy, and to create a department of soil conservation and land use, a state land use policy commission, an intergovernmental advisory board, county land use policy commission, and to specify the powers and duties of such agencies, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Nolin moved that House File 1422 be referred to the committee on natural resources.

Roll call was requested.

On the question "Shall the motion to refer the bill to the committee on natural resources be adopted?" (H.F. 1422) the vote was:

Rule 24 was invoked.

Ayes, 27:

Andersen	Hill	Miller of	Rabedeaux
Briles	Hultman	Marshall	Rodgers
Burroughs	Junkins	Nolin	Schwengels
Coleman	Kelly	Nystrom	Scott
DeKoster	Kennedy	Plymat	Taylor
Griffin	Kinley	Potter	Tieden
Hansen	Miller of	Priebe	
Heying	Des Moines		

Nays, 21:

Bergman	Lamborn	Palmer	Shaff
Blouin	McCartney	Ramsey	Shaw
Curtis	Milligan	Riley	Van Gilst
Doderer	Murray	Robinson	Willits
Glenn	Orr	Schaben	Winkelman
Gluba			

Absent or not voting, 2:

Gallagher	Schwieger
-----------	-----------

The motion prevailed and House File 1422 was referred to the committee on natural resources.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 134, a bill for an act relating to the regulation of the practice of public accounting.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1009, a bill for an act relating to the repeal of the requirement of corroboration of the testimony of the victim in a rape.

Also: That the House has adopted the conference committee report and amendments contained therein and repassed the following bill in which the concurrence of the House was asked:

Senate File 1055, a bill for an act exempting the gross receipts from sale of food, prosthetic devices, and prescription drugs from sales and use tax.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1265, a bill for an act relating to the membership, powers, and duties of the civil rights commission.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1272, a bill for an act relating to valuation of property and property tax limitations by changing assessed and taxable value of property.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1324, a bill for an act making an appropriation from the primary road fund to the state highway commission for construction of a new materials laboratory.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1339, a bill for an act to provide for the imposition of an excise tax on the sale of beef cattle and veal calves in lieu of the tax presently collected.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1370, a bill for an act creating a state elevator code.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1399, a bill for an act to make an appropriation from general fund to the state conservation commission for capital improvements.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1481, a bill for an act relating to soliciting public donations within the state.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1503, a bill for an act to create a stabilization fund.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 134

1 Amend Senate File 134 as amended and passed by the Senate
2 as follows:

3 1. Page 2, line 2, by striking the figure "1973" and
4 inserting in lieu thereof the figure "1974".

5 2. Page 2, by inserting after line 2 the following new
6 section:

7 Section *NEW SECTION. DEFINITIONS.* As used in this
8 Act unless the context otherwise requires: "Accounting
9 practitioner" means a person licensed by the board as provided
10 in this Act, who does not hold a certificate as a certified
11 public accountant or public accountant under chapter one
12 hundred sixteen (116) of the Code, and who offers to perform
13 or performs for the public, and for compensation, any of the
14 following services:

15 1. The recording of financial transactions in books of
16 record.

17 2. The making of adjustments of such transactions in books
18 of record.

19 3. The making of trial balances from books of record.

20 4. Internal verification and analysis of books or accounts
21 of original entry.

22 5. The preparation of financial statements, schedules,
23 or reports.

24 6. The devising and installing of systems or methods of
25 bookkeeping, internal controls of financial data, or the

Page 2

1 recording of financial data.

2 Nothing contained in this definition or elsewhere in this
3 Act shall be construed to permit an accounting practitioner to
4 give an opinion attesting to the reliability of any representa-
5 tion embracing financial information as defined in section
6 thirteen (13), subsections six (6) and seven (7) of this Act.

7 Any transmittal letters and titles to financial statements

8 included in reports prepared by accounting practitioners shall
9 be labeled as unaudited.

10 3. Page 2, by striking line 7.

11 4. Page 2, line 8, by striking the words "public accountants".

12 5. Page 2, line 9, by inserting after the period the
13 following: "A certified member shall be actively engaged in
14 practice as a certified public accountant and shall have been
15 so engaged for five years preceding his appointment, the last
16 two of which shall have been in Iowa. Professional associations
17 or societies composed of certified public accountants may
18 recommend the names of potential board members to the governor,
19 but the governor shall not be bound by the recommendations. A
20 board member shall not be required to be a member of any
21 professional association or society composed of certified
22 public accountants. Members shall be appointed by the
23 governor, subject to the approval of two-thirds of the members
24 of the senate.

25 6. Page 2, line 14, by striking the words "One member"

Page 3

1 and inserting in lieu thereof the words "Two members".

2 7. Page 2, line 15, by striking the words and figure "1974,
3 one member" and inserting in lieu thereof the words and
4 figure "1976, and two members".

5 8. Page 2, line 15, by striking the figure "1975" and
6 inserting in lieu thereof the figure "1977".

7 9. Page 2, line 16, by striking the figure "1976" and
8 inserting in lieu thereof the figure "1978".

9 10. Page 2, line 16, by striking the words ", one member
10 for a term ending".

11 11. Page 2, by striking line 17 and inserting in lieu
12 thereof a period.

13 12. Page 2, line 20, by striking the figure "1975" and
14 inserting in lieu thereof the figure "1976".

15 13. Page 2, line 21, by striking the figure "1977" and
16 inserting in lieu thereof the figure "1978".

17 14. Page 2, line 23, by striking the words "five years,
18 but no person" and inserting in lieu thereof the words
19 "three years."

20 15. Page 2, by striking line 24.

21 16. Page 2, line 25, by striking the words "of office"
22 and inserting in lieu thereof the words "Members shall serve
23 a maximum of three terms or nine years, whichever is less".

24 17. Page 2, line 27, by inserting after the word "term"
25 the words "and shall be subject to senate confirmation".

Page 4

1 18. Page 2, line 27, by striking the words "Appointment
2 to fill an".

3 19. Page 2, by striking line 28.

4 20. Page 2, line 30, by striking the word and figures
5 "July 1, 1972" and inserting in lieu thereof the word and
6 figures "June 30, 1974".

7 21. Page 2, by striking lines 35 through 38, inclusive.

8 22. Page 3, by striking lines 1 through 10, inclusive.

9 23. Page 3, line 17, by inserting after the period the
10 following: "The board shall meet as often as deemed necessary,
11 but shall hold at least one meeting per year at the seat of
12 government."

13 24. Page 3, line 31, by inserting after the word "regis-
14 tered" the words "or licensed".

15 25. Page 4, by striking lines 10 through 13, inclusive.

16 26. Page 4, line 14, by striking the words "Itemized
17 accounts" and inserting in lieu thereof the words "Warrants
18 for the payment".

19 27. Page 4, line 15, by striking the words "shall be
20 audited by the auditor of state and allowed" and inserting
21 in lieu thereof the words "provided by this Act shall be
22 issued by the state comptroller drawn upon funds appropriated
23 to the board upon presentation of vouchers drawn by the
24 chairman of the board and authorized by the members of the
25 board."

Page 5

1 28. Page 4, by striking lines 16 and 17.

2 29. Page 4, line 21, by striking the words "and public
3 accountants" and inserting in lieu thereof the words ", public
4 accountants, and accounting practitioners".

5 30. Page 4, line 21, by striking the word "or" and in-
6 serting in lieu thereof a comma.

7 31. Page 4, line 22, by inserting after the word "practice"
8 the words ", or licenses".

9 32. Page 5, lines 4 and 5, by striking the words
10 "profession of public accountancy" and inserting in lieu
11 thereof the words "practice as a certified public accountant,
12 public accountant, or accounting practitioner".

13 33. Page 5, line 10, by striking the words "the profession"
14 and inserting in lieu thereof the words "practice as a
15 certified public accountant, public accountant, or accounting
16 practitioner".

17 34. Page 5, line 11, by striking the word "profession"
18 and inserting in lieu thereof the word "professional".

19 35. Page 5, line 12, by striking the word "or" and in-
20 serting in lieu thereof a comma.

21 36. Page 5, line 12, by inserting before the word "and"
22 the words ", or accounting practitioner".

23 37. Page 5, line 19, by inserting before the period the
24 words ", or accounting practitioner".

25 38. Page 5, line 21, by striking the words "or public

Page 6

1 accountant" and inserting in lieu thereof the words ", public
2 accountant, or accounting practitioner".

3 39. Page 5, line 27, by striking the words "or public
4 accountant" and inserting in lieu thereof the words ", public
5 accountant, or accounting practitioner".

6 40. Page 5, by striking lines 31 through 35.

7 41. Page 6, by striking lines 1 through 9.

8 42. Page 6, line 22, by striking the words "public
9 accounting" and inserting in lieu thereof the words "practice
10 as a certified public accountant, public accountant, and

11 accounting practitioner”.

12 43. Page 6, line 27, by striking the words “or public
13 accountants” and inserting in lieu thereof the words “public
14 accountants, or accounting practitioners”.

15 44. Page 7, by inserting after line 3 the following new
16 section:

17 Sec. *NEW SECTION. APPLICATIONS.* Applications for
18 certification as a certified public accountant shall be on
19 forms prescribed and furnished by the board and the board
20 may require that the application contain a recent photograph
21 of the applicant. An applicant shall not be ineligible for
22 certification because of age, citizenship, sex, race, religion,
23 marital status, or national origin although the application
24 may require citizenship information. The board may consider
25 the past felony record of an applicant only if the felony

Page 7

1 conviction relates directly to the practice of accountancy.

2 Character references may be required, but shall not be
3 obtained from certified public accountants.

4 45. Page 7, by striking lines 11 and 12 and renumbering
5 the remaining subsections and internal references.

6 46. Page 8, line 6, by inserting after the period the
7 following: “All examinations in theory shall be in writing
8 and the identity of the person taking the examination shall
9 be concealed until after the examination papers have been
10 graded. Applicants who fail the examination once shall be
11 allowed to take the examination at the next scheduled time.
12 Thereafter, the applicant shall be allowed to take the
13 examination at the discretion of the board. An applicant
14 who has failed the examination may request in writing infor-
15 mation from the board concerning his examination grade and
16 subject areas or questions which he failed to answer
17 correctly, except that if the board administers a uniform,
18 standardized examination, the board shall only be required to
19 provide the examination grade and such other information
20 concerning the applicant’s examination results which are
21 available to the board

22 47. Page 9, by striking lines 10, 11, 12, and 13.

23 48. Page 9, line 14, by striking the word “a” and in-
24 serting in lieu thereof the words “an examination”.

25 49. Page 9, line 15, by striking the words “, not in

Page 8

1 excess of one hundred dollars for”.

2 50. Page 9, by striking line 16.

3 51. Page 9, line 17, by striking the words “of this
4 section” and inserting in lieu thereof the words “which
5 shall be based upon the annual cost of administering the
6 examination”.

7 52. Page 9, line 17, by inserting after the word “re-
8 examination” the words “or partial examination”.

9 53. Page 9, line 19, by striking the words “, but not
10 in excess of twenty-five”.

11 54. Page 9, by striking line 20 and inserting in lieu
12 thereof a period.

13 55. Page 10, by striking from lines 3 and 4 the words
14 "the qualifications specified in subsections two (2) and three
15 (3) of this section, and".

16 56. Page 10, line 5, by striking the comma.

17 57. Page 10, by inserting after line 22 the following
18 new sections:

19 Sec. *NEW SECTION. ACCOUNTING PRACTITIONER. The*
20 license of "accounting practitioner" shall be granted by
21 the board to any person who meets all of the following
22 requirements:

23 1. Is a resident of this state, or has a place of
24 business in this state, or, as an employee, is regularly
25 employed in this state.

Page 9

1 2. Meets the following educational and experience
2 requirements and applies for a license by July 1, 1976.

3 a. Was engaged as an accounting practitioner, as defined
4 in this Act, as a principal and (1) has qualified for
5 limited practice without enrollment before the United States
6 internal revenue service under revenue procedure sixty-eight
7 dash twenty (68-20) and becomes enrolled by July 1, 1976 as an
8 agent entitled to practice before the United States internal
9 revenue service as provided in the United States treasury
10 department circular number two hundred thirty (230) revised,
11 or (2) is an enrolled agent entitled to practice before the
12 United States internal revenue service as provided in the
13 United States treasury department circular number two
14 hundred thirty (230) revised on the effective date of this
15 Act; and

16 b. Was engaged as an accounting practitioner for at
17 least three years prior to the effective date of this Act.
18 The applicant shall submit and establish to the satisfaction
19 of the board copies of contracts or agreements, or affidavits
20 of clients, which verify that the applicant has performed
21 services as an accounting practitioner for compensation. Any
22 evidence which indicates that the applicant has only performed
23 bookkeeping services or prepared tax returns shall not be
24 deemed sufficient for the purposes of meeting the experience
25 requirements.

Page 10

1 Sec. *NEW SECTION. EXAMINATION REQUIRED. An appli-*
2 cant not qualified under section seven (7) of this Act
3 shall be granted a license if the applicant passes a written
4 examination prescribed by the board, and:

5 1. If the applicant has had two or more years actual
6 experience in practice as an accounting practitioner as an
7 employee of a certified public accountant, a public
8 accountant, or an accounting practitioner, or

9 2. If the applicant was employed for at least twenty-four
10 months prior to the effective date of this Act by the United
11 States government, by this state, or by a political sub-
12 division of this state in an accounting or auditing position
13 for which an examination in accounting knowledge or qualifying
14 education or experience in practice as an accounting

15 practitioner was required. The applicant shall submit to the
16 board an official copy of the job description and educational
17 or experience qualifications required, or an affidavit of the
18 immediate superior of the applicant attesting to his account-
19 ing or auditing duties. Any evidence which indicates that
20 the applicant has performed only clerical or bookkeeping work
21 shall not be deemed sufficient for the purposes of this sub-
22 section, or

23 3. If the applicant submits evidence satisfactory to the
24 board that applicant is a graduate of a four-year college
25 or university accredited by the north central accreditation

Page 11

1 association or other regional accreditation association
2 having equivalent standards, with a major in accounting, or
3 that he is a graduate in accountancy from a business or
4 correspondence school accredited by the accrediting commission
5 for business schools or the accrediting commission of the
6 national home study council.

7 Sec. *NEW SECTION.* ADVISORY COMMITTEE. There is
8 established an accounting practitioner advisory committee with
9 whom the board shall consult on matters relating to the
10 qualifications, examination, licensing, and practice of
11 accounting practitioners. The advisory committee shall
12 consist of three members appointed by the governor who shall
13 be licensed accounting practitioners. A member shall be
14 actively engaged in the practice of accounting and shall have
15 been so engaged for five years preceding his appointment, the
16 last two of which shall have been in Iowa. Professional
17 associations or societies composed of accounting practitioners
18 may recommend the names of potential committee members to the
19 governor, but the governor shall not be bound by the
20 recommendations. A committee member shall not be required
21 to be a member of any professional association or society
22 composed of accounting practitioners. The initial appointees
23 shall possess the basic qualifications set forth in section
24 seven (7) of this Act and shall be eligible for licensure.
25 For the initial committee, one member shall serve a term

Page 12

1 of one year, one member shall serve a term of two years,
2 and one member shall serve a term of three years. Thereafter,
3 members shall serve three-year terms. Members shall serve
4 a maximum of three terms or nine years, whichever is less.
5 Any vacancy occurring during a term shall be filled by
6 the governor for the remainder of the unexpired term. Upon
7 completion of his term, a member shall continue to serve
8 until his successor is appointed and qualified. The governor
9 shall remove from office any member whose license to practice
10 has become void, or has been suspended or revoked, and may,
11 after a hearing, remove any member from office for neglect of
12 duty or other just cause.

13 A majority of the members of the advisory committee shall
14 constitute a quorum.

15 Members of the advisory committee shall set their own per
16 diem compensation not exceeding forty dollars per day for each

17 day spent in the discharge of their official duties, and shall
18 be reimbursed for actual and necessary expenses.

19 Sec. *NEW SECTION. APPLICATIONS.* Applications for
20 licensure as accounting practitioners shall be on forms
21 prescribed by the board. The board may require that the
22 application contain a recent photograph of the applicant.
23 An applicant shall not be ineligible for licensure because
24 of age, citizenship, sex, race, religion, marital status,
25 or national origin although the application may require

Page 13

1 citizenship information. The board may consider the past
2 felony record of an applicant only if the felony conviction
3 relates directly to practice as an accounting practitioner.
4 Character references may be required, but shall not be ob-
5 tained from licensed accounting practitioners.

6 Sec. *NEW SECTION. EXAMINATIONS.* Each applicant
7 for a license to practice as an accounting practitioner shall
8 pay to the board an examination fee before being examined.
9 The amount of the fee shall be set by the board based upon
10 the annual cost of administering the examination.

11 Examinations shall be conducted by the board as often as
12 deemed necessary, but not less than one time per year.
13 Each examination shall be designed and given in a manner
14 as to fairly test the applicant's knowledge of accounting
15 theory and accounting practice as prescribed by the board.
16 The examination shall not include questions relating to the
17 subject of auditing.

18 The board shall make such use of all or any part of
19 standard or uniform examinations and advisory grading services
20 which are provided or furnished by national accounting
21 organizations or societies as the board deems appropriate to
22 assist it in performing its duties as provided in this Act.
23 All examinations in theory shall be in writing and the
24 identity of the person taking the examination shall be
25 concealed until after the examination papers have been graded.

Page 14

1 If an applicant has partially passed an examination given
2 in another state, under requirements which the board finds
3 to be substantially equivalent to those required in
4 examinations given in this state, the results of the other
5 state examination shall be accepted as though given in this
6 state.

7 Every applicant successfully passing all subjects in which
8 examined shall be granted and issued a license as an
9 accounting practitioner by the board. The cost of the license
10 shall be based upon the administrative costs of the board
11 and advisory committee and the costs of issuing the license.

12 An applicant who fails the examination once shall be
13 allowed to take the examination at the next scheduled time.
14 Thereafter, the applicant shall be allowed to take the
15 examination at the discretion of the board. An applicant
16 who passes a portion of the examination shall have the right
17 to be reexamined in the remaining subjects at a future

18 examination, and if he passes in the remaining subjects, he
19 shall be considered to have passed the entire examination.
20 An applicant who has failed the examination may request in
21 writing information from the board concerning his examination
22 grade and subject areas or questions which he failed to
23 answer correctly, except that if the board administers a
24 uniform, standardized examination, the board shall only be
25 required to provide the examination grade and such other

Page 15

1 information concerning the applicant's examination results
2 which are available to the board.
3 Sec. *NEW SECTION. RENEWALS.* Licenses as accounting
4 practitioners shall expire annually as determined by the
5 board. The board shall notify every person licensed under
6 this Act of the date of expiration of his license and the
7 amount of the fee required for its renewal for one year. The
8 notice shall be mailed at least one month in advance of the
9 expiration date. A person who fails to renew his license to
10 practice as an accounting practitioner by the expiration
11 date shall be allowed to do so within thirty days following
12 its expiration, but the board may assess a reasonable penalty.

13 Sec. *NEW SECTION. RECIPROCITY.* In its discretion,
14 the board may waive an examination and issue a license as an
15 accounting practitioner to any applicant who:

16 1. Holds, or is eligible to hold, an accounting
17 practitioner license issued, after examination, by a state
18 which extends by reciprocity similar privileges to an
19 accounting practitioner of this state, and who, as of the
20 time of issuance of the license, possessed the basic
21 qualifications set forth in section eight (8) of this Act;
22 or

23 2. Has passed the examination required under the laws of
24 another state and who possesses the basic qualifications set
25 forth in section eight (8) of this Act at the time he applied

Page 16

1 for a license in this state.

2 Every person applying for a license to be issued pursuant
3 to the provisions of this section shall pay a fee as deter-
4 mined by the board based upon the costs of issuing the
5 license.

6 Sec. *NEW SECTION. ACTIONS NOT PROHIBITED. Nothing*

7 in this Act shall be construed to prohibit any officer of a
8 corporation or any employee of a corporation or other business
9 entity from signing or affixing his name to any report or
10 financial statement of a corporation or other business entity
11 and designating the office, title, or position he holds in
12 or with the same, nor to prohibit any act of a public
13 official or public employee done in the performance of his
14 duties as such.

15 Sec. *NEW SECTION.* A secretary may be employed to
16 collect and account for all fees and pay them to the
17 treasurer of state for deposit in the general fund of the
18 state. The board shall set the fees for examination as a

19 certified public accountant, and for examination as an
 20 accounting practitioner, based upon the annual cost of
 21 administering the examinations. The fees for registration and
 22 renewal of a certificate and permit as a certified public
 23 accountant, registration as a public accountant, registration
 24 of a foreign public accountant, and licensure and renewal
 25 as an accounting practitioner, shall be based upon the

Page 17

1 administrative costs of sustaining the board which shall
 2 include, but shall not be limited to, the costs for:
 3 1. Per diem, expenses and travel for board members.
 4 2. Office supplies and equipment.
 5 3. Clerical assistance.
 6 Sec. *NEW SECTION. DISCLOSURE OF CONFIDENTIAL*
 7 *INFORMATION.* A member of the board shall not disclose in-
 8 formation relating to the following:
 9 1. Criminal history or prior misconduct of the applicant.
 10 2. Information relating to the contents of the examination.
 11 3. Information relating to the examination results other
 12 than final score except for information about the results
 13 of an examination which is given to the person who took the
 14 examination.
 15 A member of the board who willfully communicates or seeks
 16 to communicate such information, and any person who willfully
 17 requests, obtains, or seeks to obtain such information, is
 18 guilty of a public offense which is punishable by a fine not
 19 exceeding one hundred dollars or by imprisonment in the county
 20 jail for not more than thirty days.
 21 58. Page 10, line 31, by striking the words “, not to
 22 exceed one hundred dollars,”.
 23 59. Page 10, line 32, by inserting after the word “Act”
 24 the words “, based upon the costs of registration”.
 25 60. Page 11, line 1, by inserting after the word

Page 18

1 “accountants” the words “or accounting practitioners”.
 2 61. Page 11, line 4, by inserting after the word
 3 “accountant” the words “or accounting practitioner”.
 4 62. Page 11, line 6, by inserting after the word
 5 “accountant” the words “or accounting practitioner, or similar
 6 title,”.
 7 63. Page 11, line 11, by inserting after the word
 8 “accountant” the words “or accounting practitioner”.
 9 64. Page 11, line 13, by striking the word “certified”.
 10 65. Page 11, line 15, by inserting after the word
 11 “accountants” the words “or accounting practitioners”.
 12 66. Page 11, line 19, by inserting after the word
 13 “accountant” the words “or accounting practitioner”.
 14 67. Page 11, line 26, by inserting before the word “in”
 15 the words “or ‘accounting practitioner’ or the abbreviation
 16 ‘AP’ ”.
 17 68. Page 12, line 2, by inserting after the word
 18 “accountants” the words “, or by an accounting practitioner
 19 or partnership of accounting practitioners”.
 20 69. Page 12, line 10, by inserting before the word

21 "shall" the words "or 'accounting practitioner' or the
22 abbreviation 'AP'".

23 70. Page 12, line 13, by inserting after the word "Act,"
24 the words "or a license as an accounting practitioner issued
25 under section seven (7) or eight (8) of this Act,".

Page 19

1 71. Page 12, line 23, by inserting after the word "Act"
2 the words ", and the license to practice as an accounting
3 practitioner under section seven (7) or eight (8) of this
4 Act".

5 72. Page 12, line 23, by striking the words "on July first
6 of the first".

7 73. Page 12, by striking lines 24 and 25 and inserting
8 in lieu thereof the words "annually as determined by the
9 board. There shall be an annual".

10 74. Page 12, line 28, by inserting after the word
11 "certificates" the words "and licenses".

12 75. Page 12, lines 32 and 33, by striking the words
13 "required in subsection four (4) of this section".

14 76. Page 14, lines 19 and 20, by striking the words "not
15 to exceed one hundred dollars".

16 77. Page 14, line 21, by striking the words "and public
17 accountants" and inserting in lieu thereof the words ", public
18 accountants, and accounting practitioners".

19 78. Page 14, lines 21 and 22, by striking the words
20 "the practice of professional accountancy" and inserting in
21 lieu thereof the word "practice".

22 79. Page 14, by striking lines 24, 25, and 26 and insert-
23 ing in lieu thereof the words "All permits shall expire
24 annually as determined by the board."

25 80. Page 14, line 28, by striking the words "or public

Page 20

1 accountant" and inserting in lieu thereof the words ", public
2 accountant, or accounting practitioner".

3 81. Page 14, line 31, by inserting after the word
4 "accountants" the words "and accounting practitioners".

5 82. Page 14, line 32, by inserting after the word
6 "accountants" the words "and accounting practitioners".

7 83. Page 14, line 34, by inserting after the word
8 "accountants" the words "and accounting practitioners".

9 84. Page 15, by inserting after line 1 the following sub-
10 section:

11 7. A person who fails to renew his permit to practice as
12 a certified public accountant by the expiration date shall be
13 allowed to do so within thirty days following its expiration,
14 but the board may assess a reasonable penalty.

15 85. Page 15, line 7, by inserting after the word "Act,"
16 the words "or any license issued under section seven (7) or
17 eight (8) of this Act,".

18 86. Page 15, line 12, by striking the words "or permit"
19 and inserting in lieu thereof the words ", permit, or
20 license".

21 87. Page 15, lines 14 and 15, by striking the words
22 "or in obtaining registration under this Act" and inserting

23 in lieu thereof the words "registration as a public
24 accountant, or a license as an accounting practitioner".
25 88. Page 15, line 33, by striking the words "or a public

Page 21

1 accountant" and inserting in lieu thereof the words ", a
2 public accountant, or an accounting practitioner".
3 89. Page 16, line 3, by striking the words "or
4 registrant" and inserting in lieu thereof the words "
5 registrant, or licensee".
6 90. Page 16, line 4, by striking the word "biennial".
7 91. Page 16, line 4, by striking the words "or
8 registration" and inserting in lieu thereof the words "
9 registration, or license".
10 92. Page 16, lines 22 and 23, by striking the words "or
11 registration" and inserting in lieu thereof the words
12 ", registration, or license".
13 93. Page 17, line 20, by striking the words "or public
14 accountant" and inserting in lieu thereof the words ", public
15 accountant, or accounting practitioner".
16 94. Page 18, line 34, by inserting after the word
17 "revoked," the words "or may issue a new license to an
18 accounting practitioner whose license has been revoked,".
19 95. Page 20, by inserting after line 7 the following
20 new subsections:
21 *NEW SUBSECTION.* No person shall assume or use the title
22 or designation "accounting practitioner" or the abbreviation
23 "AP" or any other title, designation, words, letters,
24 abbreviation, sign, card or device tending to indicate that
25 the person is a licensed accounting practitioner, unless the

Page 22

1 person has received and holds a license as an accounting
2 practitioner issued under either section seven (7) or eight
3 (8) of this Act.
4 *NEW SUBSECTION.* No partnership or corporation shall assume
5 or use the title or designation "accounting practitioner" or
6 the abbreviation "AP" or any other title, designation, words,
7 letters, abbreviation, sign, card, or device, tending to
8 indicate that the partnership or corporation is composed of
9 licensed accounting practitioners unless the partnership or
10 corporation under section six (6) of this Act holds a permit
11 issued under section eight (8) of this Act, and all offices
12 of the partnership or corporation in this state are maintained
13 and are registered as required under section seven (7) of this
14 Act.
15 96. Page 22, line 11, by striking the words "CERTIFIED
16 PUBLIC".
17 97. Page 22, lines 13 and 14, by striking the words "or
18 public accountant" and inserting in lieu thereof the words
19 ", public accountant, or accounting practitioner".
20 98. Page 22, line 15, by striking the words "or public
21 accountant" and inserting in lieu thereof the words ", public
22 accountant, or accounting practitioner".
23 99. Page 22, line 17, by striking the words "or public

24 accountants" and inserting in lieu thereof the words " , public
25 accountants, or accounting practitioners".

Page 23

1 100. Page 22, line 24, by inserting after the word "state,"
2 the words "or accounting practitioner, or similar title,".

3 101. Page 23, line 25, by striking the word "or 'public
4 accountant'" and inserting in lieu thereof the words " , 'public
5 accountant', or 'accounting practitioner',".

6 102. Page 23, line 32, by striking the words "or a public
7 accountant" and inserting in lieu thereof the words " , a
8 public accountant, or an accounting practitioner".

9 103. Page 24, lines 5 and 6, by striking the words "or
10 public accountant" and inserting in lieu thereof the words
11 " , public accountant, or accounting practitioner".

12 104. Page 24, line 8, by striking the words "or public
13 accountant" and inserting in lieu thereof the words " , public
14 accountant, or accounting practitioner".

15 105. Page 24, line 20, by striking the word and figures
16 "September 1, 1973" and inserting in lieu thereof the word
17 and figures "July 1, 1975".

18 106. By renumbering sections, subsections, and internal
19 references in accordance with this amendment.

20 107. Amend the title, page 1, line 3, by inserting after
21 the word "duties;" the words "to provide for the licensing
22 of accounting practitioners and establishing an accounting
23 practitioner advisory committee;".

HOUSE AMENDMENT TO SENATE FILE 1009

1 Amend Senate File 1009 as follows:

2 1. By striking all after the enacting clause and
3 inserting in lieu thereof the following:

4 Section 1. Chapter seven hundred eighty-two (782), Code
5 1973, is amended by adding the following new section:

6 **NEW SECTION. EVIDENCE OF PAST SEXUAL CONDUCT IN
7 TRIALS**

7 **OF RAPE.** In prosecutions for the crime of rape, evidence
8 of the prosecuting witness's previous sexual conduct shall
9 not be admitted, nor reference made thereto in the presence
10 of the jury, except as provided herein. Evidence of the
11 prosecuting witness's previous sexual conduct shall be
12 admissible if the defendant shall make application to the
13 court before or during the trial.

14 The court shall conduct a hearing in camera as to the
15 relevancy of such evidence of previous sexual conduct, and
16 shall limit the questioning and control the admission and
17 exclusion of evidence upon trial.

18 In no event shall such evidence of previous sexual conduct
19 of the prosecuting witness committed more than one year prior
20 to the date of the alleged crime be admissible upon the
21 trial, except previous sexual conduct with the defendant.
22 Nothing in this section shall limit the right of either the
23 state or the accused to impeach credibility by the showing
24 of prior felony convictions.

25 Sec. 2. Section seven hundred eighty-two point four

Page 2

1 (782.4), Code 1973, is repealed.

2 2. Page 1, line 2, by inserting after the word "rape" the
3 words "and relating to the introduction of evidence of past
4 sexual conduct".

HOUSE AMENDMENT TO SENATE FILE 1265

1 Amend Senate File 1265 as passed by the Senate and
2 reprinted as follows:

3 1. Page 2, by striking lines 1 through 12.

4 2. Page 2, by inserting after line 28 the following
5 paragraph:

6 "This new subsection is repealed as of July 1, 1975."

7 3. Page 4, by striking lines 22 through 24 and inserting
8 in lieu thereof the following: "the provisions of this
9 section provided such denial is based solely upon bona fide
10 underwriting considerations not prohibited by title twenty
11 (XX) of the Code.

12 4. Page 4, by inserting after line 24 the following new
13 paragraph:

14 The provisions of this section shall not be construed by
15 negative implication or otherwise to narrow or restrict any
16 other provisions of this chapter.

17 5. By renumbering the sections to conform to this
18 amendment.

HOUSE AMENDMENT TO SENATE FILE 1272

1 Amend Senate File 1272, as amended and passed by the
2 Senate, as follows:

3 1. Page 76, by striking all of lines 12 through 17 and
4 inserting in lieu thereof the following: "1955, both dates
5 inclusive, or *those who served on active duty during the*
6 *Vietnam Conflict beginning August 5, 1964, and ending on*
7 *June 30, 1973, both dates inclusive, and as defined in*
8 *chapter sixty-four (64), section three (3), Laws of the*
9 *Sixty-fifth General Assembly, 1973 Session [the date the armed*
10 *forces of the United States are directed by formal order of*
11 *the government of the United States to cease hostilities, both*
12 *dates inclusive, as well as those serving honorably on active*
13 *military duty during the time of the Vietnam Conflict]."*

14 2. Page 76, line 33, strike the partial word "-ly" and
15 insert in lieu thereof the word "Any".

16 3. Page 82, line 21, insert before the period the words
17 "*and adjusted to actual value as provided in section one*
18 *hundred seventy-five (175) of this Act*".

19 4. Page 82, line 34, strike the word "assessed" and
20 insert in lieu thereof the words "[assessed] *actual*".

21 5. Page 85, strike lines 21 through 35, and page 86,
22 strike lines 1 through 8.

23 6. Page 100, insert after line 6 the following:

24 Provisions of this Act and amendments to the same statutes

25 contained in any other Acts of the Sixty-fifth General

Page 2

- 1 Assembly, 1974 Session, shall be harmonized and reconciled
 2 in order to carry out the intent of this Act to change
 3 assessed and taxable value of property to one hundred percent
 4 of actual value and to change general property tax levies
 5 computed in mills to tax levies computed in dollars and cents
 6 per thousand dollars of assessed value.
 7 7. Renumber sections and correct internal references as
 8 provided in this Act.

HOUSE AMENDMENT TO SENATE FILE 1339

- 1 Amend Senate File 1339, as amended and passed by the
 2 Senate, as follows:
 3 1. Page 2, line 11, by striking the word "At" and insert-
 4 ing in lieu thereof the word "[At]".
 5 2. Page 2, by striking all of line 12 and inserting in
 6 lieu thereof the following: "*Except as otherwise provided*
 7 *in section 2 of this Act, at least thirty percent of the*
 8 *funds remaining thereafter*".
 9 3. Page 2, by striking all after the word "REFERENDUM."
 10 in line 30, all of lines 31 and 32, and inserting in lieu
 11 thereof the words "The secretary shall, upon the".
 12 4. Page 3, line 4, by inserting after the word "referendum"
 13 the following: "and subsequent referendums for extension of
 14 such excise tax".
 15 5. Page 3, line 26, by inserting after the word "terminate"
 16 the following: "during any period for which any excise tax
 17 provided for in this section shall be in effect".
 18 6. Page 3, by inserting after line 32 the following:
 19 "Notwithstanding the provisions in section one hundred
 20 eighty-one point thirteen (181.13) of the Code to the
 21 contrary, at least fifteen percent of the funds collected
 22 from an excise tax assessed and levied under the provisions
 23 of this section shall be remitted to the national livestock
 24 and meat board and the beef industry council thereof, after
 25 first paying the costs and expenses deferred to in section

Page 2

- 1 one hundred eighty-one point thirteen (181.13) of the Code."

HOUSE AMENDMENT TO SENATE FILE 1370

- 1 Amend Senate File 1370, as amended and passed by the
 2 Senate, as follows:
 3 1. Page 11, by striking lines 1 through 17.
 4 2. By renumbering the following sections.
 5 3. Amend the title by striking from lines 6 and 7 the
 6 words "liability insurance and fees" and inserting in lieu
 7 thereof the words "fees for inspection, permits and
 8 licenses".

HOUSE AMENDMENT TO SENATE FILE 1399

- 1 Amend Senate File 1399 as passed by the Senate as follows:

- 2 1. Page 2, line 3, by striking the words "seven million
3 seven hundred fifty thousand (7,750,000)" and inserting in
4 lieu thereof the words "nine million three hundred two
5 thousand three hundred (9,302,300)".
- 6 2. Page 2, by inserting after line 22 the following:
7 6. MILLCREEK STATE PARK
8 For the construction of a silt
9 basin and other improvements52,300
10 7. Blue Lake, Lost Island Lake,
11 Black Hawk Lake and Silver Lake
12 For dredging2,000,000
13 One fourth of the funds to be
14 appropriated for each of the
15 above numbered lakes.
- 16 3. Page 3, by striking all of lines 24 through 26.
17 4. By renumbering subsections and sections to conform to
18 this amendment.

HOUSE MESSAGES CONSIDERED

House File 1481, a bill for an act relating to soliciting public donations within the state.

Read first time and **passed on file**.

House File 1503, a bill for an act to create a stabilization fund and making an appropriation therefor.

Read first time and **passed on file**.

SENATE CONCURRENT RESOLUTION 141

By Gluba

- 1 *Whereas*, low and middle income Iowans pay a disproportion-
2 ate amount of their incomes in taxes and are now shouldering
3 too much of the tax burden; and
4 *Whereas*, the Iowa income tax has not been reviewed in
5 detail by the General Assembly for several years; and
6 *Whereas*, there is great public interest in and concern
7 over tax loopholes and support for tax justice; and
8 *Whereas*, there are many individuals in Iowa having high
9 annual incomes that either pay no income tax or pay less
10 than skilled or semiskilled workers; and
11 *Whereas*, information obtained from the Iowa Department
12 of Revenue indicates that in 1972 there were 135 Iowans with
13 incomes over twenty thousand dollars who did not pay a dime
14 in state income tax; and
15 *Whereas*, eighteen of these nontaxpayers had incomes
16 amounting to more than fifty thousand dollars; and
17 *Whereas*, four of these nontaxpayers had incomes amounting
18 to more than seventy-five thousand dollars; and
19 *Whereas*, another three of these nontaxpayers had incomes
20 amounting to more than one hundred thousand dollars; and
21 *Whereas*, four of these nontaxpayers had incomes amounting

22 to more than one hundred fifty thousand dollars; and
23 *Whereas*, there are indications of a steady increase in
24 the number of high income Iowans who do not pay state income
25 tax; and
26 *Whereas*, a study prepared for the United States Congress
27 states that the income gap between the poor and the rich has
28 nearly doubled in the last twenty years; and
29 *Whereas*, the study concludes that the poor and middle
30 classes are being asked to pay the price necessary to stop

Page 2

1 inflation for the whole of society; and
2 *Whereas*, those persons not paying state taxes for the
3 reason that more than half of their income comes from govern-
4 ment securities, which are taxed by the federal government
5 but not by the state; and
6 *Whereas*, it is necessary for the United States tax sys-
7 tem—federal, state, and local—to become truly progressive;
8 and
9 *Whereas*, capital gains should be taxed at the same rate
10 as comparable amounts of earned income; and
11 *Whereas*, single taxpayers pay twenty percent more tax
12 than married couples who file joint returns; and
13 *Whereas*, a few high income people pay state income tax
14 on only half their income while those earning less than fif-
15 teen thousand dollars pay tax on eight to eighty-five percent
16 of their incomes; and
17 *Whereas*, tax loopholes cost Americans seventy-seven bil-
18 lion dollars every year and each individual man, woman, and
19 child in this country three hundred sixty-seven dollars; and
20 *Whereas*, statistics show that most of the tax advantages
21 go to corporations and high income individuals; and
22 *Whereas*, tax laws discriminate in favor of the rich and
23 powerful; and
24 *Whereas*, the regressive tax system in existence today
25 bears most heavily on those least able to pay; and
26 *Whereas*, the wealthiest 1.6 percent of American families
27 own eighty-two percent of corporate stock which is held by
28 individuals, ninety percent of all corporate bonds, and
29 virtually all of the tax-free and municipal bonds held by
30 individuals; *Now Therefore*,

Page 3

1 *Be It Resolved by the Senate, the House Concurring*, That
2 the legislative council is authorized to create a study com-
3 mittee, as provided by law, composed of members of the
4 Senate and the House of Representatives and representing
5 both political parties, to conduct during the 1974 interim
6 a study of the existing tax structure affecting individual
7 taxpayers in this state with the goal toward closing tax
8 loopholes and providing for a more progressive income tax;
9 and
10 *Be It Further Resolved*, That the study committee submit
11 a report of its findings and recommendations to the legis-
12 lative council and the Sixty-sixth General Assembly, 1975

13 Session, along with appropriate bill drafts designed to carry
14 out committee recommendations.

SENATE CONCURRENT RESOLUTION 142

By Schwengels and Kelly

1 *Whereas*, there appears to be confusion among educators
2 and other citizens of the state regarding the responsibility,
3 role, and direction for elementary-secondary career and vo-
4 cational education; and

5 *Whereas*, the expansion of career education in Iowa's el-
6 mentary and secondary schools will mean earlier career de-
7 cisions being made by students, thus demanding an expansion
8 of vocational programs at the secondary level; and

9 *Whereas*, the total cost of implementing the total concept
10 of career education in grades K-12 requires additional funds
11 for in-service training and program development and imple-
12 mentation; and

13 *Whereas*, costs for maintaining, extending, and improving
14 existing vocational programs at the secondary level have in-
15 creased, while the percentage of state and federal reimburse-
16 ment per vocational program has decreased; and

17 *Whereas*, at present, the total cost figures for vocational
18 education programs at the secondary level are unavailable;
19 **and**

20 *Whereas*, since 1970 the state and federal reimbursement
21 on a per program basis for existing vocational programs at
22 the secondary level has declined from approximately 40%-50%
23 to approximately 23% of teacher's salary and travel; and

24 *Whereas*, since 1970 state and federal reimbursement on
25 salaries and travel of vocational directors and supervisors
26 at the secondary level has been eliminated; and

27 *Whereas*, since approximately 1970 federal and state re-
28 imbursement for equipment, materials, and supplies for
29 secondary vocational education programs has been eliminated;
30 **and**

Page 2

1 *Whereas*, Acts of the Sixty-fifth General Assembly, 1973
2 Session, chapter ten (10), allows for state reimbursement
3 to secondary school districts on items other than teachers'
4 salaries; and

5 *Whereas*, chapter two hundred fifty-eight (258) of the Code
6 regarding vocational education is not in keeping with other
7 current legislation or needs of career and vocational educa-
8 tion at the secondary level; *Now Therefore*,

9 *Be It Resolved by the Senate, the House Concurring*, That
10 a study committee be appointed to review the career and
11 vocational needs of the elementary and secondary schools,
12 as they relate to present trends in program costs and
13 performance accountability, implementation, funding levels,
14 and legislation.

15 *Be It Further Resolved*, That the study committee shall
16 consist of legislative members representing both houses of

- 17 the general assembly and representing both political parties.
 18 The committee shall obtain consultative input from elementary-
 19 secondary superintendents, administrators and teachers directly
 20 involved in a variety of vocational programs, representatives
 21 from business and industry, the department of public instruc-
 22 tion, and the Iowa state career education advisory council.
 23 *Be It Further Resolved*, That the study committee shall
 24 make periodic reports to the legislative council and sub-
 25 mit a final report, including necessary bill drafts to im-
 26 plement its recommendations, to the legislative council.
 27 Copies of the final report approved by the legislative coun-
 28 cil shall be submitted to the 1975 Session of the Sixty-sixth
 29 General Assembly.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S.C.R. 138 State government
 S.C.R. 139 State government
 S.C.R. 140 State government
 H. F. 1501 Appropriations

EXPLANATIONS OF VOTES

MR. PRESIDENT: I was absent a portion of the day on April 30, 1974. Had I been present I would have voted "aye" on House Files 1474, 1475, 1488, 1489, 1491, 1496 and Senate Concurrent Resolution 117.

WARREN E. CURTIS

MR. PRESIDENT: I was absent from the Senate chamber attending a meeting in the House of Representatives when the final vote was taken on Senate File 1291 on May 1. Had I been present, I would have voted "aye".

LOWELL L. JUNKINS

MR. PRESIDENT: I was absent from the Senate chamber for a period of time on April 30, 1974, to attend the funeral of Mr. Kenneth Fenton of Des Moines, who had served Polk County and its citizens in excellent and conscientious manner, as the Polk County Recorder.

Had I been present in the Senate chamber, I would have voted "aye" for the final passage of House File 1491.

GEORGE MILLIGAN

REPORTS OF COMMITTEES

Senator Tieden submitted the following report:

MR. PRESIDENT: Your committee on agriculture to which was referred House File 1443, a bill for an act to remove a certain species from the list of noxious weeds, begs leave to report it has had the same under consideration and recommends the same do pass.

DALE L. TIEDEN, Chairman

Ordered passed on file.

Senator DeKoster submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 1501**, a bill for an act appropriating from the general fund of the state to the executive council for aid in educating certain Iowa residents or Iowa high school graduates to become osteopathic physicians, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Senator McCartney submitted the following report:

MR. PRESIDENT: Your committee on commerce to which was referred **House File 1433**, a bill for an act relating to subdivided land, begs leave to report it has had the same under consideration and recommends the same **do pass**.

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

Senator Riley submitted the following reports:

MR. PRESIDENT: Your committee on judiciary to which was referred **Senate File 1217**, a bill for an act relating to the registration of vehicles used for activities for churches and religious orders and providing for retroactive application of this act, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary to which was referred **House File 1089**, a bill for an act relating to custody of probationers and parolees, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

Senator Curtis submitted the following reports:

MR. PRESIDENT: Your committee on state government to which was referred **House Concurrent Resolution 130**, a resolution relating to the Iowa general assembly in conjunction with the council of state governments will host the midwestern conference of the council of state governments in 1975, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on state government to which was

referred **House File 1410**, a bill for an act relating to statutory preferences for Iowa products and labor, begs leave to report it has had the same under consideration and recommends the same **do pass**.

WARREN E. CURTIS, Chairman

Ordered passed on file.

Senator Shaff submitted the following report:

MR. PRESIDENT: Your committee on ways and means to which was referred **House File 1490**, a bill for an act relating to the collection and disposition of fines and forfeited bail in actions based upon municipal ordinance, and providing clerical assistance to judicial officers to simplify collections by and dispositions from district court, begs leave to report it has had the same under consideration and recommends the same **be amended as follows, and when so amended the bill do pass**:

S—2966

- 1 Amend House File 1490, as amended and passed by the
- 2 House as follows:
- 3 1. Page 2, line 15, by striking "[ninety] *seventy*"
- 4 and inserting in lieu thereof "ninety".
- 5 2. Page 2, lines 21 and 22, by striking "[ten] *thirty*" and
- 6 inserting in lieu thereof "ten".
- 7 3. Page 3, line 10, by striking "*thirty*" and inserting in
- 8 lieu thereof "*ten*".
- 9 4. Page 3, line 33, by striking "[ten] *thirty*" and inserting
- 10 in lieu thereof "ten".

ROGER J. SHAFF, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2977

- 1 Amend the House amendment to Senate File 321, as
- 2 follows:
- 3 1. Page 1, line 11, by striking the word "ten"
- 4 and inserting in lieu thereof the word "five".
- 5 2. Page 1, line 14, by striking the word "ten"
- 6 and inserting in lieu thereof the word "five".
- 7 3. Page 1, line 17, by striking the word "ten"
- 8 and inserting in lieu thereof the word "five".
- 9 4. Page 1, line 18, by striking the word "ten"
- 10 and inserting in lieu thereof the word "five".
- 11 5. Page 1, line 19, by striking the word "ten"
- 12 and inserting in lieu thereof the word "five".

WILLIAM E. GLUBA
WILLIAM D. PALMER
MINNETTE DODERER

S—2974

- 1 Amend the House amendment to Senate File 321, page
- 2 1, line 20, by inserting after the word "assessments,"
- 3 the following sentence:
- 4 "The state shall refund to all tax districts

5 an amount equal to the amount lost through the
6 exemption provided under this subsection.”

WILLIAM D. PALMER
WILLIAM E. GLUBA
MINNETTE DODERER

S—2965

1 Amend Senate File 1200, page 5, by inserting after
2 line 10 the following new section:

3 Sec. Acts of the Sixty-fifth General
4 Assembly, 1973 Session, chapter one hundred thirty-
5 eight (138), is amended by adding the following new
6 section:

7 *NEW SECTION.* A candidate or political committee
8 shall not accept contributions or use any funds or
9 services which exceed one hundred dollars in value
10 for the purpose of conducting a political campaign
11 that is contributed by any person, trust, estate,
12 corporation, partnership, association, or other legal
13 entity who is not a resident of this state, nor shall
14 the collective total of such contributions exceed
15 ten percent of the total campaign contributions
16 received by a candidate or political committee.
17 Political parties as defined in section forty-three
18 point two (43.2) of the Code or their recognized
19 congressional committees shall be exempt from the
20 provisions of this section.

21 Each candidate and political committee shall file
22 a statement with the state commissioner or the county
23 commissioner which states that the candidate or
24 political committee has not accepted contributions
25 or used funds or received services in violation of

Page 2

1 this section.

2 Any candidate or political committee violating
3 the provisions of this section shall, upon conviction,
4 be subject to a fine of not less than five hundred
5 dollars nor more than five thousand dollars.

WILLARD R. HANSEN
GEORGE F. MILLIGAN

S—2970

1 Amend Senate File 1291 as follows:

2 1. Page 3, line 33 by inserting after the word “boun-
3 daries” the words “receiving special benefits”.

4 2. Page 4, line 1 by inserting after the word “streets”
5 the words “and centrally assessed properties”.

6 3. Page 4, line 32 by inserting after the word “loca-
7 ted” the words “except centrally assessed property”.

8 4. Page 5, line 3 by inserting after the word “pro-
9 perty” the words “which will be specially benefited”.

10 5. Page 5, line 16 by striking the word “publication”
11 and inserting in lieu thereof the word “personal ser-
12 vice”.

13 6. Page 5, lines 16 and 17 by striking the words
14 “once each week for two consecutive weeks”.

15 7. Page 5, line 18 by striking the words "after the
16 date of the first publication".

17 8. Page 5, line 34 by striking the word "Special"
18 and inserting in lieu thereof the words "There shall
19 be no special".

20 9. Page 5, line 35 by striking the words "are liens".

21 10. Page 6, lines 2 and 3 by striking the words "ex-
22 cept that".

23 11. Page 6, line 35 by striking the words "the board
24 believes".

25 12. Page 7, lines 14 and 15 by striking the words

Page 2

1 "or which the county may require the railway to improve
2 under franchise or contract, may" and inserting in lieu
3 thereof the word "shall".

4 13. Page 7, line 10 by inserting after the word "in-
5 clude" the word "not".

6 14. Page 7, line 18 by striking the word "only".

7 15. Page 7, line 25 by inserting a period after the
8 word "improvement" and by striking the remainder of
9 line 25.

10 16. Page 7, by striking lines 26 through 29.

11 17. Page 8, line 1 by striking the words "subject to
12 assessment".

13 18. Page 8, by striking lines 6 through 15.

14 19. Page 8, line 21 by inserting a period after the
15 word "lot" and by striking the remainder of line 21.

16 20. Page 8, line 22 by striking the comma and inserting
17 in lieu thereof a period.

18 21. Page 8, by striking line 23.

19 22. Page 8, by striking lines 27 through 33.

20 23. Page 10, line 25 by striking all after the word
21 "address.", and by striking line 26.

22 24. Page 11, line 30 by striking the words "of any
23 number".

24 25. Page 11, line 34 by striking the word "may" and
25 inserting in lieu thereof the word "shall".

Page 3

1 26. By renumbering sections to conform with this

2 amendment.

CLIFF BURROUGHS

S—2980

1 Amend Senate File 1291, page 6, by striking lines 17

2 and 18.

CLIFF BURROUGHS

S—2963

1 Amend House Concurrent Resolution 146 as follows:

2 By striking lines 3 and 4 and inserting in lieu
3 thereof the following:

4 "recess at four o'clock p.m., Friday, May 3, 1974
5 until ten o'clock a.m., Monday, May 13, 1974. Follow-
6 ing the recess the chief clerk of the House, in the
7 case of appropriation bills originating in the House,

8 and the Secretary of the Senate, in the case of
 9 appropriation bills originating in the Senate, shall
 10 prepare such bills immediately for signature by the
 11 presiding officers of the two houses and consideration
 12 by the governor. Such bills shall be presented to
 13 the governor not later than Tuesday, May 7, 1974.

EUGENE M. HILL

S—2969

1 Amend House File 1105, as passed by the House, as
 2 follows:
 3 1. Page 1, line 23 by striking the word "*three*" and
 4 inserting in lieu thereof the word "*six*"
 5 2. Page 1, line 24 by striking the words "*one hundred*
 6 *fifty*" and inserting in lieu thereof the words "*three*
 7 *hundred*".

DALE L. TIEDEN
 BERL PRIEBE

S—2962

1 Amend House File 1359, as amended and passed by the
 2 House, page 4, line 33, by inserting after the word
 3 "*year*" the following:
 4 *or if, upon placing his vessel in storage, the*
 5 *owner does not return a current registration certifi-*
 6 *cate to the county recorder with a statement that the*
 7 *vessel is placed in storage.*

CHARLES P. MILLER

S—2981

1 Amend the Kelly-Tieden amendment S—2887 to
 2 House File 1360, page 1, lines 7 and 8, by striking
 3 the words "*individuals or corporations*" and insert-
 4 ing in lieu thereof the word "*persons*".

E. KEVIN KELLY

S—2971

1 Amend the Kelly-Tieden amendment S—2887, to House File
 2 1360, as amended and passed by the House, as follows:
 3 1. Page 4, by adding the following section after
 4 line 7:
 5 Sec..... *NEW SECTION. PENALTIES. Every person*
 6 *engaging in farming or proposing to commence farming*
 7 *in this state on or after July 1, 1974, who fails to*
 8 *file reports required by this Act shall not maintain*
 9 *any action in this state upon any contract made by the*
 10 *person in this state unless prior to making such con-*
 11 *tract the person shall file all reports required by*
 12 *this Act. This prohibition shall also apply to any*
 13 *assignee of such person and to any person claiming*
 14 *under such assignee of such person or under either*
 15 *of them. In addition, failure by persons to file a*
 16 *required report, or the willful filing of false infor-*
 17 *mation, shall constitute a misdemeanor.*

TOM RILEY

S—2972

1 Amend the Miller of Marshall, et al., amendment S—2915
2 to House File 1360, as amended and passed by the House
3 as follows:

4 1. Page 2, line 24 by striking the word "Failure"
5 and inserting in lieu thereof the words "Every person
6 engaging in farming or proposing to commence farming
7 in this state on or after July 1, 1974, who fails to
8 file reports required by this Act shall not maintain
9 any action in this state upon any contract made by the
10 person in this state unless prior to making such con-
11 tract the person shall file all reports required by
12 this Act. This prohibition shall also apply to any
13 assignee of such person and to any person claiming
14 under such assignee of such person or under either of
15 them. In addition, failure".

TOM RILEY

S—2976

1 Amend House File 1422, as amended, passed, and
2 reprinted by the House, as follows:

3 1. Page 4A, by striking lines 2 and 3.
4 2. Page 8A, line 21, by inserting after the
5 word "energy" the words ", except electrical energy".
6 3. Page 41, by inserting after line 21 the fol-
7 lowing new sections:

8 Sec. 58. *NEW SECTION. LAW NOT APPLICABLE.* The
9 provisions of this Act shall not be construed to
10 apply to facilities for the development and genera-
11 tion of electrical energy, except as provided in
12 this amendment.

13 Sec. 59. *NEW SECTION. DEFINITIONS.* As used in
14 sections fifty-nine (59) through seventy-six (76)
15 of this Act, unless the context otherwise requires:

16 1. "Certificate" means a certificate of approval
17 of site for the location of an electric generating
18 facility issued by the council under this Act.

19 2. "Construction" means on-site work and con-
20 struction, the cost of which exceeds two hundred
21 fifty thousand dollars, excluding engineering and
22 exploratory work.

23 3. "Council" means the energy siting council
24 established by section sixty (60) of this Act.

25 4. "Electric generating facility" means a new

Page 2

1 electric generating facility with a name plate rated
2 electric power generating capacity of two hundred
3 thousand kilowatts or more whether a new separate
4 generating station or an addition to an existing
5 generating station.

6 5. "Site" means the location upon which it is
7 proposed to locate an electric generating facility.

8 Sec. 60. *NEW SECTION. ENERGY SITING COUNCIL*
9 *CREATED.* There is created an energy siting council

10 which shall consist of the following seven members:

11 1. The executive director of the department of
12 environmental quality .

13 2. The state geologist.

14 3. The director of the Iowa natural resources
15 council.

16 4. The state conservation director.

17 5. The director of the Iowa development commis-
18 sion.

19 6. The director of planning and programming.

20 7. The chairman of the Iowa state commerce com-
21 mission.

22 The chairman of the Iowa state commerce commis-
23 sion shall be the chairman of the council.

24 A quorum of the council shall be present for the
25 council to conduct any proceedings or business. A

Page 3

1 quorum of the council shall be five members and the
2 concurrence of a majority of those members of the
3 council present and voting shall be necessary for
4 the determination of any matter before the council.

5 Sec. 61. *NEW SECTION. EXPENSES.* Each member
6 of the council shall be reimbursed for travel and
7 other necessary expenses actually incurred while
8 engaged in the performance of official duties.

9 Sec. 62. *NEW SECTION. POWERS AND DUTIES.*

10 The council shall:

11 1. Conduct and prepare studies, investigations,
12 research and programs relating to all aspects of
13 site selection for electric generating facilities.

14 2. Advise, consult, and cooperate with other
15 agencies of the state, political subdivisions,
16 private business, other states, the United States
17 government and affected groups, in furtherance of
18 the purposes of sections fifty-nine (59) through
19 seventy-six (76) of this Act.

20 3. Conduct public hearings on applications for
21 certificates.

22 4. Disseminate information to the public with
23 regard to the development of electrical energy
24 resources.

25 5. Assure an adequate and dependable supply of

Page 4

1 electrical power by encouraging long-range planning
2 and by issuing such certificates as are necessary
3 to implement such plans and to serve the public
4 need for power.

5 6. Adopt rules and regulations necessary and
6 proper to carry out the purposes of sections fifty-
7 nine (59) through seventy-six (76) of this Act,
8 subject to the provisions of chapter seventeen A
9 (17A) of the Code.

10 7. Take such other actions as may be necessary,

11 proper or desirable to carry out the duties, powers
12 and responsibilities of the council.

13 Sec. 63. *NEW SECTION. DEPARTMENTAL COOPERATION.*

14 State departments, boards, commissions, and agencies,
15 political subdivisions and other public bodies shall
16 cooperate with the council and provide such infor-
17 mation and assistance as the council may request
18 pertaining to its duties under this amendment.

19 Sec. 64. *NEW SECTION. OFFICES.* The Iowa state
20 commerce commission shall provide office facilities
21 for the council within the offices of the commis-
22 sion.

23 Sec. 65. *NEW SECTION. STAFF.* The secretary of
24 the Iowa state commerce commission shall be the
25 secretary of the council. The Iowa state commerce

Page 5

1 commission shall provide such clerical, stenographic,
2 administrative and other support services to the
3 council as are necessary to enable it to carry out
4 the purposes of sections fifty-nine (59) through
5 seventy-six (76) of this Act. The commerce counsel
6 shall act as attorney for, and legal advisor of,
7 the council. The council may employ and fix the
8 fees of such other professional and technical con-
9 sultants as are necessary to carry out the purposes
10 of sections fifty-nine (59) through seventy-six (76)
11 of this Act.

12 Sec. 66. *NEW SECTION. EXPENSES.* All expenses
13 incurred by the council of the Iowa state commerce
14 commission in the discharge of the duties and
15 responsibilities imposed by this Act shall
16 be paid by the Iowa state commerce commission from
17 funds appropriated to it for the council.

18 Sec. 67. *NEW SECTION. EXCLUSIVE JURISDICTION.*

19 The council shall have exclusive jurisdiction over
20 all matters relating to sites of electric generating
21 facilities.

22 Sec. 68. *NEW SECTION. CERTIFICATES.* A person
23 shall not, six months after the effective date of
24 this Act, commence the construction of an electric
25 generating facility unless a certificate has been

Page 6

1 issued for the site. If a site has been acquired
2 and contracts let for the construction of major
3 portions of an electric generating facility or
4 orders placed for major components for the electric
5 generating facilities, prior to the effective date
6 of this Act, construction shall be deemed to have
7 commenced prior to the effective date of this Act,
8 and no certificate shall be required. Any person
9 who commenced the construction of an electric
10 generating facility prior to the effective date
11 of this Act may file an application for a certificate

12 as provided in this Act and upon filing of the ap-
13 plication, the provisions of this Act shall apply.

14 Sec. 69. *NEW SECTION.* APPLICATION FOR CERTIF-
15 ICATE. Any person desiring to commence the construc-
16 tion of an electric generating facility for which
17 a certificate is required shall file an application
18 with the chairman of the council for a certificate
19 in such form as the council may prescribe, con-
20 taining the following information and material
21 relating to the site for which the application is
22 submitted:

23 1. A description of the site and the electric
24 generating facility proposed to be constructed, in-
25 cluding maps and other available site data, present

Page 7

1 and proposed development, source and volume of water
2 required for plant operation and cooling, and, as
3 appropriate, preliminary geological, meteorological,
4 ecological, seismic, biological, water supply,
5 hydrological, population and load center data.

6 2. A study of the expected environmental impact
7 of the proposed electric generating facility.

8 3. A description of the wastes to be produced
9 by the proposed electric generating facility includ-
10 ing volumes, composition and temperature.

11 4. A description of the treatment processes to
12 reduce wastes to be released in the manner of dis-
13 posal for wastes retained.

14 5. Preliminary site development plans indicating
15 compatibility of the proposed electric generating
16 facility with the environment.

17 6. A statement of the need for the proposed
18 electric generating facility.

19 7. A description of any other locations con-
20 sidered for the proposed electric generating
21 facility, a description of the comparative ad-
22 vantages and disadvantages of each such location,
23 and a statement of the reasons why the proposed
24 site is best suited for the proposed electric
25 generating facility.

Page 8

1 8. The planned date of the commencement of the
2 construction of the proposed electric generating
3 facility.

4 9. Such other information as the applicant may
5 consider relevant, or the council may require nec-
6 essary to enable the council to carry out its duties
7 in evaluating the proposed site.

8 Sec. 70. *NEW SECTION.* HEARING. Upon the filing
9 of an application for a certificate, the chairman
10 of the council shall promptly fix a date, time, and
11 place for the commencement of a public hearing not
12 less than seventy-five days nor more than one hun-
13 dred days from the date the application is filed.

14 Sec. 71. *NEW SECTION.* NOTICE. Upon setting
15 the date for a hearing on the application for a
16 certificate, the chairman of the council shall
17 notify the applicant and give notice by publication
18 of the date, time, and place of the hearing in at
19 least one newspaper of general circulation in each
20 county in which the site is located, once each
21 week for two consecutive weeks, and also in some
22 newspaper of general circulation in the state,
23 the last publication to be not less than forty-five
24 days prior to the date of the hearing. The notice
25 shall contain a general statement of the contents

Page 9

1 of the application and a general description of the
2 location of the site and shall state that any
3 objections to the application must be filed in
4 writing with the council not later than twenty days
5 after the date of last publication of the notice.
6 The chairman of the council shall also give addi-
7 tional notice to such state and federal departments
8 and agencies, political subdivisions and others as
9 he deems appropriate; and, by ordinary mail at
10 least forty-five days prior to the date of hearing,
11 to any person who has filed a written request for
12 notice of any hearing concerning sites in a
13 designated area. Failure to give notice to any
14 person filing a written request for notice shall
15 not affect the validity of the hearing or the
16 decision of the council.

17 Sec. 72. *NEW SECTION.* OBJECTIONS. Any person
18 who may be affected by the granting of the
19 certificate shall have the right to file written
20 objections to or statements in support of the ap-
21 plication. Such objections or statements of
22 support shall be filed with the council not later
23 than twenty days after the last publication and
24 shall state the grounds for objection or support
25 of the application.

Page 10

1 Sec. 73. *NEW SECTION.* CONDUCT OF HEARING.
2 1. The applicant and any affected person who
3 demonstrates to the satisfaction of the council
4 that his interest may be substantially affected
5 by the location of the proposed electric generating
6 facility on the site may appear and present evidence
7 at the hearing, and may be represented by counsel
8 who shall have the right to question others who
9 present evidence, in accordance with the rules and
10 regulations of the council.
11 2. The council may provide for the consolidation
12 or representation of persons appearing, having
13 similar interests, other than the applicant and
14 governmental bodies or agencies. In case of such

15 consolidation, the right to counsel of each person
16 appearing is preserved, but the consolidated group
17 may be required to be heard through one or more
18 counsel as the council shall determine.

19 3. The testimony presented at the hearing may
20 be presented in writing or orally, provided that
21 the council may provide for reasonable limits
22 upon the time allowed for all testimony and
23 argument and may limit and exclude repetitive,
24 redundant or irrelevant testimony or cross-examina-
25 tion.

Page 11

1 4. The technical rules of evidence shall not
2 apply.

3 5. A record shall be made of the hearing and
4 of all testimony taken and any cross-examinations
5 thereon.

6 **Sec. 74. NEW SECTION. COUNCIL DECISION.**

7 1. The council shall render its decision in
8 writing upon the record to grant or deny the ap-
9 plication for certificate as filed or upon such
10 terms, conditions, limitations or modifications as
11 the council may deem appropriate to effectuate the
12 policy of sections fifty-nine (59) through seventy-
13 six (76) of this Act. The council shall issue a
14 written opinion stating in full its reasons for its
15 decision. If the council grants the application,
16 it shall issue a certificate. The council shall
17 grant the application if it finds and determines:

18 a. That the electric generating facility is
19 necessary to serve a public use.

20 b. The nature of the probable environmental im-
21 pact of the electric generating facility and that
22 the electric generating facility will result in the
23 lowest practicable environmental impact of any of
24 the proposed sites considering the projected public
25 need for electric power, the art of the industry,

Page 12

1 and the public interest in protecting the environ-
2 ment and natural resources of the state.

3 c. That the facility is consistent with long-
4 range planning objectives for an adequate and re-
5 liable electric power supply in the state.

6 2. The council shall render its decision not
7 more than one hundred eighty days from the date of
8 the filing of an application for a certificate.

9 3. The certificate shall authorize the applicant
10 to construct and operate the proposed electric
11 generating facility, subject only to the conditions
12 set forth in the certificate.

13 4. The decision of the council shall be bind-
14 ing upon the state and all departments, agencies
15 and political subdivisions thereof and parties to

16 the proceeding as to the approval of the site and
17 construction and operation of the electric generat-
18 ing facility authorized by the certificate. Upon
19 approval of the certificate by the council, other
20 state departments and agencies shall issue the ap-
21 propriate permits, licenses and certificates nec-
22 essary for the construction and operation of the
23 electric generating facility authorized by the
24 certificate, subject only to the conditions of the
25 certificate. A political subdivision of the state

Page 13

1 may not require any approval, consent, permit,
2 license, certificate or other condition for the
3 construction or operation of the electric generating
4 facility authorized by the certificate issued
5 pursuant to this section, and such certificate shall
6 be deemed to satisfy all provisions of law and any
7 ordinance of any political subdivision and no such
8 state law or ordinance of a political subdivision
9 shall prevent or limit the construction or opera-
10 tion of an electric generating facility which con-
11 forms with the conditions of a certificate issued
12 pursuant to this section.

13 5. An applicant, upon receiving a certificate
14 for a site, shall have the right of eminent domain
15 to acquire such site subject to the conditions set
16 forth in the certificate. Such right of eminent
17 domain shall be exercised as provided in chapter
18 four hundred seventy-two (472) of the Code.

19 6. The council shall have continuing authority
20 over the site for which the certificate is issued
21 to supervise and enforce compliance with the pro-
22 visions of the certificate and may inspect the site
23 for compliance at any time.

24 7. The district court at the seat of government
25 or the district court of the county in which the

Page 14

1 site is located may, upon application of the council
2 issue a restraining order and a temporary or per-
3 manent injunction as is necessary to secure com-
4 pliance with sections fifty-nine (59) through
5 seventy-six (76) of this Act and with a certificate
6 issued pursuant to sections fifty-nine (59) through
7 seventy-six (76) of this Act.

8 **Sec. 75. NEW SECTION. REHEARING AND APPEAL.**

9 Rehearing and appeal procedures for the applicant
10 and any person, state department or agency, or
11 political subdivision aggrieved by the decision of
12 the council shall be the same as provided in sec-
13 tions four hundred ninety A point twelve (490A.12)
14 through four hundred ninety A point nineteen
15 (490A.19) of the Code.

16 **Sec. 76. NEW SECTION. JURISDICTION OF THE COM-**

17 **MERCE COMMISSION.** The provisions of this Act shall
 18 not affect or modify the duties and responsibilities
 19 imposed upon the Iowa state commerce commission under
 20 the provisions of chapters four hundred eighty-nine
 21 (489) and four hundred ninety (490) of the Code.
 22 Sec. 77. Section four hundred ninety A point
 23 twenty-seven (490A.27), Code 1973, is repealed.
 24 4. Renumber sections and correct internal
 25 references as are necessary in accordance with

Page 15

1 this amendment.
 2 5. Amend the title, page 1, line 3, by insert-
 3 ing after the word "commission," the words "an
 4 energy siting council,".

ROGER J. SHAFF
 CLIFTON C. LAMBORN

S—2968

1 Amend House File 1422, as amended, passed and reprinted
 2 by the House, as follows:
 3 1. Page 53, line 38 by striking the word "eight" and
 4 inserting in lieu thereof the word "six".
 5 2. Page 58, line 39 by inserting a comma after the
 6 word "committee".
 7 3. Page 6A, line 1 by striking the word "and".
 8 4. Page 6A, by striking lines 3 through 11 and insert-
 9 ing in lieu thereof the following:
 10 "and the chairman and vice chairman of the intergovern-
 11 mental advisory board. However, of the five members
 12 appointed by the governor under this".

MINNETTE DODERER

S—2978

1 Amend House File 1470, as amended, passed and
 2 reprinted by the House, page 21A, by inserting after
 3 line 34 the following paragraph:
 4 If the record, in the opinion of the district
 5 judge, is inadequate for the purpose of rendering a
 6 judgment on appeal, the district judge may order that
 7 additional evidence be presented before him relative
 8 to one or more issues, and may enter any other order
 9 which may be necessary to protect the rights of the
 10 parties. The district judge shall take minutes of
 11 any additional evidence, but the hearing shall not
 12 be reported by a certified court reporter.

ELIZABETH SHAW

S—2975

1 Amend House File 1503 as follows:
 2 1. Page 3, line 17, by inserting after the comma
 3 the words "to pay interest as it becomes due on out-
 4 standing bonds issued pursuant to chapters two hun-
 5 dred sixty-two A (262A) and two hundred sixty-three
 6 A (263A) and to retire such bonds as they become
 7 due,".
 8 2. Page 3, line 20, after the word "except" in-

9 sert the words "as provided in this Act and except".
10 3. Page 3, line 27, after the period insert
11 the following: "There is appropriated from the
12 stabilization fund such sums that will be sufficient
13 to pay the interest as it becomes due on outstand-
14 ing bonds issued pursuant to chapters two hundred
15 sixty-two A (262A) and two hundred sixty-three A
16 (263A) of the Code for projects authorized by Sen-
17 ate Concurrent Resolutions forty-four (44) and
18 forty-five (45) of the Sixty-third General Assembly
19 and Senate Concurrent Resolutions thirty-two (32)
20 and thirty-three (33) of the Sixty-fourth General
21 Assembly and to retire such bonds as they become
22 due."

23 4. Page 3, after line 27 insert the following
24 section:
25 "Sec. Chapters two hundred sixty-two A

Page 2

1 (262A) and two hundred sixty-three A (263A), Code
2 1973, are repealed. In no event shall the repeal
3 of chapters two hundred sixty-two A (262A) and two
4 hundred sixty-three A (263A) affect any obligations
5 incurred while such chapters and the Acts which
6 created them were in effect."

7 5. Page 1, line 2, after the word "therefor"
8 insert the words "and relating to certain financial
9 obligations of the board of regents".

EUGENE M. HILL

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Thursday, May 2, 1974.

JOURNAL OF THE SENATE

ONE HUNDRED NINTH DAY

SENATE CHAMBER
DES MOINES, IOWA, THURSDAY, MAY 2, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Reverend Wesley Brodin, pastor of the Wallingford Lutheran Church, Wallingford, Iowa.

The Journal of Wednesday, May 1, 1974, was approved.

LEGISLATIVE PHYSICIAN FOR THE DAY

Dr. Milford D. Hayden, Cherokee, Iowa.

PRESENTATION OF VISITORS

Senator Coleman rose on a point of personal privilege to present the Honorable Gene L. Hoffman, former member of the Senate from Appanoose County.

The Chair welcomed the Honorable Floyd Gilley, former member of the Senate from Fayette County.

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

Sixty-two students from Colo Elementary School, Colo, Iowa, accompanied by Mrs. Koenig and Miss Winger. Senator Murray.

One hundred students from Maurice-Orange City Community School, Orange City, Iowa. Senator DeKoster.

Fifty students from Knoxville Community School, Knoxville, Iowa, accompanied by Jim Brant. Senator Hill.

MOTION TO RECONSIDER

MR. PRESIDENT: I move to reconsider the vote by which House File 1422 was referred to the committee on natural resources on May 1, 1974.

DALE L. TIEDEN

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 568, a bill for an act relating to the granting of immunity to witnesses testifying in criminal proceedings.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1125, a bill for an act relating to the construction of private and public buildings and facilities which are intended for use by the general public.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1213, a bill for an act relating to manufacturer's samples of cigarettes and little cigars.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1286, a bill for an act amending the appropriated funds to the Iowa state commerce commission.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1301, a bill for an act to appropriate from general fund for restoration of the old capitol building in Iowa City, Iowa.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1354, a bill for an act relating to the establishment of a division on alcoholism.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1383, a bill for an act providing for establishment of a revolving fund, assessment of administrative expenses, and continuation of the appropriation to the auditor of state's savings and loan division.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1400, a bill for an act making an appropriation to the department of public instruction to provide school food service assistance.

Also: That the House has concurred in the Senate amendment to and re-passed the following bill in which the concurrence of the House was asked:

House File 595, a bill for an act relating to appropriation for Terrace Hill.

Also: That the House has concurred in Senate amendment to and re-passed the following bill in which the concurrence of the House was asked:

House File 1102, a bill for an act relating to dissemination and exhibition of obscene material to minors.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1347, a bill for an act relating to the state park and institutional road system.

HOUSE AMENDMENT TO SENATE FILE 568

- 1 Amend Senate File 568 as amended and passed by the Senate
 2 as follows:
- 3 1. Page 2, by striking lines 9 and 10 and inserting in
 4 lieu thereof the following:
- 5 "with a district court judge or district associate judge
 6 a verified application setting forth that:"
- 7 2. Page 2, line 13, by striking the word "probably".
- 8 3. Page 2, by striking lines 14 and 15 and inserting in
 9 lieu thereof the following:
- 10 "b. The witness has refused to testify, or to produce
 11 documents or other".
- 12 4. Page 2, by inserting after line 20 the following:
- 13 "2. The application, transcripts and orders required by
 14 this Act shall be filed as a separate case in the criminal
 15 docket entitled 'In the matter of the testimony of
 16' and shall be indexed in the criminal
 (Name of witness)
 17 index under the name of the witness. Any testimony given
 18 in support of the application for immunity shall be reported
 19 and a transcript of the testimony shall be filed with the
 20 application."
- 21 5. Page 2, line 21, by striking the numeral "2" and
 22 inserting in lieu thereof the numeral "3".
- 23 6. Page 2, line 21, by striking the word "certificate"
 24 and inserting in lieu thereof the word "application".
- 25 7. Page 2, by striking lines 33 through 35.

Page 2

- 1 8. Page 3, by striking lines 1 through 9 and inserting
 2 in lieu thereof the following:
- 3 Sec. 2. *NEW SECTION.* A complete verbatim transcript of
 4 testimony given pursuant to an order of immunity shall be
 5 made and filed with the application and the order of
 6 court. The application, order granting immunity and all
 7 transcripts filed shall be sealed upon motion of the defendant,
 8 county attorney, or attorney general and shall be opened
 9 only by order of the court. This section shall not bar the
 10 use of the transcript as evidence in any proceeding except
 11 the transcript shall not be used in any proceeding against
 12 the witness himself.

HOUSE AMENDMENT TO SENATE FILE 1125

- 1 Amend Senate File 1125 as amended, passed and reprinted
 2 by the Senate as follows:
- 3 1. Page 2A, by striking line 15 and inserting in lieu
 4 thereof the following:
- 5 "the *general* public [which are constructed in whole or in
 6 part by the use of state funds or the funds of any political
 7 subdivision of the state from and after July 4, 1965]. *The
 8 specific occupancies and extent*".
- 9 2. Page 2A, by striking lines 20 through 24, inclusive,
 10 and inserting in lieu thereof the following:

11 *"the Code, in every multiple-dwelling-unit building con-*
 12 *taining five or more individual dwelling units the requirements*
 13 *of this chapter which apply to apartments shall be met by at*
 14 *least one dwelling unit or by at least ten percent of the*
 15 *dwelling units, whichever is the greater number, on the ground*
 16 *floor level and on each of the other floor levels in the build-*
 17 *ing which are accessible to the physically handicapped."*

18 3. Page 2A, by striking lines 27 through 32, inclusive,
 19 and inserting in lieu thereof the following:

20 "NEW SUBSECTION. At each floor level which is accessible
 21 to the physically handicapped there shall be available to per-
 22 sons of each sex at least one public toilet or bathroom which
 23 is equipped with a door at least thirty-two inches wide
 24 that swings outward. There shall be within each such public
 25 toilet or bathroom at least one water closet in front

Page 2

1 of which there is a clear space not less than".

HOUSE AMENDMENT TO SENATE FILE 1213

1 Amend Senate File 1213, as passed by the Senate, as
 2 follows:

3 1. Page 1, by inserting after line 3 the following:

4 "Section Section ninety-eight point fourteen (98.14),
 5 subsection one (1), Code 1973, is amended to read as
 6 follows:

7 1. No [retail permit,] state [permit,] or manufacturer's
 8 permit shall be issued until the applicant therefor shall file
 9 a bond, with good and sufficient surety, to be approved by the
 10 director [or the body granting the permit], which bond shall be
 11 in favor of the state [and for the benefit of the county, city,
 12 or town, as the case may be,] and conditioned upon the payment
 13 of taxes, damages, fines, penalties, and costs adjudged against
 14 the permit holder for violation of any of the provisions of
 15 this chapter.

16 Said bonds shall be on forms prescribed by the director
 17 and in the following amounts:

18 [a. Retail permit, not less than five hundred dollars.]

19 [b.] a. State permit, not less than five hundred dollars.

20 [c.] b. Manufacturer's permit, not less than five thousand
 21 dollars."

22 2. Amend the Title, page 1, line 2, by inserting after
 23 the word "cigars" the words "and repealing the retailers'
 24 cigarette bond".

HOUSE AMENDMENT TO SENATE FILE 1286

1 Amend Senate File 1286, as passed by the Senate, as follows:

2 1. Page 2, line 15, by adding after the period the words
 3 "Trucks owned by grain dealers licensed under the provisions
 4 of Acts of the Sixty-fifth General Assembly, 1973 Session,
 5 chapter two hundred seventy-six (276), which are already
 6 registered under chapters three hundred twenty-five (325)
 7 and three hundred twenty-seven (327) of the Code as motor

8 vehicle truck operators are exempt from payment of the fees
 9 imposed under Acts of the Sixty-fifth General Assembly, 1973
 10 Session, chapter two hundred seventy-six (276), section six
 11 (6), subsection three (3)."

12 2. Page 2, by inserting after line 15 the following new
 13 section:

14 Sec. Acts of the Sixty-fifth General Assembly, 1973
 15 Session, chapter two hundred seventy-six (276), section one (1),
 16 subsection three (3), is amended to read as follows:

17 3. "Grain dealer" shall mean any person who is engaged
 18 in the business of buying grain for resale. This shall not
 19 be construed to mean a person engaged in buying or selling
 20 grain on the board of trade or any person who sells purchased
 21 grain only in a registered feed.

22 3. Amend the title, page 1, line 2, by inserting after
 23 the word "commission" the words "and the law regulating
 24 grain dealers".

HOUSE MESSAGE CONSIDERED

House File 1347, a bill for an act relating to the state park and institutional road system.

Read first time and passed on file.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 1392.

House File 1392

On motion of Senator Riley, House File 1392, a bill for an act relating to correcting erroneous, inconsistent and obsolete sections of the Code, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Riley offered amendment S—2914 filed by him and moved its adoption:

S—2914

1 Amend House File 1392, as amended and passed by the
 2 House, as follows:

3 1. Page 3, by adding the following sections after
 4 line 7:

5 Sec. Section forty-nine point thirty
 6 three (49.33), Code 1973, is amended to read as
 7 follows:

8 49.33 ONE SQUARE FOR PRESIDENT AND VICE PRESI-
 9 DENT. Upon the left-hand margin of each separate
 10 column of the ballot, immediately opposite the names
 11 of the candidates for president and vice-president, a
 12 single square, the sides of which shall not be less

13 than one-fourth of an inch in length, shall be printed
14 in front of a bracket enclosing the names of the said
15 candidates for president and vice-president. The votes
16 for said candidates shall be counted and certified to
17 by the election [judges] *board* in the same manner as the
18 votes for other candidates.

19 Sec. Section forty-nine point thirty-
20 four (49.34), Code 1973, is amended to read as follows:
21 49.34 UNITED STATES SENATORS. At all general
22 elections next preceding the expiration of the term of
23 office of United States senator, there shall be placed
24 upon the official ballot in the proper place the names
25 of candidates for all parties or groups of petitioners

Page 2

1 for said office that have been nominated by law. The
2 votes for said candidate shall be counted and certi-
3 fied to by the election [judges] *board* in the same manner
4 as the votes for other candidates.

5 Sec. Section forty-nine point one hundred
6 (49.100), Code 1973, is amended to read as follows:
7 49.100 SPOILED BALLOTS. Any voter who shall spoil
8 his ballot may, on returning the same to the [judges] *pre-*
9 *cinet election officials*, receive another in place there-
10 of but no voter shall receive more than three ballots
11 including the one first delivered to him. None but
12 ballots provided in accordance with the provisions of
13 this chapter shall be counted.

14 Sec. Section forty-nine point one hundred
15 twenty-four (49.124), Code 1973, as amended by Acts of
16 the Sixty-fifth General Assembly, 1973 Session, chapter
17 one hundred thirty-six (136), section one hundred seven-
18 ty-seven (177), is amended to read as follows:
19 49.124 TRAINING COURSE BY COMMISSIONER. It shall
20 be the duty of the commissioner to conduct, not less
21 than three days before each primary and general election,
22 a training course of not more than two hours for all
23 election personnel, and the commissioner may do so be-
24 fore any other election he administers. Such personnel
25 shall include [judges, clerks] *all precinct election*

Page 3

1 *officials*, and any other persons who will be employed
2 in or around the polling places on election day. At
3 least [one judge and one clerk] *two precinct election*
4 *officials* who will serve on each precinct election
5 board at the forthcoming election shall attend the
6 training course, and if the entire board does not attend,
7 those members who do attend shall so far as possible
8 be persons who have not previously attended a similar
9 training course.

Amendment S—2914 was adopted.

Senator Riley offered amendment S—2874 filed by him and moved its adoption:

S—2874

1 Amend House File 1392, as amended and passed by the
2 House, as follows:

3 1. Page 5, by adding the following section after
4 line 11:

5 Sec. Section two hundred eighty A point
6 fifteen (280A.15), Code 1973, as amended by Acts of
7 the Sixty-fifth General Assembly, 1973 Session, chap-
8 ter one hundred thirty-six (136), section two hundred
9 seventy-seven (277), and House File one thousand three
10 hundred ninety-nine (1399), section sixty-nine (69),
11 is amended by striking the section and inserting in
12 lieu thereof the following:

13 280A.15 CONDUCT OF ELECTIONS. The nomination
14 of candidates, preparation of ballots, and canvass
15 for all elections of members of the board of directors
16 of an area vocational school or an area community
17 college, except as otherwise directed, shall be
18 conducted in the manner provided in sections two
19 hundred seventy-three point five (273.5) and two
20 hundred seventy-three point seven (273.7) of the
21 Code for members of county boards of education.
22 Nomination papers in behalf of a candidate shall be
23 filed with the secretary of the board of the merged
24 area. Each candidate shall be nominated by a pet-
25 ition signed by not less than fifty eligible electors

Page 2

1 of the district from which the member is to be
2 elected. The election notice shall be published as
3 provided in section forty-nine point fifty-three
4 (49.53) of the Code and the election shall be con-
5 ducted by the county commissioner of elections pur-
6 suant to the provisions of chapter thirty-nine (39)
7 through fifty-three (53) of the Code. The votes cast
8 in the election shall be canvassed by the county
9 board of supervisors and the county commissioner of
10 elections shall issue certificates of election as
11 prescribed in section two hundred seventy-three point
12 seven (273.7) of the Code. Members elected to the
13 board of directors of a merged area shall qualify by
14 taking the oath of office prescribed in section two
15 hundred seventy-seven point twenty-eight (277.28) of
16 the Code.

17 2. By renumbering the remaining sections.

Amendment S—2874 was adopted.

Senator Riley offered amendment S—2687 filed by him and moved its adoption:

S—2687

1 Amend House File 1392, as amended and passed by the
2 House, as follows:

3 1. Page 6, by striking line 30 and inserting in lieu
4 thereof the following: “[certificate] *statement of*

5 inspection to be delivered by the inspection”.

6 2. Page 6, by striking line 33 and inserting in lieu
7 thereof the following: “[certificate] *statement of*
8 *inspection in eight-point boldfaced type,*”.

9 3. Page 13, by adding the following sections after
10 line 10:

11 Sec. Section four point one (4.1), sub-
12 section twenty-six (26), Code 1973, as amended by
13 Acts of the Sixty-fourth General Assembly, 1972 Session, chapter
14 one thousand eighty-eight (1088), section two hundred
15 (200), and Acts of the Sixty-fifth General Assembly,
16 1973 Session, chapter one hundred twenty-two (122),
17 section one (1), is amended by striking the subsection
18 and inserting in lieu thereof the following:

19 26. POPULATION. The word “population” where
20 used in this Code or any statute means the population
21 shown by the latest preceding certified federal cen-
22 sus, unless otherwise specially provided.

23 Sec. Acts of the Sixty-fifth General
24 Assembly, 1973 Session, chapter one hundred eighty-
25 seven (187), section two (2), is amended by striking

Page 2

1 lines 21 and 22 and inserting in lieu thereof the
2 following: “vacancy in the same manner as the origi-
3 nal appointment. [A vacancy shall exist on the
4 commission whenever] *If a legislative member*”.

5 Sec. The Code editor is authorized to
6 delete obsolete references to “town” from the
7 statutes.

Amendment S—2687 was adopted.

Senator Riley offered amendment S—2848 filed by him and moved its adoption:

S—2848

1 Amend House File 1392 as amended and passed by
2 the House as follows:

3 1. Page 13, by inserting after line 16 the fol-
4 lowing new section:

5 “Sec. Senate File one thousand two hundred
6 thirty-five (1235) as enacted by the Sixty-fifth
7 General Assembly, 1974 Session, section six (6),
8 subsection three (3), is amended to read as follows:

9 3. If it is not labeled as required in section
10 [six (6)] *five (5)* of this Act.”

Amendment S—2848 was adopted.

Senator Riley offered amendment S—2886 filed by him and moved its adoption:

S—2886

1 Amend House File 1392, as amended and passed by the
2 House, as follows:

3 1. Page 13, by adding the following section after
 4 line 16:
 5 Sec. House File one thousand three hun-
 6 dred ninety-nine (1399), enacted by the Sixty-fifth
 7 General Assembly, 1974 Session, section ninety-four
 8 (94), is amended by striking from line four (4) the
 9 words and figure "eighty-five (85)" and inserting in
 10 lieu thereof the words and figure "ninety-two (92)".

Amendment S—2886 was adopted.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1392) the vote was:

Ayes, 47:

Andersen	Hansen	Milligan	Schaben
Bergman	Heying	Nolin	Schwengels
Blouin	Hill	Nystrom	Schwieger
Briles	Hultman	Orr	Scott
Burroughs	Junkins	Palmer	Shaff
Coleman	Kelly	Plymat	Shaw
Curtis	Kinley	Potter	Taylor
DeKoster	Lamborn	Rabedeaux	Tieden
Doderer	McCartney	Ramsey	Van Gilst
Gallagher	Miller of	Riley	Willits
Glenn	Des Moines	Robinson	Winkelman
Gluba	Miller of	Rodgers	
Griffin	Marshall		

Nays, none.

Absent or not voting, 3:

Kennedy	Murray	Priebe
---------	--------	--------

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

HOUSE AMENDMENTS CONSIDERED

SENATE REFUSED TO CONCUR

Senate File 1399

Senator Milligan called up for consideration Senate File 1399, a bill for an act to make an appropriation from the general fund of the state to the state conservation commission for capital improvements, amended by the House, as follows:

- 1 Amend Senate File 1399 as passed by the Senate as follows:
- 2 1. Page 2, line 3, by striking the words "seven million
 3 seven hundred fifty thousand (7,750,000)" and inserting in
 4 lieu thereof the words "nine million three hundred two
 5 thousand three hundred (9,302,300)".
- 6 2. Page 2, by inserting after line 22 the following:

- 7 6. MILLCREEK STATE PARK
- 8 For the construction of a silt
- 9 basin and other improvements52,800
- 10 7. Blue Lake, Lost Island Lake,
- 11 Black Hawk Lake and Silver Lake
- 12 For dredging2,000,000
- 13 One fourth of the funds to be
- 14 appropriated for each of the
- 15 above numbered lakes.
- 16 3. Page 3, by striking all of lines 24 through 26.
- 17 4. By renumbering subsections and sections to conform to
- 18 this amendment.

Senator Tieden offered amendment S—2982 to the House amendment:

S—2982

- 1 Amend the House amendment to Senate File 1399 as
- 2 follows:
- 3 1. Line 11, by inserting after the first word
- 4 "Lake" the following: ", Backbone Lake".
- 5 2. By striking lines 13, 14 and 15 and inserting
- 6 in lieu thereof the following:
- 7 "The commission shall apportion
- 8 these funds to each of the above lakes,
- 9 but no more than five hundred thousand
- 10 (500,000) dollars shall be apportioned
- 11 to any one lake."

Senator Taylor took the chair at 9:50 a.m.

Senator Tieden moved the adoption of amendment S—2982 to the House amendment.

Roll call was requested.

On the question "Shall amendment S—2982 to the House amendment be adopted?" (S.F. 1399) the vote was:

Rule 24 was invoked.

Ayes, 19:

Andersen	Gallagher	Nolin	Rodgers
Bergman	Junkins	Priebe	Schaben
Blouin	Kinley	Ramsey	Scott
Briles	Miller of	Riley	Tieden
Coleman	Des Moines	Robinson	Van Gilst

Nays, 29:

Burroughs	Heying	Murray	Schwengels
Curtis	Hill	Nystrom	Schwieger
DeKoster	Hultman	Orr	Shaff
Doderer	Lamborn	Palmer	Shaw
Glenn	McCartney	Plymat	Taylor
Gluba	Miller of	Potter	Willits
Griffin	Marshall	Rabedeaux	Winkelman
Hansen	Milligan		

Absent or not voting, 2:

Kelly Kennedy

Amendment S—2982 to the House amendment lost.

Senator Priebe offered amendment S—2983 to the House amendment and moved its adoption:

S—2983

- 1 Amend the House amendment to Senate File 1399,
- 2 line 10, by striking the word "Lost" and inserting
- 3 in lieu thereof the word "Five".

Amendment S—2983 to the House amendment was adopted.

Senator Milligan moved that the Senate refuse to concur in the House amendment as amended.

Senator Schaben moved that the Senate concur in the House amendment as amended.

Roll call was requested.

On the question "Shall the Senate concur in the House amendment as amended?" (S.F. 1399) the vote was:

Rule 24 was invoked.

Ayes, 16:

Andersen	Griffin	Nolin	Schaben
Bergman	Junkins	Palmer	Van Gilst
Coleman	Kinley	Priebe	Winkelman
Doderer	Miller of	Robinson	
Gluba	Des Moines		

Nays, 32:

Blouin	Hill	Murray	Rodgers
Briles	Hultman	Nystrom	Schwengels
Burroughs	Kelly	Orr	Schwieger
Curtis	Lamborn	Plymat	Scott
DeKoster	McCartney	Potter	Shaff
Gallagher	Miller of	Rabedeaux	Taylor
Glenn	Marshall	Ramsey	Tieden
Hansen	Milligan	Riley	Willits
Heying			

Absent or not voting, 2:

Kennedy Shaw

The motion lost and the Senate **refused to concur** in the House amendment as amended on **Senate File 1399**.

COMMUNICATION

The following communication from the Governor was presented:

April 29, 1974

The Honorable Arthur A. Neu
Lieutenant Governor of Iowa
State Capitol Building
Local

Dear Governor Neu:

It is my pleasure to submit to the Senate for their consideration the name of Mrs. Dan (Sally) Frudden, Charles City, Floyd County, Iowa, for appointment as a member of the Iowa Commission for the Blind pursuant to Section 601B.1, 1973 Code of Iowa, for the regular three-year term commencing July 1, 1974, and ending June 30, 1977.

Sincerely,
ROBERT D. RAY
Governor

ANNOUNCEMENT OF INVESTIGATING COMMITTEE

President Neu, in accordance with Section 2.32, Code 1973, announced the appointment of the following Senators to an investigating committee:

Mrs. Sally Frudden of Charles City, Floyd County, Iowa, as a member of the Iowa Commission for the Blind.

Senator McCartney, Chairman
Senator Van Gilst
Senator Winkelman

HOUSE AMENDMENT CONSIDERED

Senate File 321

Senator Winkelman called up for consideration Senate File 321, a bill for an act to exempt facilities used to control air and water pollution from property taxation, amended by the House, and moved that the Senate concur in the House amendment found on pages 1695-1697, inclusive, of the Senate Journal.

Senator Gluba offered amendment S—2977 to the House amendment by Senators Gluba, Palmer and Doderer:

S—2977

- 1 Amend the House amendment to Senate File 321, as
- 2 follows:
- 3 1. Page 1, line 11, by striking the word "ten"
- 4 and inserting in lieu thereof the word "five".
- 5 2. Page 1, line 14, by striking the word "ten"
- 6 and inserting in lieu thereof the word "five".
- 7 3. Page 1, line 17, by striking the word "ten"
- 8 and inserting in lieu thereof the word "five".
- 9 4. Page 1, line 18, by striking the word "ten"
- 10 and inserting in lieu thereof the word "five".
- 11 5. Page 1, line 19, by striking the word "ten"
- 12 and inserting in lieu thereof the word "five".

Senator Rabedeaux raised the point of order that amendment S—2977 to the House amendment contained the same subject matter already considered and rejected by the Senate.

President Neu took the chair at 11:05 a.m.

The Chair ruled the point well taken and amendment S—2977 to the House amendment out of order.

Senator Taylor took the chair at 11:10 a.m.

Senator Palmer offered amendment S—2974 to the House amendment filed by Senators Palmer, Gluba and Doderer:

S—2974

- 1 Amend the House amendment to Senate File 321, page
- 2 1, line 20, by inserting after the word "assessments."
- 3 the following sentence:
- 4 "The state shall refund to all tax districts
- 5 an amount equal to the amount lost through the
- 6 exemption provided under this subsection."

Senator Rabedeaux raised the point of order that amendment S—2974 to the House amendment contained the same subject matter already considered and rejected by the Senate.

The Chair ruled the point well taken and amendment S—2974 to the House amendment out of order.

Senator Palmer moved that the rules be suspended to permit consideration of amendment S—2974 to the House amendment.

On the question "Shall the rules be suspended to permit consideration of amendment S—2974?" (S.F. 321) the vote was:

Ayes, 14:

Blouin	Gluba	Palmer	Rodgers
Doderer	Kennedy	Priebe	Scott
Gallagher	Kinley	Riley	Willits
Glenn	Orr		

Nays, 35:

Andersen	Hill	Milligan	Schwengels
Bergman	Hultman	Murray	Schwieger
Briles	Junkins	Nolin	Shaff
Burroughs	Kelly	Nystrom	Shaw
Coleman	Lamborn	Plymat	Taylor
Curtis	McCartney	Potter	Tieden
DeKoster	Miller of	Rabedeaux	Van Gilst
Griffin	Des Moines	Ramsey	Winkelman
Hansen	Miller of	Robinson	
Heying	Marshall		

Absent or not voting, 1:

Schaben

The motion lost.

Senator Willits offered amendment S—2986 to the House amendment:

S—2986

- 1 Amend the House amendment to Senate File 321
- 2 as follows:
- 3 Page 1, line 16, by striking "September 23, 1970",
- 4 and inserting in lieu thereof "July 1, 1974".

Senator Gallagher moved that further action on the House amendment to Senate File 321 be deferred.

Roll call was requested.

On the question "Shall motion to defer further action on the House amendment be adopted?" (S.F. 321) the vote was:

Ayes, 13:

Blouin	Hill	Miller of	Rodgers
Doderer	Kennedy	Des Moines	Schwieger
Gallagher	Kinley	Orr	Willits
Gluba		Palmer	

Nays, 36:

Andersen	Heying	Murray	Robinson
Bergman	Hultman	Nolin	Schwengels
Briles	Junkins	Nystrom	Scott
Burroughs	Kelly	Plymat	Shaff
Coleman	Lamborn	Potter	Shaw
Curtis	McCartney	Priebe	Taylor
DeKoster	Miller of	Rabedeaux	Tieden
Glenn	Marshall	Ramsey	Van Gilst
Griffin	Milligan	Riley	Winkelman
Hansen			

Absent or not voting, 1:

Schaben

The motion lost.

Senator Willits moved the adoption of amendment S—2986 to the House amendment and requested a roll call.

On the question "Shall amendment S—2986 to the House amendment be adopted?" (S.F. 321) the vote was:

Ayes, 16:

Blouin	Hill	Murray	Riley
Doderer	Kelly	Orr	Rodgers
Gallagher	Kennedy	Palmer	Willits
Glenn	Miller of	Priebe	
Gluba	Des Moines		

Nays, 31:

Andersen	Coleman	Hansen	Kinley
Bergman	Curtis	Heying	Lamborn
Briles	DeKoster	Hultman	McCartney
Burroughs	Griffin	Junkins	

Miller of Marshall	Potter Rabedeaux	Schwengels Scott	Taylor Tieden
Nolin	Ramsey	Shaff	Van Gilst
Nystrom	Robinson	Shaw	Winkelman
Plymat			

Absent or not voting, 3:

Milligan	Schaben	Schwieger
----------	---------	-----------

Amendment S—2986 to the House amendment lost.

Senator Murray offered amendment S—2988 to the House amendment and moved its adoption:

S—2988

- 1 Amend the House amendment to Senate File 321 as
- 2 follows:
- 3 1. By striking lines 8 through 25 on page 4.
- 4 2. Page 5, by striking lines 1 through 18 and
- 5 lines 23 and 24.
- 6 3. By striking the comma in line 22 and insert-
- 7 ing in lieu thereof a period.

Roll call was requested.

On the question "Shall amendment S—2988 be adopted?" (S.F. 321) the vote was:

Ayes, 18:

Blouin	Hill	Murray	Riley
Doderer	Kennedy	Orr	Rodgers
Gallagher	Kinley	Palmer	Shaw
Glenn	Miller of	Priebe	Willits
Gluba	Des Moines	Ramsey	

Nays, 31:

Andersen	Heying	Milligan	Schwieger
Bergman	Hultman	Nolin	Scott
Briles	Junkins	Nystrom	Shaff
Burroughs	Kelly	Plymat	Taylor
Coleman	Lamborn	Potter	Tieden
Curtis	McCartney	Rabedeaux	Van Gilst
DeKoster	Miller of	Robinson	Winkelman
Griffin	Marshall	Schwengels	
Hansen			

Absent or not voting, 1:

Schaben

Amendment S—2988 to the House amendment lost.

President Neu took the chair at 12:45 p.m.

Senator Winkelman moved that the Senate concur in the House amendment.

Roll call was requested.

On the question "Shall the Senate concur in the House amendment?" (S.F. 321) the vote was:

Rule 24 was invoked.

Ayes, 34:

Andersen	Heying	Nolin	Schwieger
Bergman	Hultman	Nystrom	Scott
Briles	Junkins	Plymat	Shaff
Burroughs	Kelly	Potter	Shaw
Coleman	Lamborn	Priebe	Taylor
Curtis	McCartney	Rabedeaux	Tieden
DeKoster	Miller of	Ramsey	Van Gilst
Griffin	Marshall	Robinson	Winkelman
Hansen	Milligan	Schwengels	

Nays, 15:

Blouin	Gluba	Miller of	Palmer
Doderer	Hill	Des Moines	Riley
Gallagher	Kennedy	Murray	Rodgers
Glenn	Kinley	Orr	Willits

Voting present, 1:

Schaben (under Rule 24)

The motion prevailed and the Senate concurred in the House amendment.

Senator Winkelman moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 321) the vote was:

Ayes, 33:

Andersen	Heying	Nolin	Schwengels
Bergman	Hultman	Nystrom	Schwieger
Briles	Junkins	Plymat	Shaff
Burroughs	Kelly	Potter	Shaw
Coleman	Lamborn	Priebe	Taylor
Curtis	McCartney	Rabedeaux	Tieden
DeKoster	Miller of	Ramsey	Van Gilst
Griffin	Marshall	Robinson	Winkelman
Hansen	Milligan		

Nays, 16:

Blouin	Hill	Murray	Rodgers
Doderer	Kennedy	Orr	Scott
Gallagher	Kinley	Palmer	Willits
Glenn	Miller of	Riley	
Gluba	Des Moines		

Voting present, 1:

Schaben (under Rule 24)

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

WITHDRAWN

Senator Curtis asked and received unanimous consent that **Senate File 1243** be withdrawn from further consideration of the Senate.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: House File 1476.

DALE L. TIEDEN
Chairman, Senate Committee
CHARLES F. STROTHMAN
Chairman, House Committee

Report adopted.

BILL SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bill: House File 1476.

On motion of Senator Lamborn, the Senate recessed until 1:45 p.m.

AFTERNOON SESSION

The Senate reconvened, President Neu presiding.

QUORUM CALL

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

Present, 83:

Bergman	Kinley	Nolin	Robinson
Blouin	Lamborn	Nystrom	Schwengels
Coleman	McCartney	Orr	Schwieger
Burroughs	Miller of	Palmer	Scott
Curtis	Des Moines	Plymat	Shaff
DeKoster	Miller of	Potter	Taylor
Glenn	Marshall	Priebe	Tieden
Gluba	Milligan	Ramsey	Winkelman
Junkins	Murray	Riley	

Absent, 17:

Andersen	Hansen	Kelly	Schaben
Briles	Heying	Kennedy	Shaw
Doderer	Hill	Rabedeaux	Van Gilst
Gallagher	Hultman	Rodgers	Willits
Griffin			

The Chair declared a quorum present.

MOTION TO RECONSIDER WITHDRAWN

Senator Lamborn withdrew the motion to reconsider the vote by which House File 1474 passed the Senate filed by him on April 30, 1974.

HOUSE AMENDMENTS CONSIDERED**Senate File 134**

Senator Curtis called up for consideration Senate File 134, a bill for an act relating to the regulation of the practice of public accounting, amended by the House, and moved that the Senate concur in the House amendments found on pages 1840-1851, inclusive, of the Senate Journal.

The motion prevailed and the Senate concurred in the House amendments.

Senator Curtis moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 134) the vote was:

Ayes, 42:

Andersen	Hill	Murray	Robinson
Bergman	Junkins	Nolin	Schaben
Blouin	Kelly	Nystrom	Schwengels
Burroughs	Kennedy	Orr	Schwieger
Coleman	Kinley	Palmer	Scott
Curtis	Lamborn	Plymat	Shaff
Gallagher	Miller of	Potter	Shaw
Glenn	Des Moines	Priebe	Taylor
Gluba	Miller of	Rabedeaux	Tieden
Griffin	Marshall	Ramsey	Willits
Heying	Milligan	Riley	Winkelman

Nays, none.**Absent or not voting, 8:**

Briles	Doderer	Hultman	Rodgers
DeKoster	Hansen	McCartney	Van Gilst

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

Senate File 1009

Senator Riley called up for consideration Senate File 1009, a bill for an act relating to the repeal of the requirement of corroboration of the testimony of the victim in a rape, amended by the House, and moved that the Senate concur in the following amendment:

1 Amend Senate File 1009 as follows:

2 1. By striking all after the enacting clause and
3 inserting in lieu thereof the following:

4 Section 1. Chapter seven hundred eighty-two (782), Code
5 1973, is amended by adding the following new section:

6 **NEW SECTION. EVIDENCE OF PAST SEXUAL CONDUCT IN TRIALS**

7 **OF RAPE.** In prosecutions for the crime of rape, evidence
8 of the prosecuting witness's previous sexual conduct shall
9 not be admitted, nor reference made thereto in the presence
10 of the jury, except as provided herein. Evidence of the
11 prosecuting witness's previous sexual conduct shall be
12 admissible if the defendant shall make application to the
13 court before or during the trial.

14 The court shall conduct a hearing in camera as to the
15 relevancy of such evidence of previous sexual conduct, and
16 shall limit the questioning and control the admission and
17 exclusion of evidence upon trial.

18 In no event shall such evidence of previous sexual conduct
19 of the prosecuting witness committed more than one year prior
20 to the date of the alleged crime be admissible upon the
21 trial, except previous sexual conduct with the defendant.
22 Nothing in this section shall limit the right of either the
23 state or the accused to impeach credibility by the showing
24 of prior felony convictions.

25 Sec. 2. Section seven hundred eighty-two point four

Page 2

1 (782.4), Code 1973, is repealed.

2 2. Page 1, line 2, by inserting after the word "rape" the
3 words "and relating to the introduction of evidence of past
4 sexual conduct".

The motion prevailed and the Senate concurred in the House amendment.

Senator Riley moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1009) the vote was:

Ayes, 44:

Andersen	Heying	Murray	Robinson
Bergman	Hultman	Nolin	Schaben
Blouin	Junkins	Nystrom	Schwengels
Burroughs	Kelly	Orr	Schwieger
Coleman	Kennedy	Palmer	Scott
Curtis	Kinley	Plymat	Shaff
DeKoster	Lamborn	Potter	Shaw
Doderer	Miller of	Priebe	Taylor
Gallagher	Des Moines	Rabedeaux	Tieden
Glenn	Miller of	Ramsey	Willits
Gluba	Marshall	Riley	Winkelman
Griffin	Milligan		

Nays, none.

Absent or not voting, 6:

Briles
Hansen

Hill
McCartney

Rodgers

Van Gilst

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

Senate File 1265

Senator Riley called up for consideration Senate File 1265, a bill for an act relating to the membership, powers, and duties of the civil rights commission, amended by the House, and moved that the Senate concur in the following amendment:

- 1 Amend Senate File 1265 as passed by the Senate and
- 2 reprinted as follows:
- 3 1. Page 2, by striking lines 1 through 12.
- 4 2. Page 2, by inserting after line 28 the following
- 5 paragraph:
- 6 "This new subsection is repealed as of July 1, 1975."
- 7 3. Page 4, by striking lines 22 through 24 and inserting
- 8 in lieu thereof the following: "the provisions of this
- 9 section provided such denial is based solely upon bona fide
- 10 underwriting considerations not prohibited by title twenty
- 11 (XX) of the Code.
- 12 4. Page 4, by inserting after line 24 the following new
- 13 paragraph:
- 14 The provisions of this section shall not be construed by
- 15 negative implication or otherwise to narrow or restrict any
- 16 other provisions of this chapter.
- 17 5. By renumbering the sections to conform to this
- 18 amendment.

The motion prevailed and the Senate concurred in the House amendment.

Senator Riley moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1265) the vote was:

Ayes, 44:

Andersen	Hill	Milligan	Riley
Bergman	Hultman	Murray	Robinson
Blouin	Junkins	Nolin	Schaben
Burroughs	Kelly	Nystrom	Schwengels
Coleman	Kennedy	Orr	Scott
Curtis	Kinley	Palmer	Shaff
DeKoster	Lamborn	Plymat	Shaw
Doderer	McCartney	Potter	Taylor
Gallagher	Miller of	Priebe	Tieden
Glenn	Des Moines	Rabedaux	Willits
Gluba	Miller of	Ramsey	Winkelman
Griffin	Marshall		

Nays, none.

Absent or not voting, 6:

Briles
Hansen

Heying
Rodgers

Schwieger

Van Gilst

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

Senate File 1272

Senator Shaff called up for consideration Senate File 1272, a bill for an act relating to valuation of property and property tax limitations by changing assessed and taxable value of property, amended by House, and moved that the Senate concur in the following amendment:

- 1 Amend Senate File 1272, as amended and passed by the
- 2 Senate, as follows:
- 3 1. Page 76, by striking all of lines 12 through 17 and
- 4 inserting in lieu thereof the following: "1955, both dates
- 5 inclusive, or *those who served on active duty during the*
- 6 *Vietnam Conflict beginning August 5, 1964, and ending on*
- 7 *June 30, 1973, both dates inclusive, and as defined in*
- 8 *chapter sixty-four (64), section three (3), Laws of the*
- 9 *Sixty-fifth General Assembly, 1973 Session [the date the armed*
- 10 *forces of the United States are directed by formal order of*
- 11 *the government of the United States to cease hostilities, both*
- 12 *dates inclusive, as well as those serving honorably on active*
- 13 *military duty during the time of the Vietnam Conflict]."*
- 14 2. Page 76, line 33, strike the partial word "-ly" and
- 15 insert in lieu thereof the word "Any".
- 16 3. Page 82, line 21, insert before the period the words
- 17 "*and adjusted to actual value as provided in section one*
- 18 *hundred seventy-five (175) of this Act*".
- 19 4. Page 82, line 34, strike the word "assessed" and
- 20 insert in lieu thereof the words "[assessed] *actual*".
- 21 5. Page 85, strike lines 21 through 35, and page 86,
- 22 strike lines 1 through 8.
- 23 6. Page 100, insert after line 6 the following:
- 24 Provisions of this Act and amendments to the same statutes
- 25 contained in any other Acts of the Sixty-fifth General

Page 2

- 1 Assembly, 1974 Session, shall be harmonized and reconciled
- 2 in order to carry out the intent of this Act to change
- 3 assessed and taxable value of property to one hundred percent
- 4 of actual value and to change general property tax levies
- 5 computed in mills to tax levies computed in dollars and cents
- 6 per thousand dollars of assessed value.
- 7 7. Renumber sections and correct internal references as
- 8 provided in this Act.

The motion prevailed and the Senate concurred in the House amendment.

Senator Shaff moved that the bill as amended by the House and concurred in the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1272) the vote was:

Ayes, 44:

Andersen	Hultman	Murray	Robinson
Bergman	Junkins	Nolin	Schaben
Blouin	Kelly	Nystrom	Schwengel
Burroughs	Kennedy	Orr	Schwieger
Coleman	Kinley	Palmer	Scott
Curtis	Lamborn	Plymat	Shaff
DeKoster	McCartney	Potter	Shaw
Gallagher	Miller of	Priebe	Taylor
Glenn	Des Moines	Rabedeaux	Tieden
Gluba	Miller of	Ramsey	Willits
Griffin	Marshall	Riley	Winkelman
Heying	Milligan		

Nays, none.

Absent or not voting, 6:

Briles	Hansen	Rodgers	Van Gilst
Doderer	Hill		

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

Senate File 1339

Senator Shaff called up for consideration Senate File 1339, a bill for an act to provide for the imposition of an excise tax on the sale of beef cattle and veal calves in lieu of the tax presently collected and to alter the amount of funds allocated to the national livestock and meat board, amended by the House, and moved that the Senate concur in the following amendment:

- 1 Amend Senate File 1339, as amended and passed by the
- 2 Senate, as follows:
- 3 1. Page 2, line 11, by striking the word "At" and insert-
- 4 ing in lieu thereof the word "[At]".
- 5 2. Page 2, by striking all of line 12 and inserting in
- 6 lieu thereof the following: "*Except as otherwise provided*
- 7 *in section 2 of this Act, at least thirty percent of the*
- 8 *funds remaining thereafter*".
- 9 3. Page 2, by striking all after the word "REFERENDUM."
- 10 in line 30, all of lines 31 and 32, and inserting in lieu
- 11 thereof the words "The secretary shall, upon the".
- 12 4. Page 3, line 4, by inserting after the word "referendum"
- 13 the following: "and subsequent referendums for extension of
- 14 such excise tax".
- 15 5. Page 3, line 26, by inserting after the word "terminate"
- 16 the following: "during any period for which any excise tax
- 17 provided for in this section shall be in effect".
- 18 6. Page 3, by inserting after line 32 the following:

19 "Notwithstanding the provisions in section one hundred
 20 eighty-one point thirteen (181.13) of the Code to the
 21 contrary, at least fifteen percent of the funds collected
 22 from an excise tax assessed and levied under the provisions
 23 of this section shall be remitted to the national livestock
 24 and meat board and the beef industry council thereof, after
 25 first paying the costs and expenses referred to in section

Page 2

1 one hundred eighty-one point thirteen (181.13) of the Code."

The motion prevailed and the Senate concurred in the House amendment.

Senator Shaff moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1339) the vote was:

Ayes, 34:

Andersen	Junkins	Nolin	Schwengels
Bergman	Kelly	Nystrom	Schwieger
Blouin	Kinley	Palmer	Scott
Burroughs	Lamborn	Plymat	Shaff
Curtis	McCartney	Potter	Shaw
DeKoster	Miller of	Priebe	Taylor
Griffin	Marshall	Rabedeaux	Tieden
Heying	Milligan	Riley	Winkelman
Hultman	Murray	Robinson	

Nays, 9:

Coleman	Gluba	Miller of	Schaben
Gallagher	Kennedy	Des Moines	Willits
Glenn		Ramsey	

Absent or not voting, 7:

Briles	Hansen	Orr	Van Gilst
Doderer	Hill	Rodgers	

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

Senate File 1370

Senator Rabedeaux called up for consideration Senate File 1370, a bill for an act creating a state elevator code, requiring the owners of elevators to register and comply with rules of the labor commissioner, authorizing the labor commissioner to promulgate standards for the construction, maintenance, and use of elevators, establishing licensing requirements and procedures for elevator inspectors, and requiring liability insurance and fees and providing penalties for violations, amended by the House, and moved that the Senate concur in the following amendment:

- 1 Amend Senate File 1370, as amended and passed by the
- 2 Senate, as follows:

- 3 1. Page 11, by striking lines 1 through 17.
 4 2. By renumbering the following sections.
 5 3. Amend the title by striking from lines 6 and 7 the
 6 words "liability insurance and fees" and inserting in lieu
 7 thereof the words "fees for inspection, permits and
 8 licenses".

The motion prevailed and the Senate concurred in the House amendment.

Senator Rabedeaux moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1370) the vote was:

Ayes, 41:

Andersen	Hansen	Miller of	Ramsey
Bergman	Heying	Marshall	Riley
Blouin	Hill	Milligan	Robinson
Burroughs	Hultman	Murray	Schwengels
Coleman	Junkins	Nystrom	Schwieger
Curtis	Kelly	Orr	Scott
DeKoster	Kinley	Palmer	Shaw
Gallagher	Lamborn	Plymat	Taylor
Glenn	McCartney	Potter	Willits
Gluba	Miller of	Priebe	Winkelman
Griffin	Des Moines	Rabedeaux	

Nays, 3:

Kennedy	Nolin	Shaff
---------	-------	-------

Absent or not voting, 6:

Briles	Rodgers	Tieden	Van Gilst
Doderer	Schaben		

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

SENATE REFUSED TO CONCUR

Senate File 1331

Senator Winkelman called up for consideration Senate File 1331, a bill for an act making an appropriation to the department of public safety for construction of three public safety district office headquarters, amended by the House, and moved that the Senate refuse to concur in the following amendment:

- 1 Amend Senate File 1331 as amended and passed by the Senate
 2 as follows:
 3 1. Page 2, line 5, before the word "For" insert
 4 the numeral "1."
 5 2. Page 2, after line 6, insert the following:
 6 2. For radio equipment and related
 7 items pertaining to the conversion of
 8 stations from low band to high band\$1,004,000

9 Sec. 2. Acts of the Sixty-fifth General Assembly,
10 1973 Session, chapter one hundred four (104), section five (5),
11 the second new section, unnumbered paragraph two (2), is amend-
12 ed to read as follows:

13 The police communications review committee shall meet
14 periodically with representatives of the department of public
15 safety and other departments, agencies, groups, and individuals
16 concerned with state communications, and shall review [proposed
17 changes of the communications operating procedures of the
18 department which affect operating procedures of local law
19 enforcement agencies] *the operations of the state police*
20 *communications system. The police communications review*
21 *committee shall review all appropriations made for state*
22 *police and local police communications systems by the general*
23 *assembly. The police communications review committee shall*
24 *report to the general assembly in January of each year, and*
25 *shall make such recommendations and submit such legislation*

Page 2

1 as it deems necessary and advisable.

2 3. Page 2, by striking lines 18 through 26 and inserting
3 in lieu thereof the following:

4 Sec. It is the intent of the general assembly that
5 the funds appropriated pursuant to this Act shall be used for
6 the following purposes:

7 1. To construct three department of public safety district
8 office headquarters to be located at Cedar Falls, Mount
9 Pleasant and Spencer, Iowa. These headquarters are to provide
10 space for each of the various law enforcement divisions within
11 the department. The appropriation does include an amount to
12 develop the site and provide parking at the three locations.

13 2. To purchase the necessary radio equipment and related
14 items for completion of converting the radio stations from
15 low band to high band.

16 4. Renumber sections in accordance with this amendment.

17 5. Page 1, amend the title by striking everything after
18 the word "Act" and inserting in lieu thereof the following:
19 "making an appropriation to the department of public safety
20 for construction of three public safety district office
21 headquarters and for radio equipment for the division of radio
22 communications and relating to radio communications and the
23 duties of the police communications review committee."

Senator Kennedy moved that the Senate concur in the House amendment.

Roll call was requested.

On the question "Shall the Senate concur in the House amendment?" (S.F. 1331) the vote was:

Ayes, 17:

Blouin	Heying	Miller of	Robinson
Coleman	Junkins	Des Moines	Schaben
Gallagher	Kennedy	Nolin	Scott
Glenn	Kinley	Palmer	Willits
Gluba		Priebe	

Nays, 27:

Andersen	Hill	Murray	Riley
Bergman	Hultman	Nystrom	Schwengels
Burroughs	Lamborn	Orr	Schwieger
Curtis	McCartney	Plymat	Shaff
DeKoster	Miller of	Potter	Shaw
Doderer	Marshall	Rabedeaux	Taylor
Hansen	Milligan	Ramsey	Winkelman

Absent or not voting, 6:

Briles	Kelly	Tieden	Van Gilst
Griffin	Rodgers		

The motion lost and the Senate refused to concur in the House amendment to Senate File 1331.

Senate File 1342

Senator Schwengels called up for consideration Senate File 1342, a bill for an act relating to the qualifications of city and county assessors, amended by the House, and moved that the Senate concur in the following amendments:

- 1 Amend Senate File 1342 as follows:
- 2 1. Page 2, line 9, by inserting the word "a" before the
- 3 word "city".
- 4 2. Page 3, line 2, by inserting the following before the
- 5 period: ", emphasis on market value assessment as
- 6 provided in this chapter".
- 7 3. Page 3, by striking lines 4 through 6 and inserting in
- 8 lieu thereof the following:
- 9 3. Assessment of real estate and personal property, in-
- 10 cluding market value assessment in accordance with this
- 11 chapter and including fundamental principles and practices
- 12 of property appraisal and valuation which are consistent with
- 13 market value assessment as provided in this chapter.
- 14 4. The rights of taxpayers and property owners related
- 15 to the assessment of property for taxation.
- 16 4. Page 3, line 9, by striking the words "qualified
- 17 electors of the state" and inserting in lieu thereof the
- 18 words "individuals".
- 19 5. Page 3, by striking lines 15 through 17 and inserting
- 20 in lieu thereof a period.
- 21 6. Page 4, line 9, by inserting the following after the
- 22 word "indicate": "the examination score of the individual
- 23 and".
- 24 7. Page 4, line 20, by striking the words "certified to
- 25 serve" and inserting in lieu thereof the words "eligible for

Page 2

- 1 appointment".
- 2 8. Page 5, by inserting the following after the period
- 3 in line 14:
- 4 "The examination shall be conducted by the director of
- 5 revenue as provided in section four hundred forty-one point
- 6 five (441.5) of the Code, except as otherwise provided in

- 7 this section.”
 8 9. Page 7, by inserting the following at the end of line
 9 10:
 10 “The applicable provisions of section four hundred forty-
 11 one point five (441.5) of the Code regarding the register of
 12 names shall also apply to the list of eligible candidates
 13 established under the provisions of this section.”

The motion prevailed and the Senate concurred in the House amendment.

Senator Schwengels moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 1342) the vote was:

Ayes, 49:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schaben
Blouin	Hultman	Nolin	Schwengels
Briles	Junkins	Nystrom	Schwieger
Burroughs	Kelly	Orr	Scott
Coleman	Kennedy	Palmer	Shaff
Curtis	Kinley	Plymat	Shaw
DeKoster	Lamborn	Potter	Taylor
Gallagher	McCartney	Priebe	Tieden
Glenn	Miller of	Rabedeaux	Van Gilst
Gluba	Des Moines	Ramsey	Willits
Griffin	Miller of	Riley	Winkelman
Hansen	Marshall	Robinson	

Nays, none.

Absent or not voting, 1:

Doderer

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

MOTION TO RECONSIDER WITHDRAWN

Senator Rabedeaux withdrew the motion to reconsider the vote by which Senate File 1291 passed the Senate filed by him on May 1, 1974.

CONSIDERATION OF BILLS

House File 1204

On motion of Senator Schwieger, House File 1204, a bill for an act amending an appropriation for the construction of a nursing care facility at the Iowa soldiers home, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Schwieger moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1204) the vote was:

Ayes, 47:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schaben
Blouin	Hultman	Nolin	Schwengels
Briles	Junkins	Nystrom	Schwieger
Burroughs	Kelly	Orr	Scott
Coleman	Kinley	Palmer	Shaff
Curtis	Lamborn	Plymat	Shaw
DeKoster	McCartney	Potter	Taylor
Doderer	Miller of	Priebe	Tieden
Glenn	Des Moines	Ramsey	Van Gilst
Gluba	Miller of	Riley	Willits
Griffin	Marshall	Robinson	Winkelman
Hansen			

Nays, none.

Absent or not voting, 3:

Gallagher	Kennedy	Rabedeaux
-----------	---------	-----------

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

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President pro tempore Shaff presiding.

REPORTS OF INVESTIGATING COMMITTEES

Senator Hansen called up the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mrs. Marshall R. (Jane) Beard, Cedar Falls, Black Hawk County, Iowa, for appointment as a member of the Commission on Judicial Qualifications pursuant to Chapter 285, Section 1, Acts of the Sixty-fifth General Assembly, 1973 Session, for a term which is to be determined by lot, begs leave to report that it has made investigation and recommends the appointment be confirmed.

WILLARD R. HANSEN, Chairman
MINNETTE DODERER
DALE TIEDEN

The motion prevailed and the report was adopted.

Senator Hansen moved the appointment of Mrs. Marshall R. Beard as a member of the Commission on Judicial Qualifications be confirmed by the Senate.

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

Ayes, 40:

Andersen	Hansen	Milligan	Rodgers
Bergman	Heying	Murray	Schwengels
Briles	Hill	Nolin	Shaff
Burroughs	Hultman	Orr	Shaw
Coleman	Junkins	Palmer	Taylor
Curtis	Kelly	Plymat	Tieden
DeKoster	Kennedy	Potter	Van Gilst
Doderer	Kinley	Priebe	Willits
Glenn	McCartney	Ramsey	Winkelman
Gluba	Miller of	Riley	
Griffin	Marshall		

Nays, none.

Absent or not voting, 10:

Blouin	Miller of	Rabedeaux	Schwieger
Gallagher	Des Moines	Robinson	Scott
Lamborn	Nystrom	Schaben	

President pro tempore Shaff declared the appointment of Mrs. Marshall R. Beard as a member of the Commission on Judicial Qualifications confirmed for a term which is to be determined by lot.

Senator Willits called up the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mrs. Rosemary Shearer of Des Moines, Iowa, for reappointment as a member of the Solid Waste Disposal Commission of the Department of Environmental Quality for the State of Iowa under the provisions of Chapter 455B, Code 1973, for the regular four-year term beginning July 1, 1974, and ending June 30, 1978, begs leave to report that it has made investigation and recommends the appointment be confirmed.

EARL M. WILLITS, Chairman
JAMES W. GRIFFIN, SR.
ELIZABETH SHAW

The motion prevailed and the report was adopted.

Senator Willits moved the appointment of Rosemary Shearer as a member of the Solid Waste Disposal Commission of the Department of Environmental Quality be confirmed by the Senate.

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

Ayes, 40:

Andersen	Curtis	Gluba	Junkins
Bergman	DeKoster	Griffin	Kelly
Briles	Doderer	Hansen	Kennedy
Burroughs	Gallagher	Heying	Kinley
Coleman	Glenn	Hill	McCartney

Miller of Marshall	Palmer Plymat	Riley Rodgers	Shaw Tieden
Milligan	Potter	Schwengels	Van Gilst
Murray	Priebe	Scott	Willits
Nolin	Ramsey	Shaff	Winkelman
Orr			

Nays, none.

Absent or not voting, 10:

Blouin	Miller of	Rabedeaux	Schwieger
Hultman	Des Moines	Robinson	Taylor
Lamborn	Nystrom	Schaben	

President pro tempore Shaff declared the appointment of Rosemary Shearer as a member of the Solid Waste Disposal Commission of the Department of Environmental Quality confirmed for the regular four-year term ending June 30, 1978.

Senator Van Gilst called up the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of James M. Bellamy, of Knoxville, Iowa, for reappointment to the Water Quality Commission of the Department of Environmental Quality for the State of Iowa under the provisions of Chapter 455B, Section 4, Code 1973, for the regular four-year term beginning July 1, 1974, and ending June 30, 1978, begs leave to report that it has made investigation and recommends the appointment be confirmed.

BASS VAN GILST, Chairman
JOHN S. MURRAY
BART SCHWIEGER

The motion prevailed and the report was adopted.

Senator Van Gilst moved the appointment of James M. Bellamy as a member of the Water Quality Commission of the Department of Environmental Quality be confirmed by the Senate.

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

Ayes, 45:

Andersen	Heying	Miller of	Riley
Bergman	Hill	Marshall	Robinson
Briles	Hultman	Milligan	Rodgers
Burroughs	Junkins	Murray	Schwengels
Curtis	Kelly	Nolin	Scott
DeKoster	Kennedy	Nystrom	Shaff
Doderer	Kinley	Orr	Shaw
Gallagher	Lamborn	Plymat	Taylor
Glenn	McCartney	Potter	Tieden
Gluba	Miller of	Priebe	Van Gilst
Griffin	Des Moines	Rabedeaux	Willits
Hansen		Ramsey	Winkelman

Nays, none.

Absent or not voting, 5:

Blouin	Palmer	Schaben	Schwieger
Coleman			

President pro tempore Shaff declared the appointment of James M. Bellamy as a member of the Water Quality Commission of the Department of Environmental Quality confirmed for the regular four-year term ending June 30, 1978.

Senator Murray called up the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mr. George Duvall of Ames, Story County, Iowa, for appointment as a member of the Advisory Investment Board of the Iowa Public Employees Retirement System for the State of Iowa, pursuant to Section 97B.8, 1973 Code of Iowa, as amended by Chapter 149, Acts of the Sixty-fifth General Assembly, 1973 Regular Session, for the term ending June 30, 1975, begs leave to report that it has made investigation and recommends that the appointment be confirmed.

JOHN S. MURRAY, Chairman
DALE L. TIEDEN
C. JOSEPH COLEMAN

The motion prevailed and the report was adopted.

Senator Murray moved the appointment of George Duvall as a member of the Advisory Investment Board of the Iowa Public Employees Retirement System be confirmed by the Senate.

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

Ayes, 47:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schwengels
Briles	Hultman	Nolin	Schwieger
Burroughs	Junkins	Nystrom	Scott
Coleman	Kelly	Orr	Shaff
Curtis	Kennedy	Palmer	Shaw
DeKoster	Kinley	Plymat	Taylor
Doderer	Lamborn	Potter	Tieden
Gallagher	McCartney	Priebe	Van Gilst
Glenn	Miller of	Rabedeaux	Willits
Gluba	Des Moines	Ramsey	Winkelman
Griffin	Miller of	Riley	
Hansen	Marshall		

Nays, none.

Absent or not voting, 3:

Blouin	Robinson	Schaben
--------	----------	---------

President pro tempore Shaff declared the appointment of George Duvall as a member of the Advisory Investment Board of the Iowa Public Employees Retirement System confirmed for the term ending June 30, 1975.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up for consideration House File 1501.

House File 1501

On motion of Senator Riley, House File 1501, a bill for an act **appropriating from the general fund of the state to the executive council for aid in educating certain Iowa residents or Iowa high school graduates to become osteopathic physicians, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.**

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1501) the vote was:

Ayes, 35:

Andersen	Heying	Milligan	Robinson
Bergman	Hultman	Nolin	Rodgers
Blouin	Junkins	Nystrom	Schwengels
Briles	Kinley	Orr	Schwieger
Burroughs	McCartney	Palmer	Scott
Coleman	Miller of	Plymat	Taylor
DeKoster	Des Moines	Potter	Tieden
Gluba	Miller of	Priebe	Van Gilst
Griffin	Marshall	Rabedeaux	Willits
Hansen			

Nays, 13:

Curtis	Hill	Murray	Shaff
Doderer	Kelly	Ramsey	Shaw
Gallagher	Lamborn	Riley	Winkelman
Glenn			

Absent or not voting, 2:

Kennedy	Schaben
---------	---------

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

Senator Potter asked and received unanimous consent to take up out of order Senate File 1200.

Senate File 1200

On motion of Senator Hansen, Senate File 1200, a bill for an act relating to the campaign disclosure-income tax check-off law, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Hansen offered amendment S—2984:

S—2984

1 Amend Senate File 1200 by striking everything after
2 the enacting clause and inserting in lieu thereof the
3 following:

4 Section 1. Acts of the Sixty-fifth General Assem-
5 bly, 1973 Session, chapter one hundred thirty-eight
6 (138), section six (6), subsection one (1), is amended
7 by striking the subsection and inserting in lieu
8 thereof the following:

9 1. Every political committee which receives or
10 expends any amount of money shall file a statement of
11 organization within ten days from the date of its
12 organization. For the purposes of this section,
13 "political committee" means a person or committee,
14 but not a candidate, including a statutory committee
15 which accepts any contributions or makes any expendi-
16 tures for the purpose of supporting or opposing a
17 candidate for public office.

18 Sec. 2. Acts of the Sixty-fifth General Assembly,
19 1973 Session, chapter one hundred thirty-eight (138),
20 section six (6), subsection two (2), is amended by
21 adding the following new paragraph:

22 *NEW PARAGRAPH.* A signed statement by the candi-
23 date or an officer of the political party which shall
24 be in the following form:

25 "I am aware that I am required to file additional

Page 2

1 reports if I receive or expend more than one hundred
2 dollars for the purpose of supporting or opposing any
3 candidate for public office."

4 Sec. 3. Acts of the Sixty-fifth General Assembly,
5 1973 Session, chapter one hundred thirty-eight (138),
6 section six (6), is amended by adding the following
7 new subsection:

8 *NEW SUBSECTION.* All affidavits of candidacy
9 required by law shall contain a sworn statement by
10 the candidate in substantially the following form:

11 "I am aware that I am required to file additional
12 reports if I receive or expend more than one hundred
13 dollars for the purpose of supporting or opposing any
14 candidate for public office."

15 Sec. 4. Acts of the Sixty-fifth General Assembly,
16 1973 Session, chapter one hundred thirty-eight (138),
17 section seven (7), subsection one (1), is amended
18 to read as follows:

19 1. Each treasurer of a political committee shall
20 file with the state commissioner or commissioner
21 reports of contributions received and disbursed on
22 forms prescribed by the state commissioner. The
23 reports from all committees, except those committees
24 for municipal and school elective offices, shall be
25 filed on the twentieth day of January, May, July,

Page 3

1 and October of each year. The January and July

2 reports shall be current to the end of the month
3 preceding the filing. The May and October reports
4 shall be current as of five days prior to the filing
5 deadline. The January report shall be the annual
6 report. *Reports from political committees for municipi-*
7 *pal and school elective offices shall file reports*
8 *five days prior to any election in which the name of*
9 *the candidate which they support or oppose appears*
10 *on the printed ballot and thirty days following the*
11 *general or run-off election.*

12 Sec. 5. Acts of the Sixty-fifth General Assembly,
13 1973 Session, chapter one hundred thirty-eight (138),
14 section seven (7), subsection two (2), is amended to
15 read as follows:

16 2. If any political committee, after having filed
17 one or more statements of organization, dissolves or
18 determines that it shall no longer receive contribu-
19 tions or make disbursements, the treasurer of the
20 political committee shall notify the state commis-
21 sioner or the commissioner within thirty days follow-
22 ing such dissolution by filing a dissolution report
23 on forms prescribed by the state commissioner.
24 *Moneys refunded in accordance with a dissolution*
25 *statement shall not be considered a disbursement or*

Page 4

1 *expense and the names of persons receiving refunds*
2 *shall not be released or reported unless the contrib-*
3 *utors' names were required to be reported when the*
4 *contribution was received.*

5 Sec. 6. Acts of the Sixty-fifth General Assembly,
6 1973 Session, chapter one hundred thirty-eight (138),
7 section seven (7), subsection three (3), paragraph g,
8 is amended to read as follows:

9 g. The name and mailing address of each person to
10 whom disbursements have been made by the political
11 committee from contributions during the reporting
12 period and the amount and date of each disbursement
13 except that disbursements of less than five dollars
14 may be shown as miscellaneous disbursements so long
15 as the aggregate miscellaneous disbursements to any
16 one person during a calendar year do not exceed [five]
17 one hundred dollars.

18 Sec. 7. Acts of the Sixty-fifth General Assembly,
19 1973 Session, chapter one hundred thirty-eight (138),
20 section seven (7), subsection four (4), is amended
21 to read as follows:

22 4. The reports required to be filed by this sec-
23 tion shall be cumulative during the calendar year,
24 but where there has been no change in an item
25 reported in a previous report during the year, only

Page 5

1 the amount shall be carried forward. If no contribu-
2 tions have been accepted nor any disbursements made
3 during [a calendar year] that reporting period, the

4 treasurer of the political committee shall also be
 5 required to file a statement. *A candidate who does*
 6 *not receive or expend an amount of money in excess*
 7 *of one hundred dollars shall not be required to file*
 8 *disclosure statements.*

9 Sec. 8. Acts of the Sixty-fifth General Assembly,
 10 1973 Session, chapter one hundred thirty-eight (138),
 11 section eleven (11), subsection two (2), is amended
 12 to read as follows:

13 2. Review reports and statements filed under the
 14 provisions of this Act and may, upon its own motion,
 15 initiate action and conduct a hearing as provided in
 16 section twelve (12), subsections one (1) and two (2)
 17 of this Act. *The campaign finance disclosure commis-*
 18 *sion may require the state and county commissioners*
 19 *to file summary reports with them periodically.*

20 Sec. 9. Acts of the Sixty-fifth General Assembly,
 21 1973 Session, chapter one hundred thirty-eight (138),
 22 section twelve (12), subsection one (1), is amended
 23 to read as follows:

24 1. Any opposing candidate, candidate's political
 25 committee or statutory political committee may file a

Page 6

1 complaint of an alleged violation with the commission
 2 and such complaint shall be verified and shall be
 3 supported by affidavit detailing the circumstances
 4 of the violation alleged. If the commission initiates
 5 action on its own motion, the commission shall file
 6 a complaint of an alleged violation supported by an
 7 affidavit detailing the violation alleged. The com-
 8 mission shall send a copy of the complaint and a
 9 notice of hearing, which shall be set not more than
 10 [four] *ten* days from the date the complaint is received
 11 by the commission, to the person, candidate, or polit-
 12 ical committee against which the complaint is filed
 13 and to each candidate, if any, for the public office
 14 affected. *The commission shall serve the person,*
 15 *candidate, or political committee with a copy of the*
 16 *complaint, supporting affidavit, and notice in the*
 17 *manner provided by the Rules of Civil Procedure.*
 18 *However, any complaint which is filed within a period*
 19 *of time less than fifteen days prior to the election*
 20 *shall be cause for the commission to set a hearing*
 21 *at the earliest possible date so as to allow the issue*
 22 *to be resolved prior to the election. An extension*
 23 *of time for the hearing may be granted when both*
 24 *parties mutually agree on an alternate date for the*
 25 *hearing. In such instances as shall be determined*

Page 7

1 by the commission, the county attorney or the attorney
 2 general shall assist the commission in any investiga-
 3 tion and report to the commission as directed.

4 Sec. 10. Acts of the Sixty-fifth General Assembly,
 5 1973 Session, chapter one hundred thirty-eight (138),

6 section twelve (12), subsection two (2), is amended
7 to read as follows:

8 2. The commission shall investigate the complaint
9 and conduct the hearing. The commission shall have
10 the power to subpoena and review all records of a
11 candidate or political committee required to be kept
12 under this Act. Due process, including the right to
13 be represented by counsel, shall be accorded the
14 accused. The commission shall provide for the confi-
15 dentiality of the records of a candidate or political
16 committee during the investigation and hearing
17 process and shall provide for confidential hearings
18 if requested by either party to the complaint. After
19 the hearing the commission shall determine whether
20 or not there is a reasonable belief that a violation
21 of the provisions of this Act did occur. The commis-
22 sion shall send a copy of its findings of fact and
23 decision to the person, candidate or political commit-
24 tee against which the complaint was filed and to
25 each candidate for the public office affected. *The*

Page 8

1 *campaign finance disclosure commission may assess*
2 *the cost of such hearings against either party involved*
3 *in the hearing.*

4 Sec. 11. Acts of the Sixty-fifth General Assembly,
5 1973 Session, chapter one hundred thirty-eight (138),
6 section thirteen (13), is amended by adding the fol-
7 lowing new paragraph:

8 **NEW PARAGRAPH.** Any candidate or committee receiv-
9 ing funds, the original source of which was a loan,
10 shall be required to list the lender as a contributor.
11 No candidate or committee shall knowingly receive
12 funds from a contributor who has borrowed the money
13 without listing the original source of said money.

14 Sec. 12. Acts of the Sixty-fifth General Assembly,
15 1973 Session, chapter one hundred thirty-eight (138),
16 section fifteen (15), is amended by adding the follow-
17 ing new paragraph:

18 **NEW PARAGRAPH.** The campaign expense limitation
19 amount shall apply only to items specified in section
20 sixteen (16) of this Act and not to the total cam-
21 paign expenses.

22 Sec. 13. Acts of the Sixty-fifth General Assembly,
23 1973 Session, chapter one hundred thirty-eight (138),
24 section eighteen (18), is amended to read as follows:

25 Sec. 18. **NEW SECTION.** This Act shall apply to

Page 9

1 candidates and political committees for federal office
2 only in the event such candidates are not subject to
3 a federal law requiring the disclosure of campaign
4 financing. Any such federal law shall supersede the
5 provisions of this Act.

6 Sec. 14. Acts of the Sixty-fifth General Assembly,
7 1973 Session, chapter one hundred thirty-eight (138),

8 section twenty (20), is amended to read as follows:

9 **Sec. 20. NEW SECTION.** The "Iowa election campaign
10 fund" is created within the office of the treasurer
11 of state. The fund shall consist of funds paid by
12 persons having an Iowa income tax liability as pro-
13 vided in section nineteen (19) of this Act. The
14 director of revenue shall remit funds collected as
15 provided in section nineteen (19) of this Act to the
16 treasurer of state who shall deposit such funds in
17 the appropriate account within the Iowa election cam-
18 paign fund. *Any interest income received by the trea-*
19 *surer of state from investment of moneys deposited*
20 *in the fund shall be deposited in the Iowa election*
21 *campaign fund.* Such funds shall be subject to pay-
22 ment to the [treasurer] *chairman* of the specified
23 political party by the state comptroller in the manner
24 provided in this Act.

25 **Sec. 15.** Acts of the Sixty-fifth General Assembly,

Page 10

1 1973 Session, chapter one hundred thirty-eight (138),
2 section twenty-four (24), unnumbered paragraph one
3 (1), is amended to read as follows:

4 The chairman of the state statutory political com-
5 mittee shall produce evidence to the state comptroller
6 and campaign finance disclosure commission not later
7 than thirty days after the election returns have been
8 certified by the [state commissioner] *board of state*
9 *canvassers*, that all funds paid for the campaign
10 expenses of that election have been utilized exclu-
11 sively for such campaign expenses.

12 **Sec. 16.** Acts of the Sixty-fifth General Assembly,
13 1973 Session, chapter one hundred thirty-eight (138),
14 section twenty-five (25), is amended to read as
15 follows:

16 **Sec. 25. NEW SECTION.** All funds on account for
17 the campaign expenses of any designated political
18 party which are not utilized by that political party
19 by [the thirty-first day after the state commissioner
20 has certified the election returns of] *January first*
21 *of the year following* a general election, shall
22 revert to the general fund of the state.

23 **Sec. 17.** The provisions of this Act, except
24 sections two (2), three (3), and five (5), shall take
25 effect and be in force on May 19, 1974 after its

Page 11

1 publication in **The Record**, a newspaper published in
2 Cedar Falls, Iowa, and in the Ames Daily Tribune, a
3 newspaper published in Ames, Iowa. Sections two (2),
4 three (3), and five (5) of this Act shall become
5 effective January 21, 1975.

WILLARD R. HANSEN

Senator Glenn offered amendment S—3000 to amendment
S—2984:

S—3000

- 1 Amend the Hansen amendment S—2984 to Senate File 1200
 2 as follows:
 3 Page 10, following line 22, by inserting the
 4 following new section:
 5 Sec. *NEW SECTION*. A candidate or
 6 political committee shall not accept contributions
 7 or use any funds or services for the purpose of
 8 conducting a political campaign that is contributed
 9 by any person, trust, estate, corporation, partner-
 10 ship, association, or other legal entity who is
 11 not a resident of this state.

Senator Schwengels took the chair at 5:20 p.m.

Senator Willits raised the point of order that amendment S—3000 to amendment S—2984 was not germane to the bill.

The Chair ruled the point not well taken and amendment S—3000 to amendment S—2984 in order.

Action on amendment S—3000 was temporarily deferred.

Senator Kelly offered amendment S—3001 to amendment S—2984 and moved its adoption:

S—3001

- 1 Amend the Hansen amendment S—2984 to Senate File
 2 1200, page 6, line 10, by striking the word
 3 "*ten*" and inserting in lieu thereof the word
 4 "*fifteen*".

Roll call was requested.

On the question "Shall amendment S—3001 to amendment S—2984 be adopted?" (S.F. 1200) the vote was:

Ayes, 22:

Andersen	Gluba	Miller of	Ramsey
Bergman	Hansen	Marshall	Riley
Burroughs	Hill	Milligan	Schwengels
DeKoster	Hultman	Murray	Tieden
Gallagher	Kelly	Orr	Winkelman
Glenn	McCartney	Potter	

Nays, 21:

Blouin	Junkins	Nystrom	Robinson
Coleman	Kinley	Palmer	Rodgers
Curtis	Lamborn	Plymat	Schwieger
Doderer	Miller of	Priebe	Taylor
Griffin	Des Moines	Rabedeaux	Willits
Heying	Nolin		

Absent or not voting, 7:

Briles	Schaben	Shaff	Van Gilst
Kennedy	Scott	Shaw	

Amendment S—3001 to amendment S—2984 was adopted.

Senator Glenn withdrew amendment S—3000 to amendment S—2984.

Senator Glenn offered amendment S—3003 to amendment S—2984 by Senators Glenn, et al., moved its adoption and requested a roll call:

S—3003

- 1 Amend the Hansen amendment S—2984 to Senate
- 2 File 1200 as follows:
- 3 Page 10, following line 22, by inserting the
- 4 following:
- 5 Sec. Acts of the Sixty-fifth General
- 6 Assembly, 1973 Session, chapter one hundred thirty-
- 7 eight (138), is amended by adding the following new
- 8 section:
- 9 *NEW SECTION.* A candidate or political committee
- 10 shall not accept contributions or use any funds or
- 11 services which exceed one hundred dollars in value
- 12 for the purpose of conducting a political campaign
- 13 that is contributed by any person, trust, estate,
- 14 corporation, partnership, association, or other legal
- 15 entity who is not a resident of this state, nor shall
- 16 the collective total of such contributions exceed
- 17 ten percent of the total campaign contributions
- 18 received by a candidate or political committee.
- 19 Political parties as defined in section forty-three
- 20 point two (43.2) of the Code or their recognized
- 21 congressional committees shall be exempt from the
- 22 provisions of this section.
- 23 Each candidate and political committee shall
- 24 file a statement with the state commissioner or the
- 25 county commissioner which states that the candidate

Page 2

- 1 or political committee has not accepted contributions
- 2 or used funds or received services in violation of
- 3 this section.
- 4 Any candidate or political committee violating
- 5 the provisions of this section shall, upon convict-
- 6 ion, be subject to a fine of not less than five
- 7 hundred dollars nor more than five thousand dollars.

On the question "Shall amendment S—3003 to amendment S—2984 be adopted?" (S.F. 1200) the vote was:

Rule 24 was invoked.

Ayes, 16:

Andersen	Hill	Milligan	Riley
Glenn	Junkins	Orr	Robinson
Gluba	McCartney	Palmer	Schwengels
Hansen	Miller of	Ramsey	
Heying	Des Moines		

Nays, 28:

Bergman	Hultman	Nolin	Schwieger
Burroughs	Kelly	Nystrom	Shaw
Coleman	Kinley	Plymat	Taylor
Curtis	Lamborn	Potter	Tieden
DeKoster	Miller of	Priebe	Van Gilst
Doderer	Marshall	Rabedeaux	Willits
Gallagher	Murray	Rodgers	Winkelman
Griffin			

Voting present, 1:

Blouin (under Rule 24)

Absent or not voting, 5:

Briles	Schaben	Scott	Shaff
Kennedy			

Amendment S—3003 to amendment S—2984 lost.

President Neu took the chair at 6:30 p.m.

Senator Hansen moved the adoption of amendment S—2984 as amended and requested a roll call.

On the question "Shall amendment S—2984 as amended be adopted?" (S.F. 1200) the vote was:

Ayes, 41:

Andersen	Heying	Milligan	Riley
Bergman	Hultman	Murray	Robinson
Blouin	Junkins	Nolin	Rodgers
Burroughs	Kelly	Nystrom	Schwengels
Curtis	Kinley	Orr	Schwieger
DeKoster	Lamborn	Palmer	Shaw
Doderer	McCartney	Plymat	Tieden
Glenn	Miller of	Potter	Van Gilst
Gluba	Des Moines	Priebe	Willits
Griffin	Miller of	Rabedeaux	Winkelman
Hansen	Marshall	Ramsey	

Nays, 3:

Coleman	Hill	Taylor
---------	------	--------

Absent or not voting, 6:

Briles	Kennedy	Scott	Shaff
Gallagher	Schaben		

Amendment S—2984 as amended was adopted.

The Chair ruled the following amendments out of order with the adoption of amendment S—2984:

Amendment S—2640 by the committee on state government;

Amendment S—2551 by Senator Murray;

Amendment S—2502 by Senator Willits;

Amendment S—2965 by Senators Hansen and Milligan; amendment S—2999 by Senator Doderer.

Senator Hansen moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1200) the vote was:

Ayes, 42:

Andersen	Griffin	Miller of	Rabedeaux
Bergman	Hansen	Marshall	Ramsey
Blouin	Heying	Milligan	Riley
Burroughs	Hultman	Murray	Robinson
Coleman	Junkins	Nolin	Rodgers
Curtis	Kelly	Nystrom	Schwengels
DeKoster	Kinley	Orr	Shaw
Doderer	Lamborn	Palmer	Tieden
Gallagher	McCartney	Plymat	Van Gilst
Glenn	Miller of	Potter	Willits
Gluba	Des Moines	Priebe	Winkelman

Nays, 2:

Hill Taylor

Absent or not voting, 6:

Briles	Schaben	Scott	Shaff
Kennedy	Schwieger		

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

Senator Hansen asked and received unanimous consent that **Senate File 1200** be immediately messaged to the House, which request was complied with.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 434, a bill for an act to provide financial assistance for the establishment and operation of community day care centers.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 487, a bill for an act to prohibit sex discrimination in housing and retirement plans.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 544, a bill for an act to appropriate funds from general fund to the public employment relations board.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1223, a bill for an act relating to the powers of nonprofit corporations.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1237, a bill for an act relating to vital statistics.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1381, a bill for an act increasing the appropriation to the treasurer of state.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1388, a bill for an act appropriating from general fund to department of public instruction for use of the school budget review committee.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1402, a bill for an act making an appropriation for the purpose of improving liquor warehousing operations.

Also: That the House has amended Senate amendment to, concurred in Senate amendment as amended, and repassed the following bill in which the concurrence of the House was asked:

House File 363, a bill for an act relating to the management of state records.

Also: That the House has concurred in the Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 1140, a bill for an act relating to the requirement of having an attorney in the department of public safety.

Also: That the House has concurred in Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 1402, a bill for an act to provide for fair trade practices in the marketing and distribution of motor fuel and special fuel.

Also: That the House has refused to concur in the Senate amendment to the following bill in which the concurrence of the House was asked:

House File 1491, a bill for an act to establish a state historical department.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1504, a bill for an act setting the salary rate for directors of divisions of the state historical department.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 434

- 1 Amend Senate File 434, as amended and passed by
- 2 the Senate, as follows:
- 3 1. By striking everything after the enacting
- 4 clause and inserting in lieu thereof the following:
- 5 Section 1. *NEW SECTION*. DEFINITIONS. As used in
- 6 this Act unless the context otherwise requires:
- 7 1. "Commissioner" means the commissioner of social
- 8 services.
- 9 2. "Department" means the department of social
- 10 services.
- 11 3. "Director" means the director of the division

12 designated by the commissioner to administer this
13 Act.

14 4. "County board" means the county board of social
15 welfare.

16 5. "Child care center" or "center" means a facility
17 providing care for six or more children for more than
18 four hours, but less than twenty-four hours, per day.

19 6. "Licensed center" means a center applying for
20 or issued a license by the department under the provi-
21 sions of this Act.

22 7. "Low-income family" means a family whose total
23 income, relative to the number of persons dependent
24 on the family's total income for support, is designated
25 by the department as insufficient to provide an

Page 2

1 adequate standard of living. Adequate standard of
2 living shall be defined as at or below the minimum
3 living standard budget determined by the bureau of
4 labor statistics of the United States department of
5 labor, adjusted regionally and for family size.

6 8. "State day care advisory committee" means the
7 state day care advisory committee established by regu-
8 lation two hundred twenty point four (220.4) of the
9 Social Security Act of 1967 whose membership is no
10 less than nine nor no more than fifteen members and
11 is comprised of one-third providers of services, one-
12 third interested citizens from urban and rural areas
13 across the state and one-third parents of children
14 served. If for any reason the federal government
15 eliminates this advisory committee, this advisory
16 committee shall continue to function as a state
17 advisory group to the department.

18 Sec. 2. *NEW SECTION. LICENSE VOLUNTARY.* A center
19 may request to be licensed by the department but is
20 not required to be licensed in order to operate in
21 this state. The department shall issue a license
22 if it determines that the following conditions have
23 been met:

24 1. An application for a license or a renewal has
25 been filed with the director on forms provided by

Page 3

1 the department.

2 2. The center possesses adequate financial
3 resources to perform the services it undertakes.

4 3. The center is maintained so as to comply with
5 state and local health, fire, and zoning laws.

6 4. The facility is maintained so as to comply
7 with rules promulgated under section twelve (12) of
8 this Act.

9 A person denied a license under the provisions
10 of this section shall receive written notice of the
11 denial stating the reasons for denial and may appeal
12 the decision as provided in sections ten (10) and
13 eleven (11) of this Act.

14 The director may issue a provisional license for
15 a period of time not to exceed one year if the center
16 does not meet standards required under this section.
17 If written plans to bring the center up to standards,
18 giving specific dates for completion of work, are
19 submitted to and approved by the department
20 promulgating the regulations, the provisional license
21 shall be renewable.

22 Sec. 3. *NEW SECTION. SCOPE OF LICENSES. Licenses*
23 granted under this Act shall be valid for one year
24 from the date of issuance unless revoked or suspended
25 in accordance with the provisions of this Act. A

Page 4

1 record of the license shall be kept by the depart-
2 ment. The license shall be posted in a conspicuous
3 place in the facility and shall state the name of
4 the licensee, the type of facility being licensed,
5 the particular premises in which the services may
6 be offered, and the number of individuals who may
7 be received for care at any one time.

8 Sec. 4. *NEW SECTION. EXAMINATIONS.* The director
9 may make periodic inspections of licensed centers
10 as necessary to carry out the provisions of this Act.
11 The director may inspect records maintained by a
12 licensed center and may inquire into matters concern-
13 ing these centers and the persons in charge. The
14 director shall require that the center be inspected
15 by the commissioner of public health and the state
16 fire marshal or their designees, before a license
17 is granted or renewed.

18 Sec. 5. *NEW SECTION. PERSONNEL.* All personnel
19 having direct responsibility for individual children
20 in licensed child care centers shall have good physical
21 and mental health as evidenced by a report following
22 an examination by a licensed physician at the time
23 of initial employment. A new report shall be required
24 every year thereafter. No staff member of a licensed
25 center with direct responsibility for child care shall

Page 5

1 have a conviction by any law of any state involving
2 lascivious acts with a child, child neglect or child
3 abuse.

4 Sec. 6. *NEW SECTION. CONSULTATIVE SERVICES.*
5 The department may provide consultative services to
6 a person applying for a license or licensed by the
7 director under this Act.

8 Sec. 7. *NEW SECTION. CONFIDENTIAL INFORMATION.*
9 Anyone who acquires through the administration of
10 this Act information relative to an individual in
11 a center or to a relative of the individual shall
12 not, directly or indirectly, disclose the information
13 except upon inquiry before a court of law or with
14 the written consent of the individual or, in the case
15 of a child, the written consent of the parent or

16 guardian.

17 This section shall not prohibit the director from
18 disclosing facts when it is in the best interests
19 of a child or in the interest of the child's parents,
20 guardian, or foster parents and not harmful to the
21 child, or when disclosure is necessary to protect
22 the interests of the child's prospective foster parents.

23 This section shall not prohibit the director from
24 disclosing information relative to the structure and
25 operation of a licensed center nor shall it prohibit

Page 6

1 the statistical analysis by duly authorized persons
2 of data collected by virtue of this Act, or the
3 publication of the results of the analysis in a manner
4 which does not disclose information identifying
5 individual persons.

6 Sec. 8. *NEW SECTION. SUSPENSION AND REVOCATION.*

7 The director, after notice and hearing, may suspend
8 or revoke a license issued under the provisions of
9 this Act if the person to whom a license is issued
10 violates any provision of this Act or if a person
11 makes false reports regarding the operation of the
12 center to the director or his designee.

13 Sec. 9. *NEW SECTION. ADMINISTRATIVE PROCEDURES.*

14 Written charges for suspension or revocation of a
15 license shall be served upon the licensee not less
16 than thirty days before a hearing, together with a
17 notice of time and place for hearing in the manner
18 prescribed for the service of original notice in civil
19 actions.

20 Sec. 10. *NEW SECTION. GRIEVANCE PROCEDURE. A*

21 licensee or applicant for a license who is aggrieved
22 by a decision of the director following such adminis-
23 trative hearing may appeal to the hearing officer
24 of the department within twenty days of the notice
25 of decision.

Page 7

1 Sec. 11. *NEW SECTION. JUDICIAL REVIEW. A licensee*

2 or applicant who is aggrieved by a decision of the
3 hearing officer may appeal to the district court by
4 serving on the director and filing with the clerk
5 of the district court in the county where his facility
6 is situated a written notice of appeal specifying
7 the grounds upon which appeal is taken. Such action
8 must be taken within thirty days after notice of the
9 decision of the hearing officer.

10 Sec. 12. *NEW SECTION. RULES. Subject to the*
11 provisions of chapter seventeen A (17A) of the Code,
12 the director shall promulgate rules for operating
13 and maintaining licensed child care centers relating
14 to:

15 1. The number of qualified personnel necessary
16 to assure the health, safety, and welfare of children
17 in the centers.

18 2. The minimum number of square feet available
 19 for use both indoors and outdoors, by each child
 20 received into the center. Outdoor areas used by the
 21 children shall be enclosed either by fencing or some
 22 other appropriate method.

23 3. The adequacy of activity programs and food
 24 services available to the children.

25 4. Policies established by the center for parental

Page 8

1 participation.

2 Before a proposed rule, as defined in chapter
 3 seventeen A (17A) of the Code, is submitted to the
 4 departmental rules review committee, a public hearing
 5 shall be held in regard to the rule, and members of
 6 the departmental rules review committee shall be
 7 notified of the hearings as required in section
 8 seventeen A point sixteen (17A.16) of the Code.

9 Rules promulgated by the state fire marshal and
 10 the commissioner of public health for buildings used
 11 as child care centers as an adjunct to the primary
 12 purpose of the building shall take into consideration
 13 that children are received for temporary care only
 14 and shall not differ from rules promulgated for these
 15 buildings when they are used by groups of persons
 16 congregating from time to time in the primary use
 17 and occupancy of the buildings. Furthermore, such
 18 rules shall govern only portions of the building
 19 utilized for child care centers.

20 All rules, regulations, and standards promulgated
 21 under this Act with respect to child care centers
 22 shall be developed in consultation with the state
 23 day care advisory committee.

24 **Sec. 13. NEW SECTION. APPORTIONMENT OF FUNDS.**

25 Funds appropriated to the department to assist child

Page 9

1 care centers shall be apportioned among the counties
 2 as follows:

3 1. Each county shall receive a share of one half
 4 of the total amount available for allocation among
 5 the counties which share is equivalent to a percentage
 6 of the total amount available determined by dividing
 7 the state's total population of children under seven
 8 years of age into the total number of children under
 9 seven years of age residing in the county. Data on
 10 the number and places of residence of children under
 11 seven years of age shall be derived from the most
 12 recent federal decennial census unless the commissioner
 13 with approval of the council of social services directs
 14 that some other specified source of data be used.

15 2. Each county shall receive a share of one half
 16 of the total amount available for allocation among
 17 the counties which share is equivalent to a percentage
 18 of the total amount available determined by dividing
 19 the total number of low-income families residing in

20 the state into the total number of low-income families
 21 residing in the county. Data on the number and the
 22 places of residence of low-income families shall be
 23 derived from the most recent federal decennial census
 24 unless the commissioner with approval of the council
 25 of social services directs that some other specified

Page 10

1 source of data be used.
 2 3. Notwithstanding subsections one (1) and two
 3 (2) of this section, no county's initial allocation
 4 shall be less than one quarter of one percent of the
 5 total amount available for allocation among the
 6 counties.
 7 4. Any portion of the amount initially allocated
 8 to any county pursuant to subsections one (1), two
 9 (2) and three (3) of this section which remains
 10 unencumbered as of April 30 of any year shall be
 11 reclaimed from the county by the department and
 12 immediately reallocated in the manner provided by
 13 subsections one (1) and two (2) of this section among
 14 those counties from which funds have not been reclaimed
 15 under this subsection. Any portion of the amounts
 16 so allocated which remains unencumbered as of June
 17 30 of any year shall revert to the general fund of
 18 the state.

19 **Sec. 14. NEW SECTION. ALLOCATION BY THE COUNTY.**

20 The county board shall determine how the funds received
 21 by that county under this Act shall be allocated among
 22 existing or planned child care centers in the county
 23 on the basis of the following factors as applied to
 24 each child care center considered for financial
 25 assistance under this Act:

Page 11

1 1. The demonstrated need for child care services
 2 in the community served by the center.
 3 2. The proportion of low-income families among
 4 all families served by the center.
 5 3. The demonstrated need of the center for
 6 additional equipment, and improvement, enlargement
 7 or relocation of the center's physical facilities
 8 designed to bring the center into compliance with
 9 local health, fire and zoning laws.
 10 4. The manner in which the center derives its
 11 support, other than funds made available to it under
 12 this Act, and in particular the extent to which it
 13 is supported from sources other than tuition or fees
 14 paid by the parents or guardians of the children
 15 served by the center.

16 **Sec. 15. NEW SECTION. APPLICATION FOR FUNDS.**

17 The department shall:

18 1. Prescribe forms for use by licensed centers
 19 in applying to their respective county boards for
 20 funds appropriated by the general assembly.
 21 2. Establish a procedure by which a licensed center
 22 aggrieved by a decision of a county board under section

23 seventeen (17) of this Act may appeal the decision
24 to the commissioner or his designee, however, the
25 judgment of the county board on the merits of any

Page 12

1 application shall not be overturned in the absence
2 of a determination that the county board has
3 misinterpreted any of the provisions of this Act,
4 has acted arbitrarily or capriciously, or both.
5 3. Seek to obtain from the federal government
6 any funds which may be available to this state to
7 pay any part of the cost of implementing or
8 administering this Act.

9 Sec. 16. *NEW SECTION. USE OF FUNDS.* A child
10 care center may use funds received pursuant to this
11 Act only for the following purposes:

- 12 1. To acquire or improve physical facilities to
13 house the center.
- 14 2. To acquire recreational or educational equipment
15 or supplies.

16 Sec. 17. *NEW SECTION. DISTRIBUTION.* The county
17 board shall consider all applications which are
18 submitted by child care centers in the county for
19 funds allocated to the county under this Act, and
20 shall determine the distribution of the funds. Each
21 child care center submitting an application shall
22 indicate the amount of money requested and the intended
23 use of the money. The county board may establish
24 a deadline for submission of applications, which shall
25 not be earlier than thirty days after it is notified by

Page 13

1 the department of the amount initially allocated to the
2 county pursuant to section thirteen (13) of this Act.

3 Sec. 18. *NEW SECTION. RESTRICTIONS OF FUNDING.*
4 Funds shall be distributed only to licensed centers
5 which serve primarily low-income families and which
6 do not prohibit admission of children on the basis
7 of race, creed, religion, sex, or national origin.

8 Sec. 19. Acts of the Sixty-fifth General Assembly,
9 1973 Session, chapter eight (8), section one (1),
10 is amended to read as follows:

11 Section 1. There is appropriated from the general
12 fund of the state for the fiscal biennium beginning
13 July 1, 1973 and ending June 30, 1975 to the state
14 comptroller the following [amounts] *amount*, or so much
15 thereof as may be necessary, for the following [purposes]
16 *purpose*:

- 17 [1.] For the governor's youth oppor-
18 tunity program:\$1,234,000
- 19 [2. For the day care facili-
20 ties program:\$ 579,000]

21 Sec. 20. Section two hundred thirty-four point
22 eleven (234.11), Code 1973, as amended by Acts of
23 the Sixty-fifth General Assembly, 1973 Session, chapter
24 one hundred eighty-six (186), section sixteen (16),

25 is amended to read as follows:

Page 14

1 234.11 DUTIES OF THE COUNTY BOARD—FOOD STAMP
 2 PROGRAM. The county board shall be vested with the
 3 authority to direct emergency relief with only such
 4 powers and duties as are prescribed in the laws
 5 relating thereto *and shall determine the allocation*
 6 *of funds to child care centers pursuant to sections*
 7 *fourteen (14) through eighteen (18) of this Act.*
 8 The board shall act in an advisory capacity on programs
 9 within the jurisdiction of the department of social
 10 services. The board shall review policies and
 11 procedures of the local departments of social services
 12 and make recommendations for changes to insure that
 13 effective services are provided in their respective
 14 communities. The county board may also make
 15 recommendations for new programs which it is believed
 16 **would meet needs in the community.** The state
 17 department shall establish a procedure to insure that
 18 county board recommendations receive appropriate
 19 review at the level of policy determination.

20 Each county shall participate in federal commodity
 21 or food stamp program.

22 Sec. 21. There is appropriated to the department
 23 of social services from the general fund of the state
 24 the sum of five hundred thousand (500,000) dollars,
 25 or so much thereof as may be necessary, for the fiscal

Page 15

1 year ending June 30, 1975 to be used for financial
 2 assistance to child care centers in the manner pre-
 3 scribed by sections thirteen (13) through eighteen
 4 (18) of this Act.

5 2. Page 1, amend the title, by striking lines
 6 2 and 3 and inserting in lieu thereof the words "and
 7 operation of licensed child care centers".

HOUSE AMENDMENT TO SENATE FILE 487

1 Amend Senate File 487 as amended, passed, and reprinted
 2 by the Senate as follows:

3 1. Page 1, lines 1 and 2, by striking the words "and
 4 retirement plans".

5 2. Page 2A, by striking lines 28 through 35.

6 3. Page 2B, by striking line 36.

**HOUSE AMENDMENT TO SENATE AMENDMENT TO
 HOUSE FILE 363**

1 Amend Senate amendment to House File 363 as follows:

2 1. Line 73, by striking the word "Agencies" and inserting
 3 in lieu thereof the words "The state highway commission and
 4 the agencies".

5 2. Line 76, by inserting after the word "However" the
 6 words ", the state highway commission and".

7 3. Line 77, by striking the word "its" and inserting in
8 lieu thereof the word "their".

HOUSE AMENDMENT TO SENATE FILE 1223

1 Amend Senate File 1223, page 2, by inserting after line
2 25 the following section:
3 Sec. Section five hundred four A point one hundred
4 one (504A.101), Code 1973, is amended to read as follows:
5 504A.101 PERSONAL LIABILITY. Except as otherwise pro-
6 vided in this chapter, the directors, officers, employees
7 and members of the corporation shall not, as such, be liable
8 on its debts or obligations *and no director, officer, member*
9 *or noncompensated volunteer person shall be personally*
10 *liable for any claim based upon an act or omission of such*
11 *person performed in the reasonable discharge of his lawful*
12 *corporate duties.*

HOUSE AMENDMENT TO SENATE FILE 1402

1 Amend Senate File 1402 as follows:
2 By striking everything after the enacting clause and
3 inserting in lieu thereof the following:
4 Section 1. There is appropriated from the general fund
5 of the state to the Iowa beer and liquor control department
6 the sum of one million five hundred thousand (1,500,000)
7 dollars, or so much thereof as may be necessary, to be used
8 for expansion and development of the warehouse facilities
9 at Camp Dodge, Iowa. The development of the warehouse
10 facilities shall include the installation of an automated
11 conveyor system.
12 Sec. 2. The Iowa beer and liquor control department shall
13 determine the feasibility of establishing and locating ware-
14 houses in other large population centers of the state and
15 make a report regarding such feasibility to the committees
16 on appropriation of the general assembly meeting in the year
17 1975.
18 Sec. 3. Unencumbered funds appropriated by this Act
19 remaining on June 30, 1976 shall revert to the general
20 fund on August 31, 1976.

INTRODUCTION OF BILLS

Senate File 1407, by committee on appropriations, a bill for an act increasing the salary of the director of the beer and liquor control department.

Read first time and placed on calendar.

Senate File 1408, by committee on appropriations, a bill for an act to make an appropriation from the general fund of the state to the state department of transportation.

Read first time and placed on calendar.

HOUSE MESSAGE CONSIDERED

House File 1504, a bill for an act setting the salary rate for directors of divisions of the state historical department and to make an appropriation.

Read first time and **passed on file**.

APPOINTMENT OF COMMITTEE

President Neu announced the appointment of Senators Winkelman, Van Gilst and Milligan to represent the Senate at the funeral services of Representative R. G. "Hap" Miller, to be held at 11:00 a.m., Saturday, May 4, 1974, at the Overton Funeral Home, Indianola, Iowa.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S.C.R. 141 State government
- S.C.R. 142 State government
- S.C.R. 143 State government
- H. F. 1481 Commerce
- H. F. 1503 Appropriations

BILLS SIGNED BY THE GOVERNOR

A communication was received announcing that on May 2, 1974, the Governor approved and transmitted to the Secretary of State the following bills:

- S. F. 59—Expanding the purposes for which the schoolhouse tax may be used.
- S. F. 182—Relating to the office of public defender.
- S. F. 389—Relating to the appointment of jury commissioners.
- S. F. 509—Relating to autopsies and postmortem examinations.
- S. F. 1042—Relating to federal tax liens on vehicles requiring a certificate of title.
- S. F. 1067—Relating to the increase of per diem pay for township trustees.
- S. F. 1071—Relating to the homestead tax credit.
- S. F. 1101—Relating to the effective dates of the provisions of Chapter One thousand eighty-eight (1088) of the Acts of the Sixty-fourth General Assembly, 1971 Session.
- S. F. 1124—Relating to curb ramps for the physically handicapped.

- S. F. 1196—Relating to references to the Internal Revenue Code in the computation of individual and corporate income tax and the franchise tax.
- S. F. 1251—Relating to the abatement of assessment of taxes, interest and penalties.
- S. F. 1311—Relating to the use and application of pesticides and providing penalties for violations.
- S. F. 1328—To make an appropriation from the general fund of the state to the Commission on the Status of Women.
- S. F. 1344—To make an appropriation from the Iowa Public Employees' Retirement System Fund to the Employment Security Commission for additional costs of the administration of the Iowa Public Employees' Retirement System.
- S. F. 1364—Making an increased appropriation from moneys received by the Board of Physical Therapy Examiners Fund to the State Board of Physical Therapy Examiners.
- S. F. 1366—Relating to the disposition of intoxicating liquors.
- S. F. 1367—To make an appropriation from the general fund of the state to Iowa Natural Resources Council for the development of water management plans.
- S. F. 1368—Making an allocation to the Department of General Services for the use of the Educational Radio and Television Facility Board.
- S. F. 1378—To appropriate from the general fund of the state to the Sewage Works Treatment Construction Fund.
- S. F. 1385—To make an allocation of state aid to certain county fairs or agricultural societies for premium awards.
- H. F. 38—Relating to the salaries for deputy sheriffs in counties where district court is held in two places.
- H. F. 98—To allow school boards, county school boards, area school boards, the state Board of Regents and the state Board of Public Instruction to provide group contracts, and the Board for the Educational Radio and Television Facility to provide group or individual contracts, for tax sheltered annuities to employees.
- H. F. 569—Relating to the statute of limitations governing school fund mortgages.
- H. F. 658—Relating to the membership of municipal planning and zoning commissions and boards of adjustment.
- H. F. 1108—Relating to grading of spoil banks on land affected by surface mining operations.
- H. F. 1276—Relating to the labeling and adulteration of honey and providing a penalty.
- H. F. 1302—Relating to the publications by the Department of Agriculture.
- H. F. 1396—Relating to compensation for services rendered in aiding the sheriff.
- H. F. 1455—Making an appropriation to the Civil Rights Commission.
- H. F. 1479—To appropriate funds from the general fund of the state to the Department of Environmental Quality for the purpose of monitoring levels of sulfur oxide emissions from power generating plants.

- H. F. 1480—Making a supplemental appropriation from the general fund to the Iowa Arts Council.
- H. F. 1486—Relating to the construction of the veterinary biologics facility at Ames, Iowa.
- H. F. 1487—To make appropriations from the general fund of the state, the reimbursement fund, and the road use tax fund to certain persons in the settlement of claims made against the state of Iowa.

SENATE CONCURRENT RESOLUTION 143

By Shaff and Priebe (Pellett, Hosak, Strothman and Bennett)

- 1 *Whereas*, the great importance of the livestock industry to
 2 Iowa has general acknowledgement; and
 3 *Whereas*, Iowa livestock producers have experienced in many
 4 instances severe problems with the health of livestock; and
 5 *Whereas*, there is a need for review of the laws concerning
 6 the health and inspection of livestock sold through marketing
 7 agencies and the effects upon such agencies; and
 8 *Whereas*, identification of feeder and breeding livestock can
 9 be of great assistance to Iowa producers in controlling animal
 10 disease and animal theft, and in providing a market having a
 11 plentiful supply of quality livestock for such purposes; and
 12 *Whereas*, under the implied warranty section of the Iowa
 13 Code, Iowa livestock producers and sales agencies may be
 14 responsible for the health of livestock which may become diseased
 15 after it leaves the premises of the producer or a sales agency;
 16 *Now Therefore*,
 17 *Be It Resolved by the Senate, the House Concurring*, That
 18 the legislative council is authorized to create a study committee
 19 as provided by law, composed of members of the Senate and House
 20 of Representatives representing both political parties, to conduct
 21 a study during the 1974 legislative interim relating to the
 22 problems of livestock health, sales and security as they may be affected
 23 by livestock identification, and of the laws, regulations and
 24 trade practices concerning the health and inspection of livestock
 25 sold through marketing agencies, including the problems related
 26 to the sale of livestock by producers and livestock marketing
 27 agencies and the implied warranty provisions of the Uniform Com-
 28 mercial Code relating to such sales; and
 29 *Be It Further Resolved*, That the study committee shall
 30 prepare a report of its findings and submit it to the legislative

Page 2

- 1 council and the members of the Sixty-sixth General Assembly, 1975
 2 session, accompanied by legislative bill drafts designed to carry
 3 out the recommendations of the study committee.

EXPLANATIONS OF VOTES

MR. PRESIDENT: I was outside of the Senate chamber to talk with several constituents when the roll call was taken for amendment S—2989 to Senate File 321. Had I been in the Senate chamber I would have voted "nay".

GEORGE MILLIGAN

MR. PRESIDENT: Because of a medical appointment, I was not present for the first thirty minutes of the afternoon session today, May 2, 1974, following a thirty minute noon recess. Had I been present, I would have voted "aye" on the following Senate Files amended by the House: Senate Files 134, 1009, 1265, 1272, and 1339.

WILLARD R. HANSEN

REPORTS OF COMMITTEES

Senator DeKoster submitted the following report:

MR. PRESIDENT: Your committee on appropriations to which was referred **House File 708**, a bill for an act relating to licensing and regulation of hearing aid dealers, appropriating license fees for purposes of administration, and providing penalties for a violation, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DeKOSTER, Chairman

Ordered passed on file.

Senator McCartney submitted the following report:

MR. PRESIDENT: Your committee on commerce to which was referred **House File 1249**, a bill for an act relating to the investments of life insurance companies and to life insurance standard valuation and nonforfeiture laws, begs leave to report it has had the same under consideration and recommends the same **do pass**.

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

Senator Riley submitted the following reports:

MR. PRESIDENT: Your committee on judiciary to which was referred **House File 1470**, a bill for an act relating to the Iowa district court, and the administration, funding, personnel and procedures thereof, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on judiciary to which was referred **House File 1494**, a bill for an act legalizing the transfer of certain property by the joint county system of Black Hawk and Buchanan Counties, begs leave to report it has had the same under consideration and recommends the same **do pass**.

TOM RILEY, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—2994

- 1 Amend amendment S—2852, by Doderer, et al., to Senate
- 2 Concurrent Resolution 130 as follows:

- 3 1. Line 13, by striking the word "six" and inserting
4 in lieu thereof the word "eight".

MINNETTE DODERER

S—2992

- 1 Amend Senate File 1298, page 3, line 16 by adding the
2 following sentence after the period: "*Provided, how-*
3 *ever, in the event that federal public law ninety-*
4 *three dash five hundred ninety-six (93-596), twenty-*
5 *nine (29) U.S.C. six hundred fifty-one (651) et. seq.*
6 *is amended after May 1, 1974, to prohibit the assess-*
7 *ment of penalties for other than serious violations*
8 *found during a first inspection, then the commissioner*
9 *shall assess no penalty for any other than a serious*
10 *violation found during a first inspection conducted*
11 *pursuant to this Act.*"

W. R. RABEDEAUX
CLOYD ROBINSON

S—2993

- 1 Amend House File 1042, as passed by the House,
2 line 7, by striking the word "twelve" and inserting
3 in lieu thereof the words "[twelve] fourteen".

BERL E. PRIEBE
DALE L. TIEDEN

S—2991

- 1 Amend House File 1042, by inserting after line 17
2 the following section:
3 Sec. Section three hundred twenty-one E
4 point fourteen (321E.14), Code 1973, is amended to
5 read as follows:
6 321E.14 FEES FOR PERMITS. The commission or
7 local authorities issuing such permits shall charge
8 a fee of ten dollars for an annual permit and a fee
9 of five dollars for a single-trip permit. Fees for
10 the movement of buildings, parts of buildings, or
11 unusual vehicles or loads may be increased to cover
12 the costs of inspections by the issuing authority.
13 A fee not to exceed [sixty] *six* dollars per [ten hour
14 day] *hour* or prorated fraction thereof per man and
15 car for escort service may be charged when requested
16 or when required under this chapter. *The escort*
17 *fee shall be computed on the basis of the time of*
18 *travel of the escort vehicle from the escort's*
19 *residence to the load to be escorted at an average*
20 *speed of fifty miles per hour, the time of escort-*
21 *ing the load, and the return of the escort from*
22 *the destination of the load to the escort's*
23 *residence at an average speed of fifty miles per*
24 *hour.* Proration of escort fees between state and
25 local authorities when more than one governmental

Page 2

- 1 authority provides or is required to provide escort
2 for a movement during the period of a day shall be
3 determined by rule under section 321E.15. The
4 commission and local authorities may charge any

5 permit applicant for the cost of trimming trees
 6 and removal and replacement of natural obstructions
 7 or official signs and signals or other public or
 8 private property required to be removed during the
 9 movement of a vehicle and load.

DALE L. TIEDEN

S—2995

1 Amend House File 1042, by inserting after line 17
 2 the following section:
 3 Sec. Section three hundred twenty-one E
 4 point fourteen (321E.14), Code 1973, is amended to
 5 read as follows:
 6 321E.14 FEES FOR PERMITS. The commission or
 7 local authorities issuing such permits shall charge
 8 a fee of ten dollars for an annual permit and a fee
 9 of five dollars for a single-trip permit. Fees for
 10 the movement of buildings, parts of buildings, or
 11 unusual vehicles or loads may be increased to cover
 12 the costs of inspections by the issuing authority.
 13 A fee not to exceed [sixty] *eighty* dollars per ten-
 14 hour day or prorated fraction thereof per man and
 15 car for escort service may be charged when requested
 16 or when required under this chapter. Proration of
 17 escort fees between state and local authorities
 18 when more than one governmental authority provides
 19 or is required to provide escort for a movement
 20 during the period of a day shall be determined by
 21 rule under section 321E.15. The commission and
 22 local authorities may charge any permit applicant
 23 for the cost of trimming trees and removal and
 24 replacement of natural obstructions or official
 25 signs and signals or other public or private property
 26 required to be removed during the movement of a
 27 vehicle and load.

DALE L. TIEDEN

S—2990

1 Amend House File 1422, as amended, passed and
 2 reprinted by the House, page 35, line 15, by
 3 inserting after the word "county," the following:
 4 "*may present to a court of record a petition signed*
 5 *by seventy-five percent of the residents in a ten*
 6 *square block urban area or seventy-five percent of*
 7 *the residents in a five square mile rural area*
 8 *requesting that the property be left in its original*
 9 *state and upon receipt of such a petition the court*
 10 *shall enter an order vacating the decision of the*
 11 *county land use policy commission, or alternatively,"*

H. L. HEYING

S—2996

1 Amend House File 1449, page 1, by striking lines 7
 2 through 22 and inserting in lieu thereof the following:
 3 "Upon written application filed by an owner or
 4 tenant with the state conservation commission, the
 5 commission shall issue to the applicant a special li-

6 cense to hunt deer for a fee of five dollars. Such
 7 licenses shall be issued only to those owners or te-
 8 nants owning or tenaning a farm unit of forty acres
 9 or more. Applicants for tenant licenses must reside
 10 on the farm unit. Such landowner-tenant preference
 11 licenses shall be valid in the zone where the farm
 12 unit is located; provided, however, when a farm unit
 13 is located in more than one zone the landowner-tenant
 14 preference license shall be valid in not more than
 15 one zone. No more than one preference license shall
 16 be issued for each farm unit."

DALE L. TIEDEN

S—2997

1 Amend House File 1470, as amended, passed and reprinted
 2 by the House, as follows:

3 1. Page 8A, line 12 by striking the words "ninety-
 4 one" and inserting in lieu thereof the words "[ninety-
 5 one] *ninety-three*".

6 2. Page 26A, by inserting after line 16, the following
 7 new paragraphs as part of section forty-three (43):

8 Notwithstanding paragraph one (1) of this section
 9 the number of judicial magistrates allotted to Linn
 10 County for appointment in 1974 shall be five, and the
 11 number of judicial magistrates allotted to Polk county
 12 for appointment in 1974 shall be seven. The judicial
 13 magistrate appointing commissions of those respective
 14 counties shall reconvene prior to July 1, 1974 and make
 15 the appointments necessary to comply with this Act.
 16 Appointments shall be for one year terms, and the
 17 allotments of judicial magistrates to apportionment
 18 by the court administrator in January 1975 shall be
 19 five for Linn County and seven for Polk County.

20 In any county where the judicial magistrate ap-
 21 pointing commission, pursuant to section six hundred
 22 two point fifty (602.50) of the Code, made a number of
 23 appointments of judicial magistrates in 1974 which
 24 number is inconsistent with the number of magistrates
 25 permitted by this section, the judicial magistrate

Page 2

1 appointing commission for that county is authorized
 2 and directed to reconvene prior to July 1, 1974, and
 3 appoint the number permitted by this section. For the
 4 purpose of this paragraph, such a nominating commission
 5 is authorized to declare prior appointments made in
 6 1974 void.

TOM RILEY
 GEORGE R. KINLEY

S—2998

1 Amend the DeKoster amendment S—2836 to House File
 2 1470, page 1, line 15, by inserting after the
 3 word "[constitutional]" the word "*statutory*".

LUCAS J. DeKOSTER

S—2985

1 Amend House File 1483, as amended and passed by the

2 the House, page 2, by inserting the following after
3 line 30 and renumbering the remaining sections:
4 "Sec. There is hereby appropriated to the
5 attorney general the sum of one hundred thousand
6 (100,000) dollars, in addition to other appropriations
7 made by this Act, for salaries, support, maintenance
8 and miscellaneous purposes for consumer credit
9 administration."

ELIZABETH SHAW

S—3002

1 Amend the Riley, et al., amendment S—2909 to
2 House File 1483 as follows:
3 1. Page 5, by inserting after line 1 the
4 following:
5 Sec. There is appropriated to the office
6 of prosecuting attorneys coordination within the
7 department of justice for the fiscal year beginning
8 July 1, 1974 the sum of fifty-four thousand six
9 hundred (54,600) dollars, or so much thereof as is
10 necessary, for the purpose of carrying out the provi-
11 sions relating to prosecuting attorneys coordination
12 contained in this Act.
13 2. Page 5, line 16, by inserting after the
14 word "duties" the words "and making an appropriation
15 therefor,".

ELIZABETH SHAW

On motion of Senator Lamborn, the Senate adjourned until
9:00 a.m., Friday, May 3, 1974.

JOURNAL OF THE SENATE

ONE HUNDRED TENTH DAY

SENATE CHAMBER
DES MOINES, IOWA, FRIDAY, MAY 3, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by Sister Mary Lawrence Hallagan, Administrator, Mercy Hospital, Cedar Rapids, Iowa.

The Journal of Thursday, May 2, 1974, was approved.

LEAVE OF ABSENCE

Leave of absence was granted as follows:
Senator Orr for the day on request of Senator Priebe.

PRESENTATION OF VISITORS

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

Fifty students from Dowling High School, West Des Moines, Iowa, accompanied by Virginia Bradshaw and Mr. Bergerman. Senator Milligan.

Forty-five students from Fellows School, Ames, Iowa, accompanied by Mrs. Boyd and Mrs. Haas. Senator Murray.

Twenty-five students from Crystal Lake Community School, Crystal Lake, Iowa, accompanied by Mrs. Luckens. Senator Priebe.

Twenty-four students from Grand Valley School, Grand River, Iowa, accompanied by Mrs. Elliot. Senator Ramsey.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1318, a bill for an act to define property which is assessed and taxed as real property.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1396, a bill for an act to make an appropriation from the general fund of the state to the department of agriculture.

Also: That the House has insisted on its amendments to Senate File 1399, a bill for an act to make an appropriation from the general fund of the state to the state conservation commission for capital improvements, and requests a conference committee:

Conferees on the part of the House are: The Representative from Hardin, Mr. Welden, chairman; the Representative from Fayette, Mr. Avenson; the Representative from Buena Vista, Mr. Freeman; the Representative from O'Brien, Mr. Hansen; and the Representative from Jackson, Mr. Norpel.

Also: That the House has amended Senate amendment to, concurred in Senate amendment as amended and repassed the following bill in which the concurrence of the House was asked:

House File 1199, a bill for an act relating to the transfer of snowmobile registrations.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1238, a bill for an act relating to the issuance of commercial fishing licenses and certificates to nonresidents.

WILLIAM H. HARBOR, Chief Clerk

HOUSE MESSAGE CONSIDERED

House File 1238, a bill for an act relating to the issuance of commercial fishing licenses and certificates to nonresidents and aliens and providing an effective date.

Read first time and **passed on file**.

CONFERENCE COMMITTEE APPOINTED

President Neu announced the appointment of the following conference committee on **Senate File 1399** on the part of the Senate: Senators Hultman, chairman; Ramsey, Tieden, Kinley and Heying.

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 314, 528, 1280, 1285, 1287, 1295, 1306, 1320, 1356, 1375, 1384, 1386 and 1389.

DALE L. TIEDEN
Chairman, Senate Committee
CHARLES F. STROTHMAN
Chairman, House Committee

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: Senate Files 314, 528, 1280, 1285, 1287, 1295, 1306, 1320, 1356, 1375, 1384, 1386 and 1389.

BILLS SENT TO THE GOVERNOR

Senator Tieden, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 3rd day of May, 1974, sent to the Governor for his approval: Senate Files 314, 528, 1280, 1285, 1287, 1295, 1306, 1320, 1356, 1375, 1384, 1386 and 1389.

DALE L. TIEDEN, Chairman.

Passed on file.

POINT OF PERSONAL PRIVILEGE

Senate pages Barbara Noe, Paul Hutchcroft, Jeff Albright, John Campbell, Pamela Elmitt, Linda Floerchinger, Gerri Hakes, Therese Heying, Stewart Kiser, Marcia Roby and Pamela Stromer appeared on the rostrum and "on a point of personal privilege" expressed their thanks for the privilege of serving the Senate and their appreciation for the many kindnesses extended to them.

ADOPTION OF CONCURRENT RESOLUTIONS

House Concurrent Resolution 148

Senator Lamborn called up the following concurrent resolution:

HOUSE CONCURRENT RESOLUTION 148

By Holden, Cochran, Bittle and Patchett

- 1 *Whereas*, the legislative internship program for the Iowa
- 2 General Assembly has operated on an informal basis, and
- 3 *Whereas*, interest and participation in internships has
- 4 grown to a point where the program needs to be organized and
- 5 supervised more formally to make internships more beneficial
- 6 to the General Assembly and college student interns; *Now*
- 7 *Therefore*,
- 8 *Be It Resolved by the House of Representatives, the*
- 9 *Senate Concurring*, That a joint committee on legislative intern-
- 10 ships be established to organize and supervise the college
- 11 student internship program for the General Assembly.
- 12 That the committee consist of thirteen (13) members; two (2)
- 13 members of the Senate, one (1) appointed by the majority leader
- 14 and one (1) by the minority leader; two (2) members of the House,
- 15 one (1) appointed by the majority leader and one (1) appointed

16 by the minority leader; the chief clerk of the House or his
 17 designee; the secretary of the Senate or his designee; the
 18 director of the legislative service bureau or his designee; a
 19 person from each of the three state universities selected by
 20 each of the universities; a person representing the Drake Univer-
 21 sity College of Law, selected by Drake University; and two (2)
 22 persons from other Iowa private colleges, selected by other
 23 members of the committee. A vacancy shall be filled in the same
 24 manner as the original appointment.

Page 2

1 That the duties of the committee shall include to provide
 2 procedures for coordinating the recruitment, selection, assign-
 3 ment, and supervision of interns in each house; to establish
 4 the duties of interns; to provide orientation meetings for
 5 interns; and to provide for academic supervision of interns.
 6 The expenses of the committee members and the per
 7 diem pay of legislative members shall be paid from
 8 funds available to the public agency the members
 9 represent and in the case of nonpublic members' expenses
 10 shall be paid from funds available under section two
 11 point twelve (2.12) of the Code.

President pro tempore Shaff took the chair at 9:15 a.m.

Senator Winkelman offered amendment S—2921 filed by Sen-
 ators Winkelman and Junkins:

S—2921

- 1 Amend House Concurrent Resolution 148, as amended
- 2 and passed by the House, as follows:
- 3 1. Line 6, by striking the word "college".
- 4 2. Line 11, by inserting after the word "Assembly"
- 5 the words "and to provide for participation by high
- 6 school students in the program".

Senator Winkelman moved the adoption of amendment
 S—2921.

Amendment S—2921 lost.

On motion of Senator Lamborn, House Concurrent Resolution
 148 was adopted.

WITHDRAWN

Senator Lamborn asked and received unanimous consent that
Senate Concurrent Resolution 134 be withdrawn from further
 consideration of the Senate.

House Concurrent Resolution 139

Senator Plymat called up the following resolution, moved its
 adoption and requested a roll call:

HOUSE CONCURRENT RESOLUTION 139

By Crawford, Kreamer, Krause, Dunlap, Junker,
Connors, Cusack, Newhard, Higgins
and Patchett

- 1 *Whereas*, adequate supplies of reliable and safe energy
2 sources are essential to our society; and
3 *Whereas*, diverse opinions exist regarding the need for
4 the development of additional energy resources and the optimum
5 method for fulfilling energy needs as may presently exist
6 and as are projected; and
7 *Whereas*, the federal government should take account of
8 national energy requirements and priorities, *Now Therefore*,
9 *Be It Resolved by the House of Representatives, the Senate*
10 *Concurring*, That a study be undertaken by the National Science
11 Foundation of:
12 1. Projected energy requirements on a statewide, regional
13 and national basis.
14 2. Alternative methods of meeting said requirements,
15 including but not limited to, fossil fuel resources, solar
16 energy, geothermal energy, fusion, and nuclear fission.
17 3. The full fuel cycle of each energy resource which shall
18 include but not be limited to: The economic effect of using
19 each fuel source, including its costs in terms of financial
20 benefits and other factors; the effect of its use on the
21 public health and environment; storage of the wastes produced
22 and any potential dangers of storage; problems associated
23 with the transportation of the fuel; and the possibilities
24 of sabotage or fuel embargoes; and
25 *Be It Further Resolved*, That the study should be completed
26 at the earliest possible date and include such interim reports
27 as may be appropriate and opportunities for public partici-
28 pation; and
29 *Be It Further Resolved*, That copies of this resolution
30 be transmitted to the President of the United States Senate,

Page 2

- 1 the Speaker of the United States House of Representatives,
2 and members of the Iowa delegation in the United States
3 Congress.

On the question "Shall the resolution be adopted?" (H.C.R.
139) the vote was:

Ayes, 38:

Andersen	Griffin	Miller of	Riley
Bergman	Hansen	Des Moines	Robinson
Blouin	Heying	Milligan	Rodgers
Briles	Hill	Murray	Schaben
Coleman	Junkins	Nolin	Schwengels
Curtis	Kelly	Nystrom	Schwieger
Doderer	Kinley	Palmer	Shaw
Gallagher	Lamborn	Plymat	Van Gilst
Glenn	McCartney	Potter	Willits
Gluba		Ramsey	Winkelman

Nays, 8:

Burroughs	Miller of	Rabedeaux	Taylor
DeKoster	Marshall	Shaff	Tieden
Kennedy			

Absent or not voting, 4:

Hultman	Orr	Priebe	Scott
---------	-----	--------	-------

The motion prevailed and the resolution was adopted.

SENATE INSISTS

House File 1491

Senator Shaw called up for consideration House File 1491, a bill for an act to establish a state historical department with a division of historical museum and archives, a division of the state historical society, and a division of historic preservation, to prescribe powers and duties, and to establish a trust fund for life memberships in the state historical society, and to make an appropriation, amended by the Senate, and moved that the Senate insist on its amendment.

Senator Griffin moved that the Senate recede from its amendment.

Roll call was requested.

On the question "Shall the motion to recede be adopted?" (H.F. 1491) the vote was:

Rule 24 was invoked.

Ayes, 21:

Bergman	Hansen	Palmer	Robinson
Blouin	Hultman	Potter	Schaben
Briles	Junkins	Rabedeaux	Schwieger
Doderer	Kennedy	Ramsey	Shaff
Gluba	Milligan	Riley	Van Gilst
Griffin			

Nays, 27:

Andersen	Hill	Miller of	Rodgers
Burroughs	Kelly	Marshall	Schwengels
Coleman	Kinley	Murray	Shaw
Curtis	Lamborn	Nolin	Taylor
DeKoster	McCartney	Nystrom	Tieden
Gallagher	Miller of	Plymat	Willits
Glenn	Des Moines	Priebe	Winkelman
Heying			

Absent or not voting, 2:

Orr	Scott
-----	-------

The motion lost and the Senate insisted on its amendment to House File 1491.

CONFERENCE COMMITTEE APPOINTED

The Chair announced that President Neu had appointed the following conference committee on House File 1491 on the part of the Senate: Senators Shaw, Chairman; Murray, Griffin, Glenn and Rodgers.

POINT OF PERSONAL PRIVILEGE

Senator Blouin rose on a point of personal privilege to pay tribute to Senator Kennedy, Assistant Minority Floor Leader, who will retire after serving in the Senate during the Sixty-fourth and Sixty-fifth General Assemblies and in the House of Representatives during the Sixty-third General Assembly.

The Senate honored him with a standing ovation.

ADOPTION OF CONFERENCE COMMITTEE REPORT

Senate File 1325

Senator Shaw submitted the following report of the conference committee on Senate File 1325 and moved its adoption:

**REPORT OF THE CONFERENCE COMMITTEE
ON SENATE FILE 1325**

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House of Representatives on Senate File 1325, a bill for an act appropriating from the general fund of the state to the state historical society for capital improvements of state historical sites, respectfully submit the following recommendation: That the House amendment to Senate File 1325, line 18, be amended by striking the figure "5,000.00" and inserting in lieu thereof the figure "2,500.00".

On the Part of the Senate:
ELIZABETH SHAW, Chairman
LEONARD C. ANDERSEN
GENE V. KENNEDY
JOHN N. NYSTROM
EARL M. WILLITS

On the Part of the House:
FRANK CRABB, Chairman
ARLYN E. DANKER
EMIL J. HUSAK
LILLIAN McELROY
RICHARD J. NORPEL, SR.

The motion prevailed and the conference committee report and the recommendation and amendment contained therein were adopted.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1325) the vote was:

Ayes, 44:

Andersen	Heying	Murray	Rodgers
Bergman	Hultman	Nolin	Schaben
Blouin	Junkins	Nystrom	Schwengels
Burroughs	Kelly	Palmer	Schwieger
Coleman	Kennedy	Plymat	Shaff
Curtis	Kinley	Potter	Shaw
DeKoster	Lamborn	Priebe	Taylor
Doderer	Miller of	Rabedeaux	Tieden
Gallagher	Des Moines	Ramsey	Van Gilst
Glenn	Miller of	Riley	Willits
Griffin	Marshall	Robinson	Winkelman
Hansen	Milligan		

Nays, none.

Absent or not voting, 6:

Briles	Hill	Orr	Scott
Gluba	McCartney		

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

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1405, a bill for an act relating to credit related transactions, acts, practices and conduct, enacting the Iowa consumer credit code.

Also: That the House has amended Senate amendment to, concurred in Senate amendment as amended and repassed the following bill in which the concurrence of the House was asked:

House File 1392, a bill for an act relating to correcting erroneous, inconsistent and obsolete sections of the Code.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 1405

- 1 Amend Senate File 1405, as amended and passed by
- 2 the Senate as follows:
- 3 1. Page 33, line 2, by striking the word "fifteen"
- 4 and inserting in lieu thereof the word "thirteen".
- 5 2. Page 26, line 17, by striking the word "five"
- 6 and inserting in lieu thereof the word "one".
- 7 3. Page 26, line 19, by striking the word "five"
- 8 and inserting in lieu thereof the word "one".
- 9 4. Page 35, line 20, by striking the word "five"
- 10 and inserting in lieu thereof the word "one".
- 11 5. Page 35, line 22, by striking the word "five"
- 12 and inserting in lieu thereof the word "one".
- 13 6. Page 53, by striking line 11 and inserting in

14 lieu thereof the words "of a security interest in real
15 property used as a residence of the consumer or his
16 dependents the amount financed is two thousand".

17 7. Page 53, by striking lines 32 through 35, and
18 inserting in lieu thereof the words "curity interest,
19 in the clothing, personal articles, and household
20 furnishings and appliances used by the".

21 8. Page 56, line 18, by striking the words "Unless
22 executed after default on a claim".

23 9. Page 56, by striking lines 19 through 23, and
24 inserting in lieu thereof the following:

25 "In a consumer credit transaction, a creditor shall

Page 2

1 not take an authorization to obtain a judgment by
2 confession pursuant to chapter six hundred seventy-six
3 (676) of the Code or otherwise, or an authorization to
4 act in any other way on behalf of the consumer in the
5 enforcement of such transaction."

6 10. Page 56, line 34, by striking the word "twice"
7 and inserting in lieu thereof the words "one and one-
8 half times".

9 11. Page 66, line 32, by inserting after the
10 word "Code" the words ", or like proceedings, nor
11 attach any property of the consumer pursuant to sub-
12 sections seven (7), eight (8), and nine (9) of section
13 six hundred thirty-nine point three (639.3) of the
14 Code or pursuant to subsection two (2) of section six
15 hundred thirty-nine point nine (639.9) of the Code".

16 12. Page 66, by striking lines 7 through 25 and
17 inserting in lieu thereof the following:

18 2. If the seller repossesses or voluntarily
19 accepts surrender of goods which were the subject
20 of the sale and in which he has a security interest,
21 the consumer is not personally liable to the seller
22 for the unpaid balance of the debt arising from the
23 sale of a commercial unit of goods of which the cash
24 sale price was one thousand seven hundred fifty
25 dollars or less, and the seller's duty to dispose

Page 3

1 of the collateral is governed by the provisions on
2 disposition of collateral in sections five hundred
3 fifty-four point nine thousand five hundred one
4 (554.9501) through five hundred fifty-four point
5 nine thousand five hundred seven (554.9507) of the
6 Code.

7 3. If the seller repossesses or voluntarily
8 accepts surrender of goods which were not the
9 subject of the sale but in which he has a security
10 interest to secure a debt arising from a sale of
11 goods or services or a combined sale of goods and
12 services and the cash price of the sale was one
13 thousand seven hundred fifty dollars or less, the
14 consumer is not personally liable to the seller for
15 the unpaid balance of the debt arising from the

16 sale, and the seller's duty to dispose of the col-
17 lateral is governed by the provisions on disposition
18 of collateral in sections five hundred fifty-four
19 point nine thousand five hundred one (554.9501)
20 through five hundred fifty-four point nine thousand
21 five hundred seven (554.9507) of the Code.

22 4. If the lender takes possession or voluntarily
23 accepts surrender of goods in which he has a
24 purchase money security interest to secure a debt
25 arising from a consumer loan in which the lender

Page 4

1 is subject to defenses arising from sales or
2 leases under section three point four hundred five
3 (3.405) of this Act, and the net proceeds of the
4 loan paid to or for the benefit of the consumer
5 were one thousand seven hundred fifty dollars or
6 less, the consumer is not personally liable to the
7 lender for the unpaid balance of the debt arising
8 from that loan and the lender's duty to dispose of
9 the collateral is governed by the provisions on
10 disposition of collateral in sections five hundred
11 fifty-four point nine thousand five hundred one
12 (554.9501) through five hundred fifty-four point
13 nine thousand five hundred seven (554.9507) of the
14 Code.

15 5. For the purpose of determining the unpaid
16 balance of consolidated debts or debts pursuant
17 to open end credit, the allocation of payments to
18 a debt shall be determined in the same manner as
19 provided for determining the amount of debt secured
20 by various security interests under section three
21 point three hundred three (3.303) of this Act.

22 6. The consumer may be liable in damages to the
23 creditor if the consumer has wrongfully or negligently
24 damaged the collateral or if, after default and
25 demand, the consumer has in bad faith failed to

Page 5

1 make the collateral available to the creditor.

2 7. If the creditor elects to bring an action
3 against the consumer for a debt arising from a con-
4 sumer credit sale of goods or services or from a
5 consumer loan, when under this section he would not
6 be entitled to a deficiency judgment if he took
7 possession of the collateral, and obtains judgment,
8 he may not take possession of the collateral, and
9 the collateral is not subject to levy or sale on
10 execution or similar proceedings pursuant to the
11 judgment.

12 13. Page 77, line 15, by striking the words
13 "Authorizations to confess judgment" and inserting in
14 lieu thereof the words "Certain authorizations
15 prohibited".

16 14. Page 79, line 19, by inserting after the word
17 "of" the word "all".

18 15. Page 79, by striking all after the period in
 19 line 21 and all of line 22.
 20 16. Page 124, by striking lines 3 through 5,
 21 and inserting in lieu thereof the following: "certi-
 22 fied mail or by personal service upon the comptroller
 23 of the state, the auditor of a county, the clerk of
 24 a city, or the chief financial officer of any other
 25 governmental subdivision, by whom the defendant is

Page 6

1 employed. The garnishee shall be required".

HOUSE AMENDMENT TO SENATE
 AMENDMENT CONSIDERED

House File 363

Senator Shaw called up for consideration House File 363, a bill for an act relating to the management of state records, amended by the Senate and further amended by the House, and moved that the Senate concur in the following amendment:

- 1 Amend Senate amendment to House File 363 as follows:
- 2 1. Line 74, by striking the word "Agencies" and inserting
- 3 in lieu thereof the words "The state highway commission and
- 4 the agencies".
- 5 2. Line 76, by inserting after the word "However" the
- 6 words " , the state highway commission and".
- 7 3. Line 77, by striking the word "its" and inserting in
- 8 lieu thereof the word "their".

The motion prevailed and the Senate concurred in the House amendment to the Senate amendment.

Senator Shaw moved that the bill as amended by the Senate, further amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 363) the vote was:

Ayes, 43:

Andersen	Hansen	Murray	Schaben
Bergman	Heying	Nolin	Schwengels
Blouin	Junkins	Nystrom	Schwieger
Burroughs	Kelly	Palmer	Scott
Coleman	Kennedy	Plymat	Shaff
Curtis	Kinley	Potter	Shaw
DeKoster	Lamborn	Priebe	Taylor
Doderer	McCartney	Rabedeaux	Tieden
Gallagher	Miller of	Ramsey	Willits
Glenn	Des Moines	Riley	Winkelman
Gluba	Miller of	Rodgers	
Griffin	Marshall		

Nays, none.

Absent or not voting, 7:

Briles	Hultman	Orr	Van Gilst
Hill	Milligan	Robinson	

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

CONSIDERATION OF BILLS

Senator Potter asked and received unanimous consent to take up for consideration Senate File 1407.

Senate File 1407

On motion of Senator Shaw, Senate File 1407, a bill for an act increasing the salary of the director of the beer and liquor control department, was taken up for consideration.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1407) the vote was:

Ayes, 33:

Andersen	Hansen	Milligan	Rodgers
Bergman	Heying	Murray	Schaben
Blouin	Junkins	Nystrom	Schwengels
Burroughs	Kelly	Palmer	Schwieger
DeKoster	Kinley	Potter	Shaff
Gallagher	Lamborn	Priebe	Shaw
Glenn	McCartney	Rabedeaux	Taylor
Gluba	Miller of	Riley	Willits
Griffin	Des Moines		

Nays, 10:

Coleman	Kennedy	Ramsey	Van Gilst
Curtis	Nolin	Tieden	Winkelman
Hill	Plymat		

Absent or not voting, 7:

Briles	Miller of	Orr	Scott
Doderer	Marshall	Robinson	
Hultman			

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

Senator Shaw asked and received unanimous consent that **Senate File 1407** be **immediately messaged** to the House, which request was complied with.

Senator Potter asked and received unanimous consent to take up for consideration Senate File 1408.

Senate File 1408

On motion of Senator Winkelman, Senate File 1408, a bill for an act to make an appropriation from the general fund of the state to the state department of transportation, was taken up for consideration.

Senator Winkelman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1408) the vote was:

Ayes, 40:

Andersen	Gluba	Miller of	Ramsey
Bergman	Griffin	Marshall	Riley
Blouin	Hansen	Milligan	Robinson
Briles	Hill	Murray	Schwengels
Burroughs	Junkins	Nolin	Schwieger
Coleman	Kelly	Nystrom	Shaff
Curtis	Kinley	Plymat	Taylor
DeKoster	Lamborn	Potter	Van Gilst
Doderer	McCartney	Priebe	Willits
Gallagher	Miller of	Rabedeaux	Winkelman
Glenn	Des Moines		

Nays, 5:

Heying	Palmer	Schaben	Tieden
Kennedy			

Absent or not voting, 5:

Hultman	Rodgers	Scott	Shaw
Orr			

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

Senator Winkelman asked and received unanimous consent that **Senate File 1408** be **immediately messaged** to the House, which request was complied with.

Senator Potter asked and received unanimous consent to take up for consideration House File 708.

House File 708

On motion of Senator Willits, House File 708, a bill for an act relating to licensing and regulation of hearing aid dealers, appropriating license fees for purposes of administration, providing penalties for a violation, and to provide an appropriation, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Willits moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 708) the vote was:

Ayes, 47:

Andersen	Hansen	Milligan	Rodgers
Bergman	Heying	Murray	Schaben
Blouin	Hill	Nolin	Schwengels
Briles	Junkins	Nystrom	Schwieger
Burroughs	Kelly	Palmer	Shaff
Coleman	Kennedy	Plymat	Shaw
Curtis	Kinley	Potter	Taylor
DeKoster	Lamborn	Priebe	Tieden
Doderer	McCartney	Rabedeaux	Van Gilst
Gallagher	Miller of	Ramsey	Willits
Glenn	Des Moines	Riley	Winkelman
Gluba	Miller of	Robinson	
Griffin	Marshall		

Nays, none.

Absent or not voting, 3:

Hultman	Orr	Scott
---------	-----	-------

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

UNFINISHED BUSINESS

Senate File 44

On motion of Senator Nystrom, Senate File 44, a bill for an act relating to the hiring of employees under the merit system, was taken up for further consideration.

Senator Nystrom asked and received unanimous consent that House File 1380 be substituted for Senate File 44.

House File 1380

On motion of Senator Nystrom, House File 1380, a bill for an act relating to the method by which state agencies appoint persons from a merit system eligible list, was taken up for consideration.

Senator Nystrom offered amendment S—2726 filed by Senators Nystrom and Nolin and called for a division of the amendment as follows:

S—2726

Division S—2726A

- 1 Amend House File 1380, as amended and passed by
- 2 the House, page 1, by inserting after line 9 the
- 3 following new sections:
- 4 Sec. Section nineteen A point nine (19A.9),
- 5 subsection eight (8), Code 1973, is amended to read
- 6 as follows:
- 7 8. For a probation period of [one year] *six*

8 months, excluding educational or training leave,
 9 before appointment may be made complete, and during
 10 which period a probationer may be discharged or
 11 reduced in class or rank, or replaced on the
 12 eligible list. The appointing authority shall with-
 13 in ten days prior to the expiration of an employee's
 14 probation period notify the director in writing
 15 whether the services of the employee have been
 16 satisfactory or unsatisfactory. If the employee's
 17 services are unsatisfactory, he shall be dropped
 18 from the payroll on or before the expiration of his
 19 probation period. If satisfactory, the appointment
 20 shall be deemed permanent. The determination of
 21 the appointing authority shall be final and con-
 22 clusive.

Division S—2726B

23 Sec. This Act, being deemed of immediate
 24 importance, shall take effect and be in force from
 25 and after its publication in The Boone News-

Page 2

- 1 Republican, a newspaper published in Boone, Iowa,
- 2 and in The Daily Freeman-Journal, a newspaper
- 3 published in Webster City, Iowa

Senator Rabedeaux took the chair at 11:02 a.m.

Senator Nystrom moved the adoption of division S—2726A of the amendment and requested a roll call.

On the question "Shall division S—2726A of the amendment be adopted?" (H.F. 1380) the vote was:

Ayes, 43:

Andersen	Hansen	Miller of	Riley
Bergman	Heying	Marshall	Robinson
Blouin	Hultman	Milligan	Rodgers
Briles	Junkins	Murray	Schaben
Burroughs	Kelly	Nolin	Schwengels
Coleman	Kennedy	Nystrom	Schwieger
Curtis	Kinley	Palmer	Shaff
DeKoster	Lamborn	Plymat	Shaw
Doderer	McCartney	Potter	Taylor
Gallagher	Miller of	Priebe	Van Gilst
Glenn	Des Moines	Rabedeaux	Willits
Gluba			

Nays, 4:

Hill	Ramsey	Tieden	Winkelman
------	--------	--------	-----------

Absent or not voting, 3:

Griffin	Orr	Scott
---------	-----	-------

Division S—2726A of the amendment was adopted.

Senator Nystrom asked and received unanimous consent to withdraw division S—2726B of the amendment.

Senator Nystrom moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1380) the vote was:

Ayes, 44:

Andersen	Griffin	Miller of	Rabedeaux
Bergman	Hansen	Des Moines	Riley
Blouin	Heying	Miller of	Robinson
Briles	Hill	Marshall	Rodgers
Burroughs	Hultman	Milligan	Schaben
Coleman	Junkins	Murray	Schwengels
Curtis	Kelly	Nolin	Schwieger
DeKoster	Kennedy	Nystrom	Shaw
Doderer	Kinley	Palmer	Taylor
Gallagher	Lamborn	Plymat	Tieden
Glenn	McCartney	Potter	Willits
Gluba		Priebe	

Nays, 2:

Ramsey Winkelman

Absent or not voting, 4:

Orr Scott Shaff Van Gilst

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

Senator Nystrom asked and received unanimous consent that House File 1380 be immediately messaged to the House, which request was complied with.

WITHDRAWN

Senator Nystrom asked and received unanimous consent that Senate File 44 be withdrawn from further consideration of the Senate.

REPORT OF INVESTIGATING COMMITTEE

Senator McCartney asked and received unanimous consent, under Senate Rule 10, paragraph 1, to take up the following report and moved its adoption:

MR. PRESIDENT: Your committee appointed to investigate the character and qualifications of Mrs. Dan Frudden, of Charles City, Floyd County, Iowa for appointment as a member of the Iowa Commission for the Blind under the provisions of Section 610B.1, Code 1973, for the regular three-year term beginning July 1, 1974 and ending June 30, 1977 begs leave to report that it has made investigation and recommends that the appointment be confirmed.

RALPH F. McCARTNEY, Chairman
BASS VAN GILST
WILLIAM P. WINKELMAN

The motion prevailed and the report was adopted.

Senator McCartney moved the appointment of Mrs. Dan Frudden as a member of the Iowa Commission for the Blind be confirmed by the Senate.

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

Ayes, 46:

Andersen	Hansen	Miller of	Riley
Bergman	Heying	Marshall	Robinson
Blouin	Hill	Milligan	Rodgers
Briles	Hultman	Murray	Schaben
Burroughs	Junkins	Nolin	Schwengels
Coleman	Kelly	Nystrom	Schwieger
Curtis	Kennedy	Palmer	Shaw
DeKoster	Kinley	Plymat	Taylor
Doderer	Lamborn	Potter	Tieden
Gallagher	McCartney	Priebe	Van Gilst
Glenn	Miller of	Rabedeaux	Willits
Gluba	Des Moines	Ramsey	Winkelman

Nays, none.

Absent or not voting, 4:

Griffin	Orr	Scott	Shaff
---------	-----	-------	-------

The Chair declared the appointment of Mrs. Dan Frudden as a member of the Iowa Commission for the Blind confirmed for the regular three-year term ending June 30, 1977.

HOUSE AMENDMENTS CONSIDERED

Senate File 434

Senator Murray called up for consideration Senate File 434, a bill for an act to provide financial assistance for the establishment and operation of community day care centers and for training courses for employees of community day care centers and to make an appropriation, amended by the House, and moved that the Senate concur in the House amendments found on pages 1913-1920, inclusive, of the Senate Journal.

The motion prevailed and the Senate concurred in the House amendments.

Senator Murray moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 434) the vote was:

Ayes, 42:

Andersen	Griffin	Miller of	Ramsey
Bergman	Hansen	Marshall	Riley
Blouin	Heying	Milligan	Robinson
Briles	Hultman	Murray	Rodgers
Burroughs	Junkins	Nolin	Schaben
Coleman	Kelly	Nystrom	Schwengels
Curtis	Kennedy	Palmer	Schwieger
DeKoster	Lamborn	Plymat	Shaff
Gallagher	McCartney	Potter	Shaw
Glenn	Miller of	Priebe	Van Gilst
Gluba	Des Moines	Rabedeaux	Willits

Nays, 3:

Hill	Tieden	Winkelman
------	--------	-----------

Absent or not voting, 5:

Doderer	Orr	Scott	Taylor
Kinley			

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

Senate File 568

Senator Riley called up for consideration Senate File 568, a bill for an act relating to the granting of immunity to witnesses testifying in criminal proceedings and providing a penalty, amended by the House, and moved that the Senate concur in the following amendments:

- 1 Amend Senate File 568 as amended and passed by the Senate
- 2 as follows:
- 3 1. Page 2, by striking lines 9 and 10 and inserting in
- 4 lieu thereof the following:
- 5 "with a district court judge or district associate judge
- 6 a verified application setting forth that:".
- 7 2. Page 2, line 13, by striking the word "probably".
- 8 3. Page 2, by striking lines 14 and 15 and inserting in
- 9 lieu thereof the following:
- 10 "b. The witness has refused to testify, or to produce
- 11 documents or other".
- 12 4. Page 2, by inserting after line 20 the following:
- 13 "2. The application, transcripts and orders required by
- 14 this Act shall be filed as a separate case in the criminal
- 15 docket entitled 'In the matter of the testimony of
- 16' and shall be indexed in the criminal
- 17 (Name of witness)
- 18 index under the name of the witness. Any testimony given
- 19 in support of the application for immunity shall be reported
- 20 and a transcript of the testimony shall be filed with the
- 21 application."
- 22 5. Page 2, line 21, by striking the numeral "2" and
- 23 inserting in lieu thereof the numeral "3".
- 24 6. Page 2, line 21, by striking the word "certificate"

24 and inserting in lieu thereof the word "application".

25 7. Page 2, by striking lines 33 through 35.

Page 2

1 8. Page 3, by striking lines 1 through 9 and inserting
 2 in lieu thereof the following:
 3 Sec. 2 *NEW SECTION*. A complete verbatim transcript of
 4 testimony given pursuant to an order of immunity shall be
 5 made and filed with the application and the order of
 6 court. The application, order granting immunity and all
 7 transcripts filed shall be sealed upon motion of the defendant,
 8 county attorney, or attorney general and shall be opened
 9 only by order of the court. This section shall not bar the
 10 use of the transcript as evidence in any proceeding except
 11 the transcript shall not be used in any proceeding against
 12 the witness himself.

The motion prevailed and the Senate concurred in the House amendments.

Senator Riley moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 568) the vote was:

Ayes, 46:

Andersen	Heying	Milligan	Rodgers
Bergman	Hultman	Murray	Schaben
Blouin	Junkins	Nolin	Schwengels
Briles	Kelly	Nystrom	Schwieger
Burroughs	Kennedy	Palmer	Shaff
Coleman	Kinley	Plymat	Shaw
Curtis	Lamborn	Potter	Taylor
DeKoster	McCartney	Priebe	Tieden
Gallagher	Miller of	Rabedeaux	Van Gilst
Glenn	Des Moines	Ramsey	Willits
Gluba	Miller of	Riley	Winkelman
Griffin	Marshall	Robinson	
Hansen			

Nays, 1:

Hill

Absent or not voting, 3:

Doderer	Orr	Scott
---------	-----	-------

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

Senate File 1125

Senator Gluba called up for consideration Senate File 1125, a bill for an act relating to the construction of private and public buildings and facilities which are intended for use by the general

public, amended by the House, and moved that the Senate concur in the following amendments:

1 Amend Senate File 1125 as amended, passed and reprinted
2 by the Senate as follows:

3 1. Page 2A, by striking line 15 and inserting in lieu
4 thereof the following:

5 "the *general* public [which are constructed in whole or in
6 part by the use of state funds or the funds of any political
7 subdivision of the state from and after July 4, 1965]. *The*
8 *specific occupancies and extent*".

9 2. Page 2A, by striking lines 20 through 24, inclusive,
10 and inserting in lieu thereof the following:

11 "*the Code, in every multiple-dwelling-unit building con-*
12 *taining five or more individual dwelling units the requirements*
13 *of this chapter which apply to apartments shall be met by at*
14 *least one dwelling unit or by at least ten percent of the*
15 *dwelling units, whichever is the greater number, on the ground*
16 *floor level and on each of the other floor levels in the build-*
17 *ing which are accessible to the physically handicapped."*

18 3. Page 2A, by striking lines 27 through 32, inclusive,
19 and inserting in lieu thereof the following:

20 "*NEW SUBSECTION. At each floor level which is accessible*
21 *to the physically handicapped there shall be available to per-*
22 *sons of each sex at least one public toilet or bathroom which*
23 *is equipped with a door at least thirty-two inches wide*
24 *that swings outward. There shall be within each such public*
25 *toilet or bathroom at least one water closet in front*

Page 2

1 of which there is a clear space not less than".

The motion prevailed and the Senate concurred in the House amendments.

Senator Gluba moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1125) the vote was:

Ayes, 44:

Andersen	Griffin	Miller of	Ramsey
Bergman	Hansen	Marshall	Riley
Blouin	Heying	Milligan	Rodgers
Briles	Hill	Murray	Schaben
Burroughs	Hultman	Nolin	Schwengels
Coleman	Kelly	Nystrom	Schwieger
Curtis	Kennedy	Palmer	Shaw
DeKoster	Kinley	Plymat	Taylor
Doderer	Lamborn	Potter	Van Gilst
Gallagher	McCartney	Priebe	Willits
Glenn	Miller of	Rabedeaux	Winkelman
Gluba	Des Moines		

Nays, none.

Absent or not voting, 6:

Junkins	Robinson	Shaff	Tieden
Orr	Scott		

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

Senate File 1213

Senator Schwengels called up for consideration Senate File 1213, a bill for an act relating to manufacturer's samples of cigarettes and little cigars, amended by the House, and moved that the Senate concur in the following amendments:

- 1 Amend Senate File 1213, as passed by the Senate, as
- 2 follows:
- 3 1. Page 1, by inserting after line 3 the following:
- 4 "Section Section ninety-eight point fourteen (98.14),
- 5 subsection one (1), Code 1973, is amended to read as
- 6 follows:
- 7 1. No [retail permit,] state [permit,] or manufacturer's
- 8 permit shall be issued until the applicant therefor shall file
- 9 a bond, with good and sufficient surety, to be approved by the
- 10 director [or the body granting the permit], which bond shall be
- 11 in favor of the state [and for the benefit of the county, city,
- 12 or town, as the case may be,] and conditioned upon the payment
- 13 of taxes, damages, fines, penalties, and costs adjudged against
- 14 the permit holder for violation of any of the provisions of
- 15 this chapter.
- 16 Said bonds shall be on forms prescribed by the director
- 17 and in the following amounts:
- 18 [a. Retail permit, not less than five hundred dollars.]
- 19 [b] a. State permit, not less than five hundred dollars.
- 20 [c.] b. Manufacturer's permit, not less than five thousand
- 21 dollars."
- 22 2. Amend the Title, page 1, line 2, by inserting after
- 23 the word "cigars" the words "and repealing the retailers'
- 24 cigarette bond".

The motion prevailed and the Senate concurred in the House amendments.

Senator Schwengels moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1213) the vote was:

Ayes, 42:

Andersen	Coleman	Gluba	Hultman
Bergman	Curtis	Griffin	Junkins
Blouin	DeKoster	Hansen	Kelly
Briles	Doderer	Heying	Kinley
Burroughs	Glenn	Hill	Lamborn

McCartney	Murray	Priebe	Shaff
Miller of	Nolin	Rabedeaux	Shaw
Des Moines	Nystrom	Ramsey	Taylor
Miller of	Palmer	Riley	Van Gilst
Marshall	Plymat	Rodgers	Willits
Milligan	Potter	Schwengels	Winkelman
Nays, 2:			
Gallagher	Schaben		
Absent or not voting, 6:			
Kennedy	Robinson	Scott	Tieden
Orr	Schwieger		

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

On motion of Senator Lamborn, the Senate recessed until 12:30 p.m.

AFTERNOON SESSION

The Senate reconvened, President pro tempore Shaff presiding.

QUORUM CALL

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

Present, 30:

Andersen	Hansen	Miller of	Schwengels
Bergman	Heying	Marshall	Schwieger
Blouin	Hultman	Nolin	Shaff
Burroughs	Junkins	Potter	Shaw
Curtis	Kelly	Rabedeaux	Taylor
DeKoster	Lamborn	Ramsey	Tieden
Doderer	Miller of	Riley	Winkelman
Gallagher	Des Moines	Robinson	
Glenn			

Absent, 20:

Briles	Kennedy	Nystrom	Rodgers
Coleman	Kinley	Orr	Schaben
Gluba	McCartney	Palmer	Scott
Griffin	Milligan	Plymat	Van Gilst
Hill	Murray	Priebe	Willits

Roll call revealed a quorum present.

HOUSE AMENDMENTS CONSIDERED

Senate File 487

Senator Doderer called up for consideration Senate File 487, a bill for an act to prohibit sex discrimination in housing and

retirement plans, amended by the House, and moved that the Senate concur in the following amendment:

- 1 Amend Senate File 487 as amended, passed, and reprinted
- 2 by the Senate as follows:
- 3 1. Page 1, lines 1 and 2, by striking the words "and
- 4 retirement plans".
- 5 2. Page 2A, by striking lines 28 through 35.
- 6 3. Page 2B, by striking line 36.

The motion prevailed and the Senate concurred in the House amendment.

Senator Doderer moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 487) the vote was:

Ayes, 41:

Andersen	Hansen	Miller of	Rodgers
Bergman	Heying	Marshall	Schwengels
Blouin	Hultman	Nolin	Schwieger
Burroughs	Junkins	Palmer	Scott
Coleman	Kelly	Plymat	Shaff
Curtis	Kennedy	Potter	Shaw
DeKoster	Kinley	Priebe	Taylor
Doderer	Lamborn	Rabedaux	Tieden
Gallagher	McCartney	Ramsey	Willits
Glenn	Miller of	Riley	Winkelman
Griffin	Des Moines	Robinson	

Nays, none.

Absent or not voting, 9:

Briles	Milligan	Nystrom	Schaben
Gluba	Murray	Orr	Van Gilst
Hill			

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

Senate File 1223

Senator Riley called up for consideration Senate File 1223, a bill for an act relating to the powers of nonprofit corporations, amended by the House, as follows:

- 1 Amend Senate File 1223, page 2, by inserting after line
- 2 25 the following section:
- 3 Sec. Section five hundred four A point one hundred
- 4 one (504A.101), Code 1973, is amended to read as follows:
- 5 504A.101 PERSONAL LIABILITY. Except as otherwise pro-
- 6 vided in this chapter, the directors, officers, employees
- 7 and members of the corporation shall not, as such, be liable
- 8 on its debts or obligations *and no director, officer, member*
- 9 *or noncompensated volunteer person shall be personally*

- 10 *liable for any claim based upon an act or omission of such*
 11 *person performed in the reasonable discharge of his lawful*
 12 *corporate duties.*

Senator Riley offered amendment S—3007 to the House amendment:

S—3007

- 1 Amend the House amendment to Senate File 1223, by
 2 striking lines 8 through 12 and inserting in lieu
 3 thereof the following:
 4 “or its debts or obligations *and no director shall*
 5 *be personally liable for any claim based upon an*
 6 *act or omission of such person performed in the*
 7 *reasonable discharge of his corporate duties and*
 8 *while acting in his capacity as a director.”*

Senator Riley offered amendment S—3008 to amendment S—3007 to the House amendment and moved its adoption:

S—3008

- 1 Amend the Riley amendment S—3007 to the House
 2 amendment to Senate File 1223 as follows:
 3 1. Line 4, by inserting after the word “*director*”
 4 the words “*or officer*”.
 5 2. Line 8, by inserting after the word “*director*”
 6 the words “*or officer*”.

Amendment S—3008 to amendment S—3007 to the House amendment was adopted.

On motion of Senator Riley, amendment S—3007 to the House amendment as amended was adopted.

On motion of Senator Riley, the Senate concurred in the House amendment as amended.

Senator Riley moved that the bill as amended by the House, further amended and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 1223) the vote was:

Ayes, 43:

Andersen	Heying	Milligan	Schwengels
Bergman	Hill	Nolin	Schwieger
Blouin	Hultman	Palmer	Scott
Burroughs	Junkins	Plymat	Shaff
Coleman	Kelly	Potter	Shaw
Curtis	Kennedy	Priebe	Taylor
DeKoster	Kinley	Rabedeaux	Tieden
Doderer	Lamborn	Ramsey	Van Gilst
Gallagher	Miller of	Riley	Willits
Glenn	Des Moines	Robinson	Winkelman
Griffin	Miller of	Rodgers	
Hansen	Marshall		

Nays, none.

Absent or not voting, 7:

Briles	McCartney	Nystrom	Schaben
Gluba	Murray	Orr	

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

Senator Riley asked and received unanimous consent that **Senate File 1223** be **immediately messaged** to the House, which request was complied with.

Senate File 1286

Senator Winkelman called up for consideration Senate File 1286, a bill for an act amending the appropriated funds to the Iowa state commerce commission, amended by the House, as follows:

- 1 Amend Senate File 1286, as passed by the Senate, as follows:
- 2 1. Page 2, line 15, by adding after the period the words
- 3 "Trucks owned by grain dealers licensed under the provisions
- 4 of Acts of the Sixty-fifth General Assembly, 1973 Session,
- 5 chapter two hundred seventy-six (276), which are already
- 6 registered under chapters three hundred twenty-five (325)
- 7 and three hundred twenty-seven (327) of the Code as motor
- 8 vehicle truck operators are exempt from payment of the fees
- 9 imposed under Acts of the Sixty-fifth General Assembly, 1973
- 10 Session, chapter two hundred seventy-six (276), section six
- 11 (6), subsection three (3)."
- 12 2. Page 2, by inserting after line 15 the following new
- 13 section:
- 14 Sec. Acts of the Sixty-fifth General Assembly, 1973
- 15 Session, chapter two hundred seventy-six (276), section one (1),
- 16 section three (3), is amended to read as follows:
- 17 3. "Grain dealer" shall mean any person who is engaged
- 18 in the business of buying grain for resale. This shall not
- 19 be construed to mean a person engaged in buying or selling
- 20 grain on the board of trade *or any person who sells purchased*
- 21 *grain only in a registered feed.*
- 22 3. Amend the title, page 1, line 2, by inserting after
- 23 the word "commission" the words "and the law regulating
- 24 grain dealers".

Senator Winkelman offered amendment S—3009 to the House amendment by Senators Winkelman and Hill and moved its adoption:

S—3009

- 1 Amend the House amendment to Senate File 1286,
- 2 by striking lines 2 through 11, inclusive.

The Chair called for a division.

Amendment S—3009 to the House amendment lost.

On motion of Senator Winkelman, the Senate concurred in the House amendment.

Senator Winkelman moved that the bill as amended by the House, and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1286) the vote was:

Ayes, 41:

Andersen	Griffin	Miller of	Rodgers
Bergman	Hansen	Marshall	Schaben
Blouin	Heying	Milligan	Schwengels
Briles	Hultman	Nystrom	Scott
Burroughs	Junkins	Palmer	Shaff
Coleman	Kelly	Plymat	Shaw
Curtis	Kennedy	Potter	Taylor
DeKoster	Kinley	Rabedeaux	Van Gilst
Doderer	McCartney	Ramsey	Willits
Glenn	Miller of	Riley	Winkelman
Gluba	Des Moines	Robinson	

Nays, 4:

Gallagher	Hill	Nolin	Priebe
-----------	------	-------	--------

Absent or not voting, 5:

Lamborn	Orr	Schwieger	Tieden
Murray			

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

**HOUSE AMENDMENTS TO SENATE
AMENDMENT CONSIDERED**

House File 1199

Senator Kelly called up for consideration House File 1199, a bill for an act relating to the transfer of snowmobile registrations, amended by the Senate and further amended by the House, and moved that the Senate concur in the following amendments:

- 1 Amend the Senate amendment to House File 1199 as follows:
- 2 1. By inserting after line 6 the following section:
- 3 Sec. Sections three hundred twenty-one G point two
- 4 (321G.2), Code 1973, is amended by adding after subsection
- 5 three (3) the following new subsection:
- 6 *NEW SUBSECTION.* Use of snowmobiles on any waters of the
- 7 state under the jurisdiction of the commission, while such
- 8 waters are frozen.
- 9 2. Line 16, by striking the word "paragraph" and insert-
- 10 ing in lieu thereof the word "paragraphs".
- 11 3. By inserting after line 29 the following:
- 12 *NEW PARAGRAPH.* On the roadway or shoulder when necessary

13 to cross a bridge or culvert, or avoid an obstruction which
 14 makes it impossible to travel on the portion of the highway
 15 not intended for motor vehicles, if the snowmobile is brought
 16 to a complete stop before entering onto the roadway or
 17 shoulder and the driver yields the right-of-way to any
 18 approaching vehicle on the roadway.

19 Sec. Section three hundred twenty-one G point nine
 20 (321G.9), Code 1973, is amended by adding the following
 21 new subsection:

22 **NEW SUBSECTION.** A snowmobile shall not be operated within
 23 the right-of-way of any public highway between the hours
 24 of sunset and sunrise except on the right-hand side of such
 25 right-of-way and in the same direction as the motor vehicular

Page 2

1 traffic on the nearest lane of travelled portion of such
 2 right-of-way.

3 4. By inserting after line 103 the following:

4 Sec. Section three hundred twenty-one G point one
 5 (321G.1), Code 1973, is amended by adding the following new
 6 subsection:

7 **NEW SUBSECTION.** "Safety certificate" means a snowmobile
 8 safety certificate issued by the state conservation commission
 9 to qualified applicants who are twelve years of age or more.

10 Sec. Section three hundred twenty-one G point two
 11 (321G.2), subsections one (1) and two (2), Code 1973, are
 12 amended to read as follows:

13 1. Registration of snowmobiles[.].

14 2. Use of snowmobiles insofar as game and fish resources
 15 are affected[, and].

16 Sec. Section three hundred twenty-one G point two
 17 (321G.2), Code 1973, is amended by adding the following new
 18 subsections after subsection three (3):

19 **NEW SUBSECTION.** Establishment of a course of instruction
 20 for the safe use and operation of a snowmobile.

21 **NEW SUBSECTION.** Issuance of safety certificates.

22 Sec. Section three hundred twenty-one G point nine
 23 (321G.9), subsection six (6), Code 1973, is amended to read
 24 as follows:

25 6. A snowmobile shall not be operated on or across a

Page 3

1 public highway by a person under sixteen years of age *who*
 2 *does not have in his possession a safety certificate issued*
 3 *to him pursuant to this Act.*

4 Sec. Chapter three hundred twenty-one (321G), Code
 5 1973, is amended by adding the following new section:

6 **NEW SECTION.** COURSE OF INSTRUCTION.

7 1. The commission shall provide, by rules adopted pursuant
 8 to section three hundred twenty-one G point two (321G.2) of the
 9 Code, for the establishment of a course of instruction to be
 10 conducted throughout the state for the safe use and operation
 11 of snowmobiles. The curriculum shall include instruction in
 12 the safe use, operation, and equipping of snowmobiles consis-
 13 tent with the provisions of this chapter and rules adopted

14 by the commission and the commissioner of public safety and
15 such other matters as the commission deems pertinent for a
16 qualified snowmobile operator.

17 2. The commission may certify any experienced, qualified
18 operator to be an instructor of a class established under
19 subsection one (1) of this section. Each instructor shall be
20 at least eighteen years of age.

21 3. Upon completion of the course of instruction, the
22 commission shall provide for the administration of a written
23 test to any student who wishes to qualify for a safety
24 certificate.

25 4. The commission shall provide safety material relating

Page 4

1 to the operation of snowmobiles for the use of private or
2 public elementary and secondary schools in this state.

3 Sec. Chapter three hundred twenty-one G (321G),
4 Code 1973, is amended by adding the following new section:

5 *NEW SECTION. SAFETY CERTIFICATE.*

6 1. Effective July 1, 1975, no person who is twelve years
7 of age or more and less than sixteen years of age shall
8 operate a snowmobile in this state without obtaining a valid
9 safety certificate issued by the commission and having such
10 certificate in his possession, or unless he is accompanied
11 on the same machine by a responsible person of at least
12 eighteen years of age who is experienced in snowmobile
13 operation.

14 2. Upon application and payment of a fee of two dollars,
15 a qualified applicant shall be issued a safety certificate
16 which shall be valid until such person reaches his seventeenth
17 birthday unless the certificate is suspended or revoked for
18 a violation of a provision of this chapter or the rules of
19 the commission or the commissioner of public safety before
20 that date. The application shall be made on forms issued
21 by the commission and shall contain such information as the
22 commission may reasonably require.

23 3. Any person who is required to have a safety certificate
24 under this Act and who has completed a course of instruction
25 established under section twelve (12) of this Act including the

Page 5

1 successful passage of an examination which includes a written
2 test relating to such course of instruction, shall be con-
3 sidered qualified to apply for a safety certificate. The
4 commission may waive the requirement of completing such
5 course of instruction if such person successfully passes a
6 written test based on such course of instruction.

7 4. The permit fees collected under this section shall be
8 credited to the state conservation fund and shall be used for
9 safety and educational programs.

10 5. A valid snowmobile safety certificate or license issued
11 to a nonresident by a governmental authority of another state
12 shall be considered a valid certificate or license in this
13 state if the permit or license requirements of such govern-
14 mental authority, excluding fees, are substantially the same

15 as the requirements of this Act as determined by the commission.
 16 5. By renumbering the sections to conform to this amendment.

The motion prevailed and the Senate concurred in the House amendment to the Senate amendment.

Senator Kelly moved that the bill as amended by the Senate, further amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1199) the vote was:

Ayes, 45:

Andersen	Hansen	Miller of	Rodgers
Bergman	Heying	Marshall	Schaben
Blouin	Hill	Milligan	Schwengels
Briles	Hultman	Nolin	Scott
Coleman	Junkins	Nystrom	Shaff
Curtis	Kelly	Plymat	Shaw
DeKoster	Kennedy	Potter	Taylor
Doderer	Kinley	Priebe	Tieden
Gallagher	Lamborn	Rabedeaux	Van Gilst
Glenn	McCartney	Ramsey	Willits
Gluba	Miller of	Riley	Winkelman
Griffin	Des Moines	Robinson	

Nays, none.

Absent or not voting, 5:

Burroughs	Orr	Palmer	Schwieger
Murray			

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

Senator Glenn took the chair at 1:55 p.m.

House File 1392

Senator Riley called up for consideration House File 1392, a bill for an act relating to correcting erroneous, inconsistent and obsolete sections of the Code, amended by the Senate and further amended by the House, and moved that the Senate concur in the following amendment:

- 1 Amend the Senate amendment to House File 1392 by striking
- 2 lines 61 through 99, inclusive.

The motion prevailed and the Senate concurred in the House amendment to the Senate amendment.

Senator Riley moved that the bill as amended by the Senate, further amended by the House and concurred in by the Senate

be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1392) the vote was:

Ayes, 48:

Andersen	Hansen	Milligan	Rodgers
Bergman	Heying	Murray	Schaben
Blouin	Hultman	Nolin	Schwengels
Briles	Junkins	Nystrom	Schwieger
Burroughs	Kelly	Palmer	Scott
Coleman	Kennedy	Plymat	Shaff
Curtis	Kinley	Potter	Shaw
DeKoster	Lamborn	Priebe	Taylor
Doderer	McCartney	Rabedeaux	Tieden
Gallagher	Miller of	Ramsey	Van Gilst
Glenn	Des Moines	Riley	Willits
Gluba	Miller of	Robinson	Winkelman
Griffin	Marshall		

Nays, none.

Absent or not voting, 2:

Hill	Orr
------	-----

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

HOUSE AMENDMENTS CONSIDERED

Senate File 1318

Senator Shaff called up for consideration Senate File 1318, a bill for an act to define property which is assessed and taxed as real property, amended by the House, and moved that the Senate concur in the following amendments:

- 1 Amend Senate File 1318, as amended and passed by the
- 2 Senate, as follows:
- 3 1. Page 2, line 6, insert after the word "chapter" the
- 4 words " , unless the property is taxed, licensed, or exempted
- 5 from taxation under other provisions of law".
- 6 2. Page 2, line 8, insert after the word "taxed" the
- 7 words " , unless otherwise qualified for exemption,".
- 8 3. Page 2, line 13, strike the word "category" and
- 9 insert in lieu thereof the word "paragraph".
- 10 4. Page 2, line 16, insert after the word "improvements"
- 11 the words " , any of which are".
- 12 5. Page 2, line 17, insert after the word "placed" the
- 13 words "for use".
- 14 6. Page 2, line 23, insert after the word "improvements"
- 15 the words " , any of which are".
- 16 7. Page 2, by inserting the following at the end of
- 17 line 25:
- 18 The scope of property taxable under this paragraph is

19 intended to be the same as, and neither broader nor narrower
 20 than, the scope of property taxable under section four hundred
 21 twenty-eight point twenty-two (428.22) of the Code prior to
 22 the effective date of this Act.

23 8. Page 2, lines 34 and 35, strike the words "who own
 24 the property" and insert in lieu thereof the words "whose
 25 property is".

Page 2

1 9. Page 3, line 7, insert after the word "fastened" the
 2 words "to the computer".

3 10. Page 3, lines 20 and 21, strike the words ", and
 4 other than gas connections for household appliances".

5 11. Page 3, strike lines 22 through 27, and insert in lieu
 6 thereof the following:

7 c. Connected in a manner so that removal requires substantial
 8 modification or alteration of the property removed or the
 9 property from which it is removed.

10 3. Notwithstanding the definition of "attached" in
 11 subsection two (2) of this section, property is neither
 12 "attached" nor "placed for use upon the land" if it is a kind
 13 of property which would ordinarily be removed when the owner of
 14 the property moves to another location. In making this
 15 determination the assessing authority shall not take into
 16 account the intent of the particular owner.

17 4. Notwithstanding the other provisions of this section,
 18 property described in this section, if held solely for sale,
 19 lease or rent as part of a business regularly engaged in
 20 selling, leasing or renting such property, and if the property
 21 is not yet sold, leased, rented or used by any person, shall
 22 not be assessed and taxed as real property. This subsection
 23 does not apply to any building.

24 5. Nothing in this section shall be construed to
 25 permit an item of property to be assessed and taxed in this

Page 3

1 state more than once in any one year.

2 6. The assessing authority shall annually reassess
 3 property which is assessed and taxed as real property, but
 4 which would be regarded as personal property except for
 5 this section. This section shall not be construed to limit
 6 the assessing authority's powers to assess or reassess under
 7 other provisions of law.

8 7. The director of revenue shall promulgate rules
 9 subject to chapter seventeen A (17A) of the Code to carry
 10 out the intent of this section.

The motion prevailed and the Senate concurred in the House amendments.

Senator Shaff moved that the bill as amended by the House, and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1318) the vote was:

Ayes, 47:

Andersen	Hansen	Milligan	Rodgers
Bergman	Heying	Murray	Schaben
Blouin	Hill	Nolin	Schwengels
Briles	Junkins	Nystrom	Schwieger
Burroughs	Kelly	Palmer	Scott
Coleman	Kennedy	Plymat	Shaff
Curtis	Kinley	Potter	Shaw
DeKoster	Lamborn	Priebe	Taylor
Doderer	Miller of	Rabedeaux	Tieden
Gallagher	Des Moines	Ramsey	Van Gilst
Glenn	Miller of	Riley	Willits
Gluba	Marshall	Robinson	Winkelman
Griffin			

Nays, 1:

Hultman

Absent or not voting, 2:

McCartney Orr

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

CONSIDERATION OF BILLS

Senator Potter asked and received unanimous consent to take up out of order House File 1411.

House File 1411

On motion of Senator Murray, House File 1411, a bill for an act relating to authority of the department of social services to provide state supplementary cash payments to certain persons, revising the state medical assistance act, relating to claims for medical assistance, and providing a penalty, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Murray offered amendment S—2866 filed by him and moved its adoption:

S—2866

- 1 Amend House File 1411, as amended and passed by the
- 2 House, as follows:
- 3 1. Page 6, by adding the following un-
- 4 numbered paragraph following line 6:
- 5 *"Notwithstanding the provisions of this*
- 6 *subsection establishing priorities for individuals*
- 7 *and families to receive medical assistance, the*
- 8 *department may determine, within the priorities*
- 9 *listed in this subsection, persons to receive*
- 10 *medical assistance based on income levels as*
- 11 *established by the department, subject to the*

- 12 *limitations provided in subsection four (4) of*
 13 *this section."*

Division was called for.

Amendment S—2866 was adopted.

Senator Murray moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1411) the vote was:

Ayes, 44:

Andersen	Heying	Murray	Schaben
Bergman	Hill	Nolin	Schwengels
Blouin	Hultman	Nystrom	Schwieger
Briles	Junkins	Palmer	Scott
Burroughs	Kelly	Plymat	Shaff
Coleman	Kinley	Potter	Shaw
Curtis	Lamborn	Priebe	Taylor
DeKoster	Miller of	Rabedeaux	Tieden
Doderer	Des Moines	Ramsey	Van Gilst
Glenn	Miller of	Riley	Willits
Gluba	Marshall	Rodgers	Winkelman
Hansen	Milligan		

Nays, none.

Absent or not voting, 6:

Gallagher	Kennedy	Orr	Robinson
Griffin	McCartney		

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

Senator Murray asked and received unanimous consent that **House File 1411** be **immediately messaged** to the House, which request was complied with.

Senator Potter asked and received unanimous consent to take up out of order House File 343.

House File 343

On motion of Senator Riley, House File 343, a bill for an act relating to the implied consent test for alcohol; making certain acts illegal and providing a penalty for their commission, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Riley offered amendment S—2865 by the committee on judiciary and moved its adoption:

S—2865

1 Amend House File 343, as passed by the House, as
2 follows:

3 1. Page 4, line 1 by inserting before the word "in"
4 the words "for misdemeanors".

5 2. Page 4, lines 1 and 2 by striking the words and
6 figure "two hundred eighteen (321.218)" and inserting
7 in lieu thereof the words and figure "four hundred
8 eighty-two (321.482)".

Amendment S—2865 was adopted.

Senator Riley moved that the bill be read the last time now,
which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 343) the vote was:

Ayes, 43:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schaben
Blouin	Junkins	Nolin	Schwengels
Burroughs	Kelly	Nystrom	Schwieger
Coleman	Kennedy	Palmer	Scott
Curtis	Kinley	Plymat	Shaw
DeKoster	McCartney	Potter	Taylor
Doderer	Miller of	Priebe	Tieden
Gallagher	Des Moines	Rabedeaux	Van Gilst
Glenn	Miller of	Ramsey	Willits
Gluba	Marshall	Riley	Winkelman
Hansen			

Nays, none.

Absent or not voting, 7:

Briles	Hultman	Orr	Shaff
Griffin	Lamborn	Robinson	

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

Senator Riley asked and received unanimous consent that
House File 343 be **immediately messaged** to the House, which
request was complied with.

Senator Potter asked and received unanimous consent to take
up out of order House File 1430.

House File 1430

On motion of Senator Murray, House File 1430, a bill for an
act relating to authority of the department of social services to
arrange foster care placements for children, permitting the de-
partment to pay foster care parents directly for foster care, re-
lating to responsibility for cost of foster care services, and
authorizing the department to maintain accounts in the names

of such children in which the funds of the children may be placed, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator DeKoster offered amendment S—2925 filed by him and moved its adoption:

S—2925

- 1 Amend House File 1430 as amended and passed by the
- 2 **House as follows:**
- 3 1. Page 3, by striking line 4 and inserting in
- 4 lieu thereof the following: "sections;"
- 5 2. Page 3, by striking lines 20 through 25,
- 6 inclusive, and page 4, by striking line 1, and
- 7 inserting in lieu thereof the following:
- 8 **NEW SECTION. WHEN COUNTY TO PAY FOSTER CARE**
- 9 **COSTS.** Each county shall pay from the county mental
- 10 health and institutions fund as provided by section
- 11 eleven (11) of this Act the cost of foster care for
- 12 a child placed by a court as provided in section two
- 13 hundred thirty-two point thirty-three (232.33),
- 14 subsection three (3) or four (4), or section two
- 15 hundred thirty-two point thirty-four (232.34), sub-
- 16 section three (3) or four (4) of the Code. However,
- 17 in any fiscal year for which the general assembly
- 18 appropriates state funds to pay for foster care for
- 19 children placed by courts under the statutes cited
- 20 in this section, the county shall become responsible
- 21 for these costs only when the funds so appropriated
- 22 to the department for that fiscal year have been
- 23 exhausted. The rate of payment by the county or
- 24 the state, as the case may be, under this section
- 25 shall be that fixed by the department of social

Page 2

- 1 services pursuant to section four (4) of this Act.
- 2 3. By renumbering the sections.

Amendment S—2925 was adopted.

Senator Riley offered amendment S—2875 filed by him and moved its adoption:

S—2875

- 1 Amend House File 1430, as amended and passed by the
- 2 House, as follows:
- 3 1. Page 10, by adding the following section after
- 4 line 9:
- 5 Sec. Section four hundred forty-four point
- 6 twelve (444.12), subsection two (2), unnumbered para-
- 7 graph one (1), Code 1973, is amended to read as
- 8 follows:
- 9 Any portion which the board of supervisors may
- 10 deem advisable of the cost of psychiatric examination
- 11 and treatment of persons in need thereof or of pro-
- 12 fessional evaluation, treatment, training, habilita-

- 13 tion, and care of *persons who are mentally retarded*
 14 [*persons*] or are afflicted by any other developmental
 15 disability, at any suitable public or private facility
 16 providing inpatient or outpatient care in such county.
 17 As used in this subsection, "developmental disability"
 18 has the meaning assigned that term by title forty-two
 19 (42), section two thousand six hundred ninety-one
 20 (2691), subsection one (1), United States Code, as
 21 amended to January 1, 1974.
 22 2. By renumbering sections as necessary.

Amendment S—2875 was adopted.

Senator Murray moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1430) the vote was:

Ayes, 44:

Andersen	Griffin	Miller of	Ramsey
Bergman	Hansen	Marshall	Riley
Blouin	Heying	Milligan	Rodgers
Briles	Hill	Murray	Schaben
Burroughs	Hultman	Nolin	Schwengels
Coleman	Junkins	Nystrom	Scott
Curtis	Kelly	Palmer	Shaff
DeKoster	Kennedy	Plymat	Tieden
Doderer	Kinley	Potter	Van Gilst
Gallagher	Lamborn	Priebe	Willits
Glenn	Miller of	Rabedaux	Winkelman
Gluba	Des Moines		

Nays, none.

Absent or not voting, 6:

McCartney	Robinson	Shaw	Taylor
Orr	Schwieger		

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

Senator Murray asked and received unanimous consent that House File 1430 be immediately messaged to the House, which request was complied with.

Senator Potter asked and received unanimous consent to take up out of order Senate File 1298.

Senate File 1298

On motion of Senator Robinson, Senate File 1298, a bill for an act relating to the occupational safety and health and providing penalties, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Robinson asked and received unanimous consent to withdraw amendment S—2992 filed by Senators Rabedeaux and Robinson on May 2, 1974, and found on page 1926 of the Senate Journal.

Senator Rabedeaux offered amendment S—3004 by Senators Rabedeaux and Robinson and moved its adoption:

S—3004

- 1 Amend Senate File 1298, page 3, line 16 by adding the
- 2 following sentence after the period: "*Provided, however,*
- 3 *in the event that federal public law ninety-one dash five*
- 4 *hundred ninety-six (91-596), twenty-nine (29) U.S.C.*
- 5 *six hundred fifty-one (651) et seq. is amended after*
- 6 *May 1, 1974, to prohibit the assessment of penalties for*
- 7 *other than serious violations found during a first*
- 8 *inspection, then the commissioner shall assess no penalty*
- 9 *for any other than a serious violation found during a*
- 10 *first inspection conducted pursuant to this Act.*"

Amendment S—3004 was adopted.

Senator Robinson moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1298) the vote was:

Ayes, 44:

Andersen	Hansen	Miller of	Riley
Bergman	Heying	Marshall	Robinson
Blouin	Hill	Milligan	Rodgers
Briles	Hultman	Murray	Schaben
Burroughs	Junkins	Nolin	Schwengels
Curtis	Kelly	Nystrom	Schwieger
DeKoster	Kennedy	Palmer	Scott
Doderer	Kinley	Plymat	Taylor
Gallagher	Lamborn	Potter	Tieden
Glenn	McCartney	Priebe	Van Gilst
Gluba	Miller of	Rabedeaux	Willits
Griffin	Des Moines		

Nays, 4:

Ramsey	Shaff	Shaw	Winkelman
--------	-------	------	-----------

Absent or not voting, 2:

Coleman	Orr
---------	-----

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

Senator Robinson asked and received unanimous consent that Senate File 1298 be immediately messaged to the House, which request was complied with.

Senator Potter asked and received unanimous consent to take up out of order Senate File 249.

Senate File 249

On motion of Senator Riley, Senate File 249, a bill for an act relating to fixing terms of employment of teachers, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Hansen offered amendment S—2954 by the committee on schools and moved its adoption:

S—2954

- 1 Amend Senate File 249 as follows:
- 2 1. Page 1, lines 13 and 14, by striking the
- 3 words “[which may include] *including but not limited*
- 4 *to*” and inserting in lieu thereof the words “which
- 5 may include”.
- 6 2. Page 1, by adding the following sentence
- 7 after the period in line 21: “*The provisions of*
- 8 *this paragraph relating to sabbatical leave shall*
- 9 *cease to be effective on and after July 1, 1975.*”

Amendment S—2954 was adopted.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 249) the vote was:

Ayes, 42:

Andersen	Gluba	Miller of	Riley
Bergman	Griffin	Marshall	Rodgers
Blouin	Hansen	Milligan	Schaben
Briles	Heying	Murray	Schwengels
Burroughs	Hultman	Nolin	Schwieger
Coleman	Junkins	Nystrom	Scott
Curtis	Kelly	Palmer	Shaff
DeKoster	Kinley	Plymat	Shaw
Doderer	McCartney	Potter	Tieden
Gallagher	Miller of	Priebe	Van Gilst
Glenn	Des Moines	Ramsey	Winkelman

Nays, 2:

Hill	Taylor
------	--------

Absent or not voting, 6:

Kennedy	Orr	Robinson	Willits
Lamborn	Rabedeaux		

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

Senator Riley asked and received unanimous consent that **Senate File 249** be **immediately messaged** to the House, which request was complied with.

Senator Potter asked and received unanimous consent to take up out of order Senate Concurrent Resolution 125.

Senate Concurrent Resolution 125

Senator Riley called up the following resolution and moved its adoption:

SENATE CONCURRENT RESOLUTION 125

By Riley and Doderer

1 *Whereas*, the experience of educational and correctional
2 institutions has shown the importance of early childhood life
3 and its effect on society, causing increasing interest in
4 developing and coordinating programs and services relating
5 to early childhood; and

6 *Whereas*, fragmented programs and duplication of services
7 often result in fewer services reaching the children and
8 families for whom they are designed; and

9 *Whereas*, the 1971 early childhood task force of the edu-
10 cation commission of the states proposed suggested state legis-
11 lation to establish an office of early childhood development
12 in state departments of education; and

13 *Whereas*, the goals of an office for early childhood de-
14 velopment should be to coordinate and provide long-range
15 planning for delivery of children's services, to provide an
16 advocate for the educational, medical, nutritional, and other
17 needs of children, and to represent the interests of children,
18 particularly in the areas of child abuse, foster care, day care,
19 and juvenile detention; *Now Therefore*,

20 *Be It Resolved by the Senate, the House Concurring*, That
21 the governor shall appoint an early childhood development task
22 force to be composed of nineteen members, including five members
23 who represent parents, guardians and other consumers of services
24 to children, five members who represent day care facilities,
25 juvenile care facilities, and other providers of services to

Page 2

1 children, five members who represent state departments con-
2 cerned with programs and services for children, including two
3 members to represent the state department of social services, and
4 one each to represent the state department of public instruc-
5 tion, the state department of health, and the Iowa commission
6 on the status of women, and four members of the General Assembly,
7 one member from each political party in the house, and one mem-
8 ber from each political party in the senate. Membership of the
9 task force shall include representation from various parts of
10 the state. The task force shall study the needs of children in
11 Iowa and shall assess and evaluate the need in Iowa for an office
12 for early childhood development to accomplish the goals stated
13 herein. The task force shall make its final report and recom-
14 mendations to the governor and to the Sixty-sixth General Assembly
15 not later than January 15, 1975, including proposed legislation
16 as necessary to implement its recommendations. The governor
17 shall provide staff support to the task force. Members of the

18 task force other than state department members shall be paid
 19 their actual and necessary expenses in performance of their
 20 duties as members.

On the question "Shall the resolution be adopted?" (S.C.R. 125) the vote was:

Ayes, 38:

Andersen	Gluba	Miller of	Riley
Bergman	Hansen	Marshall	Schwengels
Blouin	Heying	Milligan	Schwieger
Briles	Hultman	Nolin	Scott
Burroughs	Junkins	Nystrom	Shaff
Coleman	Kelly	Palmer	Taylor
Curtis	Kennedy	Plymat	Tieden
DeKoster	Lamborn	Potter	Van Gilst
Doderer	McCartney	Priebe	Willits
Glenn		Ramsey	Winkelman

Nays, 1:

Hill

Absent or not voting, 11:

Gallagher	Miller of	Orr	Rodgers
Griffin	Des Moines	Rabedeaux	Schaben
Kinley	Murray	Robinson	Shaw

The motion prevailed and the resolution was adopted.

Senator Riley asked and received unanimous consent that **Senate Concurrent Resolution 125** be immediately messaged to the House, which request was complied with.

Senator Potter asked and received unanimous consent to take up out of order Senate File 1394.

Senate File 1394

On motion of Senator Willits, Senate File 1394, a bill for an act relating to the commitment of female offenders in a community-based correctional program, was taken up for consideration.

Senator Willits moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1394) the vote was:

Ayes, 39:

Andersen	DeKoster	Junkins	Miller of
Bergman	Doderer	Kelly	Des Moines
Blouin	Gallagher	Kennedy	Miller of
Briles	Glenn	Kinley	Marshall
Burroughs	Gluba	Lamborn	Milligan
Coleman	Hansen	McCartney	Nolin
Curtis	Heying		Nystrom

Plymat
Potter
Priebe
Ramsey

Riley
Schaben
Schwengels
Schwieger

Scott
Shaff
Taylor

Tieden
Van Gilst
Willits

Nays, 1:
Winkelman

Absent or not voting, 10:
Griffin
Hill
Hultman

Murray
Orr
Palmer

Rabedeaux
Robinson

Rodgers
Shaw

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

Senator Willits asked unanimous consent that Senate File 1394 be immediately messaged to the House.

Objection was raised.

Senator Potter moved that **Senate File 1394** be **immediately messaged** to the House.

The motion prevailed and the request was complied with.

POINT OF PERSONAL PRIVILEGE

Senator Kinley rose on a point of personal privilege to pay tribute to Senator Schaben, Minority Floor Leader, who will retire after serving in the Senate during the Sixty-second, Sixty-third, Sixty-fourth and Sixty-fifth General Assemblies.

The Senate honored him with a standing ovation.

ADOPTION OF CONCURRENT RESOLUTION

Senator Potter asked and received unanimous consent to take up out of order House Concurrent Resolution 130.

House Concurrent Resolution 130

On motion of Senator Rabedeaux, the following resolution with the report of the committee on state government recommending passage, was taken up, considered and the report of the committee adopted:

HOUSE CONCURRENT RESOLUTION 130

By Creamer, Caffrey, Drake, Freeman, Hill and Varley
(Rabedeaux, Griffin, Murray, Palmer and Schaben)

- 1 *Whereas*, the Iowa general assembly in conjunction with the
- 2 Council of State Governments will host the Midwestern Conference
- 3 of the Council of State Governments in the year 1975; and

4 *Whereas*, it is the duty of the Commission on Interstate
 5 Cooperation to make plans and arrange for the conference and
 6 pursuant to such duty it has commenced its planning functions
 7 and during the forthcoming interim period will be required to
 8 devote a great amount of time to such planning; and
 9 *Whereas*, expenses for planning and arranging the 1975 Mid-
 10 western Conference of the Council of State Governments will be
 11 incurred in regard to notices and printed material, mailings,
 12 planning meetings, expenses for program participants and staff,
 13 and general business and administrative expenses; *Now Therefore*,
 14 *Be It Resolved by the House of Representatives, the Senate*
 15 *Concurring*, That the general assembly authorize the payment of
 16 such expenses from funds available pursuant to section two point
 17 twelve (2.12) of the Code upon requisition for such items of
 18 expense of the president of the senate and secretary of the
 19 senate or speaker of the house and chief clerk of the house; and
 20 *Be It Further Resolved*, That a record of such expense items
 21 be maintained and be available for review by members of the
 22 general assembly.

Senator Rabedeaux moved the adoption of the resolution.

On the question "Shall the resolution be adopted?" (H.C.R. 130) the vote was:

Ayes, 43:

Andersen	Heying	Miller of	Robinson
Bergman	Hill	Marshall	Schaben
Blouin	Hultman	Milligan	Schwengels
Burroughs	Junkins	Nolin	Schwieger
Coleman	Kelly	Nystrom	Scott
Curtis	Kennedy	Palmer	Shaff
DeKoster	Kinley	Plymat	Taylor
Doderer	Lamborn	Potter	Tieden
Gallagher	McCartney	Rabedeaux	Van Gilst
Glenn	Miller of	Ramsey	Willits
Gluba	Des Moines	Riley	Winkelman
Hansen			

Nays, none.

Absent or not voting, 7:

Briles	Murray	Priebe	Shaw
Griffin	Orr	Rodgers	

The motion prevailed and the resolution was adopted.

CONSIDERATION OF BILLS

Senate File 1288

On motion of Senator Miller of Marshall, Senate File 1288, a bill for an act relating to reporting of nonfamily corporate farms to the secretary of state and providing a penalty, was taken up for consideration.

Senator Miller of Marshall asked and received unanimous consent that House File 1360 be substituted for Senate File 1288.

House File 1360

On motion of Senator Miller of Marshall, House File 1360, a bill for an act requiring reports from persons owning or leasing lands used for agriculture, or contracting for keeping and feeding livestock, and providing penalties, was taken up for consideration.

Senator Kelly offered amendment S—2887 filed by Senators Kelly and Tieden on April 25, 1974, and found on pages 1615-1617, inclusive, of the Senate Journal.

Senator Kelly offered amendment S—2981 to amendment S—2887 filed by him and moved its adoption:

S—2981

- 1 Amend the Kelly-Tieden amendment S—2887 to
- 2 House File 1360, page 1, lines 7 and 8, by striking
- 3 the words "individuals or corporations" and insert-
- 4 ing in lieu thereof the word "persons".

Amendment S—2981 to amendment S—2887 was adopted.

Senator Kelly offered amendment S—2905 to amendment S—2887 filed by him and moved its adoption:

S—2905

- 1 Amend the Kelly amendment S—2887, to House File
- 2 1360, page 3, by striking lines 20, 21 and 22 and by
- 3 inserting in lieu thereof "one hundred dollars."

Amendment S—2905 to amendment S—2887 was adopted.

Senator Kelly offered amendment S—3010 to amendment S—2887 by Senators Schaben and Kelly and moved its adoption:

S—3010

- 1 Amend the Kelly, Tieden amendment, S—2887, to
- 2 House File 1360 as amended and passed by the House
- 3 as follows:
- 4 1. Page 3, by inserting after line 22 the fol-
- 5 lowing new subsection:
- 6 "..... Any report filed pursuant to this Act
- 7 with the secretary of state by a family farm cor-
- 8 poration shall be kept confidential, except to the
- 9 extent provided for in section two (2) of this Act."
- 10 2. Page 4, line 3, by inserting after the period
- 11 the following new sentence:
- 12 "The summary of annual reports which pertain to
- 13 family farm corporations shall be prepared in such

14 a manner as to not identify any family farm cor-
15 poration by name or any person having an interest
16 in such family farm corporation.”

Amendment S—3010 to amendment S—2887 was adopted.

Senator Riley offered amendment S—2971 to amendment S—2887 filed by him:

S—2971

1 Amend the Kelly-Tieden amendment S—2887, to House File
2 1360, as amended and passed by the House, as follows:
3 1. Page 4, by adding the following section after
4 line 7:
5 Sec..... *NEW SECTION. PENALTIES.* Every person
6 engaging in farming or proposing to commence farming
7 in this state on or after July 1, 1974, who fails to
8 file reports required by this Act shall not maintain
9 any action in this state upon any contract made by the
10 person in this state unless prior to making such con-
11 tract the person shall file all reports required by
12 this Act. This prohibition shall also apply to any
13 assignee of such person and to any person claiming
14 under such assignee of such person or under either
15 of them. In addition, failure by persons to file a
16 required report, or the willful filing of false infor-
17 mation, shall constitute a misdemeanor.

Senator Riley asked and received unanimous consent to withdraw amendment S—2971.

Senator Heying offered amendment S—3012 to amendment S—2887, moved its adoption and requested a roll call:

S—3012

1 Amend the Kelly-Tieden amendment S—2887 to House
2 File 1360, page 1, by striking lines 5 through 20
3 and inserting in lieu thereof the following:
4 1. All individually-owned farms and all
5 corporations, domestic or foreign, of the following
6 sizes:
7 a. one thousand acres or more; or
8 b. five hundred feeder cattle or more; or
9 c. one thousand hogs or more; or
10 d. five hundred thousand layer hens or more; or
11 e. two hundred fifty dairy cows or more; or
12 f. one thousand sheep or more; shall, on or
13 before June 15, 1975 and”.

On the question “Shall amendment S—3012 to amendment S—2887 be adopted?” (H.F. 1360) the vote was:

Rule 24 was invoked.

Ayes, 13:

Coleman	Lamborn	Plymat	Shaff
Curtis	Miller of	Rodgers	Taylor
Heying	Marshall	Scott	Van Gilst
Hultman	Nolin		

Nays, 31:

Andersen	Griffin	Miller of	Riley
Bergman	Hansen	Des Moines	Robinson
Blouin	Hill	Milligan	Schaben
Briles	Junkins	Nystrom	Schwieger
Burroughs	Kelly	Palmer	Shaw
Gallagher	Kennedy	Potter	Tieden
Glenn	Kinley	Priebe	Willits
Gluba	McCartney	Ramsey	Winkelman

Absent or not voting, 6:

DeKoster	Murray	Rabedeaux	Schwengels
Doderer	Orr		

Amendment S—3012 to amendment S—2887 lost.

Senator Kelly moved the adoption of amendment S—2887 as amended.

Roll call was requested.

On the question “Shall amendment S—2887 as amended be adopted?” (H.F. 1360) the vote was:

Rule 24 was invoked.

Ayes, 22:

Andersen	Glenn	Kinley	Robinson
Blouin	Gluba	Miller of	Schaben
Briles	Griffin	Des Moines	Shaw
Coleman	Junkins	Palmer	Tieden
Doderer	Kelly	Priebe	Willits
Gallagher	Kennedy	Riley	

Nays, 22:

Bergman	Hultman	Nolin	Scott
Burroughs	Lamborn	Nystrom	Shaff
Curtis	McCartney	Plymat	Taylor
Hansen	Miller of	Ramsey	Van Gilst
Heying	Marshall	Schwengels	Winkelman
Hill	Milligan	Schwieger	

Absent or not voting, 6:

DeKoster	Orr	Rabedeaux	Rodgers
Murray	Potter		

Amendment S—2887 as amended lost.

Senator Miller of Marshall offered amendment S—2915 by Senators Miller of Marshall, et al.:

S—2915

1 Amend House File 1360 as amended and passed by

2 the House as follows:

3 1. By striking everything after the enacting
4 clause and inserting in lieu thereof the following:

5 Section 1. *NEW SUBSECTION. DEFINITIONS.* For the

6 purposes of this Act "family farm corporation" means
7 a corporation founded for the purpose of farming and
8 the ownership of agricultural land in which the
9 majority of the voting stock is held by and the
10 majority of the stockholders are members of a family
11 related to each other within the third degree of
12 kindred according to the rules of the civil law, and
13 at least one of whose stockholders is a person re-
14 siding on or actively operating the farm, and none
15 of whose stockholders are corporations, however a
16 family farm corporation shall not cease to qualify
17 as a family farm corporation by reason of any devise
18 or bequest of shares of voting stock.

19 Sec. 2. *NEW SECTION. REPORTS.* Every corporation
20 engaging in farming or proposing to commence farming
21 in this state on or after July 1, 1974, except family
22 farm corporations, shall file with the secretary of
23 state, within thirty days, a report containing the
24 following information:

25 1. The name of the corporation and its place of
26 incorporation.

Page 2

1 2. The acreage and location listed by section,
2 township and county of each lot or parcel of land in
3 this state owned or leased by the corporation, and
4 used for the growing of crops or the feeding of
5 poultry or livestock.

6 3. The address of the registered office of the
7 corporation in this state, the name and address of
8 its registered agent in this state and, in the case
9 of a foreign corporation, the address of its princi-
10 pal office in its place of incorporation.

11 4. The names and addresses of the officers and
12 the members of the board of directors of the corpora-
13 tion.

14 5. The amount of livestock owned or contracted
15 for, and the amount of grain or vegetables grown.

16 Sec. 3. *NEW SECTION. FILING REPORT.* Every

17 corporation, except family farm corporations, en-
18 gaged in farming in this state, shall prior to April
19 fifteenth of each year, file with the secretary of
20 state a report containing the information required
21 in section two (2) of this Act based on its opera-
22 tions in the preceding calendar year and its status
23 at the end of such year.

24 Sec. 4. *NEW SECTION. PENALTIES.* Failure by
25 the proper officers of a corporation to file a re-

Page 3

1 quired report, or the willful filing of false in-
2 formation, shall constitute a misdemeanor.

- 3 2 Amend the title, page 1, by striking all
 4 after the word "Act" and inserting in lieu thereof
 5 the following: "relating to reporting of nonfamily
 6 corporate farms to the secretary of state and
 7 providing a penalty."

Senator Riley offered amendment S—2972 to amendment S—2915 filed by him and moved its adoption:

S—2972

- 1 Amend the Miller of Marshall, et al., amendment S—2915
 2 to House File 1360, as amended and passed by the House
 3 as follows:
 4 1. Page 2, line 24 by striking the word "Failure"
 5 and inserting in lieu thereof the words "Every person
 6 engaging in farming or proposing to commence farming
 7 in this state on or after July 1, 1974, who fails to
 8 file reports required by this Act shall not maintain
 9 any action in this state upon any contract made by the
 10 person in this state unless prior to making such con-
 11 tract the person shall file all reports required by
 12 this Act. This prohibition shall also apply to any
 13 assignee of such person and to any person claiming
 14 under such assignee of such person or under either of
 15 them. In addition, failure".

Amendment S—2972 to amendment S—2915 lost.

Senator Winkelman offered amendment S—3014 to amendment S—2915 and moved its adoption:

S—3014

- 1 Amend the Miller of Marshall, et al., amendment S—2915
 2 to House File 1360, page 1, line 14 by inserting after
 3 the word "farm" the words "and who owns at least
 4 twenty percent of the voting stock".

Amendment S—3014 to amendment S—2915 lost.

Senator Heying moved that House File 1360 be referred to the committee on natural resources.

The motion lost.

On motion of Senator Miller of Marshall, amendment S—2915 was adopted.

The Chair ruled amendment S—2759 by Senator Heying and amendment S—2772 by Senator Riley out of order with the adoption of amendment S—2915.

Senator Miller of Marshall moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1360) the vote was:

Ayes, 44:

Andersen	Hansen	Milligan	Schaben
Bergman	Hill	Nystrom	Schwengels
Blouin	Hultman	Palmer	Schwieger
Briles	Junkins	Plymat	Scott
Burroughs	Kelly	Potter	Shaff
Coleman	Kennedy	Priebe	Shaw
Curtis	Kinley	Rabedeaux	Taylor
Doderer	Lamborn	Ramsey	Tieden
Gallagher	Miller of	Riley	Van Gilst
Glenn	Des Moines	Robinson	Willits
Gluba	Miller of	Rodgers	Winkelman
Griffin	Marshall		

Nays, 3:

Heying	McCartney	Nolin
--------	-----------	-------

Absent or not voting, 3:

DeKoster	Murray	Orr
----------	--------	-----

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

Senator Miller of Marshall asked unanimous consent that House File 1360 be immediately messaged to the House.

Objection was raised.

Senator Miller of Marshall moved that House File 1360 be immediately messaged to the House.

Roll call was requested.

On the question "Shall the motion to immediately message be adopted?" (H.F. 1360) the vote was:

Ayes, 37:

Andersen	Gluba	Milligan	Rodgers
Bergman	Hansen	Nystrom	Schwengels
Blouin	Hultman	Palmer	Schwieger
Briles	Junkins	Plymat	Scott
Burroughs	Kelly	Potter	Shaff
Coleman	Kennedy	Priebe	Shaw
Curtis	Kinley	Ramsey	Tieden
Doderer	Lamborn	Riley	Willits
Gallagher	Miller of	Robinson	Winkelman
Glenn	Marshall		

Nays, 8:

Heying	Nolin	Rabedeaux
--------	-------	-----------

Absent or not voting, 10:

DeKoster	McCartney	Murray	Taylor
Griffin	Miller of	Orr	Van Gilst
Hill	Des Moines	Schaben	

The motion prevailed and House File 1360 was immediately messaged to the House.

WITHDRAWN

Senator Miller of Marshall asked and received unanimous consent that Senate File 1288 be withdrawn from further consideration of the Senate.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1222, a bill for an act relating to the establishment of an energy policy council with emergency powers.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1362, a bill for an act making an appropriation from general fund to state comptroller to carry out a coal mine research project within the state.

Also: That the Speaker of the House has appointed, on the part of the House, as members of the conference committee on House File 1491, a bill for an act to establish a state historical department with a division of history and archives, the Representative from Crawford, Mr. Crabb, chairman; the Representative from Madison, Mr. Bortell; the Representative from Chickasaw, Mr. Griffee; the Representative from Johnson, Mr. Hargrave; and the Representative from Pottawattamie, Mr. Schroeder.

WILLIAM H. HARBOR, Chief Clerk

On motion of Senator Lamborn, the Senate recessed until 7:10 p.m.

EVENING SESSION

The Senate reconvened, Senator Glenn presiding.

QUORUM CALL

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

Present, 27:

Andersen	Hill	Miller of	Ramsey
Blouin	Hultman	Marshall	Riley
Briles	Junkins	Milligan	Schwengels
Burroughs	Kelly	Murray	Schwieger
Doderer	Kennedy	Nystrom	Van Gilst
Glenn	Kinley	Plymat	Willits
Gluba	Lamborn	Rabedaux	Winkelman

Absent, 23:

Bergman	Hansen	Orr	Schaben
Coleman	Heying	Palmer	Scott
Curtis	McCartney	Potter	Shaff
DeKoster	Miller of	Priebe	Shaw
Gallagher	Des Moines	Robinson	Taylor
Griffin	Nolin	Rodgers	Tieden

Roll call revealed a quorum present.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 1493.

House File 1493

On motion of Senator Kelly, House File 1493, a bill for an act to legalize the proceedings of the town of Buffalo, also known as the city of Buffalo, in Scott County, Iowa, whereby the issuance, sale, and delivery of sewer bonds were authorized, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Kelly moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1493) the vote was:

Ayes, 36:

Andersen	Hill	Murray	Rodgers
Blouin	Hultman	Nystrom	Schwengels
Briles	Junkins	Palmer	Schwieger
Burroughs	Kelly	Plymat	Shaff
Coleman	Kennedy	Potter	Shaw
Curtis	Kinley	Priebe	Tieden
Doderer	Lamborn	Rabedeaux	Van Gilst
Gallagher	Miller of	Ramsey	Willits
Glenn	Marshall	Riley	Winkelman
Gluba			

Nays, none.

Absent or not voting, 14:

Bergman	Heying	Milligan	Schaben
DeKoster	McCartney	Nolin	Scott
Griffin	Miller of	Orr	Taylor
Hansen	Des Moines	Robinson	

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

Senator Lamborn asked and received unanimous consent to take up out of order House File 1495.

House File 1495

On motion of Senator Kelly, House File 1495, a bill for an act to legalize the proceedings of the town of Buffalo, also known as the city of Buffalo, in Scott County, Iowa, whereby the issuance, sale and delivery of water revenue bonds were authorized, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Kelly moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1495) the vote was:

Ayes, 36:

Andersen	Heying	Murray	Rodgers
Blouin	Hill	Nystrom	Schwengels
Briles	Hultman	Palmer	Shaff
Burroughs	Junkins	Plymat	Shaw
Coleman	Kelly	Potter	Tieden
Curtis	Kennedy	Priebe	Van Gilst
Doderer	Kinley	Rabedeaux	Willits
Gallagher	Lamborn	Ramsey	Winkelman
Glenn	Miller of	Riley	
Gluba	Marshall		

Nays, none.

Absent or not voting, 14:

Bergman	McCartney	Nolin	Schwieger
DeKoster	Miller of	Orr	Scott
Griffin	Des Moines	Robinson	Taylor
Hansen	Milligan	Schaben	

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

Senator Lamborn asked and received unanimous consent to take up for consideration House File 1494.

House File 1494

On motion of Senator Gallagher, House File 1494, a bill for an act legalizing the transfer of certain property by the joint county system of Black Hawk and Buchanan Counties, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Gallagher moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1494) the vote was:

Ayes, 38:

Andersen	Hill	Milligan	Robinson
Blouin	Hultman	Murray	Rodgers
Briles	Junkins	Nystrom	Schwengels
Burroughs	Kelly	Palmer	Shaff
Coleman	Kennedy	Plymat	Shaw
Curtis	Kinley	Potter	Tieden
Gallagher	Lamborn	Priebe	Van Gilst
Glenn	McCartney	Rabedeaux	Willits
Gluba	Miller of	Ramsey	Winkelman
Hansen	Marshall	Riley	

Nays, 1:

Heying

Absent or not voting, 11:

Bergman	Griffin	Nolin	Schwieger
DeKoster	Miller of	Orr	Scott
Doderer	Des Moines	Schaben	Taylor

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

Senator Lamborn asked and received unanimous consent to take up for consideration House File 1249.

House File 1249

On motion of Senator McCartney, House File 1249, a bill for an act relating to the investments of life insurance companies and to life insurance standard valuation and nonforfeiture laws, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator McCartney moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1249) the vote was:

Ayes, 46:

Andersen	Hansen	Miller of	Riley
Bergman	Heying	Marshall	Robinson
Blouin	Hill	Milligan	Rodgers
Briles	Hultman	Murray	Schwengels
Burroughs	Junkins	Nolin	Scott
Coleman	Kelly	Nystrom	Shaff
Curtis	Kennedy	Palmer	Shaw
Doderer	Kinley	Plymat	Taylor
Gallagher	Lamborn	Potter	Tieden
Glenn	McCartney	Priebe	Van Gilst
Gluba	Miller of	Rabedeaux	Willits
Griffin	Des Moines	Ramsey	Winkelman

Nays, none.

Absent or not voting, 4:

DeKoster	Orr	Schaben	Schwieger
----------	-----	---------	-----------

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

HOUSE AMENDMENTS CONSIDERED
SENATE REFUSED TO CONCUR

Senate File 1222

Senator Hultman called up for consideration Senate File 1222, a bill for an act relating to the establishment of an energy policy council with emergency powers and making an appropriation, amended by the House, and moved that the Senate refuse to concur in the following amendments:

- 1 Amend Senate File 1222, as amended, passed and
2 reprinted by the Senate, as follows:
3 1. By striking everything after the enacting
4 clause and inserting in lieu thereof the following:
5 Section 1. DEFINITIONS. As used in this Act,
6 unless the context otherwise requires:
7 1. "Council" means the energy policy council
8 established in section two (2) of this Act.
9 2. "Energy" or "energy sources" means gasoline,
10 fuel oil, natural gas, propane, coal, special fuels,
11 and electricity.
12 3. "Supplier" means any person engaged in the
13 business of selling, importing, storing, or generating
14 energy sources in Iowa.
15 4. "Director" means the director of civil defense.
16 Sec. 2. ESTABLISHMENT. There is established an
17 energy policy council which shall consist of thirteen an
18 members. Two members shall be appointed by the
19 president of the senate from the membership of the
20 senate with no more than one member being appointed
21 from the same political party. Two members shall be
22 appointed by the speaker of the house of representatives
23 from the members of the house with no more than one
24 member being appointed from the same political party.
25 The governor shall appoint five members who shall be

Page 2

- 1 reasonably knowledgeable in the field of energy.
2 Not more than three of the governor's appointees
3 shall be of the same political party. They shall be
4 subject to confirmation by two-thirds of the member-
5 ship of the senate. The state geologist, the sec-
6 retary of agriculture, the chairman of the Iowa state
7 commerce commission and the executive director of
8 environmental quality shall serve as ex officio non-
9 voting members of the council.
10 Sec. 3. PERSONNEL. The director of civil defense
11 shall serve as the director of energy policy to carry
12 out duties assigned to him by the council or duties
13 assigned to him by the governor pursuant to a proclama-

14 tion of emergency issued under the provisions of sec-
15 tion eight (8) of this Act. The personnel necessary
16 for the director to carry out his duties under this
17 Act shall be employed whenever possible through a pro-
18 gram of interchange pursuant to chapter twenty-eight D
19 (28D) of the Code, but the director may, if necessary,
20 employ additional technical, professional, secretarial
21 and clerical staff. For purposes of this Act, employees
22 participating in an exchange of personnel pursuant to
23 chapter twenty-eight D (28D) of the Code shall be con-
24 sidered to be on detail to regular work assignments of
25 the sending agency. The additional technical, profes-

Page 3

1 sional, secretarial and clerical staff employed by the
2 director under the authority granted to him under this
3 section shall be considered employees of the state, but
4 shall be exempt from the merit system established by
5 chapter nineteen A (19A) of the Code.

6 Sec. 4. MEETINGS. The council shall organize
7 within ten days following the effective date of this
8 Act by electing one of its members to serve as chair-
9 man and one to serve as vice chairman. The council
10 shall establish procedures and requirements with respect
11 to quorum, place and conduct of meetings and may pro-
12 vide for the establishment of an executive committee
13 selected from among the voting members of the council
14 to supervise the administrative duties assigned to
15 the director.

16 Sec. 5. COMPENSATION AND EXPENSES. Council
17 members who are not employees of the state shall
18 receive a per diem at the rate of forty dollars for
19 each day devoted to council business and all members
20 shall be reimbursed for actual expenses incurred in
21 carrying out their duties as members of the council.

22 Sec. 6. VACANCIES. Vacancies in the membership
23 of the council shall be filled in the manner of
24 original appointment. A vacancy shall occur when a
25 legislative member ceases to be a member of the general

Page 4

1 assembly.

2 Sec. 7. DUTIES OF THE COUNCIL. The council shall:

3 1. Annually prepare a state policy for the develop-
4 ment, utilization, and conservation of all energy
5 sources in the state and submit the same to the gov-
6 ernor and the general assembly by January fifteenth
7 of each year. The council shall evaluate the future
8 energy needs of Iowa. This study shall include, but
9 is not limited to:

10 a. the historical use and distribution of energy
11 in Iowa,

12 b. determining the growth rate of energy con-
13 sumption in Iowa,

14 c. projecting Iowa's energy needs at least ten
15 years in the future,

16 d. determining the impact of meeting these needs
 17 on the economy of the state,
 18 e. determining the impact of meeting these needs
 19 on the environment of the state, and
 20 f. evaluating alternative sources and uses of
 21 energy.
 22 The council shall serve as policy advisor to the
 23 governor on all energy matters.
 24 2. The council shall exchange information with
 25 other states on energy and especially on the allocation

Page 5

1 of fuel and shall request all information necessary to
 2 determine the reasonableness of any reduction of Iowa's
 3 fuel allocation.
 4 3. Establish a central depository within the
 5 state for energy data. The council may require a
 6 supplier to provide information pertaining to the
 7 supply, storage, distribution and sale of energy
 8 sources in this state. The information shall be
 9 furnished on a periodic basis, shall be of a nature
 10 which directly relates to the supply, storage,
 11 distribution and sale of energy sources, and shall
 12 not include any records, documents, books, or other
 13 data which relate to the financial position of the
 14 supplier. Provided the council, prior to requiring
 15 any supplier to furnish it with such information,
 16 shall make every reasonable effort to determine if
 17 the same is available from any other governmental
 18 source. If it finds such information is available,
 19 the council shall not require submission of the same
 20 from a supplier. Notwithstanding the provisions of
 21 chapter sixty-eight A (68A) of the Code, information
 22 and reports obtained under this section shall be
 23 confidential except when used for statistical
 24 purposes without identifying a specific supplier and
 25 when release of the information will not give an

Page 6

1 advantage to competitors and serves a public purpose.
 2 The council may subpoena witnesses, administer
 3 oaths, and require the production of records, books,
 4 and documents for examination in order to obtain
 5 information required to be submitted under this
 6 section. In case of failure or refusal on the part
 7 of any person to comply with a subpoena issued by the
 8 council, or in case of the refusal of any witness to
 9 testify as to any matter regarding which he may be
 10 interrogated under this Act, the district court, upon
 11 the application of the council, may order the person
 12 to show cause why the person should not be held in
 13 contempt for failure to testify or comply with a
 14 subpoena, and may order the person to produce the
 15 records, books, and documents for examination, and to
 16 give his testimony. The courts may punish for
 17 contempt as in the case of disobedience to a like

18 subpoena issued by the court, or for refusal to testify.
19 4. On at least a quarterly basis submit to the
20 governor and the general assembly, and to each member
21 of the senate and the house of representatives and
22 the legislative council when the general assembly is
23 not in session, a report identifying trends relating
24 to energy supply, demand, and conservation and making
25 recommendations to the governor and the general

Page 7

1 assembly for additional action in accordance with the
2 report. The council shall include in its report the
3 amount, price, and disposition of the fuel contracted
4 for each month pursuant to subsection nine (9) of
5 this section and the name of the supplier of the fuel.
6 5. Review, propose and recommend legislation
7 relating to the development and use of energy in this
8 state.

9 6. Develop and recommend public education and
10 communication programs in energy conservation.

11 7. When necessary to carry out its duties under
12 this Act, enter into contracts with state agencies
13 and other qualified contractors.

14 8. Receive and accept grants made available for
15 programs relating to duties of the council under this
16 Act.

17 9. Allocate state-owned or operated energy
18 supplies to those determined to be in need. In the
19 performance of this duty the director
20 may, with the approval of the council, contract with
21 fuel suppliers for the purpose of establishing a state-
22 owned emergency fuel reserve and may cooperate with
23 the federal government in implementing federally-
24 mandated allocation and rationing programs for
25 refined petroleum products.

Page 8

1 10. Promulgate rules necessary to carry out the
2 provisions of this Act, subject to review in accord-
3 ance with chapter seventeen A (17A) of the Code.
4 Before a proposed rule is submitted to the depart-
5 mental rules review committee, a public hearing shall
6 be held in regard to the rule, and members of the
7 departmental rules review committee shall be notified
8 of the hearing as required in section seventeen A
9 point sixteen (17A.16) of the Code. Rules promul-
10 gated by the governor pursuant to a proclamation
11 issued under the provisions of section eight (8) of
12 this Act shall not be subject to review or a public
13 hearing as required in this subsection.

14 **Sec. 8. EMERGENCY POWERS.** If the council by
15 resolution determines the health, safety, or welfare
16 of the people of this state is threatened by an
17 actual or impending acute shortage of usable energy,
18 it shall transmit the resolution to the governor
19 together with its recommendation on the declaration

20 of an emergency by the governor and recommended
 21 actions, if any, to be undertaken. Within thirty
 22 days of the date of the resolution, the governor may
 23 issue a proclamation of emergency which shall be
 24 filed with the secretary of state. The proclamation
 25 shall state the facts relied upon and the reasons

Page 9

1 for the proclamation.
 2 Pursuant to the proclamation of an emergency,
 3 the governor by executive order may:
 4 1. Regulate the operating hours of energy con-
 5 suming instrumentalities of state government, politi-
 6 cal subdivisions, private institutions and business
 7 facilities to the extent the regulation is not
 8 hazardous or detrimental to the health, safety, or
 9 welfare of the people of this state. However, the
 10 governor shall have no authority to suspend, amend
 11 or nullify any service being provided by a public
 12 utility pursuant to an order or rule of a federal
 13 agency which has jurisdiction over the public utility.
 14 2. Establish a system for the distribution and
 15 supply of energy. The system shall not include a
 16 coupon rationing program, unless the program is
 17 federally mandated.
 18 3. Curtail public and private transportation
 19 utilizing energy sources. Curtailment may include
 20 measures designed to promote the use of car pools
 21 and mass transit systems.
 22 4. Delegate any administrative authority vested
 23 in him to the council or the director.
 24 5. Provide for the temporary transfer of direc-
 25 tors, personnel, or functions of state departments

Page 10

1 and agencies, for the purpose of performing or
 2 facilitating emergency measures pursuant to subsec-
 3 tions one (1) and two (2) of this section.
 4 If the general assembly is in session, it may
 5 **revoke by concurrent resolution any proclamation of**
 6 **emergency issued by the governor. If the general**
 7 **assembly is not in session, the proclamation of emer-**
 8 **gency by the governor may be revoked by a majority**
 9 **vote of the standing membership of the legislative**
 10 **council. Such revocation shall be effective upon**
 11 **receipt of notice of the revocation by the secretary**
 12 **of state and any functions being performed pursuant**
 13 **to the governor's proclamation shall cease immediately.**
 14 **Sec. 9. This Act is repealed effective June 30,**
 15 **1977.**
 16 **Sec. 10 This Act, being deemed of immediate im-**
 17 **portance, shall take effect and be in force from and**
 18 **after its publication in the Citizen Herald, a news-**
 19 **paper published in Jesup, Iowa, and in The Red Oak**
 20 **Express, a newspaper published in Red Oak, Iowa.**
 21 **2. Amend the title, page 1, line 2, by striking the**

22 words "with emergency powers and making an appropriation"
 23 and inserting in lieu thereof the words "and granting
 24 certain emergency powers to the governor".

The motion prevailed and the Senate refused to concur in the House amendment to **Senate File 1222**.

HOUSE AMENDMENTS CONSIDERED

Senate File 1362

Senator Milligan called up for consideration Senate File 1362, a bill for an act making an appropriation from the general fund of the state to the state comptroller to carry out a coal mine research project within the state, amended by the House, and moved that the Senate concur in the following amendments:

- 1 Amend Senate File 1362, as passed by the senate and
- 2 reprinted as follows:
- 3 1. Page 2, line 20, by inserting after the period the
- 4 sentence "Iowa state university of science and technology
- 5 shall not discriminate on the basis of age or professional
- 6 standing in the employment of personnel to carry out this
- 7 project, but shall seek to employ persons qualified in coal
- 8 technology."
- 9 2. Page 2, line 26 by striking the words "but not be
- 10 limited to".
- 11 3. Page 1, line 2, by striking the words "the state
- 12 comptroller to carry out a coal mine" and inserting in lieu
- 13 thereof the words "Iowa state university of science and
- 14 technology to carry out a coal".

The motion prevailed and the Senate concurred in the House amendments.

Senator Milligan moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1362) the vote was:

Ayes, 34:

Andersen	Hansen	Murray	Schwengels
Bergman	Hill	Nolin	Scott
Blouin	Hultman	Nystrom	Shaff
Briles	Kelly	Plymat	Taylor
Burroughs	Lamborn	Potter	Tieden
Coleman	McCartney	Priebe	Van Gilst
Curtis	Miller of	Rabedeaux	Willits
Glenn	Marshall	Ramsey	Winkelman
Griffin	Milligan	Riley	

Nays, 11:

Gallagher
Gluba
Heying

Junkins
Kennedy
Kinley

Miller of
Des Moines
Palmer

Robinson
Rodgers
Shaw

Absent or not voting, 5:

DeKoster
Doderer

Orr

Schaben

Schwieger

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

POINT OF PERSONAL PRIVILEGE

Senator Shaw rose on a point of personal privilege to pay tribute to Senator Riley who will retire after serving in the Senate during the Sixty-first, Sixty-second, Sixty-fourth and Sixty-fifth General Assemblies and in the House of Representatives during the Fifty-ninth, Sixtieth and Sixtieth Extraordinary General Assemblies.

The Senate honored the Senator with a standing ovation.

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

H. F. 1238 Natural resources

H. F. 1347 Appropriations

H. F. 1504 Appropriations

REPORTS OF COMMITTEES

Senator DeKoster submitted the following reports:

MR. PRESIDENT: Your committee on appropriations, to which was referred **House File 1503**, a bill for an act to create a stabilization fund and making an appropriation therefor, begs leave to report it has had the same under consideration and recommends the same **do pass**.

LUCAS J. DEKOSTER, Chairman

Ordered passed on file.

Also:

MR. PRESIDENT: Your committee on appropriations, to which was referred **House File 1504**, a bill for an act setting the salary rate for directors of divisions of the state historical department and to make an appropriation, begs leave to report it has had the same under consideration and recommends the same **be amended as follows; and when so amended the bill do pass**:

S—3011

- 1 Amend House File 1504 as passed by the House,
- 2 page 2, line 10, by striking the figure "16,000"
- 3 and inserting in lieu thereof the figure "14,000".

LUCAS J. DEKOSTER, Chairman

Ordered passed on file.

Senator McCartney submitted the following report:

MR. PRESIDENT: Your committee on commerce, to which was referred **House File 1003**, a bill for an act to impose penalties for failure of interstate carriers to register interstate commerce commission authority with the Iowa commerce commission, begs leave to report it has had the same under consideration and recommends the same **do pass**.

RALPH F. McCARTNEY, Chairman

Ordered passed on file.

Senator Milligan submitted the following report:

MR. PRESIDENT: Your committee on natural resources, to which was referred **House File 1449**, a bill for an act relating to special deer hunting licenses, begs leave to report it has had the same under consideration and recommends the same **do pass**.

GEORGE MILLIGAN, Chairman

Ordered passed on file.

Senator Shaff submitted the following report:

MR. PRESIDENT: Your committee on ways and means, to which was referred **House File 1116**, a bill for an act to require publication of corrections to delinquent tax lists which are published, begs leave to report it has had the same under consideration and recommends the same **do pass**.

ROGER J. SHAFF, Chairman

Ordered passed on file.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up for immediate consideration House File 1503.

House File 1503

On motion of Senator Shaff, House File 1503, a bill for an act to create a stabilization fund and making an appropriation therefor, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Hill offered amendment S—2975 filed by him:

S—2975

- 1 Amend House File 1503 as follows:
- 2 1. Page 3, line 17, by inserting after the comma
- 3 the words "to pay interest as it becomes due on out-

4 standing bonds issued pursuant to chapters two hun-
5 dred sixty-two A (262A) and two hundred sixty-three
6 A (263A) and to retire such bonds as they become
7 due.”.

8 2. Page 3, line 20, after the word “except” in-
9 sert the words “as provided in this Act and except”.

10 3. Page 3, line 27, after the period insert
11 the following: “There is appropriated from the
12 stabilization fund such sums that will be sufficient
13 to pay the interest as it becomes due on outstand-
14 ing bonds issued pursuant to chapters two hundred
15 sixty-two A (262A) and two hundred sixty-three A
16 (263A) of the Code for projects authorized by Sen-
17 ate Concurrent Resolutions forty-four (44) and
18 forty-five (45) of the Sixty-third General Assembly
19 and Senate Concurrent Resolutions thirty-two (32)
20 and thirty-three (33) of the Sixty-fourth General
21 Assembly and to retire such bonds as they become
22 due.”

23 4. Page 3, after line 27 insert the following
24 section:

25 “Sec. Chapters two hundred sixty-two A

Page 2

1 (262A) and two hundred sixty-three A (263A), Code
2 1973, are repealed. In no event shall the repeal
3 of chapters two hundred sixty-two A (262A) and two
4 hundred sixty-three A (263A) affect any obligations
5 incurred while such chapters and the Acts which
6 created them were in effect.”

7 5. Page 1, line 2, after the word “therefor”
8 insert the words “and relating to certain financial
9 obligations of the board of regents”.

Senator Hansen raised the point of order that amendment S—2975 was not germane to the bill.

The Chair ruled the point well taken and amendment S—2975 out of order.

DEFERRED

Senator Kennedy moved that further action on **House File 1503** be **deferred** and that the bill **retain its place on the calendar**, which motion prevailed.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has passed the following bill in which the concurrence of the House was asked:

Senate File 354, a bill for an act relating to property unlawfully placed on public or private property.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1200, a bill for an act relating to the campaign disclosure-income tax check-off law.

Also: That the House has adopted the conference committee report and amendments contained therein and repassed the following bill in which the concurrence of the House was asked:

Senate File 1325, a bill for an act appropriating from the general fund of the state to the state historical society for capital improvements.

Also: That the House has receded from its amendment to, and repassed Senate File 1331, a bill for an act to appropriate to the department of public safety for construction of three public safety district office headquarters.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1333, a bill for an act relating to obstructions on public highways, establishing procedures for removal of obstructions.

Also: That the House has concurred in the Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 343, a bill for an act relating to the implied consent test for alcohol.

Also: That the House has passed the following bill in which the concurrence of the Senate is asked:

House File 1351, a bill for an act relating to the movement of oversized mobile homes in this state.

Also: That the House has concurred in the Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 1380, a bill for an act relating to the method by which state agencies appoint persons from a merit system eligible list.

Also: That the House has refused to concur in the Senate amendment to the following bill in which the concurrence of the House was asked:

House File 1411, a bill for an act relating to authority of the department of social services to provide state supplementary payments to certain persons.

Also: That the House has adopted the conference committee report and amendments contained therein and repassed the following bill in which the concurrence of the Senate is asked:

House File 1491, a bill for an act to establish a state historical department with a division of history and archives.

WILLIAM H. HARBOR, Chief Clerk

HOUSE MESSAGE CONSIDERED

House File 1351, a bill for an act relating to the movement of oversized mobile homes in this state.

Read first time and **passed on file.**

ADOPTION OF CONFERENCE COMMITTEE REPORT

Senate File 1399

Senator Hultman submitted the following report of the conference committee on Senate File 1399 and moved its adoption:

REPORT OF THE CONFERENCE COMMITTEE
ON SENATE FILE 1399

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to consider the difference between the Senate and the House of Representatives on Senate File 1399, a bill for an Act to make an appropriation from the general fund of the state to the state conservation commission for capital improvements, respectfully make the following recommendations:

1. That the Senate recedes from its amendment to the House amendment to Senate File 1399 as passed by the Senate.

2. That the House recedes from its amendment to Senate File 1399 as passed by the Senate.

3. That Senate File 1399, as passed by the Senate, be amended as follows:

a. Page 2, line 3, by striking the words "seven million seven hundred fifty thousand (7,750,000)" and inserting in lieu thereof the words "seven million nine hundred thousand (7,900,000)".

b. Page 2, line 24, by inserting after the word "capitals" the words "including the construction of a silt basin and other improvements at Millcreek State Park".

c. Page 2, line 31, by striking the numbers "550,000" and inserting in lieu thereof the numbers "600,000".

d. Page 3, line 26, by inserting after the word "dredging" the words "and an additional one hundred thousand (100,000) dollars shall be used to contract for an independent study of the feasibility and economics of dredging all lakes especially including Black Hawk Lake, Blue Lake, Silver Lake, and Five Isand Lake".

On the Part of the Senate:

CALVIN O. HULTMAN, Chairman
HILARIUS L. HEYING
GEORGE R. KINLEY
RICHARD R. RAMSEY
DALE L. TIEDEN

On the Part of the House:

RICHARD W. WELDEN, Chairman
DONALD D. AVENSON
DENNIS L. FREEMAN
INGWER L. HANSEN
RICHARD J. NORPEL, SR.

The motion prevailed and the conference committee report and the recommendations and amendments contained therein were adopted.

Senator Hultman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1399) the vote was:

Ayes, 40:

Andersen	Heying	Miller of	Rodgers
Bergman	Hultman	Marshall	Schwengels
Blouin	Junkins	Milligan	Scott
Briles	Kelly	Murray	Shaff
Burroughs	Kennedy	Nystrom	Shaw
Curtis	Kinley	Palmer	Taylor
Gallagher	Lamborn	Potter	Tieden
Glenn	McCartney	Priebe	Van Gilst
Gluba	Miller of	Rabedeaux	Willits
Griffin	Des Moines	Ramsey	Winkelman
Hansen		Riley	

Nays, 1:

Nolin

Absent or not voting, 9:

Coleman	Hill	Plymat	Schaben
DeKoster	Orr	Robinson	Schwieger
Doderer			

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

CONSIDERATION OF BILLS

Senator Potter asked and received unanimous consent to take up out of order House File 1042.

House File 1042

On motion of Senator Nystrom, House File 1042, a bill for an act relating to escort vehicles, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Tieden withdrew amendment S—2993 filed by Senators Priebe and Tieden on May 2, 1974, and found on page 1926 of the Senate Journal.

Senator Tieden offered amendment S—2995 filed by him and moved its adoption:

S—2995

- 1 Amend House File 1042, by inserting after line 17
- 2 the following section:
- 3 Sec. Section three hundred twenty-one E
- 4 point fourteen (321E.14), Code 1973, is amended to
- 5 read as follows:
- 6 321E.14 FEES FOR PERMITS. The commission or
- 7 local authorities issuing such permits shall charge
- 8 a fee of ten dollars for an annual permit and a fee

9 of five dollars for a single-trip permit. Fees for
 10 the movement of buildings, parts of buildings, or
 11 unusual vehicles or loads may be increased to cover
 12 the costs of inspections by the issuing authority.
 13 A fee not to exceed [sixty] *eighty* dollars per ten-
 14 hour day or prorated fraction thereof per man and
 15 car for escort service may be charged when requested
 16 or when required under this chapter. Proration of
 17 escort fees between state and local authorities
 18 when more than one governmental authority provides
 19 or is required to provide escort for a movement
 20 during the period of a day shall be determined by
 21 rule under section 321E.15. The commission and
 22 local authorities may charge any permit applicant
 23 for the cost of trimming trees and removal and
 24 replacement of natural obstructions or official
 25 signs and signals or other public or private property
 26 required to be removed during the movement of a
 27 **vehicle and load.**

Amendment S—2995 was adopted.

Senator Tieden withdrew amendment S—2991 filed by him on May 2, 1974, and found on page 1926.

Senator Nystrom moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 1042) the vote was:

Ayes, 44:

Andersen	Hill	Milligan	Robinson
Bergman	Hultman	Murray	Rodgers
Blouin	Junkins	Nolin	Schwengels
Briles	Kelly	Nystrom	Scott
Burroughs	Kennedy	Palmer	Shaff
Coleman	Kinley	Plymat	Shaw
Curtis	Lamborn	Potter	Taylor
Gallagher	McCartney	Priebe	Tieden
Glenn	Miller of	Rabedeaux	Van Gilst
Gluba	Des Moines	Ramsey	Willits
Griffin	Miller of	Riley	Winkelman
Hansen	Marshall		

Nays, none.

Absent or not voting, 6:

DeKoster	Heying	Schaben	Schwieger
Doderer	Orr		

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

ADOPTION OF CONFERENCE COMMITTEE REPORT

House File 1491

Senator Shaw submitted the following report of the conference committee on House File 1491 and moved its adoption:

REPORT OF THE CONFERENCE COMMITTEE
ON HOUSE FILE 1491

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House of Representatives on House File 1491, a bill for an act to establish a state historical department with a division of historical museum and archives, a division of the state historical society, and a division of historic preservation, to prescribe powers and duties, and to establish a trust fund for life memberships in the state historical society, and to make an appropriation, respectfully submit the following recommendations:

That the Senate amendment to House File 1491 be amended by inserting after line 11 the following amendment:

.... Page 5, by inserting after line 12 the following subsection and renumbering the remaining subsection:

13. May periodically loan historical articles and artifacts, such as the silver tea service of General Grenville Dodge, owned or in the possession of the state of Iowa and on display or under the control of the state historical board for display at suitable locations within the state. A policy shall be determined and regulations adopted by the state historical board which establishes standards for the preservation, protection and security of the articles and artifacts. Suitable recognition of the loan shall be displayed and security safeguards, package, and freight shall be at the expense of the recipient of the loaned items.

That the House concur in the Senate amendment to House File 1491, as amended.

On the part of the Senate:
ELIZABETH SHAW, Chairman
GENE W. GLENN
JAMES W. GRIFFIN, SR.
JOHN S. MURRAY
NORMAN RODGERS

On the part of the House:
FRANK CRABB, Chairman
GLEN E. BORTELL
WILLIAM B. GRIFFEE
WILLIAM J. HARGRAVE
LAVERNE W. SCHROEDER

The motion prevailed and the conference committee report and the recommendation and amendment contained therein were adopted.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1491) the vote was:

Ayes, 40:

Andersen	Hill	Murray	Rodgers
Bergman	Hultman	Nystrom	Schwengels
Blouin	Junkins	Palmer	Scott
Briles	Kelly	Plymat	Shaff
Burroughs	Kennedy	Potter	Shaw
Curtis	Kinley	Priebe	Taylor
Glenn	Miller of	Rabedeaux	Tieden
Gluba	Des Moines	Ramsey	Van Gilst
Griffin	Miller of	Riley	Willits
Hansen	Marshall	Robinson	Winkelman
Heying	Milligan		

Nays, 1:

Nolin

Absent or not voting, 9:

Coleman	Gallagher	McCartney	Schaben
DeKoster	Lamborn	Orr	Schwieger
Doderer			

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

CONSIDERATION OF BILLS

Senator Potter asked and received unanimous consent to take up for immediate consideration House File 1504.

House File 1504

On motion of Senator Shaw, House File 1504, a bill for an act setting the salary rate for directors of divisions of the state historical department and to make an appropriation, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Shaw offered amendment S—3011 by the committee on appropriations and moved its adoption:

S—3011

- 1 Amend House File 1504 as passed by the House,
- 2 page 2, line 10, by striking the figure "16,000"
- 3 and inserting in lieu thereof the figure "14,000".

Amendment S—3011 was adopted.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1504) the vote was:

Ayes, 38:

Andersen	Heying	Milligan	Robinson
Bergman	Hill	Murray	Rodgers
Blouin	Hultman	Nolin	Schwengels
Briles	Junkins	Nystrom	Scott
Burroughs	Kelly	Plymat	Shaw
Curtis	Kinley	Potter	Taylor
Doderer	Miller of	Priebe	Van Gilst
Gallagher	Des Moines	Rabedeaux	Willits
Glenn	Miller of	Ramsey	Winkelman
Griffin	Marshall	Riley	
Hansen			

Nays, 3:

Gluba	Kennedy	Tieden
-------	---------	--------

Absent or not voting, 9:

Coleman	McCartney	Palmer	Schwieger
DeKoster	Orr	Schaben	Shaff
Lamborn			

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

SENATE RECEDES

House File 1411

Senator Murray called up for consideration House File 1411, a bill for an act relating to authority of the department of social services to provide state supplementary cash payments to certain persons, revising the state medical assistance act, relating to claims for medical assistance, and providing a penalty, amended by the Senate, and moved that the Senate recede from its amendment.

The motion prevailed and the Senate receded from its amendment.

Senator Murray moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1411) the vote was:

Ayes, 42:

Andersen	Hansen	Miller of	Potter
Bergman	Heying	Des Moines	Priebe
Blouin	Hill	Miller of	Ramsey
Burroughs	Hultman	Marshall	Riley
Curtis	Junkins	Milligan	Robinson
Doderer	Kelly	Murray	Rodgers
Gallagher	Kennedy	Nolin	Schwengels
Glenn	Kinley	Nystrom	Schwieger
Gluba	Lamborn	Palmer	Scott
Griffin		Plymat	Shaw

Taylor	Van Gilst	Willits	Winkelman
Tieden			

Nays, none.

Absent or not voting, 8:

Briles	DeKoster	Orr	Schaben
Coleman	McCartney	Rabedeaux	Shaff

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

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 1490.

House File 1490

On motion of Senator Van Gilst, House File 1490, a bill for an act relating to the collection and disposition of fines and forfeited bail in actions based upon municipal ordinance, and providing clerical assistance to judicial officers to simplify collections by and dispositions from district court, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Van Gilst offered amendment S—2966 by the committee on ways and means and moved its adoption:

S—2966

- 1 Amend House File 1490, as amended and passed by the
- 2 House as follows:
- 3 1. Page 2, line 15, by striking “[ninety] *seventy*”
- 4 and inserting in lieu thereof “*ninety*”.
- 5 2. Page 2, lines 21 and 22, by striking “[ten] *thirty*” and
- 6 inserting in lieu thereof “*ten*”.
- 7 3. Page 3, line 10, by striking “*thirty*” and inserting in
- 8 lieu thereof “*ten*”.
- 9 4 Page 3, line 33, by striking “[ten] *thirty*” and inserting
- 10 in lieu thereof “*ten*”.

Amendment S—2966 was adopted.

The Chair ruled amendment S—2904 out of order with the adoption of amendment S—2966.

Senator Van Gilst moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 1490) the vote was:

Ayes, 44:

Andersen	Hultman	Murray	Rodgers
Bergman	Junkins	Nolin	Schwengels
Blouin	Kelly	Nystrom	Schwieger
Burroughs	Kennedy	Palmer	Scott
Curtis	Kinley	Plymat	Shaff
Gallagher	Lamborn	Potter	Shaw
Glenn	McCartney	Priebe	Taylor
Gluba	Miller of	Rabedeaux	Tieden
Griffin	Des Moines	Ramsey	Van Gilst
Hansen	Miller of	Riley	Willits
Heying	Marshall	Robinson	Winkelman
Hill	Milligan		

Nays, none.

Absent or not voting, 6:

Briles	DeKoster	Orr	Schaben
Coleman	Doderer		

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

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has insisted on its amendments to Senate File 1222, a bill for an act relating to the establishment of an energy policy council with emergency powers and making an appropriation, and requests a conference committee:

Conferees on the part of the House are: The Representative from Hardin, Mr. Welden, chairman; the Representative from Marshall, Mr. Brockett; the Representative from Webster, Mr. Cochran; the Representative from Scott, Mr. Cusack; and the Representative from Clinton, Mr. Oakley.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1369, a bill for an act to legalize the proceedings of the board of supervisors of Cerro Gordo County.

Also: That the House has concurred in the Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 4, a bill for an act relating to qualifications of civil service employees.

WILLIAM H. HARBOR, Chief Clerk

CONFERENCE COMMITTEE APPOINTED

On request of President Neu, the Chair announced the appointment of the following conference committee on Senate File 1222 on the part of the Senate: Senators Milligan, Chairman; Rabedeaux, Bergman, Hultman and Gallagher.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up for consideration House File 1470.

House File 1470

On motion of Senator Riley, House File 1470, a bill for an act relating to the Iowa district court, and the administration, funding, personnel and procedures thereof, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Kelly offered amendment S—2836 filed by Senator DeKoster:

S—2836

1 Amend House File 1470, as amended, passed and re-

2 printed by the House, as follows:

3 1. Page 2, by inserting before line 1 the follow-

4 ing section:

5 Section Section two A point four (2A.4),

6 Code 1973, is amended to read as follows:

7 2A.4 MEETINGS—DUTIES. The commission shall elect

8 its own chairman from among its membership and shall

9 meet on the call of the chairman to review compensa-

10 tion and expenses received by members of the general

11 assembly and salaries of the other elective state offi-

12 cials. The commission shall review compensation and

13 expenses paid to members of the general assembly and

14 salaries paid to other elective state officials, and

15 [constitutional] judicial officers, and shall review

16 compensation, expenses, and salaries paid for compar-

17 able positions in other states, the federal govern-

18 ment, and private enterprise. Based on such review

19 and other factors deemed relevant, the commission

20 shall make its determination as to compensation and

21 expense levels for members of the general assembly

22 and as to salary levels for other elective state offi-

23 cials to be recommended to the governor and the mem-

24 bers of the general assembly. No later than February

25 1, 1973, and each two years thereafter, the commission

Page 2

1 shall report to the governor and to the general

2 assembly its recommendations for compensation and

3 expenses for members of the general assembly and for

4 salaries for other elective state officials.

5 2. By renumbering sections and correcting internal

6 references in conformity with this amendment.

Senator Kelly offered amendment S—2998 to amendment S—2836 filed by Senator DeKoster and moved its adoption:

S—2998

1 Amend the DeKoster amendment S—2836 to House File

2 1470, page 1, line 15, by inserting after the
3 word "[constitutional]" the word "statutory".

Amendment S—2998 to amendment S—2836 was adopted.

On motion of Senator Kelly, amendment S—2836 as amended was adopted.

Senator Nolin offered amendment S—2827 filed by him and moved its adoption:

S—2827

1 Amend House File 1470 as follows:

2 1. Page 4, by inserting after line 23 the follow-
3 ing new subsection:

4 2. *APPLICATIONS. The appointing commission for*
5 *each county shall prescribe the content of an appli-*
6 *cation for an appointment pursuant to this section.*
7 *The commission shall publicize in at least two*
8 *publications in the official county newspaper, notice*
9 *of any vacancy to be filled. For a minimum of fifteen*
10 *days prior to any appointment, the commission shall*
11 *accept applications, and shall make available during*
12 *that period of time any printed application forms the*
13 *commission may, in its discretion, prescribe.*

14 2. By renumbering subsections in conformity with
15 this amendment.

Amendment S—2827 was adopted.

Senator Riley offered amendment S—2997 filed by Senators Riley and Kinley and moved its adoption:

S—2997

1 Amend House File 1470, as amended, passed and reprinted
2 by the House, as follows:

3 1. Page 8A, line 12 by striking the words "ninety-
4 one" and inserting in lieu thereof the words "[ninety-
5 one] ninety-three":

6 2. Page 26A, by inserting after line 16, the following
7 new paragraphs as part of section forty-three (43):

8 Notwithstanding paragraph one (1) of this section
9 the number of judicial magistrates allotted to Linn
10 County for appointment in 1974 shall be five, and the
11 number of judicial magistrates allotted to Polk county
12 for appointment in 1974 shall be seven. The judicial
13 magistrate appointing commissions of those respective
14 counties shall reconvene prior to July 1, 1974, and make
15 the appointments necessary to comply with this Act.
16 Appointments shall be for one year terms, and the
17 allotments of judicial magistrates to apportionment
18 by the court administrator in January 1975 shall be
19 five for Linn County and seven for Polk County.

20 In any county where the judicial magistrate ap-
21 pointing commission, pursuant to section six hundred

22 two point fifty (602.50) of the Code, made a number of
 23 appointments of judicial magistrates in 1974 which
 24 number is inconsistent with the number of magistrates
 25 permitted by this section, the judicial magistrate

Page 2

1 appointing commission for that county is authorized
 2 and directed to reconvene prior to July 1, 1974, and
 3 appoint the number permitted by this section. For the
 4 purpose of this paragraph, such a nominating commission
 5 is authorized to declare prior appointments made in
 6 1974 void.

Roll call was requested.

On the question "Shall amendment S—2997 be adopted?"
 (H.F. 1470) the vote was:

Ayes, 38:

Andersen	Hansen	Miller of	Robinson
Bergman	Hultman	Marshall	Rodgers
Blouin	Junkins	Milligan	Schaben
Burroughs	Kelly	Murray	Schwengels
Coleman	Kennedy	Nolin	Schwieger
Curtis	Kinley	Palmer	Scott
Gallagher	Lamborn	Plymat	Shaw
Glenn	McCartney	Potter	Tieden
Gluba	Miller of	Rabedeaux	Van Gilst
Griffin	Des Moines	Riley	Willits

Nays, 6:

Hill	Priebe	Taylor	Winkelman
Nystrom	Ramsey		

Absent or not voting, 6:

Briles	Doderer	Orr	Shaff
DeKoster	Heying		

Amendment S—2997 was adopted.

Senator Riley offered amendment S—3005 and moved its
 adoption:

S—3005

1 Amend House File 1470, as amended, passed and reprinted
 2 by the House, as follows:
 3 1. Page 14, line 22 by striking the word "answer"
 4 and inserting in lieu thereof the word "appearance".
 5 2. Page 14, line 23 by striking the word "answer"
 6 and inserting in lieu thereof the word "appearance".

Amendment S—3005 was adopted.

Senator Shaw offered amendment S—2978 filed by Senator
 Shaw and moved its adoption:

S—2978

1 Amend House File 1470, as amended, passed and
 2 reprinted by the House, page 21A, by inserting after

3 line 34 the following paragraph:
4 If the record, in the opinion of the district
5 judge is inadequate for the purpose of rendering a
6 judgment on appeal, the district judge may order that
7 additional evidence be presented before him relative
8 to one or more issues, and may enter any other order
9 which may be necessary to protect the rights of the
10 parties. The district judge shall take minutes of
11 any additional evidence, but the hearing shall not
12 be reported by a certified court reporter.

Amendment S—2978 was adopted.

Senator Gallagher offered amendment S—2821 filed by him and moved its adoption:

S—2821

1 Amend House File 1470, as amended, passed and re-
2 printed by the House, as follows:
3 1. Page 23, by striking lines 10 and 11 and inserting
4 in lieu thereof the following:
5 "2. *COLLECTION BOXES.*
6 a. *The chief judge of the district court may*
7 *permit the maintenance of locked collection boxes to*
8 *be*".
9 2. Page 23, by adding the following after line 20:
10 "b. *The chief judge of the district may permit*
11 *the maintenance of locked collection boxes to be*
12 *carried by peace officers in official vehicles. Such*
13 *boxes shall be used solely for the collection of fines*
14 *and costs or the deposits authorized to be mailed to*
15 *the court pursuant to paragraphs a and b of subsection*
16 *three (3) of section seven hundred fifty-three point*
17 *sixteen (753.16) of the Code. The collection boxes*
18 *shall remain locked at all times and shall be opened*
19 *only by the clerk of the district court or his desig-*
20 *nee. The chief judge of the district may prescribe*
21 *procedures for the system and may discontinue its use*
22 *if necessary.*"

Amendment S—2821 lost.

Senator Riley moved to reconsider the vote by which amendment S—3005 was adopted.

The motion prevailed and amendment S—3005 was taken up for reconsideration.

Senator Riley withdrew amendment S—3005.

Senator Riley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1470) the vote was:

Ayes, 42:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schaben
Blouin	Junkins	Nolin	Schwengels
Burroughs	Kelly	Nystrom	Schwieger
Coleman	Kennedy	Palmer	Scott
Curtis	Kinley	Plymat	Shaw
Doderer	Lamborn	Potter	Taylor
Gallagher	Miller of	Priebe	Tieden
Glenn	Des Moines	Rabedeaux	Van Gilst
Gluba	Miller of	Riley	Willits
Griffin	Marshall	Robinson	
Hansen			

Nays, 3:

Hultman	Ramsey	Winkelman
---------	--------	-----------

Absent or not voting, 5:

Briles	McCartney	Orr	Shaff
DeKoster			

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

Senator Riley asked and received unanimous consent that House File 1470 be immediately messaged to the House, which request was complied with.

HOUSE AMENDMENTS CONSIDERED

Senate File 1402

Senator Shaw called up for consideration Senate File 1402, a bill for an act making an appropriation for the purpose of improving liquor warehousing operations, was taken up for consideration, amended by the House, and moved that the Senate concur in the following amendments:

- 1 Amend Senate File 1402 as follows:
- 2 By striking everything after the enacting clause and
- 3 inserting in lieu thereof the following:
- 4 Section 1. There is appropriated from the general fund
- 5 of the state to the Iowa beer and liquor control department
- 6 the sum of one million five hundred thousand (1,500,000)
- 7 dollars, or so much thereof as may be necessary, to be used
- 8 for expansion and development of the warehouse facilities
- 9 at Camp Dodge, Iowa. The development of the warehouse
- 10 facilities shall include the installation of an automated
- 11 conveyor system.
- 12 Sec. 2. The Iowa beer and liquor control department shall
- 13 determine the feasibility of establishing and locating ware-
- 14 houses in other large population centers of the state and
- 15 make a report regarding such feasibility to the committees
- 16 on appropriation of the general assembly meeting in the year
- 17 1975.

18 Sec. 3. Unencumbered funds appropriated by this Act
 19 remaining on June 30, 1976 shall revert to the general
 20 fund on August 31, 1976.

Roll call was requested.

On the question "Shall the Senate concur in the House amendment?" (S.F. 1402) the vote was:

Rule 24 was invoked.

Ayes, 13:

Andersen	Griffin	Potter	Schaben
Blouin	Hultman	Rabedeaux	Schwieger
Coleman	Milligan	Riley	Shaw
Glenn			

Nays, 29:

Bergman	Kelly	Nolin	Schwengels
Burroughs	Kinley	Nystrom	Scott
Curtis	McCartney	Palmer	Taylor
Gallagher	Miller of	Plymat	Tieden
Hansen	Des Moines	Priebe	Van Gilst
Heying	Miller of	Ramsey	Willits
Hill	Marshall	Robinson	Winkelman
Junkins	Murray	Rodgers	

Absent or not voting, 8:

Briles	Doderer	Kennedy	Orr
DeKoster	Gluba	Lamborn	Shaff

The motion lost and the Senate refused to concur in the House amendment to Senate File 1402.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1093, a bill for an act relating to statutory provisions affecting the legal treatment of male and female persons.

Also: That the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1312, a bill for an act relating to the department of environmental quality.

Also: That the House has concurred in the Senate amendment to and re-passed the following bill in which the concurrence of the House was asked:

House File 1042, a bill for an act relating to escort vehicles.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE FILE 1093

1 Amend Senate File 1093, as passed by the Senate

2 and reprinted, as follows:

3 1. Page 20A, by striking all of lines 10 through
4 21.

5 2. Page 33, by inserting after line 17 the follow-
6 ing sections:

7 Sec. There is appropriated from the general
8 fund of the state for the fiscal year beginning July
9 1, 1974 and ending June 30, 1975, to the board of barber
10 examiners, the sum of five thousand (5,000) dollars, or
11 so much thereof as may be necessary, and to the board
12 of cosmetology examiners, the sum of five thousand
13 (5,000) dollars, or so much thereof as may be neces-
14 sary, to be used by the two examining boards for per
15 diem and expenses of board members and not more than
16 three additional persons appointed by each board
17 for joint meetings held for the purpose of making
18 recommendations to the Sixty-sixth General Assembly,
19 1975 Session, regarding changes in the cosmetology
20 and barbering laws, including but not limited to
21 the establishment of a joint license for the practice
22 of barbering and cosmetology, the establishment of
23 a joint board, the scope of practice of barbers and
24 cosmetologists, and licensing and educational qualifi-
25 cations Any funds not expended under this section

Page 2

1 shall revert to the general fund of the state on
2 September 30, 1975.

3 Sec. Notwithstanding any other provision of
4 law, any licensed cosmetologist under chapter one
5 hundred fifty-seven (157) of the Code may practice
6 barbering as defined in chapter one hundred fifty-
7 eight (158) of the Code until June 30, 1975. Notwith-
8 standing any other provision of law, any licensed
9 barber and registered barber apprentice under chapter
10 one hundred fifty-eight (158) of the Code may practice
11 cosmetology as defined in chapter one hundred fifty-
12 seven (157) of the Code until June 30, 1975. The
13 provisions of this section shall expire June 30, 1975.

14 Sec. Effective July 1, 1975, chapters one
15 hundred fifty-seven (157) and one hundred fifty-eight
16 (158), Code 1973, are repealed.

17 Sec. This Act, being deemed of immediate
18 importance, shall take effect and be in force from
19 and after its publication in the Muscatine Journal,
20 a newspaper published in Muscatine, Iowa, and in the
21 Cedar Rapids Gazette, a newspaper published in
22 Cedar Rapids, Iowa.

23 3. By renumbering sections as necessary.

24 4. Amend the title, page 1, line 2, by inserting
25 after the word "persons" the words "and to make an

Page 3

1 appropriation".

HOUSE AMENDMENT TO SENATE FILE 1312

- 1 Amend Senate File 1312, as amended and passed by
 2 the Senate, as follows:
 3 1. By striking everything after the enacting clause
 4 and inserting in lieu thereof the following:
 5 Section 1. There is appropriated from the general
 6 fund of the state to the department of environmental
 7 quality for the fiscal year commencing July 1, 1974,
 8 and ending June 30, 1975, the sum of thirty-one thousand
 9 (31,000) dollars, or so much thereof as may be necessary
 10 to be used for the salaries, support, maintenance and
 11 miscellaneous expenses of personnel for the water
 12 supply program.
 13 2. Amend the title on page 1 by striking everything
 14 after the word "Act" and all of lines 2 and 3, and
 15 inserting in lieu thereof the words "to make an
 16 appropriation from the general fund of the state to
 17 the department of environmental quality for the water
 18 supply program."

CONSIDERATION OF BILLS

Senator Potter asked and received unanimous consent to take up out of order Senate File 1406.

Senate File 1406

On motion of Senator Hansen, Senate File 1406, a bill for an act relating to the date of election of members of the boards of directors of area education agencies and the date on which the boards commence functioning, was taken up for consideration.

Senator Hansen moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1406) the vote was:

Ayes, 44:

Andersen	Hansen	Milligan	Rodgers
Bergman	Heying	Nolin	Schaben
Blouin	Hill	Nystrom	Schwengels
Briles	Hultman	Palmer	Schwieger
Burroughs	Junkins	Plymat	Scott
Coleman	Kelly	Potter	Shaw
Curtis	Kinley	Priebe	Taylor
Doderer	McCartney	Rabedeaux	Tieden
Gallagher	Miller of	Ramsey	Van Gilst
Glenn	Des Moines	Riley	Willits
Gluba	Miller of	Robinson	Winkelman
Griffin	Marshall		

Nays, none

Absent or not voting, 6:

DeKoster
Kennedy

Lamborn
Murray

Orr

Shaff

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

Senator Hansen asked and received unanimous consent that **Senate File 1406** be **immediately messaged** to the House, which request was complied with.

Senator Potter asked and received unanimous consent to take up out of order House File 753.

House File 753

On motion of Senator Shaw, House File 753, a bill for an act relating to confidential communications with certified guidance counselors, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Riley offered amendment S—3015 and moved its adoption:

S—3015

- 1 Amend House File 753, as passed by the House, by
- 2 striking everying after the enacting clause and
- 3 inserting in lieu thereof the following:
- 4 Section 1. Section six hundred twenty-two point
- 5 ten (622.10), Code 1973 is amended by adding the
- 6 following new unnumbered paragraph:
- 7 *NEW UNNUMBERED PARAGRAPH.* No qualified school
- 8 guidance counselor, who has met the certification and
- 9 approval standards of the department of public
- 10 instruction as provided in section two hundred fifty-
- 11 seven point twenty-five (257.25), subsection nine
- 12 (9) of the Code, who obtains information by reason
- 13 of his employment as a qualified school guidance
- 14 counselor shall be allowed, in giving testimony,
- 15 to disclose any confidential communications properly
- 16 entrusted to him by a pupil or his parent or
- 17 guardian in his capacity as a qualified school
- 18 guidance counselor and necessary and proper to
- 19 enable him to perform his duties as a qualified
- 20 school guidance counselor.

Amendment S—3015 was adopted.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 753) the vote was:

Ayes, 41:

Andersen	Griffin	Miller of	Priebe
Bergman	Hansen	Des Moines	Rabedaux
Blouin	Heying	Miller of	Riley
Briles	Hill	Marshall	Rodgers
Burroughs	Junkins	Milligan	Schwieger
Coleman	Kelly	Murray	Scott
DeKoster	Kennedy	Nolin	Shaw
Doderer	Kinley	Nystrom	Tieden
Gallagher	Lamborn	Palmer	Van Gilst
Glenn	McCartney	Plymat	Willits
Gluba		Potter	Winkelman

Nays, 4:

Curtis	Ramsey	Schwengels	Taylor
--------	--------	------------	--------

Absent or not voting, 5:

Hultman	Robinson	Schaben	Shaff
Orr			

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

Senator Shaw asked and received unanimous consent that **House File 753** be immediately messaged to the House, which request was complied with.

President Neu took the chair at 12:06 a.m., Saturday, May 4, 1974.

SENATE CONCURRENT RESOLUTION 144

By Van Gilst (Ewing)

1 *Whereas*, Many children do not have an opportunity to
 2 prove their ability or receive proper care and attention; and
 3 *Whereas*, Children often do not have the same advantages
 4 and opportunities for growth and development; and
 5 *Whereas*, The Jerry Rabner Memorial Ranch at Fort Dodge,
 6 Iowa, has provided social service, psychiatric attention,
 7 doctor care, and other important services to boys; and
 8 *Whereas*, The Central States Boys Farm Foundation of
 9 Oskaloosa, Iowa, is attempting to provide similar services
 10 to boys; *Now Therefore*,
 11 *Be It Resolved by the Senate, the House Concurring*, That
 12 the Sixty-fifth General Assembly, 1974 Session, commends the
 13 work of the Central State Boys Farm Foundation and its efforts
 14 to provide boys with growth and development opportunities and
 15 an environment in which personal achievement can be enhanced, and
 16 *Be It Further Resolved*, That the General Assembly en-
 17 courages and recommends that both private and public contri-
 18 butions be made to the Central States Boys Farm Foundation
 19 to help further this worthwhile effort.

SENATE CONCURRENT RESOLUTION 145

By Gluba, Lamborn, Schaben, Briles, Willits, Schwieger,
Gallagher, McCartney, Winkelman, Palmer, Tieden,
Junkins, Nolin, Griffin, Rodgers, Riley, Kinley,
Kennedy, Priebe, Doderer, Potter, Glenn,
Miller of Des Moines, Milligan, Heying,
Ramsey, Murray, Taylor, Hill, Blouin,
Hansen, Robinson, Nystrom, Bergman,
Schwengels, Burroughs, Plymat,
Van Gilst, Kelly and Orr

- 1 *Whereas*, the Bureau of the Census of the United States De-
2 partment of Commerce estimates that the elderly in Iowa (per-
3 sons over sixty-five years of age) comprise 12.4 percent of the
4 total population of Iowa, or approximately 350,300 persons; and
5 *Whereas*, this compares to a national percentage of elderly
6 of 9.6 percent, making Iowa's percentage of elderly the second
7 highest in the nation; and
8 *Whereas*, the Bureau of the Census of the United States De-
9 partment of Commerce estimates that the physically handicapped
10 in Iowa (persons under sixty-five years of age) comprise 5.3
11 percent of the total population of Iowa, or approximately
12 150,000 persons; and
13 *Whereas*, disproportional numbers of elderly in Iowa reside
14 in rural areas as a result of urban trends; and
15 *Whereas*, rural sections of the State of Iowa having a high
16 percentage of elderly also have a shortage of medical personnel
17 and health care facilities available to serve the elderly; and
18 *Whereas*, twenty-five percent of all Iowans over sixty-five
19 years of age are classified as poor; and
20 *Whereas*, sixty-four percent of Iowa farmers between the ages
21 of sixty-five through sixty-nine earn less than four thousand
22 dollars annually and their income continues to decrease with
23 age; and
24 *Whereas*, many of the elderly in Iowa are the victims of in-
25 flation as a result of an inadequate fixed income; and
26 *Whereas*, as a result of a combination of a fixed income and
27 high property taxes, many elderly are forced to give up family
28 residences or no longer maintain their physical property, and
29 others are forced into institutional settings; and
30 *Whereas*, families of physically handicapped persons who are

Page 2

- 1 unable to properly care for such persons place them in institutional
2 settings, accommodating primarily elderly and terminally ill per-
3 sons; and
4 *Whereas*, many of these institutional facilities for the aging
5 in Iowa are overcrowded, have long waiting lists, and are not in
6 compliance with rules and regulations setting minimum standards
7 for health care facilities; and
8 *Whereas*, as a result of this overcrowding, the emotional,
9 spiritual, therapeutic, and rehabilitative needs of many elderly
10 and physically handicapped persons have been neglected; and
11 *Whereas*, health care costs are prohibitive for the majority
12 of the elderly on fixed incomes and for the physically handicapped
13 whose income comes primarily from government grants; and

14 *Whereas*, long-range projections show that the numbers of elderly
15 and physically handicapped persons in the State of Iowa will con-
16 tinue to increase; and

17 *Whereas*, the State of Iowa acknowledges its responsibility to
18 care for its elderly and physically handicapped people in keep-
19 ing with the dictates of social justice; *Now Therefore*,

20 *Be It Resolved by the Senate, the House Concurring*, That the
21 legislative council be authorized to create a study committee, as
22 provided by law, which committee shall include members of the
23 General Assembly and nonlegislative members knowledgeable of the
24 problems of the elderly in Iowa, to look into the quality of life
25 of Iowa's elderly and physically handicapped citizens and to de-
26 velop, in cooperation with existing governmental agencies, new and
27 more realistic approaches to coping with the problems besetting
28 the elderly and physically handicapped in Iowa; and

29 *Be It Further Resolved*, That the study committee look into such
30 matters as developing ways to encourage and make it possible for
31 Iowa's elderly citizens to maintain themselves in their own homes
32 or living quarters, with a minimum of community services, so
33 long as they desire or until such time as it becomes physically
34 or mentally impossible for them to do so and to encourage and
35 make it possible for Iowa's physically handicapped to purchase

Page 3

1 the necessary services and housing facilities to maintain in-
2 dependent living as long as they desire or until such time as
3 it becomes physically impossible for them to do so; and

4 *Be It Further Resolved*, That the study committee develop:

5 1. A system for developing a network of facilities which
6 would include such things as group homes, custodial homes, and
7 foster homes.

8 2. A funding model for the seven levels of care which are
9 described in Chapter 135C.

10 3. A model for the evaluation and monitoring of the quality
11 of care and services provided by these facilities; and

12 *Be It Further Resolved*, That the study consider the possible
13 need of developing a master plan for the creation and encourage-
14 ment of more housing and health care facilities for the elderly
15 and physically handicapped, including but not limited to, re-
16 tirement homes, custodial homes, nursing homes, and extended
17 health care facilities and supportive community services; and

18 *Be It Further Resolved*, That a report of the study shall be
19 prepared and submitted to the legislative council and the members
20 of the Sixty-sixth General Assembly meeting in the year 1975,
21 and shall be accompanied by legislative bill drafts to carry
22 out the recommendations of the committee.

SENATE CONCURRENT RESOLUTION 146

By Kelly, Griffin, Van Gilst, and Gluba
(Freeman and Den Herder)

1 *Whereas*, the State of Iowa does not now have a School of
2 Optometry, nor does the state financially support optometric
3 education at any of the optometric schools in other states; and

4 *Whereas*, the Federal government has cut drastically direct

5 Federal support for optometric education and building funds
6 for optometric schools; and

7 *Whereas*, optometrists provide over seventy-five percent of
8 the vision care for the people of Iowa and nationwide; and

9 *Whereas*, other states not having their own optometric
10 schools are already purchasing positions in the entering
11 classes at the existing schools of optometry or establishing
12 new schools; and

13 *Whereas*, there will be an even greater need for optometrists
14 in Iowa in the future as studies indicate the largest percentage
15 of optometrists in Iowa are fifty-three years of age and that
16 seventy percent of the presently practicing optometrists are
17 over forty-five years of age; and

18 *Whereas*, the demand for optometric services is ever increas-
19 ing; *Now Therefore*,

20 *Be It Resolved by the Senate, the House Concurring*, That
21 the Legislative Council establish an interim study committee
22 as provided by law to review the optometric manpower situa-
23 tion in the state and to study the possible need for state
24 funding for optometric education in the future.

SENATE CONCURRENT RESOLUTION 147

By Gluba

1 *Whereas*, cities use special assessments to finance
2 the construction of streets and sewers within their cor-
3 porate limits; and

4 *Whereas*, these special assessments are becoming in-
5 creasingly costly because of increased costs in the con-
6 struction of streets and sewers; and

7 *Whereas*, these increased costs are imposing a financial
8 burden upon elderly and low-income homeowners; and

9 *Whereas*, the concept of taxing homeowners for street
10 and sewer improvements is an antiquated concept going
11 back to medieval times; and

12 *Whereas*, street and sewer improvements are used by
13 the general public and the burden of financing these
14 improvements should be borne by all members of the pub-
15 lic; *Now Therefore*,

16 *Be It Resolved by the Senate, the House Concurring*,
17 That the legislative council establish a study committee,
18 as provided by law, which shall consist of legislative
19 members representing both houses of the general assembly
20 and representing both political parties to the feasi-
21 bility of financing public improvements without the use
22 of special assessments; and

23 *Be It Further Resolved*, That the study committee shall
24 submit its report, including necessary bill drafts to
25 implement its recommendations to the legislative council
26 and the 1975 Session of the Sixty-sixth General Assembly.

COMMUNICATION FROM THE SECRETARY OF STATE

Mr. Ralph R. Brown
 Secretary of the Senate
 State Capitol Building
 Des Moines, Iowa 50319

I hereby certify that Senate File 1107 was published in The Record, Cedar Falls, Iowa, May 1, 1974, and in the Hampton Times, Hampton, Iowa, April 30, 1974.

I further certify that Senate File 1334 was published in the Clinton Herald, Clinton, Iowa, April 24, 1974, and in the Onawa Democrat, Onawa, Iowa, April 25, 1974.

I further certify that House File 1399 was published in the Muscatine Journal, Muscatine, Iowa, April 25, 1974, and in the West Des Moines Express, West Des Moines, Iowa, April 25, 1974.

I further certify that House File 1444 was published in the Iowa City Press-Citizen, Iowa City, Iowa, April 27, 1974, and in The Denison Bulletin, Denison, Iowa, April 23, 1974.

Respectfully submitted,
 MELVIN D. SYNHORST
 Secretary of State

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 162, establishment of salary schedule and structure for officers and employees of the General Assembly.

WILLIAM H HARBOR, Chief Clerk

HOUSE CONCURRENT RESOLUTION 162

By Millen, Fisher of Greene, Hill and Cochran

1 *Whereas*, Section two point eleven (2.11) of the Code provides
 2 that "The compensation of the chaplains, officers and employees of
 3 the general assembly shall be fixed by joint action of the house
 4 and senate by resolution at the opening of each session, or as
 5 soon thereafter as conveniently can be done."; and

6 *Whereas*, the compensation of the joint employees of the
 7 Sixty-fifth General Assembly was fixed by Senate Concurrent
 8 Resolution 6 and the compensation of the chaplains, officers and
 9 employees of the Sixty-fifth General Assembly was fixed by
 10 Senate Concurrent Resolution 7, duly adopted by the 1973 Regular
 11 Session of the Sixty-fifth General Assembly; and

12 *Whereas*, House Concurrent Resolution 13, duly adopted by the
 13 1973 Regular Session of the Sixty-fifth General Assembly, directed
 14 the President of the Senate and the Speaker of the House to
 15 appoint a committee to review the salary schedule and structure
 16 for officers and employees of the General Assembly; and

17 *Whereas*, said committee, after analyzing and studying the
 18 salary schedule and structure, has concluded its work; *Now*

19 *Therefore*,

20 *Be It Resolved by the House, the Senate Concurring, That*
 21 *Senate Concurrent Resolution 6 and Senate Concurrent Resolution*
 22 *7 be superseded and that the compensation of the officers and*
 23 *employees of the 1974 Regular Session of the Sixty-fifth General*
 24 *Assembly be set, retroactive to January 14, 1974, in accordance*
 25 *with the pay grades and steps established in the following*
 26 *salary schedule:*

IOWA GENERAL ASSEMBLY									
SALARY SCHEDULE									
	Step	Step	Step						
	A	B	C	D	E	F	G	H	
29 Grade 5									
30 Annually	4068	4260	4452	4656	4872	5100	5340	5604	5604
32 Monthly	339	355	371	388	406	425	445	467	467
33 Grade 6									
34 Annually	4260	4452	4656	4872	5100	5340	5604	5856	5856
35 Monthly	355	371	388	406	425	445	467	488	488
36 Grade 7									
37 Annually	4452	4656	4872	5100	5340	5604	5856	6120	6120
38 Monthly	371	388	406	425	445	467	488	510	510
39 Grade 8									
40 Annually	4656	4872	5100	5340	5604	5856	6120	6408	6408
41 Monthly	388	406	425	445	467	488	510	534	534
42 Grade 9									
43 Annually	4872	5100	5340	5604	5856	6120	6408	6696	6696
44 Monthly	406	425	445	467	488	510	534	558	558
45 Grade 10									
46 Annually	5100	5340	5604	5856	6120	6408	6696	7008	7008
47 Monthly	425	445	467	488	510	534	558	584	584
48 Grade 11									
49 Annually	5340	5604	5856	6120	6408	6696	7008	7320	7320
50 Monthly	445	467	488	510	534	558	584	610	610
51	Step	Step	Step						
52 Grade 12	A	B	C	D	E	F	G	H	
53 Annually	5604	5856	6120	6408	6696	7008	7320	7668	7668
54 Monthly	467	488	510	534	558	584	610	639	639
55 Grade 13									
56 Annually	5856	6120	6408	6696	7008	7320	7668	8028	8028
57 Monthly	488	510	534	558	584	610	639	669	669
58 Grade 14									
59 Annually	6120	6408	6696	7008	7320	7668	8028	8412	8412
60 Monthly	510	534	558	584	610	639	669	701	701
61 Grade 15									
62 Annually	6408	6696	7008	7320	7668	8028	8412	8808	8808
63 Monthly	534	558	584	610	639	669	701	734	734
64 Grade 16									
65 Annually	6696	7008	7320	7668	8028	8412	8808	9228	9228
66 Monthly	558	584	610	639	669	701	734	769	769
67 Grade 17									
68 Annually	7008	7320	7668	8028	8412	8808	9228	9660	9660
69 Monthly	584	610	639	669	701	734	769	805	805
70 Grade 18									
71 Annually	7320	7668	8028	8412	8808	9228	9660	10128	10128
72 Monthly	610	639	669	701	734	769	805	844	844
73 Grade 19									
74 Annually	7668	8028	8412	8808	9228	9660	10128	10608	10608

75	Monthly	639	669	701	734	769	805	844	884
76		Step							
77	Grade 20	A	B	C	D	E	F	G	H
78	Annually	8028	8412	8808	9228	9660	10128	10608	10980
79	Monthly	669	701	734	769	805	844	884	915
80	Grade 21								
81	Annually	8412	8808	9228	9660	10128	10608	10980	11532
82	Monthly	701	734	769	805	844	884	915	961
83	Grade 22								
84	Annually	8808	9228	9660	10128	10608	10980	11532	12108
85	Monthly	734	769	805	844	884	915	961	1009
86	Grade 23								
87	Annually	9228	9660	10128	10608	10980	11532	12108	12708
88	Monthly	769	805	844	884	915	961	1009	1059
89	Grade 24								
90	Annually	9660	10128	10608	10980	11532	12108	12708	13344
91	Monthly	805	844	884	915	961	1009	1059	1112
92	Grade 25								
93	Annually	10128	10608	10980	11532	12108	12708	13344	14004
94	Monthly	844	884	915	961	1009	1059	1112	1167
95	Grade 26								
96	Annually	10608	10980	11532	12108	12708	13344	14004	14712
97	Monthly	884	915	961	1009	1059	1112	1167	1226
98	Grade 27								
99	Annually	10980	11532	12108	12708	13344	14004	14712	15456
100	Monthly	915	961	1009	1059	1112	1167	1226	1288
101		Step							
102	Grade 28	A	B	C	D	E	F	G	H
103	Annually	11532	12108	12708	13344	14004	14712	15456	16224
104	Monthly	916	1009	1059	1112	1167	1226	1288	1352
105	Grade 29								
106	Annually	12108	12708	13344	14004	14712	15456	16224	17028
107	Monthly	1009	1059	1112	1167	1226	1288	1352	1419
108	Grade 30								
109	Annually	12708	13344	14004	14712	15456	16224	17028	17880
110	Monthly	1059	1112	1167	1226	1288	1352	1419	1490

111 *Be It Further Resolved*, That the officers and employees of
 112 the 1974 Regular Session of the Sixty-fifth General Assembly be
 113 placed in the following pay grades:

114 OFFICERS AND EMPLOYEES OF THE SENATE

115	Assistant Secretary of the Senate and Legal Counsel	Grade 29
116	Legislative Counsel	Grade 21
117	Administrative Assistant to Majority Leader	Grade 24
118	Administrative Assistant to Minority Leader	Grade 24
119	Research Assistant	Grade 22
120	Executive Secretary to the Secretary	Grade 21
121	Secretary to the Secretary	Grade 18
122	Journal Clerk	Grade 21
123	Assistant Journal Clerk	Grade 15
124	Finance Clerk	Grade 17
125	Engrossing Clerk	Grade 15
126	Enrolling Clerk	Grade 15
127	Records and Supply Clerk	Grade 15
128	Special Clerk	Grade 14
129	Control Board Operator	Grade 10

130	Secretary to Majority and Minority Floor Leader	Grade 15
131	Secretary to President Pro Tempore	Grade 14
132	Secretary to Committee Chairmen	Grade 14
133	Secretary to Appropriations Subcommittee Chairmen	Grade 14
134	Secretary to Assistant Floor Leaders	Grade 14
135	Secretary to Committee Ranking Majority	
136	and Minority Members	Grade 13
137	Floor Secretaries	Grade 12
138	Switchboard Operator	Grade 12
139	Bill Clerk	Grade 11
140	Assistant Bill Clerk	Grade 10
141	Postmaster	Grade 10
142	Sergeant-at-Arms	Grade 14
143	Assistant Sergeant-at-Arms	Grade 12
144	Chief Doorkeeper	Grade 10
145	Doorkeeper	Grade 9
146	Porter	Grade 8
147	Cloakroom Attendant	Grade 7
148	Pages	Grade 5
149	OFFICERS AND EMPLOYEES OF THE HOUSE	
150	Assistant Chief Clerk	Grade 29
151	Legal Counsel	Grade 29
152	Executive Secretary to Speaker	Grade 22
153	Research Assistant to Speaker	Grade 24
154	Research Assistant to Majority Leader	Grade 24
155	Research Assistant to Minority Leader	Grade 24
156	Research Assistant to Ways and Means Chairman	Grade 22
157	Research Assistant to Assistant Minority Leader	Grade 22
158	Reading Clerk	Grade 12
159	Administrative Assistant to Chief Clerk	Grade 21
160	Executive Secretary to Chief Clerk	Grade 21
161	Clerk to Chief Clerk	Grade 13
162	Supervisor of Clerks	Grade 19
163	Chief Journal Clerk	Grade 22
164	Journal Clerk	Grade 15
165	Finance Clerk	Grade 17
166	Engrossing Clerk	Grade 16
167	Enrolling Clerk	Grade 16
168	Supply Clerk	Grade 12
169	Swing Clerk	Grade 12
170	Control Board Operator	Grade 10
171	Chief Electrician	Grade 15
172	Assistant Electrician	Grade 13
173	Assistant Voting Machine Operator	Grade 13
174	Secretary to Majority and Minority Floor Leader	Grade 15
175	Secretary to Speaker Pro Tempore	Grade 15
176	Secretary to Committee Chairmen	Grade 14
177	Secretary to Appropriations Subcommittee Chairmen	Grade 14
178	Secretary to Assistant Floor Leaders	Grade 14
179	Secretary to Committee Ranking Majority	
180	and Minority Members	Grade 13
181	Floor Secretaries	Grade 12
182	Switchboard Operator	Grade 12
183	Bill Clerk	Grade 11
184	Assistant Bill Clerk	Grade 10

185	File Clerk	Grade 8
186	Postmistress	Grade 10
187	Sergeant-at-Arms	Grade 14
188	Assistant Sergeant-at-Arms	Grade 12
189	Chief Doorkeeper	Grade 10
190	Doorkeeper	Grade 9
191	Janitor	Grade 8
192	Pages	Grade 5
193	LEGISLATIVE INDEXING EMPLOYEES	
194	Supervisor of Legislative Indexing	Grade 17
195	Assistant Supervisor of Legislative Indexing	Grade 13
196	Indexing Clerk	Grade 10
197	Assistant Index Clerk	Grade 9
198	LEGISLATIVE SERVICE BUREAU EMPLOYEES	
199	Bill Drafter	Grade 28
200	Senior Bill Clerk	Grade 15
201	Bill Clerk	Grade 13
202	Proofreader	Grade 15
203	Xerox Operator	Grade 10
204	JOINT EMPLOYEES	
205	Mail Carrier	Grade 8
206	Historical Building Clerk	Grade 9
207	Law Library Clerk	Grade 9
208	BUILDINGS AND GROUNDS EMPLOYEES	
209	Matron	Grade 7
210	Elevator Operator	Grade 8
211	Parking Attendant	Grade 9
212	Janitor	Grade 9
213	Night Watchman	Grade 7
214	<i>Be It Further Resolved, That William B. Trent, Jr.'s title</i>	
215	<i>be changed to Assistant Secretary of the Senate and Legal Counsel;</i>	
216	<i>that Marjorie H. Helkenn's title be changed to Records and Supply</i>	
217	<i>Clerk; that Lillian Leffert's title be changed to Legal Counsel;</i>	
218	<i>and that Burl B. Beam's title be changed to Reading Clerk.</i>	
219	<i>Be It Further Resolved, That the officers and employees of</i>	
220	<i>the 1974 Regular Session of the Sixty-fifth General Assembly be</i>	
221	<i>assigned the following steps effective January 14, 1974, within</i>	
222	<i>the pay grade assigned their positions:</i>	
223	OFFICERS AND EMPLOYEES OF THE SENATE	
224	William B. Trent, Jr.	Step C
225	Ruth E. Fisher	Step F
226	Ralph M. Kauffman	Step C
227	Bart Rule	Step C
228	Tom R. Thoren	Step C
229	Joseph O'Hern	Step A
230	K. Marie Thayer	Step E
231	Joyce M. Horner	Step D
232	Dorothy F. Nepstad	Step F
233	Robertta Hickerson	Step F
234	Mary Ann Abbott	Step F
235	Ardith B. Martin	Step F
236	Colleen Dillon	Step F
237	Marjorie H. Helkenn	Step E
238	Elizabeth Ligouri	Step C
239	Curt Behrens	Step A

240	Janice Berlin	Step C
241	Betty M. Schwengels	Step A
242	Caryll Wilbur	Step E
243	Nancy L. Rathert	Step C
244	Kermit J. Haun	Step C
245	R. K. Shawhan	Step D
246	Byron Marshall	Step C
247	Coldren C. Glenn	Step D
248	George R. Chastain	Step D
249	Richard W. Dunker	Step B
250	B. W. Rulon	Step C
251	Holt Schiefer	Step C
252	Jan Squire	Step A
253	James M. Sullivan	Step C
254	Gertrude Harris	Step C
255	Barbara Noe	Step A
256	Paul D. Hutchcroft	Step A
257	Jeff Albright	Step A
258	John Campbell	Step A
259	Pamela Sue Elmitt	Step A
260	Linda Floerchinger	Step A
261	Gerri Hakes	Step A
262	Therese Heying	Step A
263	Stewart Kiser	Step A
264	Marcia L. Roby	Step A
265	Pamela Stromer	Step A
266	OFFICERS AND EMPLOYEES OF THE HOUSE	
267	David L. Wray	Step C
268	Dan L. Dudley	Step A
269	Lillian Leffert	Step H
270	Roberta M. Chapman	Step G
271	Sandra L. Githens	Step E
272	JoyAnn Benoit	Step A
273	Linda A. Tigges	Step D
274	Jim Harlan	Step C
275	Linda A. Svoboda	Step C
276	Burl B. Beam	Step H
277	Delores Abels	Step G
278	Maryjo F. Welch	Step F
279	Bettie J. Wentz	Step C
280	Elizabeth J. O'Connor	Step F
281	Elizabeth A. Isaacson	Step E
282	Dorothy E. Potthoff	Step A
283	Billie Jean Walling	Step H
284	Alyce M. Elmitt	Step G
285	Pauline E. Kephart	Step H
286	Ann McCarty	Step E
287	Jean Haskins	Step A
288	John K. Rehmann, Jr.	Step A
289	Elmer E. Pennington	Step E
290	John G. Fribourgh	Step D
291	Gustaf W. Adamson	Step C
292	Donna L. Waters	Step E
293	Joy J. Skinner	Step E
294	Phyllis J. Frazier	Step E

295	Madeline E. James	Step D
296	Don Hart	Step A
297	Peggy Kelso	Step A
298	Clarence O. Anderson	Step C
299	Frank L. Christen	Step C
300	John W. Russell	Step B
301	Leonard A. Borg	Step B
302	Arvid B. Lundberg	Step B
303	Ernest P. Opdahl	Step A
304	Richard L. Rice	Step A
305	Dale Green	Step D
306	Sarah J. Clark	Step A
307	Mike Smith	Step A
308	Rebecca R. Arp	Step A
309	Debbie Brandon	Step A
310	Elizabeth A. Bryant	Step A
311	Cathy Cabbage	Step A
312	Debi D. Daggett	Step A
313	Hal Dirkson	Step A
314	Catherine Eklund	Step A
315	Marilyn J. Freeman	Step A
316	Patricia Hanson	Step A
317	Sam Kreamer	Step A
318	Thomas Kupka	Step A
319	John Lapointe	Step A
320	Dale Marburger	Step A
321	David McCartney	Step A
322	Evelyn Miller	Step A
323	Bernice Mohn	Step A
324	Joe Needham	Step A
325	Susan Neeley	Step A
326	Mary Roth	Step A
327	LEGISLATIVE INDEXING	
328	Maxine E. Gunton	Step H
329	Juanita F. Swackhammer	Step G
330	Thomas J. Raife	Step B
331	Tam H. Skinner	Step A
332	LEGISLATIVE SERVICE BUREAU EMPLOYEES	
333	LeRoy Zeman	Step C
334	Lois N. Carter	Step D
335	Janet Kay Johnson	Step C
336	Maxine E. Balducki	Step D
337	Dorothy M. Kelley	Step D
338	Anne R. McCord	Step C
339	Dorothy L. Bartholomew	Step A
340	Lois Ann Johnson	Step A
341	JOINT EMPLOYEES	
342	Gunnar J. Johnson	Step B
343	Thomas O'Grady	Step C
344	Elizabeth Votteler	Step A
345	BUILDINGS AND GROUNDS EMPLOYEES	
346	Mary Parker	Step D
347	Evelyn M. Meade	Step C
348	Mildred L. Savage	Step C
349	Frank W. Miller	Step C

350	Raymond V. Keeney, Jr.	Step C
351	J. Theodore Webb	Step C
352	John M. Jorgensen	Step C
353	Leland G. Sturdivant	Step A
354	Calvin Pruitt	Step C
355	O'Dell Bullocks	Step A
356	Michael Stocker	Step A
357	Palmer P. Mascaro	Step C
358	Donald L. Day	Step B
359	Walter Babbitt	Step A
360	Alex G. Moffitt	Step C
361	Pirl B. Stuart	Step C
362	<i>Be It Further Resolved</i> , That K. Marie Thayer be advanced	
363	to Step F on July 1, 1974; and that Dan L. Dudley be advanced	
364	to Step B on April 15, 1974, and to Step C on October 15, 1974;	
365	and	
366	<i>Be It Further Resolved</i> , That mobility within steps for	
367	secretaries to senators and representatives be determined in	
368	accordance with the following schedule:	
369	1) Step A	During the first year
370	2) Step B	After one year experience
371	3) Step C	After two years experience
372	4) Step D	After four years experience
373	5) Step E	After eight years experience
374	<i>Be It Further Resolved</i> , That secretaries to senators and	
375	representatives be advanced one additional step if or when the	
376	secretary passes an 80 word-per-minute stenographic examination; and	
377	<i>Be It Further Resolved</i> , That no officer or employee of the	
378	Sixty-fifth General Assembly be compensated in 1974 at a rate less	
379	than that established by Senate Concurrent Resolution 6 and Senate	
380	Concurrent Resolution 7 and that no officer who is	
381	employed fulltime shall receive less compensation	
382	than that which the officer received on January	
383	14, 1974; provided, however, that for the purposes	
384	of this resolution, the daily compensation for the	
385	House Reading Clerk shall be considered to have	
386	been twenty-five (25) dollars in 1973 and the	
387	compensation of the Senate Control Board Operator	
388	shall be considered the same as that of the House	
389	Control Board Operator; and	
390	<i>Be It Further Resolved</i> , That employees who work	
391	on a parttime basis for the purpose of assisting	
392	interim committees shall be compensated at the	
393	salary schedule rate for Grade 15, Step F, and	
394	<i>Be It Further Resolved</i> , That the Sixty-fifth General Assembly	
395	recommend that the hiring of employees of subsequent General	
396	Assemblies, the recommendation of salary scales, and other per-	
397	sonnel matters be handled by bi-partisan standing committees on	
398	rules and administration in the senate and in the house, appointed	
399	in accord with the rules of each house; and	
400	<i>Be It Further Resolved</i> , That the Sixty-fifth General Assembly	
401	recommend that subsequent General Assemblies annually adopt by	
402	concurrent resolution, as required by Section two point eleven	
403	(2.11) of this Code, both a salary schedule divided into pay	

404 grades and steps and adopt a schedule of pay grades for the titled
 405 positions of the General Assembly; and
 406 *Be It Further Resolved*, That the Sixty-fifth General
 407 Assembly recommend that in subsequent General Assemblies the
 408 secretary of the senate and the chief clerk of the house sub-
 409 mit to the appropriate committee on rules and administration
 410 the names of employees designated full-time and those des-
 411 ignated part-time; that secretary and chief clerk submit
 412 a recommended pay step for each employee; and that the com-
 413 mittee approve or amend the list of recommended pay steps
 414 and publish said list in the journal within seven days of the
 415 adoption of the concurrent resolution establishing a salary
 416 schedule; and

417 *Be It Further Resolved*, That employees of the General Assembly
 418 (other than secretaries to senators and representatives) be eli-
 419 gible for mobility within pay steps—at the discretion of the
 420 secretary of the senate and the chief clerk of the house, and sub-
 421 ject to the approval of the appropriate rules and administration
 422 committee—in accord with the following schedule:

423 1) Step A	Starting step
424 2) Step B	After six months
425 3) Step C	After one year
426 4) Step D	After two years
427 5) Step E	After three years
428 6) Step F	After four years
429 7) Step G	After six years
430 8) Step H	After eight years

431 *Be It Further Resolved*, That the compensation of chaplains
 432 officiating at the opening of the daily sessions of the senate
 433 and house of representatives of the 1974 Regular Session of
 434 the Sixty-fifth General Assembly be fixed at ten (10) dollars
 435 for each house of the General Assembly, and that mileage for
 436 chaplains be fixed at the rate of ten (10) cents per mile to
 437 and from the State Capitol.

REPORT OF COMMITTEE

Senator McCartney submitted the following report:

MR. PRESIDENT: Your committee on commerce, to which was referred **House File 1481**, a bill for an act relating to soliciting public donations within the state, begs leave to report it has had the same under consideration and recommends the same **do pass**.

RALPH F. MCCARTNEY, Chairman

Ordered passed on file.

AMENDMENTS FILED

S—3023

- 1 Amend the House amendment to Senate File 1405,
- 2 as amended and passed by the Senate, page 1, line 4,
- 3 by striking the word “thirteen” and inserting
- 4 in lieu thereof the word “twelve”.

JAMES V. GALLAGHER

S—3018

- 1 Amend the House amendment to Senate File 1405,
 2 as amended and passed by the Senate, page 1, by
 3 striking lines 3 and 4 and inserting in lieu
 4 thereof the following:
 5 1. Page 33, line 2, by striking the word
 6 "fifteen" and inserting in lieu thereof the word
 7 "ten".

WILLIAM E GLUBA

S—3017

- 1 Amend the House amendment to Senate File 1405,
 2 as amended and passed by the Senate, page 1, as
 3 follows:
 4 1. By striking lines 5 through 8 and inserting
 5 in lieu thereof the following:
 6 Page 26, by striking lines 15 through 19
 7 and inserting in lieu thereof the following:
 8 "exceed an amount equal to three-fourths of
 9 one percent of the maximum amount pursuant to sub-
 10 section two (2) of this section. If the billing
 11 cycle".
 12 2. By striking lines 9 through 12 and inserting
 13 in lieu thereof the following:
 14 Page 35, by striking lines 18 through 22,
 15 and inserting in lieu thereof the following:
 16 "exceed an amount equal to three-fourths of
 17 one percent of the maximum amount pursuant to sub-
 18 section two (2) of this section. If the billing
 19 cycle".

WILLIAM E. GLUBA

S—3020

- 1 Amend the House amendment to Senate File 1405,
 2 page 1, as amended and passed by the Senate, as
 3 follows:
 4 1. By striking lines 5 through 8 and inserting
 5 in lieu thereof the following:
 6 Page 26 by striking lines 15 through 19
 7 and inserting in lieu thereof the following:
 8 "exceed an amount equal to one and one-fourth
 9 percent of that part of the maximum amount pursuant
 10 to subsection two (2) of this section which is three
 11 hundred dollars or less and one percent of that part
 12 of the maximum amount which is more than three hun-
 13 dred dollars. If the billing cycle".
 14 2. By striking lines 9 through 12 and inserting
 15 in lieu thereof the following:
 16 Page 35, by striking lines 18 through 22
 17 and inserting in lieu thereof the following:
 18 "exceed an amount equal to one and one-fourth
 19 percent of that part of the maximum amount pursuant
 20 to subsection two (2) of this section which is three
 21 hundred dollars or less and one percent of that part
 22 of the maximum amount which is more than three hun-
 23 dred dollars. If the billing cycle".

JAMES V. GALLAGHER

S—3024

1 Amend the House amendment to Senate File 1405,
2 as amended and passed by the Senate, page 1, as
3 follows:

4 1. By striking lines 5 through 8 and inserting
5 in lieu thereof the following:

6 Page 26, by striking lines 15 through 19
7 and inserting in lieu thereof the following:

8 "exceed an amount to one and one-third
9 percent of that part of the maximum amount pursuant
10 to subsection two (2) of this section which is
11 three hundred dollars or less and one and one-fourth
12 percent of that part of the maximum amount which is
13 more than three hundred dollars. If the billing
14 cycle".

15 2. By striking lines 9 through 12 and insert-
16 ing in lieu thereof the following:

17 Page 35, by striking lines 18 through 22
18 and inserting in lieu thereof the following:

19 "exceed an amount equal to one and one-third
20 percent of that part of the maximum amount pursuant
21 to subsection two (2) of this section which is
22 three hundred dollars or less and one and one-fourth
23 percent of that part of the maximum amount which is
24 more than three hundred dollars. If the billing
25 cycle".

JAMES V. GALLAGHER

S—3022

1 Amend the House amendment to Senate File 1405,
2 page 1, as amended and passed by the Senate, as follows:

3 1. By striking lines 5 through 12 and inserting in
4 lieu thereof the following:

5 2. Page 26, line 17, by striking the words "five
6 hundred" and inserting in lieu thereof the words "one
7 hundred fifty".

8 3. Page 26, line 19, by striking the words "five
9 hundred" and inserting in lieu thereof the words "one
10 hundred fifty".

11 4. Page 35, line 20, by striking the words "five
12 hundred" and inserting in lieu thereof the words "one
13 hundred fifty".

14 5. Page 35, line 22, by striking the words "five
15 hundred" and inserting in lieu thereof the words "one
16 hundred fifty".

JAMES V. GALLAHER

S—3021

1 Amend the House amendment to Senate File 1405,
2 page 1, as amended and passed by the Senate, as
3 follows:

4 1. By striking lines 5 through 12 and inserting
5 in lieu thereof the following:

6 2. Page 26, line 17, by striking the words

- 7 "five hundred" and inserting in lieu thereof the
 8 word "fifty".
 9 3. Page 26, line 19, by striking the words
 10 "five hundred" and inserting in lieu thereof the
 11 word "fifty".
 12 4. Page 35, line 20, by striking the words
 13 "five hundred" and inserting in lieu thereof the
 14 word "fifty".
 15 5. Page 35, line 22, by striking the words
 16 "five hundred" and inserting in lieu thereof the
 17 word "fifty".

JAMES V. GALLAGHER

S—3016

- 1 Amend the House amendment to Senate File 1405,
 2 as amended and passed by the Senate, as follows:
 3 1. Page 2, line 24, by striking the word "one"
 4 and inserting in lieu thereof the word "three".
 5 2. Page 3, line 12, by striking the word "one"
 6 and inserting in lieu thereof the word "three".
 7 3. Page 4, line 5, by striking the word "one"
 8 and inserting in lieu thereof the word "three".

WILLIAM E. GLUBA

S—3019

- 1 Amend the House amendment to Senate File 1405,
 2 as amended and passed by the Senate, as follows:
 3 1. Page 2, line 24, by striking the words "one
 4 thousand seven hundred fifty" and inserting in lieu
 5 thereof the words "two thousand".
 6 2. Page 3, line 12, by striking the word "one".
 7 3. Page 3, line 13, by striking the words "thou-
 8 sand seven hundred fifty" and inserting in lieu
 9 thereof the words "two thousand".
 10 4. Page 4, line 5, by striking the words "one
 11 thousand seven hundred fifty" and inserting in lieu
 12 thereof the words "two thousand".

WILLIAM E. GLUBA

S—3025

- 1 Amend the House amendment to Senate File 1405,
 2 as amended and passed by the Senate, as follows:
 3 1. Page 2, line 24, by striking the words "one
 4 thousand seven hundred fifty" and inserting in lieu
 5 thereof the words "three thousand".
 6 2. Page 3, line 12, by striking the word "one".
 7 3. Page 3, line 13, by striking the words "thou-
 8 sand seven hundred fifty" and inserting in lieu
 9 thereof the words "three thousand".
 10 4. Page 4, line 5, by striking the words "one
 11 thousand seven hundred fifty" and inserting in lieu
 12 thereof the words "three thousand".

NORMAN RODGERS

S—3028

- 1 Amend House File 1351, page 1, line 18, by
- 2 inserting after the word "owner" the words "and
- 3 whose ownership has been for more than thirty days
- 4 duration".

GENE V. KENNEDY

S—3026

- 1 Amend House File 1503 as follows:
- 2 1. Page 2, line 3 by striking the word "stabiliza-
- 3 tion" and inserting in lieu thereof the word "slush".
- 4 2. Page 2, line 6 by striking the word "stabiliza-
- 5 tion" and inserting in lieu thereof the word "slush".
- 6 3. Page 2, line 8 by striking the word "stabiliza-
- 7 tion" and inserting in lieu thereof the word "slush".
- 8 4. Page 2, line 9 by striking the word "stabilization"
- 9 and inserting in lieu thereof the word "slush".
- 10 5. Page 2, line 14 by striking the word "stabiliza-
- 11 tion" and inserting in lieu thereof the word "slush".
- 12 6. Page 2, line 26 by striking the word "stabiliza-
- 13 tion" and inserting in lieu thereof the word "slush".
- 14 7. Page 3, line 8 by striking the word "stabiliza-
- 15 tion" and inserting in lieu thereof the word "slush".
- 16 8. Page 3, line 13 by striking the word "stabiliza-
- 17 tion" and inserting in lieu thereof the word "slush".
- 18 9. Page 3, line 19 by striking the word "stabiliza-
- 19 tion" and inserting in lieu thereof the word "slush".
- 20 10. Page 3, line 25 by striking the word "stabiliza-
- 21 tion" and inserting in lieu thereof the word "slush".
- 22 11. Page 1, line 1 by striking the word "stabiliza-
- 23 tion" and inserting in lieu thereof the word "slush".

WILLIAM E. GLUBA

S—3027

- 1 Amend House File 1503, page 3, lines 1 and 2
- 2 by striking "law or joint resolution" and inserting
- 3 in lieu thereof the following: "two-thirds vote
- 4 of each house".

**WILLIAM D. PALMER
EARL M. WILLITS**

On motion of Senator Lamborn, the Senate adjourned until 8:30 a.m., Saturday, May 4, 1974.

JOURNAL OF THE SENATE

ONE HUNDRED ELEVENTH DAY

SENATE CHAMBER
DES MOINES, IOWA, SATURDAY, MAY 4, 1974

The Senate met in regular session, President Neu presiding.

Prayer was offered by the Honorable Hilarius L. Heying, member of the Senate from the Eighth Senatorial District, and chairman of the committee on chaplains, West Union, Iowa.

The Journal of Friday, May 3, 1974, was approved.

LEAVES OF ABSENCE

Leaves of absence were granted as follows:

Senator Schaben for the day on request of Senator Palmer; Senator Orr for the day on request of Senator Priebe.

QUORUM CALL

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

Present, 30:

Andersen	Glenn	Miller of	Priebe
Bergman	Gluba	Des Moines	Riley
Blouin	Griffin	Miller of	Schwengels
Briles	Heying	Marshall	Shaff
Burroughs	Hill	Nolin	Shaw
Coleman	Hultman	Palmer	Tieden
Curtis	Junkins	Plymat	Van Gilst
Gallagher	Lamborn	Potter	Winkelman

Absent, 20:

DeKoster	Kinley	Orr	Schaben
Doderer	McCartney	Rabedaux	Schwieger
Hansen	Milligan	Ramsey	Scott
Kelly	Murray	Robinson	Taylor
Kennedy	Nystrom	Rodgers	Willits

Roll call revealed a quorum present.

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 463.

Senate File 463

On motion of Senator Blouin, Senate File 463, a bill for an act relating to hiking and equestrian trails, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Blouin moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 463) the vote was:

Ayes, 33:

Andersen	Griffin	Miller of	Riley
Bergman	Hansen	Des Moines	Rodgers
Blouin	Heying	Miller of	Schwengels
Briles	Hill	Marshall	Shaff
Burroughs	Hultman	Nolin	Shaw
Coleman	Junkins	Palmer	Taylor
Curtis	Kelly	Plymat	Tieden
Gallagher	Lamborn	Potter	Van Gilst
Glenn		Priebe	Winkelman

Nays, none.

Absent or not voting, 17:

DeKoster	McCartney	Orr	Schaben
Doderer	Milligan	Rabedeaux	Schwieger
Gluba	Murray	Ramsey	Scott
Kennedy	Nystrom	Robinson	Willits
Kinley			

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

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 1371.

Senate File 1371

On motion of Senator Taylor, Senate File 1371, a bill for an act to permit severance of certain land from an established drainage or levee district if it is found that the land receives no material benefit from the district, was taken up for consideration.

Senator Taylor moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1371) the vote was:

Ayes, 34:

Andersen	Burroughs	Glenn	Hill
Bergman	Coleman	Griffin	Hultman
Blouin	Curtis	Hansen	Junkins
Briles	DeKoster	Heying	Kelly

Kennedy	Miller of	Potter	Taylor
Lamborn	Marshall	Ramsey	Tieden
McCartney	Murray	Riley	Van Gilst
Miller of	Palmer	Schwengels	Willits
Des Moines	Plymat	Shaff	Winkelman

Nays, 6:

Gallagher	Priebe	Schwieger	Shaw
Nolin	Rodgers		

Absent or not voting, 10:

Doderer	Milligan	Rabedeaux	Schaben
Gluba	Nystrom	Robinson	Scott
Kinley	Orr		

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

Senator Taylor asked and received unanimous consent that **Senate File 1371** be **immediately messaged** to the House, which request was complied with.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 597, a bill for an act to appropriate funds from the general fund to the department of general services for the educational radio and television facility board for the purchase of equipment.

Also: That the House has concurred in Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

Senate File 753, a bill for an act relating to confidential communications with certified guidance counselors.

Also: That the House has passed the following bill in which the concurrence of the House was asked:

Senate File 1387, a bill for an act making an increased appropriation to the office of the citizens' aide.

Also: That the House has concurred in the Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 1490, a bill for an act relating to the collection and disposition of fines and forfeited bail in actions based upon municipal ordinance.

WILLIAM H. HARBOR, Chief Clerk

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 158.

House File 158

On motion of Senator Blouin, House File 158, a bill for an act relating to fish and game, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Blouin offered amendment S—2703 filed by the committee on natural resources and moved its adoption:

S—2703

- 1 Amend House File 158, as amended and passed by
- 2 the House, as follows:
- 3 1. Page 2, line 34, by striking the words
- 4 “[artificial light,]” and inserting in lieu thereof the
- 5 words “artificial light.”.
- 6 2. Page 3, line 5, by adding the following
- 7 sentence after the word “fishing.”:
- 8 *“The snagging of paddlefish may be permitted at*
- 9 *such times and at such places as may be determined*
- 10 *by rule of the commission.”*

Amendment S—2703 was adopted.

Senator Blouin moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question “Shall the bill pass?” (H.F. 158) the vote was:

Ayes, 39:

Andersen	Hansen	Miller of	Rodgers
Bergman	Heying	Marshall	Schaben
Blouin	Hill	Murray	Schwengels
Briles	Junkins	Nystrom	Schwieger
Burroughs	Kelly	Palmer	Shaff
Coleman	Kennedy	Plymat	Shaw
Curtis	Kinley	Potter	Van Gilst
DeKoster	Lamborn	Ramsey	Willits
Glenn	McCartney	Riley	Winkelman
Gluba	Miller of	Robinson	
Griffin	Des Moines		

Nays, 3:

Gallagher	Priebe	Tieden
-----------	--------	--------

Absent or not voting, 8:

Doderer	Milligan	Orr	Scott
Hultman	Nolin	Rabedeaux	Taylor

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

Senator Lamborn asked and received unanimous consent to take up out of order House File 173.

House File 173

On motion of Senator Coleman, House File 173, a bill for an act relating to the fees and mileage of jurors, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Willits offered amendment S—2114 filed by him and moved its adoption:

S—2114

- 1 Amend House File 173 as amended and passed by the
- 2 House as follows:
- 3 1. Line 9, by striking the word "and".
- 4 2. Line 11, by inserting after the word "cents"
- 5 the words ", and for actual expense of parking, as
- 6 determined by the clerk of court".
- 7 3. Line 12, by inserting after the word "travel"
- 8 the words "or actual expenses of parking".

Amendment S—2114 was adopted.

Senator Coleman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 173) the vote was:

Ayes, 40:

Andersen	Hansen	Miller of	Riley
Bergman	Heying	Marshall	Robinson
Blouin	Hill	Murray	Schaben
Briles	Hultman	Nolin	Schwengels
Burroughs	Junkins	Nystrom	Schwieger
Coleman	Kelly	Palmer	Shaff
Curtis	Kennedy	Plymat	Shaw
DeKoster	Kinley	Potter	Van Gilst
Gallagher	Lamborn	Rabedeaux	Willits
Glenn	Miller of	Ramsey	Winkelman
Griffin	Des Moines		

Nays, 3:

Priebe	Rodgers	Tieden
--------	---------	--------

Absent or not voting, 7:

Doderer	McCartney	Orr	Taylor
Gluba	Milligan	Scott	

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

Senator Lamborn asked and received unanimous consent to take up out of order House File 425.

House File 425

On motion of Senator Winkelman, House File 425, a bill for an act relating to pensions, with report of committee recommending

passage, was taken up, considered, and the report of the committee adopted.

Senator Winkelman moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 425) the vote was:

Ayes, 37:

Andersen	Hansen	Nolin	Schwengels
Bergman	Junkins	Nystrom	Schwieger
Blouin	Kelly	Palmer	Shaff
Briles	Kinley	Plymat	Shaw
Burroughs	Lamborn	Potter	Taylor
Coleman	Miller of	Rabedeaux	Tieden
Curtis	Des Moines	Ramsey	Van Gilst
DeKoster	Miller of	Riley	Willits
Glenn	Marshall	Robinson	Winkelman
Griffin	Murray	Schaben	

Nays, 3:

Gallagher	Priebe	Rodgers
-----------	--------	---------

Absent or not voting, 10:

Doderer	Hill	McCartney	Orr
Gluba	Hultman	Milligan	Scott
Heying	Kennedy		

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

Senator Lamborn asked and received unanimous consent to take up out of order Senate File 1348.

Senate File 1348

On motion of Senator Griffin, Senate File 1348, a bill for an act relating to the financing of industrial and agricultural projects including pollution control facilities by cities, towns and counties, was taken up for consideration.

Senator Griffin asked and received unanimous consent that House File 719 be substituted for Senate File 1348.

House File 719

On motion of Senator Griffin, House File 719, a bill for an act relating to the financing of industrial and agricultural projects including pollution control facilities by cities, towns and counties, was taken up for consideration.

Senator Shaw withdrew amendment S—2851 filed by her on April 23, 1974, and found on pages 1546 and 1547 of the Senate Journal.

Senator Shaw offered amendment S—2869 filed by her and moved its adoption:

S—2869

- 1 Amend House File 719, as amended and passed
- 2 by the House, page 2, line 20, by striking the
- 3 words “, *distributing or selling*” and inserting
- 4 in lieu thereof the words “*or distributing*”.

Amendment S—2869 lost.

Senator Shaw offered amendment S—2917 filed by her and moved its adoption:

S—2917

- 1 Amend House File 719, as amended and passed
- 2 by the House, page 2, line 21, by inserting after
- 3 the word “*industry*” the following: “*including but*
- 4 *not limited to barge facilities and river front*
- 5 *improvements useful and convenient for the handling*
- 6 *and storage of goods and products*”.

Roll call was requested.

Senator Coleman took the chair at 9:45 a.m.

On the question “Shall amendment S—2917 be adopted?” (H.F. 719) the vote was:

Ayes, 32:

Andersen	Hansen	Miller of	Ramsey
Bergman	Heying	Marshall	Riley
Blouin	Junkins	Murray	Rodgers
Burroughs	Kelly	Nolin	Schwieger
Coleman	Kinley	Nystrom	Shaff
Curtis	Lamborn	Potter	Shaw
DeKoster	McCartney	Priebe	Willits
Glenn	Miller of	Rabedeaux	Winkelman
Griffin	Des Moines		

Nays, 10:

Briles	Kennedy	Schwengels	Tieden
Gallagher	Plymat	Taylor	Van Gilst
Hill	Schaben		

Absent or not voting, 8:

Doderer	Hultman	Orr	Robinson
Gluba	Milligan	Palmer	Scott

Amendment S—2917 was adopted.

Senator Kelly offered amendment S—2738 filed by him and moved its adoption:

S—2738

- 1 Amend House File 719, as amended and passed by
- 2 the House, page 11, line 1, by inserting after the
- 3 word “*acquisition*” the words “, *an amount to be*
- 4 *held as a bond reserve fund*”.

Amendment S—2738 was adopted.

Senator Gallagher offered amendment S—3030 and moved its adoption:

S—3030

- 1 Amend House File 719, as amended and passed by the
- 2 House, page 2, lines 6 and 7 by striking the words
- 3 "all or any part of, or any interest in,".

Amendment S—3030 lost.

Senator Griffin moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 719) the vote was:

Ayes, 33:

Andersen	Griffin	Nolin	Schwengels
Bergman	Hansen	Nystrom	Schwieger
Briles	Heying	Plymat	Shaff
Burroughs	Junkins	Potter	Shaw
Coleman	Kelly	Rabedeaux	Taylor
Curtis	Lamborn	Ramsey	Tieden
DeKoster	Miller of	Riley	Van Gilst
Doderer	Marshall	Robinson	Winkelman
Glenn	Murray		

Nays, 9:

Blouin	Hill	Kinley	Rodgers
Gallagher	Kennedy	Priebe	Willits
Gluba			

Absent or not voting, 8:

Hultman	Miller of	Orr	Schaben
McCartney	Des Moines	Palmer	Scott
	Milligan		

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

Senator Griffin asked and received unanimous consent that House File 719 be immediately messaged to the House, which request was complied with.

WITHDRAWN

Senator Griffin asked and received unanimous consent that Senate File 1348 be withdrawn from further consideration of the Senate.

PRESENTATION

Senator Lamborn asked and received unanimous consent that Senator Schaben, Minority Floor Leader, be presented with the chair he occupied as a member of the Senate.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. SPEAKER: I am directed to inform your honorable body that the House has adopted the conference committee report and the amendments contained therein and repassed Senate File 1399, a bill for an act making an appropriation from the general fund of the state to the conservation commission for capital improvements.

Also: That the House has amended Senate amendment to, concurred in Senate amendment as amended and repassed the following bill in which the concurrence of the House was asked:

House File 1470, a bill for an act relating to the Iowa district court.

Also: That the House has concurred in the Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 1504, a bill for an act setting the salary rate for directors of divisions of the state historical department.

WILLIAM H. HARBOR, Chief Clerk

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, Senator Coleman presiding.

On motion of Senator Lamborn, the Senate recessed until 1:00 p.m.

AFTERNOON SESSION

The Senate reconvened, Senator Coleman presiding.

CONSIDERATION OF BILLS

House File 1243

On motion of Senator Kinley, House File 1243, a bill for an act providing a rebate on the barrel tax for each barrel of beer produced in Iowa by an Iowa-based brewery producing less than fifty thousand barrels annually, and providing an appropriation therefor, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Kinley moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1243) the vote was:

Ayes, 36:

Andersen	Curtis	Heying	McCartney
Bergman	Gallagher	Hultman	Miller of
Blouin	Glenn	Junkins	Des Moines
Briles	Gluba	Kelly	Murray
Burroughs	Griffin	Kennedy	Nolin
Coleman	Hansen	Kinley	Nystrom

Palmer	Riley	Schwengels	Tieden
Potter	Robinson	Scott	Willits
Priebe	Rodgers	Shaw	Winkelman
Rabedeaux			

Nays, 9:

DeKoster	Miller of	Ramsey	Taylor
Doderer	Marshall	Shaff	Van Gilst
Hill	Plymat		

Absent or not voting, 5:

Lamborn	Orr	Schaben	Schwieger
Milligan			

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

WITHDRAWN

Senator Kinley asked and received unanimous consent that **Senate File 1152** be **withdrawn** from further consideration of the Senate.

House File 1483

On motion of Senator Shaw, House File 1483, a bill for an act making an appropriation to supplement funds appropriated to the office of attorney general, with report of committee recommending amendment and passage, was taken up, considered, and the report of the committee adopted.

Senator Shaw offered amendment S—2892 by the committee on appropriations and moved its adoption:

S—2892

- 1 Amend House File 1483 as amended and passed by the
- 2 House as follows:
- 3 1. Page 2, by striking lines 26 through 30 and
- 4 renumbering the remaining section.

Amendment S—2892 was adopted.

Senator Kelly offered amendment S—2955 filed by him and moved its adoption:

S—2955

- 1 Amend House File 1483, as amended and passed by
- 2 the House, page 2, after line 25, by inserting the
- 3 following section and renumbering the remaining
- 4 sections:
- 5 Sec. Section thirteen point two (13.2),
- 6 Code 1973, is amended by adding the following new
- 7 subsection:
- 8 **NEW SECTION.** Inform prosecuting attorneys and

9 assistant prosecuting attorneys to the state of all
 10 changes in law and matters pertaining to their
 11 office and establish programs for the continuing
 12 education of prosecuting attorneys and assistant
 13 prosecuting attorneys. The attorney general may
 14 accept funds, grants and gifts from any public or
 15 private source which shall be used to defray the
 16 expenses incident to implementing his duties under
 17 this subsection.

Amendment S—2955 was adopted.

Senator Shaw offered amendment S—2985 filed by her and moved its adoption:

S—2985

1 Amend House File 1483, as amended and passed by
 2 the House, page 2, by inserting the following after
 3 line 30 and renumbering the remaining sections:
 4 "Sec. There is hereby appropriated to the
 5 attorney general the sum of one hundred thousand
 6 (100,000) dollars, in addition to other appropriations
 7 made by this Act, for salaries, support, maintenance
 8 and miscellaneous purposes for consumer credit
 9 administration."

President Neu took the chair at 1:55 p.m.

Roll call was requested.

On the question "Shall amendment S—2985 be adopted?" (H.F. 1483) the vote was:

Ayes, 26:

Andersen	Gluba	McCartney	Nystrom
Blouin	Griffin	Miller of	Palmer
Briles	Hansen	Des Moines	Riley
Burroughs	Hill	Miller of	Robinson
Coleman	Kelly	Marshall	Shaw
Gallagher	Kinley	Milligan	Taylor
Glenn	Lamborn	Murray	Van Gilst

Nays, 16:

Bergman	Hultman	Priebe	Scott
Curtis	Junkins	Rabedeaux	Shaff
DeKoster	Plymat	Ramsey	Tieden
Heying	Potter	Rodgers	Winkelman

Absent or not voting, 8:

Doderer	Nolin	Schaben	Schwieger
Kennedy	Orr	Schwengels	Willits

Amendment S—2985 was adopted.

Senator Riley offered amendment S—2909 filed by Senators Riley, et al., on April 26, 1974, and found on pages 1676-1678, inclusive, of the Senate Journal.

Senator Shaw offered amendment S—3002 to amendment S—2909 filed by her and moved its adoption:

S—3002

- 1 Amend the Riley, et al., amendment S—2909 to
- 2 House File 1483 as follows:
- 3 1. Page 5, by inserting after line 1 the
- 4 following:
- 5 Sec. There is appropriated to the office
- 6 of prosecuting attorneys coordination within the
- 7 department of justice for the fiscal year beginning
- 8 July 1, 1974 the sum of fifty-four thousand six
- 9 hundred (54,600) dollars, or so much thereof as is
- 10 necessary, for the purpose of carrying out the provi-
- 11 sions relating to prosecuting attorneys coordination
- 12 contained in this Act.
- 13 2. Page 5, line 16, by inserting after the
- 14 words "duties" the words "and making an appropriation
- 15 therefor,".

Amendment S—3002 to amendment S—2909 was adopted.

On motion of Senator Shaw, amendment S—2909 as amended was adopted.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1483) the vote was:

Ayes, 42:

Andersen	Griffin	Miller of	Ramsey
Bergman	Hansen	Marshall	Riley
Blouin	Heying	Milligan	Robinson
Briles	Hill	Murray	Rodgers
Burroughs	Hultman	Nolin	Scott
Coleman	Kelly	Nystrom	Shaff
Curtis	Kennedy	Palmer	Shaw
DeKoster	Kinley	Plymat	Taylor
Doderer	Lamborn	Potter	Tieden
Glenn	Miller of	Priebe	Van Gilst
Gluba	Des Moines	Rabedeaux	Winkelman

Nays, 1:

Gallagher

Absent or not voting, 7:

Junkins	Orr	Schwengels	Willits
McCartney	Schaben	Schwieger	

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

Senator Shaw asked and received unanimous consent that House File 1483 be immediately messaged to the House, which request was complied with.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 125 appointing an early childhood development task force to study needs of children in Iowa.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 124 urging appointment of an interim study committee to determine the problems of the deaf and hearing impaired and the best means by which they may be aided by the state.

Also: That the House has adopted the following concurrent resolution in which the concurrence of the Senate is asked:

House Concurrent Resolution 160 requesting a study committee to continue the inquiry begun in 1973 into the quality of life of Iowa's elderly citizens.

Also: That the House has concurred in the Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 158, a bill for an act relating to obsolete fish and game provisions of the Code.

Also: That the House has concurred in the Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 173, a bill for an act relating to the fees and mileage of jurors.

Also: That the House has concurred in the Senate amendment to and repassed the following bill in which the concurrence of the House was asked:

House File 719, a bill for an act relating to the financing of industrial and agriculture projects.

WILLIAM H. HARBOR, Chief Clerk

BILLS ASSIGNED TO COMMITTEE

President Neu announced the assignment of the following bills to committee:

- S.C.R. 144 State government
- S.C.R. 145 State government
- S.C.R. 146 State government
- S.C.R. 147 State government
- H. F. 1351 State government

HOUSE CONCURRENT RESOLUTION 124
By Committee on Human Resources

1 *Whereas*, there is a need to determine the problems of the

2 deaf and hearing impaired population; and
3 *Whereas*, there is a need to determine whether the deaf and
4 hearing impaired require further services in the areas of inter-
5 preters, community involvement, continuing education programs,
6 communication skills training, counseling and supportive services
7 for their parents, elderly deaf services, and financial needs;
8 and
9 *Whereas*, there is a need to determine where coordination
10 between existing agencies dealing with the deaf and hearing
11 impaired is necessary; and
12 *Whereas*, there is a need to determine whether one state
13 agency might best serve the deaf and hearing impaired; *Now*
14 *Therefore*,
15 *Be It Resolved by the House of Representatives, the Senate*
16 *Concurring*, That the legislative council is urged to appoint
17 an interim study committee composed of members of the general
18 assembly and other interested persons to determine the problems
19 of the deaf and hearing impaired and the best means by which
20 they may be aided by the state.

HOUSE CONCURRENT RESOLUTION 160

By Byerly and Cusack

1 *Whereas*, the United States Bureau of the Census now
2 estimates that there are some 477,000 Iowans sixty-five years
3 of age or older, thus giving Iowa one of the highest propor-
4 tions of elderly residents relative to total population of
5 any state in the union; and
6 *Whereas*, Iowa's elderly residents continue to be con-
7 fronted with many serious problems in the areas of housing,
8 transportation and availability of adequate facilities for
9 those who are unable to live independently; and
10 *Whereas*, these problems are being compounded by infla-
11 tion which diminishes the value of the fixed retirement
12 incomes on which many elderly persons must rely, and by
13 rising property taxes; and
14 *Whereas*, there is a need to search imaginatively for in-
15 novative solutions to these and other problems affecting the
16 elderly in Iowa; and
17 *Whereas*, the joint interim subcommittee which studied the
18 problems of elderly Iowans during the 1973 interim recommended
19 a continuation of this effort, *Now Therefore*,
20 *Be It Resolved by the House of Representatives, the Senate*
21 *Concurring*, That the legislative council is requested to es-
22 tablish a study committee as provided by law, including mem-
23 bers of the general assembly and nonlegislative members
24 knowledgeable of the problems of the elderly in Iowa, to con-
25 tinue the inquiry begun in 1973 into the quality of life of
26 Iowa's elderly citizens, and to consider the development of
27 a master plan for delivery of needed services to elderly resi-
28 dents of Iowa.

HOUSE AMENDMENT CONSIDERED
SENATE REFUSED TO CONCUR

Senate File 1405

Senator McCartney called up for consideration Senate File 1405, a bill for an act relating to credit related transactions, acts, practices and conduct, enacting the Iowa Consumer Credit Code, making coordinating amendments to the Code, and providing civil remedies and criminal penalties for violations, amended by the House, and moved that the Senate concur in the House amendment found on pages 1937-1940, inclusive, of the Senate Journal.

Senator Gluba offered amendment S—3018 to the House amendment filed by him:

S—3018

- 1 Amend the House amendment to Senate File 1405,
- 2 as amended and passed by the Senate, page 1, by
- 3 striking lines 3 and 4 and inserting in lieu
- 4 thereof the following:
- 5 1. Page 33, line 2, by striking the word
- 6 "fifteen" and inserting in lieu thereof the word
- 7 "ten".

Senator Lamborn raised the point of order that amendment S—3018 to the House amendment contained the same subject matter already considered by the Senate.

The Chair ruled the point well taken and cited Sec. 180, paragraph 3 of Mason's Manual of Legislative Procedure.

The Senate stood at ease until the fall of the gravel.

The Senate resumed session, President Neu presiding.

The Chair ruled the following amendments to the House amendment out of order under Sec. 180, paragraph 3 of Mason's Manual of Legislative Procedure:

Amendments S—3018, S—3017, S—3016 and S—3019 by Senator Gluba.

Amendments S—3021, S—3022 and S—3020 by Senator Gallagher.

Senator Gallagher offered amendment S—3023 to the House amendment and moved its adoption:

S—3023

- 1 Amend the House amendment to Senate File 1405,
- 2 as amended and passed by the Senate, page 1, line 4,

3 by striking the word "thirteen" and inserting
4 in lieu thereof the word "twelve".

Roll call was requested.

On the question "Shall amendment S—3023 to the House amendment be adopted?" (S.F. 1405) the vote was:

Ayes, 16:

Blouin	Heying	Kinley	Robinson
Doderer	Hill	Miller of	Rodgers
Gallagher	Junkins	Des Moines	Scott
Glenn	Kennedy	Palmer	Van Gilst
Gluba			

Nays, 30:

Andersen	Hansen	Nolin	Schwengels
Bergman	Hultman	Nystrom	Schwieger
Briles	Kelly	Plymat	Shaff
Burroughs	Lamborn	Potter	Shaw
Coleman	McCartney	Priebe	Taylor
Curtis	Miller of	Rabedeaux	Tieden
DeKoster	Marshall	Ramsey	Winkelman
Griffin	Murray	Riley	

Voting present, 1:

Milligan

Absent or not voting, 3:

Orr Schaben Willits

Amendment S—3023 to the House amendment lost.

Senator Gallagher offered amendment S—3024 to the House amendment filed by him and moved its adoption:

S—3024

- 1 Amend the House amendment to Senate File 1405,
- 2 as amended and passed by the Senate, page 1, as
- 3 follows:
- 4 1. By striking lines 5 through 8 and inserting
- 5 in lieu thereof the following:
- 6 Page 26, by striking lines 15 through 19
- 7 and inserting in lieu thereof the following:
- 8 "exceed an amount equal to one and one-third
- 9 percent of that part of the maximum amount pursuant
- 10 to subsection two (2) of this section which is
- 11 three hundred dollars or less and one and one-fourth
- 12 percent of that part of the maximum amount which is
- 13 more than three hundred dollars. If the billing
- 14 cycle".
- 15 2. By striking lines 9 through 12 and insert-
- 16 ing in lieu thereof the following:
- 17 Page 35, by striking lines 18 through 22
- 18 and inserting in lieu thereof the following:
- 19 "exceed an amount equal to one and one-third
- 20 percent of that part of the maximum amount pursuant

21 to subsection two (2) of this section which is
 22 three hundred dollars or less and one and one-fourth
 23 percent of that part of the maximum amount which is
 24 more than three hundred dollars. If the billing
 25 cycle”.

Roll call was requested.

On the question “Shall amendment S—3024 to the House amendment be adopted?” (S.F. 1405) the vote was:

Ayes, 18:

Blouin	Gluba	Kinley	Robinson
Coleman	Heying	Miller of	Rodgers
Doderer	Hill	Des Moines	Scott
Gallagher	Junkins	Palmer	Van Gilst
Glenn	Kennedy	Priebe	

Nays, 29:

Andersen	Hultman	Nolin	Schwengels
Bergman	Kelly	Nystrom	Schwieger
Briles	Lamborn	Plymat	Shaff
Burroughs	McCartney	Potter	Shaw
Curtis	Miller of	Rabedeaux	Taylor
DeKoster	Marshall	Ramsey	Tieden
Griffin	Milligan	Riley	Winkelman
Hansen	Murray		

Absent or not voting, 3:

Orr	Schaben	Willits
-----	---------	---------

Amendment S—3024 to the House amendment lost.

Senator Rodgers offered amendment S—3025 to the House amendment filed by him and moved its adoption:

S—3025

1 Amend the House amendment to Senate File 1405,
 2 as amended and passed by the Senate, as follows:
 3 1. Page 2, line 24, by striking the words “one
 4 thousand seven hundred fifty” and inserting in lieu
 5 thereof the words “three thousand”.
 6 2. Page 3, line 12, by striking the word “one”.
 7 3. Page 3, line 13, by striking the words “thou-
 8 sand seven hundred fifty” and inserting in lieu
 9 thereof the words “three thousand”.
 10 4. Page 4, line 5, by striking the words “one
 11 thousand seven hundred fifty” and inserting in lieu
 12 thereof the words “three thousand”.

Roll call was requested.

On the question “Shall amendment S—3025 to the House amendment be adopted?” (S.F. 1405) the vote was:

Ayes, 12:

Blouin	Gallagher	Nolin	Rodgers
Coleman	Gluba	Palmer	Scott
Doderer	Kinley	Priebe	Willits

Nays, 35:

Andersen	Hill	Milligan	Schwengels
Bergman	Hultman	Murray	Schwieger
Briles	Junkins	Nystrom	Shaff
Burroughs	Kelly	Plymat	Shaw
Curtis	Lamborn	Potter	Taylor
DeKoster	McCartney	Rabedeaux	Tieden
Glenn	Miller of	Ramsey	Van Gilst
Griffin	Des Moines	Riley	Winkelman
Hansen	Miller of	Robinson	
Heying	Marshall		

Absent or not voting, 3:

Kennedy	Orr	Schaben
---------	-----	---------

Amendment S—3025 to the House amendment lost.

Senator Potter took the chair at 4:00 p.m.

Senator McCartney restated his motion that the Senate concur in the House amendment.

Roll call was requested.

Rule 24 was invoked on request of Senator Glenn.

On the question "Shall the Senate concur in the House amendment?" (S.F. 1405) the vote was:

Ayes, 13:

Blouin	Gluba	Miller of	Rodgers
Doderer	Hill	Des Moines	Scott
Gallagher	Kennedy	Palmer	Willits
Glenn	Kinley		

Nays, 35:

Andersen	Heying	Murray	Robinson
Bergman	Hultman	Nolin	Schwengels
Briles	Junkins	Nystrom	Schwieger
Burroughs	Kelly	Plymat	Shaff
Coleman	Lamborn	Potter	Shaw
Curtis	McCartney	Priebe	Taylor
DeKoster	Miller of	Rabedeaux	Tieden
Griffin	Marshall	Ramsey	Van Gilst
Hansen	Milligan	Riley	Winkelman

Absent or not voting, 2:

Orr	Schaben
-----	---------

The motion lost and the Senate **refused to concur** in the House amendment to **Senate File 1405**.

CONSIDERATION OF BILLS

House File 1029

On motion of Senator Shaw, House File 1029, a bill for an act appropriating funds for the construction of a state agricultural

building, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Murray offered amendment S—2926 filed by him and moved its adoption:

S—2926

1 Amend House File 1029, as passed by the House, as
2 follows:

3 1. Page 2, after line 20, by inserting the
4 following new section:

5 Sec. The total estimated cost of the
6 fine arts elements included in the plans and speci-
7 fications for the construction of the state agri-
8 cultural building shall be not less than thirty-nine
9 thousand (\$9,000) dollars or one-half of one percent
10 of the total appropriation for such construction.

11 Sec. As used in this Act, "fine arts"
12 means sculpture, fountains, bas-reliefs, mosaics,
13 frescoes, wall hangings, pictures or other enhance-
14 ments to be integrated into the total environment of
15 such construction. Fine arts does not include the
16 incidental ornamental detail or functional structural
17 elements or hardware and other accessories.

18 Sec. The department of general
19 services and the capitol planning commission shall
20 coordinate with the Iowa arts council on matters
21 relating to the inclusion of fine arts authorized
22 by this Act.

23 2. By renumbering the remaining sections.

Amendment S—2926 was adopted.

Senator Priebe offered amendment S—2221 filed by Senators Priebe and Gluba and moved its adoption:

S—2221

1 Amend House File 1029, page 2, by inserting after
2 line 25 the following new section:

3 Sec. 5. The state agriculture building shall be known
4 officially as the Henry A. Wallace Building.

Roll call was requested.

On the question "Shall amendment S—2221 be adopted?" (H.F. 1029) the vote was:

Ayes, 20:

Blouin	Heying	Murray	Riley
Coleman	Hill	Nolin	Robinson
Doderer	Junkins	Palmer	Rodgers
Gallagher	Miller of	Plymat	Scott
Glenn	Des Moines	Priebe	Willits
Gluba			

Nays, 25:

Andersen	Hansen	Milligan	Schwieger
Bergman	Hultman	Nystrom	Shaff
Briles	Kelly	Potter	Shaw
Burroughs	Lamborn	Rabedeaux	Taylor
Curtis	McCartney	Ramsey	Tieden
DeKoster	Miller of	Schwengels	Winkelman
Griffin	Marshall		

Absent or not voting, 5:

Kennedy	Orr	Schaben	Van Gilst
Kinley			

Amendment S—2221 lost.

Senator Shaw moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1029) the vote was:

Ayes, 44:

Andersen	Heying	Milligan	Rodgers
Bergman	Hill	Murray	Schwengels
Blouin	Hultman	Nystrom	Schwieger
Briles	Junkins	Palmer	Scott
Burroughs	Kelly	Plymat	Shaff
Coleman	Kinley	Potter	Shaw
Curtis	Lamborn	Priebe	Taylor
DeKoster	McCartney	Rabedeaux	Tieden
Glenn	Miller of	Ramsey	Van Gilst
Gluba	Des Moines	Riley	Willits
Griffin	Miller of	Robinson	Winkelman
Hansen	Marshall		

Nays, 4:

Doderer	Gallagher	Kennedy	Nolin
---------	-----------	---------	-------

Absent or not voting, 2:

Orr	Schaben
-----	---------

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

Senator Shaw asked and received unanimous consent that **House File 1029** be **immediately messaged** to the House, which request was complied with.

WITHDRAWN

Senator Curtis asked and received unanimous consent that **Senate File 1007** be **withdrawn** from further consideration of the Senate.

ADOPTION OF CONCURRENT RESOLUTION

Senate Concurrent Resolution 133

Senator Lamborn called up for consideration the following concurrent resolution and moved its adoption:

SENATE CONCURRENT RESOLUTION 133

By Lamborn

- 1 *Whereas*, Otto Weber began covering the Iowa legislature as a
 2 reporter for WHO in 1939; and
 3 *Whereas*, Mr. Weber is now celebrating his thirty-fifth year
 4 as a reporter covering the Iowa legislature; and
 5 *Whereas*, Mr. Weber is held in high esteem by the member of the
 6 Sixty-fifth General Assembly; *Now Therefore*,
 7 *Be It Resolved by the Senate, the House Concurring*, That the
 8 members of the Sixty-fifth General Assembly, 1974 Session, extend
 9 their congratulations to Otto Weber on the thirty-fifth anniversary
 10 of his coverage of the Iowa legislature; and
 11 *Be It Further Resolved*, That the Secretary of the Senate is
 12 directed to present a copy of this resolution to Mr. Weber.

The motion prevailed and the resolution was adopted.

HOUSE AMENDMENT CONSIDERED

Senate File 1312

Senator Miller of Marshall called up for consideration Senate File 1312, a bill for an act relating to the department of environmental quality and its authority regarding public water supplies, making an appropriation and providing penalties for violations, amended by the House, and moved that the Senate concur in the following amendment:

- 1 Amend Senate File 1312, as amended and passed by
 2 the Senate, as follows:
 3 1. By striking everything after the enacting clause
 4 and inserting in lieu thereof the following:
 5 Section 1. There is appropriated from the general
 6 fund of the state to the department of environmental
 7 quality for the fiscal year commencing July 1, 1974,
 8 and ending June 30, 1975, the sum of thirty-one thousand
 9 (31,000) dollars, or so much thereof as may be necessary
 10 to be used for the salaries, support, maintenance and
 11 miscellaneous expenses of personnel for the water
 12 supply program.
 13 2. Amend the title on page 1 by striking everything
 14 after the word "Act" and all of lines 2 and 3, and
 15 inserting in lieu thereof the words "to make an
 16 appropriation from the general fund of the state to
 17 the department of environmental quality for the water
 18 supply program."

The motion prevailed.

The Senate concurred in the House amendment.

Senator Miller of Marshall moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1312) the vote was:

Ayes, 41:

Andersen	Griffin	Miller of	Ramsey
Bergman	Hansen	Marshall	Riley
Blouin	Heying	Milligan	Schwengels
Briles	Hill	Murray	Schwieger
Burroughs	Hultman	Nolin	Scott
Coleman	Junkins	Nystrom	Shaw
Curtis	Kelly	Palmer	Taylor
DeKoster	Lamborn	Plymat	Tieden
Doderer	McCartney	Potter	Willits
Gallagher	Miller of	Priebe	Winkelman
Glenn	Des Moines	Rabedeaux	

Nays, none.

Absent or not voting, 9:

Gluba	Orr	Rodgers	Shaff
Kennedy	Robinson	Schaben	Van Gilst
Kinley			

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

ADOPTION OF CONFERENCE COMMITTEE REPORT

Senate File 1222

Senator Milligan submitted the following report of the conference committee on Senate File 1222 and moved its adoption:

REPORT OF THE CONFERENCE COMMITTEE ON SENATE FILE 1222

To the President of the Senate and the Speaker of the House of Representatives:

We, the undersigned members of the conference committee appointed to consider the differences between the Senate and the House of Representatives on Senate File 1222, bill for an act relating to the establishment of an energy policy council with emergency powers and making an appropriation, respectfully submit the following recommendation:

1. That the House amendment to Senate File 1222, as amended passed, and reprinted by the Senate, be amended to read as follows:

1. Page 1, line 15, by striking the words "civil defense" and inserting in lieu thereof the words "energy policy".

2. Page 2, by striking lines 10 through 25 and inserting in lieu thereof the following:

Sec. 3. PERSONNEL. The governor shall appoint a director of energy policy who shall carry out duties assigned to him by the council or duties assigned to him by the governor pursuant to a proclamation of emergency issued under the provisions of section eight (8) of this Act. The appointment of the director shall be subject to confirmation by two-thirds of the members of the senate. The director shall be paid an annual salary in an amount not to exceed twenty-two thousand dollars. Other personnel utilized by the council shall be employed through a program of interchange of personnel between the council and other governmental agencies pursuant to chapter twenty-eight D (28D) of the Code.

3. Page 3, by striking lines 1 through 5.

4. Page 4, by inserting after line 21 the following:

g. evaluating the feasibility of coal gasification for the purpose of producing combustible gas.

5. Page 10, after line 13, by inserting the following sections:

Sec. 9. The energy policy council shall identify those segments of branch line railroad trackage which, if improved, may provide increased transportation services for the citizens of this state. The council shall develop and implement programs to encourage the improvement of railfreight services on such railroad trackage. If the council determines that public assistance is in the best interest of the citizens of this state, the council may, in emergencies, provide financial assistance on behalf of the citizens of this state to railroad companies, which assistance shall be used exclusively to upgrade branch line railroad roadbeds in order to improve the freight-carrying capacity of the railroad and to increase the speed limitations of the railroad trackage. In the alternative, there is granted a tax exemption to the branch line railroad roadbeds if the council determines that there is a need for continuation of rail transportation services to the area and communities served by the railroad, that discontinuance of rail services will not be in the best interest of the citizens of this state who reside in the area or community served, that an undue economic hardship will result in that area or community if service is discontinued, and that other transportation facilities are not available or are inadequate to meet the economic needs of the area or community. Before granting the tax exemption, the council shall require and the railroad company shall agree that an amount equal to the amount which would otherwise be paid for taxes if the tax exemption was not granted, shall be expended by the railroad company to upgrade the railroad roadbed for which the tax exemption is granted.

Sec. 10. If the energy policy council determines that a tax exemption shall be granted for certain

branch line railroad trackage, the council shall notify the county auditor of the county in which the railroad trackage is located of such fact not later than October first of each year. The exemption shall be granted on the valuation of the railroad trackage as of January first of the year in which the exemption is granted and such exemption shall be for a period of one year. The county auditor shall reduce by fifty percent the valuation of all railroad trackage which has been granted a tax exemption by the energy policy council.

Sec. 11. Each year in which a tax exemption is granted for branch line railroad trackage in the county and the county auditor receives notice from the energy policy council to reduce the valuation on railroad trackage by fifty percent, the county auditor shall levy the taxes against the reduced value of the property and give notice of the assessment to the energy policy council and to the state comptroller.

Sec. 12. The energy policy council shall pay all taxes due because of the reduced valuation of branch line railroad trackage granted an exemption from property taxes by the council. The council shall not grant exemptions for railroad trackage for which the council has insufficient funds under the provisions of this Act to reimburse counties for that portion of the taxes levied against railroad trackage in the counties which would be reimbursed by the state.

Sec. 13. There is appropriated from the general fund of the state to the energy policy council for the fiscal year beginning July 1, 1974 and ending June 30, 1975 the sum of three million (3,000,000) dollars, or so much thereof as may be necessary, to carry out sections nine (9) through twelve (12) of this Act.

Sec. 14. Any unencumbered balance of the funds appropriated pursuant to section thirteen (13) of this Act remaining as of June 30, 1977 shall revert to the general fund of the state as of June 30, 1977.

Sec. 15. The energy policy council, the governor, and the state comptroller may obtain and accept federal grants to the state to be used in connection with funds appropriated by sections thirteen (13) and twenty-one (21) of this Act.

Sec. 16. *NEW SECTION.* The state department of transportation shall conduct a study of the state's rail transportation and mass transit systems. In conducting the study, the department shall:

1. Determine the existing plant, equipment, and facilities of each railroad company providing rail service in the state.
2. Determine the type of rail service presently provided in this state by each railroad company.
3. Determine the economic and energy requirements for alternative transportation modes in the movement of passengers and commodities within the state.
4. Develop a cost-benefit analysis to determine the effect of state financial assistance on rail transportation in this state.
5. Develop a comprehensive plan for a system of rail transportation which will best serve the economic and social needs of the citizens of this state.

6. Determine the feasibility of providing railroad passenger service in this state. The study shall also include a cost analysis of and the procedures for providing such service and other availability and conditions of the railroad trackage over which railroad passenger service may be provided.

7. Determine the problems of mass transit facilities in this state and the role of the state in providing adequate mass transit services for the urban and rural areas of the state.

The state department of transportation shall submit a report of its findings and specific recommendations to the governor and the general assembly not later than March 1, 1975.

Sec. 17. There is appropriated from the general fund of the state to the state department of transportation for the fiscal year beginning July 1, 1974 and ending June 30, 1975 the sum of three hundred thousand (300,000) dollars, or so much thereof as may be necessary, to be used for salaries, support, maintenance, and miscellaneous purposes and to conduct the study required under section sixteen (16) of this Act.

Sec. 18. The state department of transportation, the governor, and the state comptroller may obtain and accept federal grants to the state to be used in connection with funds appropriated by section seventeen (17) of this Act.

Sec. 19. The state department of transportation, the governor, and the state comptroller may obtain and accept private grants to the state to be used in connection with funds appropriated by section seventeen (17) of this Act.

Sec. 20. Any unencumbered balance of the funds appropriated pursuant to section seventeen (17) of this Act remaining as of June 30, 1975 shall revert to the general fund of the state as of September 30, 1975.

Sec. 21. There is appropriated from the general fund of the state to the energy policy council for each year of the fiscal biennium beginning July 1, 1973 and ending June 30, 1975, the following amounts, or so much thereof as may be necessary, to be used in the manner designated:

	1973-74	1974-75
	Fiscal Year	Fiscal Year

For salaries, support, maintenance and miscellaneous purposes	\$10,000	\$150,000
Unencumbered or unobligated funds as of June 30, 1977 appropriated by this Act shall revert to the general fund of the state on September 30, 1977.		

6. Page 10, in line 14, by striking the words "This Act is" and inserting in lieu thereof the words "Sections one (1) through twelve (12) of this Act are".

7. Page 10, by striking lines 21 through 24 and inserting in lieu thereof the following:

2. Amend the title, page 1, lines 1 and 2, by striking everything after the word "Act" and inserting in lieu thereof the words "relating to a transportation and energy policy for the state by creating an energy policy council, providing tax relief and financial assistance for rail transportation by the energy policy council, requiring the state department of

transportation to conduct a study of rail and mass transit facilities, and making appropriations to the energy policy council and the state department of transportation.”

3. By renumbering sections in accordance with this amendment.

On the Part of the Senate:	On the Part of the House:
GEORGE F. MILLIGAN, Chairman	RICHARD W. WELDEN, Chairman
W. R. RABEDEAUX	BRICE C. OAKLEY
CALVIN O. HULTMAN	GREGORY D. CUSACK
JAMES V. GALLAGHER	DALE M. COCHRAN
IRVIN L. BERGMAN	GLENN F. BROCKETT

Roll call was requested.

On the question “Shall the report be adopted?” (S.F. 1222) the vote was:

Ayes, 32:

Andersen	Hultman	Murray	Schwengels
Bergman	Junkins	Nystrom	Schwieger
Briles	Kelly	Plymat	Scott
Burroughs	Lamborn	Potter	Shaff
Coleman	McCartney	Priebe	Shaw
Curtis	Miller of	Rabedeaux	Taylor
DeKoster	Marshall	Ramsey	Van Gilst
Griffin	Milligan	Robinson	Winkelman
Heying			

Nays, 13:

Blouin	Hill	Miller of	Rodgers
Doderer	Kennedy	Des Moines	Tieden
Glenn	Kinley	Nolin	Willits
Hansen		Riley	

Absent or not voting, 5:

Gallagher	Orr	Palmer	Schaben
Gluba			

The motion prevailed and the conference committee report and the recommendation and amendment contained therein were adopted.

Senator Milligan moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 1222) the vote was:

Ayes, 38:

Andersen	Glenn	Miller of	Schwengels
Bergman	Gluba	Marshall	Schwieger
Blouin	Griffin	Milligan	Scott
Briles	Hultman	Murray	Shaff
Burroughs	Junkins	Nystrom	Shaw
Coleman	Kelly	Plymat	Taylor
Curtis	Kinley	Potter	Tieden
DeKoster	Lamborn	Priebe	Van Gilst
Doderer	McCartney	Rabedeaux	Willits
Gallagher		Rodgers	Winkelman

Nays, 9:

Hansen
Heying
Hill

Kennedy
Miller of
Des Moines

Nolin
Palmer

Ramsey
Riley

Absent or not voting, 3:

Orr

Robinson

Schaben

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

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended and passed the following bill in which the concurrence of the House was asked:

Senate File 1343, a bill for an act appropriating from the general fund to the Annie Wittenmyer Home, Davenport, Iowa, for the fiscal year beginning July 1, 1974, and ending June 30, 1975.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENTS TO SENATE AMENDMENT CONSIDERED

House File 1470

Senator Riley called up for consideration House File 1470, a bill for an act relating to the Iowa district court, and the administration, funding, personnel and procedures thereof, amended by the Senate and further amended by the House, and moved that the Senate concur in the following amendment:

- 1 Amend the Senate amendment to House File 1470,
- 2 as amended, passed and reprinted by the House, as
- 3 follows:
- 4 1. By striking all of lines 45 through 47 and
- 5 inserting in lieu thereof the following:
- 6 "3. Page 8B, by inserting after line 51 the follow-
- 7 ing new paragraph:
- 8 The district judges of a judicial election dis-
- 9 trict may determine, for the year 1974, that a sub-
- 10 stitution be made pursuant to this section, by an
- 11 affirmative vote of a majority rendered and with
- 12 written notice thereof delivered to the chairman
- 13 of the county judicial magistrate appointing commission
- 14 not later than June 1, 1974. A magistrate appointed
- 15 in 1974 pursuant to this subsection shall be subject
- 16 to all of the provisions of this section, except that
- 17 the term of office shall be an irregular one for a
- 18 period of five years from July 1, 1974."
- 19 2. By striking all of lines 59 through 84 and
- 20 inserting in lieu thereof the following:

21 "5. Page 26A, by inserting after line 16, the
22 following new paragraph:

23 In any county where the judicial magistrate
24 appointing commission, pursuant to section six hundred
25 two point fifty (602.50) of the Code, made a number of

Page 2

1 appointments of judicial magistrates in 1974 which
2 number is inconsistent with the number of magistrates
3 permitted by this section, or where the appointing
4 commission prior to June 2, 1974 receives notice of a
5 substitution pursuant to section twelve (12) of this
6 Act, the judicial magistrate appointing commission
7 for that county is authorized and directed to recon-
8 vene prior to July 1, 1974, and appoint the number
9 permitted by this section. For the purpose of this
10 paragraph, such a nominating commission is authorized
11 to declare prior appointments made in 1974 void.

12 6. Page 26A, by striking line 17, and inserting
13 in lieu thereof the words 'Sections one (1) through
14 eleven (11), and thirteen (13) through forty-two (42)'.

15 7. Page 26A, line 19, by striking the words
16 'Section forty-three (43)' and inserting in lieu
17 thereof the words 'Sections twelve (12) and forty-
18 three (43)'."

19 3. By renumbering the remaining amendment.

The motion prevailed and the Senate concurred in the House amendment to the Senate amendment.

Senator Riley moved that the bill as amended by the Senate, further amended by the House, and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1470) the vote was:

Ayes, 43:

Andersen	Hansen	Murray	Rodgers
Bergman	Heying	Nolin	Schwengels
Blouin	Junkins	Nystrom	Schwieger
Briles	Kelly	Palmer	Scott
Burroughs	Kennedy	Plymat	Shaff
Coleman	Lamborn	Potter	Shaw
Curtis	Miller of	Priebe	Taylor
DeKoster	Des Moines	Rabedeaux	Tieden
Doderer	Miller of	Ramsey	Van Gilst
Glenn	Marshall	Riley	Willits
Gluba	Milligan	Robinson	Winkelman
Griffin			

Nays, 2:

Hill Kinley

Absent or not voting, 5:

Gallagher	McCartney	Orr	Schaben
Hultman			

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

Senator Riley asked and received unanimous consent that **House File 1470** be **immediately messaged** to the House, which request was complied with.

HOUSE AMENDMENT CONSIDERED

Senate File 597

Senator Riley called up for consideration Senate File 597, a bill for an act to appropriate funds from the general fund of the state to the department of general services for the educational radio and television facility board for the purchase of equipment, amended by the House, and moved that the Senate concur in the following amendment:

- 1 Amend Senate File 597, as passed by the Senate,
- 2 page 2, by striking lines 1 through 20, inclusive,
- 3 and inserting in lieu thereof the following:
- 4 Section 1. There is appropriated from the general
- 5 fund of the state to the department of general ser-
- 6 vices for the educational radio and television
- 7 facility board for the fiscal year beginning July
- 8 1, 1974 and ending June 30, 1975, the sum of one
- 9 hundred thousand (100,000) dollars, or so much thereof
- 10 as may be necessary, to be used for the acquisition
- 11 of lighting equipment for studio production.
- 12 Sec. 2. Unencumbered or unobligated funds appro-
- 13 priated by this Act remaining as of June 30, 1975 shall
- 14 revert to the general fund of the state on August
- 15 31, 1975.

The motion prevailed and the Senate concurred in the House amendment.

Senator Riley moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 597) the vote was:

Ayes, 45:

Andersen	Hansen	Miller of	Riley
Bergman	Heying	Marshall	Robinson
Blouin	Hill	Milligan	Schwengels
Briles	Junkins	Murray	Schwieger
Burroughs	Kelly	Nolin	Scott
Coleman	Kennedy	Nystrom	Shaff
Curtis	Kinley	Palmer	Shaw
DeKoster	Lamborn	Plymat	Taylor
Doderer	McCartney	Potter	Tieden
Glenn	Miller of	Priebe	Van Gilst
Gluba	Des Moines	Rabedeaux	Willits
Griffin		Ramsey	Winkelman

Nays, none.

Absent or not voting, 5:

Gallagher	Orr	Rodgers	Schaben
Hultman			

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

POINT OF PERSONAL PRIVILEGE

Senator Curtis rose on a point of personal privilege to pay tribute to Senator Schwieger, who will retire after serving in the Senate during the Sixty-fifth General Assembly and in the House of Representatives during the Sixty-fourth General Assembly.

The Senate honored the Senator with a standing ovation.

HOUSE AMENDMENT CONSIDERED

Senate File 1343

Senator Schwieger called up for consideration Senate File 1343, a bill for an act appropriating from the general fund of the state of Iowa to the Annie Wittenmyer Home, Davenport, for the fiscal year beginning July 1, 1974, and ending June 30, 1975, amended by the House, and moved that the Senate concur in the following amendment:

- 1 Amend Senate File 1343 as amended and passed by the
- 2 Senate as follows:
- 3 1. Page 2, lines 3 and 4, by striking "nine hundred
- 4 ninety-six thousand one hundred eighty (996,180)" and
- 5 inserting in lieu thereof "five hundred thousand
- 6 (500,000)".
- 7 2. Page 2, before line 8 add the following:
- 8 "When another location is found for a child who is a
- 9 resident of the home on July 1, 1974 funds appropriated
- 10 by this Act which have been allocated for the care of
- 11 such child shall be made available for the care of the
- 12 child at the new location. In determining the amount
- 13 of funds allocated for the child's care, the sum of
- 14 fifty thousand dollars shall be subtracted from the
- 15 amount appropriated in section one (1) of this Act.
- 16 The fifty thousand dollars represent the funds required
- 17 to provide security and maintenance for the institu-
- 18 tion. The remaining funds shall be divided by the
- 19 population of the institution existing on July 1, 1974
- 20 and the resulting individual calculation shall be
- 21 divided by twelve to arrive at a monthly cost for each
- 22 child. The specific allocation for the care of each
- 23 child shall be the individual rate established multi-

24 plied by the months remaining in fiscal year 1974-75
25 at the time of placement. If necessary a monthly rate

Page 2

1 may be prorated if placement of a child does not occur
2 at the beginning or end of a month.”
3 3. Page 2, line 27, after the word “improvements”
4 insert the words “, furniture, and equipment”.
5 4. Page 2, by inserting after line 32 the following
6 section:
7 Sec. Notwithstanding the provisions of section
8 eight point thirty-three (8.33) of the Code and Acts of
9 the Sixty-fifth General Assembly, 1973 Session, chapter
10 one hundred fifteen (115), sections one (1) and six (6),
11 all unencumbered or unobligated balances of appropria-
12 tions made by Acts of the Sixty-fifth General Assembly,
13 1973 Session, chapter one hundred fifteen (115), section
14 one (1), to the Annie Wittenmyer home for the fiscal
15 year beginning July 1, 1973 and ending June 30, 1974
16 shall be available for expenditure during the fiscal
17 year beginning July 1, 1974 and shall revert to the
18 general fund of the state on September 30, 1975.

The motion prevailed and the Senate concurred in the House amendment.

Senator Schwieger moved that the bill as amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question “Shall the bill pass?” (S.F. 1343) the vote was:

Ayes, 44:

Andersen	Hansen	Milligan	Robinson
Bergman	Heying	Murray	Rodgers
Blouin	Junkins	Nolin	Schwengels
Briles	Kelly	Nystrom	Schwieger
Burroughs	Kennedy	Palmer	Scott
Coleman	Kinley	Plymat	Shaff
Curtis	Lamborn	Potter	Shaw
DeKoster	McCartney	Priebe	Taylor
Doderer	Miller of	Rabedaux	Tieden
Glenn	Des Moines	Ramsey	Willits
Gluba	Miller of	Riley	Winkelman
Griffin	Marshall		

Nays, 1:

Hill

Absent or not voting, 5:

Gallagher	Orr	Schaben	Van Gilst
Hultman			

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

President Neu took the chair at 5:55 p.m.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the following concurrent resolution in which the concurrence of the House was asked:

Senate Concurrent Resolution 133, extending congratulations to Otto Weber.

Also: That the House has concurred in the Senate amendment to and passed the following bill in which the concurrence of the House was asked:

House File 1029, a bill for an act appropriating funds for the construction of a state agriculture building.

WILLIAM H. HARBOR, Chief Clerk

POINT OF PERSONAL PRIVILEGE

Senator Kelly rose on a point of personal privilege to pay tribute to Senator Milligan who will retire after serving in the Senate during the Sixty-fourth and Sixty-fifth General Assemblies, and in the House of Representatives during the Sixty-third General Assembly.

The Senate honored the Senator with a standing ovation.

ADOPTION OF CONCURRENT RESOLUTION

House Concurrent Resolution 162

Senator Rabedeaux asked and received unanimous consent to take up for consideration House Concurrent Resolution 162 found on pages 2013-2021, inclusive, of the Senate Journal.

Senator Griffin offered amendment S—3034 by Senators Rabedeaux, et al.

S—3034

Division S—3034A

1 Amend House Concurrent Resolution 162, as amended and
2 passed by the House, as follows:

3 1. Line 151, by striking the number "29" and insert-
4 ing in lieu thereof the number "28".

5 2. Line 163, by striking the number "22" and insert-
6 ing in lieu thereof the number "21".

7 3. Line 166, by striking the number "16" and insert-
8 ing in lieu thereof the number "15".

9 4. Line 167, by striking the number "16" and insert-
10 ing in lieu thereof the number "15".

11 5. Line 175, by striking the number "15" and insert-
12 ing in lieu thereof the number "14".

Division S—3034B

13 6. By striking lines 369 through 373 and inserting
14 in lieu thereof the following:

15 “1) Step A.....During the first two years
16 2) Step B.....After two years’ experience
17 3) Step C.....After four years’ experience
18 4) Step D.....After six years’ experience
19 5) Step E.....After eight years’ experience

Division S—3034A (cont’d)

20 7. Line 393, by striking the number and words “15,
21 Step F” and inserting in lieu thereof the number and
22 words “14, at whatever step they would otherwise be
23 entitled to, unless the grade at which they are
24 during the session is lower than grade 14, in which
25 case they shall be compensated at that lower grade

Page 2

1 and appropriate step”.

Senator Doderer called for a division of the amendment, sections 1 through 5, and section 7 to be considered as division S—3034A; section 6 to be considered as division S—3034B.

On motion of Senator Griffin, division S—3034A of the amendment was adopted.

Senator Griffin moved the adoption of division S—3034B of the amendment.

Roll call was requested.

On the question “Shall division S—3034B of the amendment be adopted?” (H.C.R. 162) the vote was:

Ayes, 26:

Andersen	Hansen	Murray	Schwengels
Bergman	Kelly	Nystrom	Shaff
Briles	Lamborn	Plymat	Shaw
Burroughs	McCartney	Potter	Taylor
Curtis	Miller of	Rabedeaux	Tieden
DeKoster	Marshall	Ramsey	Winkelman
Griffin	Milligan	Riley	

Nays, 17:

Blouin	Gluba	Kinley	Rodgers
Coleman	Hill	Palmer	Scott
Doderer	Junkins	Priebe	Van Gilst
Gallagher	Kennedy	Robinson	Willits
Glenn			

Absent or not voting, 7:

Heying	Miller of	Nolin	Schaben
Hultman	Des Moines	Orr	Schwieger

Division S—3034B of the amendment was adopted.

Senator Doderer offered amendment S—3035, moved its adoption and requested a roll call:

S—3035

- 1 Amend House Concurrent Resolution 162, as amended
- 2 and passed by the House, as follows:
- 3 1. Line 225, by striking the letter "F" and in-
- 4 serting in lieu thereof the letter "D".
- 5 2. Line 228, by striking the letter "C" and in-
- 6 serting in lieu thereof the letter "B".
- 7 3. Line 232, by striking the letter "F" and in-
- 8 serting in lieu thereof the letter "D".
- 9 4. Line 233, by striking the letter "F" and in-
- 10 serting in lieu thereof the letter "D".
- 11 5. Line 235, by striking the letter "F" and in-
- 12 serting in lieu thereof the letter "D".
- 13 6. Line 236, by striking the letter "F" and in-
- 14 serting in lieu thereof the letter "D".
- 15 7. Line 237, by striking the letter "E" and in-
- 16 serting in lieu thereof the letter "C".
- 17 8. Line 238, by striking the letter "C" and in-
- 18 serting in lieu thereof the letter "B".
- 19 9. Line 240, by striking the letter "C" and in-
- 20 serting in lieu thereof the letter "B".
- 21 10. Line 242, by striking the letter "E" and in-
- 22 serting in lieu thereof the letter "C".
- 23 11. Line 243, by striking the letter "C" and in-
- 24 serting in lieu thereof the letter "B".
- 25 12. Line 244, by striking the letter "C" and in-

Page 2

- 1 serting in lieu thereof the letter "B".
- 2 13. Line 245, by striking the letter "D"
- 3 inserting in lieu thereof the letter "C".
- 4 14. Line 246, by striking the letter "C" and
- 5 inserting in lieu thereof the letter "B".
- 6 15. Line 247, by striking the letter "D" and
- 7 inserting in lieu thereof the letter "C".
- 8 16. Line 248, by striking the letter "D" and
- 9 inserting in lieu thereof the letter "C".
- 10 17. Line 249, by striking the letter "B" and
- 11 inserting in lieu thereof the letter "A".
- 12 18. Line 250, by striking the letter "C" and
- 13 inserting in lieu thereof the letter "B".
- 14 19. Line 251, by striking the letter "C" and
- 15 inserting in lieu thereof the letter "B".
- 16 20. Line 253, by striking the letter "C" and
- 17 inserting in lieu thereof the letter "B" and
- 18 21. Line 254, by striking the letter "C" and
- 19 inserting in lieu thereof the letter "B".
- 20 22. Line 269, by striking the letter "H" and
- 21 inserting in lieu thereof the letter "E".
- 22 23. Line 270, by striking the letter "G" and
- 23 inserting in lieu thereof the letter "D".
- 24 24. Line 271, by striking the letter "E" and
- 25 inserting in lieu thereof the letter "C".

Page 3

- 1 25. Line 274, by striking the letter "C" and
- 2 inserting in lieu thereof the letter "B".
- 3 26. Line 275, by striking the letter "C" and
- 4 inserting in lieu thereof the letter "B".
- 5 27. Line 276, by striking the letter "H" and
- 6 inserting in lieu thereof the letter "E".
- 7 28. Line 279, by striking the letter "C" and
- 8 inserting in lieu thereof the letter "B".
- 9 29. Line 281, by striking the letter "E" and
- 10 inserting in lieu thereof the letter "C".
- 11 30. Line 284, by striking the letter "G" and
- 12 inserting in lieu thereof the letter "D".
- 13 31. Line 286, by striking the letter "E" and
- 14 inserting in lieu thereof the letter "C".
- 15 32. Line 289, by striking the letter "E" and
- 16 inserting in lieu thereof the letter "C".
- 17 33. Line 290, by striking the letter "D" and
- 18 inserting in lieu thereof the letter "C".
- 19 34. Line 291, by striking the letter "C" and
- 20 inserting in lieu thereof the letter "B".
- 21 35. Line 292, by striking the letter "E" and
- 22 inserting in lieu thereof the letter "C".
- 23 36. Line 293, by striking the letter "E" and
- 24 inserting in lieu thereof the letter "C"
- 25 37. Line 294, by striking the letter "E" and

Page 4

- 1 inserting in lieu thereof the letter "C".
- 2 38. Line 295, by striking the letter "D" and
- 3 inserting in lieu thereof the letter "C".
- 4 39. Line 298, by striking the letter "C" and
- 5 inserting in lieu thereof the letter "B".
- 6 40. Line 299, by striking the letter "C" and
- 7 inserting in lieu thereof the letter "B"
- 8 41. Line 300, by striking the letter "B" and
- 9 inserting in lieu thereof the letter "A".
- 10 42. Line 301, by striking the letter "B" and
- 11 inserting in lieu thereof the letter "A".
- 12 43. Line 302, by striking the letter "B" and
- 13 inserting in lieu thereof the letter "A".
- 14 44. Line 305, by striking the letter "D" and
- 15 inserting in lieu thereof the letter "C".
- 16 45. Line 330, by striking the letter "B" and
- 17 inserting in lieu thereof the letter "A".
- 18 46. Line 334, by striking the letter "D" and
- 19 inserting in lieu thereof the letter "C".
- 20 47. Line 335, by striking the letter "C" and
- 21 inserting in lieu thereof the letter "B".
- 22 48. Line 336, by striking the letter "D" and
- 23 inserting in lieu thereof the letter "C".
- 24 49. Line 337, by striking the letter "D" and
- 25 inserting in lieu thereof the letter "C".

Page 5

- 1 50. Line 338, by striking the letter "C" and

- 2 inserting in lieu thereof the letter "B".
 3 51. Line 342, by striking the letter "B" and
 4 inserting in lieu thereof the letter "A".
 5 52. Line 343, by striking the letter "C" and
 6 inserting in lieu thereof the letter "B".
 7 53. Line 346, by striking the letter "D" and
 8 inserting in lieu thereof the letter "C".
 9 54. Line 347, by striking the letter "C" and
 10 inserting in lieu thereof the letter "B".
 11 55. Line 348, by striking the letter "C" and
 12 inserting in lieu thereof the letter "B".
 13 56. Line 349, by striking the letter "C" and
 14 inserting in lieu thereof the letter "B".
 15 57. Line 350, by striking the letter "C" and
 16 inserting in lieu thereof the letter "B".
 17 58. Line 351, by striking the letter "C" and
 18 inserting in lieu thereof the letter "B".
 19 59. Line 352, by striking the letter "C" and
 20 inserting in lieu thereof the letter "B".
 21 60. Line 357, by striking the letter "C" and
 22 inserting in lieu thereof the letter "B".
 23 61. Line 358, by striking the letter "B" and
 24 inserting in lieu thereof the letter "A".
 25 62. Line 360, by striking the letter "C" and

Page 6

- 1 inserting in lieu thereof the letter "B".
 2 63. Line 361, by striking the letter "C" and
 3 inserting in lieu thereof the letter "B".
 4 64. Line 366, by inserting after the word "for"
 5 the words "all part-time employees of the General
 6 Assembly".
 7 65. Line 367, by striking the words "secretaries
 8 to senators and representatives".
 9 66. Line 417, by inserting after the word "That"
 10 the words "all full-time".
 11 67. Line 418, by striking the words "(other than
 12 secretaries to senators and representatives)".

On the question "Shall amendment S—3035 be adopted?"
 (H.C.R. 162) the vote was:

Ayes, 17:

Blouin	Hill	Nolin	Rodgers
Doderer	Junkins	Palmer	Scott
Gallagher	Kinley	Priebe	Van Gilst
Glenn	Miller of	Robinson	Willits
Gluba	Des Moines		

Nays, 24:

Andersen	Hansen	Murray	Schwengels
Bergman	Hultman	Nystrom	Shaff
Briles	Kelly	Plymat	Shaw
Burroughs	Lamborn	Potter	Taylor
Curtis	Miller of	Rabedeaux	Tieden
DeKoster	Marshall	Riley	Winkelman
Griffin			

Absent or not voting, 9:

Coleman	McCartney	Orr	Schaben
Heying	Milligan	Ramsey	Schwieger
Kennedy			

Amendment S—3035 lost.

Senator Hill offered amendment S—3031 by Senators Hill and Robinson, moved its adoption and requested a roll call:

S—3031

- 1 Amend House Concurrent Resolution 162 as amended and
- 2 passed by the House as follows:
- 3 1. By inserting after line 376 the following: *Be*
- 4 *It Further Resolved*, That secretaries transferred to
- 5 other duties as employees of the general assembly or
- 6 to other state employment shall be given full credit
- 7 for years of experience on the basis provided for
- 8 secretaries in this resolution; and ”.
- 9 2. Line 422, by inserting after the word
- 10 “committee” the following:
- 11 “, except that in no case shall an employee fail to
- 12 receive full credit for years of experience in
- 13 whatever job assignment is given”.

On the question “Shall amendment S—3031 be adopted?” (H.C.R. 162) the vote was:

Ayes, 18:

Blouin	Hill	Nolin	Rodgers
Coleman	Junkins	Palmer	Scott
Doderer	Kinley	Priebe	Van Gilst
Glenn	Miller of	Riley	Willits
Gluba	Des Moines	Robinson	

Nays, 23:

Bergman	Griffin	Milligan	Schwengels
Briles	Hansen	Murray	Shaff
Burroughs	Kelly	Plymat	Shaw
Curtis	Lamborn	Potter	Taylor
DeKoster	Miller of	Rabedeaux	Tieden
Gallagher	Marshall	Ramsey	Winkelman

Absent or not voting 9:

Andersen	Kennedy	Nystrom	Schaben
Heying	McCartney	Orr	Schwieger
Hultman			

Amendment S—3031 lost.

On motion of Senator Rabedeaux, House Concurrent Resolution 162 as amended was adopted.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has adopted the conference committee report and the amend-

ments contained therein, and repassed Senate File 1222, a bill for an act relating to the establishment of an energy policy council with emergency powers and making an appropriation.

Also: That the House has amended Senate amendment to, concurred in Senate amendment as amended, and repassed the following bill in which the concurrence of the House was asked:

House File 1483, a bill for an act making an appropriation to supplement funds appropriated to the office of attorney general.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE
AMENDMENT CONSIDERED

House File 1483

Senator Shaw called up for consideration House File 1483, a bill for an act making an appropriation to supplement funds appropriated to the office of attorney general, amended by the Senate and further amended by the House, and moved that the Senate concur in the following amendment:

- 1 Amend the Senate amendment to House
- 2 File 1483 by striking lines 27 through 141 on pages 2, 3,
- 3 4, 5 and 6; and lines 144 through 149 on page 6.

The motion prevailed and the Senate concurred in the House amendment to the Senate amendment.

Senator Shaw moved that the bill as amended by the Senate and further amended by the House and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1483) the vote was:

Ayes, 43:

Andersen	Hultman	Murray	Rodgers
Bergman	Junkins	Nolin	Schwengels
Blouin	Kelly	Nystrom	Schwieger
Briles	Kennedy	Palmer	Scott
Burroughs	Kinley	Plymat	Shaff
Coleman	Lamborn	Potter	Shaw
Curtis	Miller of	Priebe	Taylor
DeKoster	Des Moines	Rabedeaux	Tieden
Glenn	Miller of	Ramsey	Van Gilst
Gluba	Marshall	Riley	Willits
Griffin	Milligan	Robinson	Winkelman
Hansen			

Nays, none.

Absent or not voting, 7:

Doderer	Heying	McCartney	Schaben
Gallagher	Hill	Orr	

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

UNFINISHED BUSINESS
HOUSE AMENDMENT CONSIDERED

Senate File 86

Senator Briles called up for further consideration Senate File 86, a bill for an act relating to licenses for professional boxing and wrestling matches, the House amendment, and the Potter amendment S—2216 to the House amendment, offered and deferred on February 22, 1974:

S—2216

- 1 Amend the House amendment to Senate File 86 as follows:
- 2 Page 1, by adding the following division to the
- 3 amendment after line 18:
- 4 Page 1, by adding the following section
- 5 after line 21:
- 6 Sec. Chapter seven hundred twenty-seven A
- 7 (727A), Code 1973, is amended by adding the following
- 8 new section:
- 9 *NEW SECTION.* There is established an athletic
- 10 commissioner's advisory commission to consist of seven
- 11 members appointed by the governor, and who shall
- 12 serve at the pleasure of the governor. The advisory
- 13 commission shall be nonpartisan and the members shall
- 14 be appointed without reference to political affiliation.
- 15 The athletic commissioner shall serve as chairman of
- 16 the advisory commission.
- 17 No member of the athletic commission's advisory
- 18 commission shall hold or be issued a license under the
- 19 provisions of this chapter.
- 20 2. By renumbering the divisions of the amendment to
- 21 conform with this amendment.

Senator Potter withdrew amendment S—2216.

Senator Briles moved that the Senate concur in the House amendment.

Roll call was requested.

On the question "Shall the Senate concur in the House amendment?" (S. F. 86) the vote was:

Ayes, 35:

Andersen	Curtis	Heying	Miller of
Bergman	DeKoster	Hultman	Des Moines
Blouin	Gallagher	Junkins	Miller of
Briles	Gluba	Kelly	Marshall
Burroughs	Griffin	Lamborn	Nystrom
Coleman	Hansen	McCartney	Palmer

Potter	Robinson	Scott	Tieden
Rabedeaux	Rodgers	Shaff	Van Gilst
Ramsey	Schwengels	Taylor	Winkelman
Riley			

Nays, 11:

Doderer	Kinley	Nolin	Schwieger
Glenn	Milligan	Plymat	Willits
Kennedy	Murray	Priebe	

Absent or not voting, 4:

Hill	Orr	Schaben	Shaw
------	-----	---------	------

The motion prevailed and the Senate concurred in the House amendment.

Senator Potter took the chair at 7:43 p.m.

Senator Briles moved that the bill as amended by the House, and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 86) the vote was:

Ayes, 35:

Andersen	Hansen	Miller of	Robinson
Bergman	Heying	Marshall	Rodgers
Blouin	Hultman	Nolin	Schwengels
Briles	Junkins	Nystrom	Scott
Burroughs	Kelly	Palmer	Shaff
Coleman	Kinley	Potter	Tieden
Curtis	Lamborn	Rabedeaux	Van Gilst
Gallagher	McCartney	Ramsey	Winkelman
Gluba	Miller of	Riley	
Griffin	Des Moines		

Nays, 12:

DeKoster	Kennedy	Plymat	Shaw
Doderer	Milligan	Priebe	Taylor
Glenn	Murray	Schwieger	Willits

Absent or not voting, 3:

Hill	Orr	Schaben
------	-----	---------

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

CONSIDERATION OF BILLS

Senator Lamborn asked and received unanimous consent to take up out of order House File 1441.

House File 1441.

On motion of Senator Griffin, House File 1441, a bill for an act relating to general obligation bonds of cities, with report of com-

mittee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Griffin moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1441) the vote was:

Ayes, 41:

Andersen	Hansen	Milligan	Rodgers
Bergman	Heying	Murray	Schwengels
Blouin	Junkins	Nystrom	Schwieger
Briles	Kelly	Palmer	Scott
Burroughs	Kennedy	Plymat	Shaff
Curtis	Kinley	Potter	Taylor
DeKoster	McCartney	Priebe	Tieden
Doderer	Miller of	Rabedeaux	Van Gilst
Glenn	Des Moines	Ramsey	Willits
Gluba	Miller of	Riley	Winkelman
Griffin	Marshall	Robinson	

Nays, 3:

Coleman	Gallagher	Nolin
---------	-----------	-------

Absent or not voting, 6:

Hill	Lamborn	Schaben	Shaw
Hultman	Orr		

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

The Senate stood at ease until the fall of the gavel.

The Senate resumed session, President Neu presiding.

CONSIDERATION OF JOINT RESOLUTION

House Joint Resolution 3

On motion of Senator Shaw, House Joint Resolution 3, a joint resolution proposing an amendment to the Constitution of the State of Iowa to provide means for the General Assembly to convene itself into special session between regular sessions, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Shaw moved that the resolution be read the last time now, which motion prevailed, and the resolution was read the last time.

House Joint Resolution 3, a Joint Resolution proposing an amendment to the Constitution of the State of Iowa to provide

means for the General Assembly to convene itself into special session between regular sessions.

Be It Resolved by the General Assembly of the State of Iowa:

Section 1. The following amendment to the Constitution of the State of Iowa is hereby proposed:

Section two (2) of Article three (III) of the Constitution of the State of Iowa, as amended by amendment number one (1) of the Amendments of 1968 to the Constitution of the State of Iowa, is repealed and the following adopted in lieu thereof:

The General Assembly shall meet in session on the second Monday of January of each year. Upon the written request to the presiding officer of each House of the General Assembly by two-thirds of the members of each House, the General Assembly shall convene in special session. The Governor of the state may convene the General Assembly by proclamation in the interim.

Sec. 2. The foregoing proposed amendment, having been adopted and agreed to by the Sixty-fourth General Assembly, Second Session, thereafter duly published, and now adopted and agreed to by the Sixty-fifth General Assembly in this Joint Resolution, shall be submitted to the people of the state of Iowa at the general election in November of the year nineteen hundred seventy-four in the manner required by the Constitution of the State of Iowa and the laws of the state of Iowa.

On the question "Shall the resolution be adopted?" (H.J.R. 3) the vote was:

Yeas, 36:

Andersen	Gluba	Miller of	Robinson
Bergman	Griffin	Marshall	Rodgers
Blouin	Hansen	Milligan	Schwengels
Briles	Hill	Murray	Schwieger
Burroughs	Junkins	Nolin	Scott
Coleman	Kelly	Palmer	Shaw
Curtis	Kinley	Plymat	Taylor
DeKoster	Miller of	Potter	Van Gilst
Doderer	Des Moines	Priebe	Willits
Glenn		Riley	

Nays, 10:

Gallagher	Kennedy	Nystrom	Tieden
Heying	Lamborn	Ramsey	Winkelman
Hultman	McCartney		

Absent but not voting, 4:

Orr	Rabedeaux	Schaben	Shaff
-----	-----------	---------	-------

The resolution having received a constitutional majority was declared to have been adopted and agreed to by the Senate and the title was agreed to.

CONSIDERATION OF BILLS

House File 1359

On motion of Senator Kelly, House File 1359, a bill for an act relating to the registration of vessels, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Miller of Des Moines withdrew amendment S—2962 filed by him and found on page 1862 of the Senate Journal.

Senator Kelly moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H.F. 1359) the vote was:

Ayes, 41:

Andersen	Hansen	Miller of	Robinson
Bergman	Heying	Marshall	Rodgers
Blouin	Hill	Milligan	Schwengels
Briles	Hultman	Murray	Scott
Burroughs	Junkins	Nystrom	Shaw
Coleman	Kelly	Palmer	Taylor
Curtis	Kinley	Plymat	Tieden
DeKoster	Lamborn	Potter	Van Gilst
Gallagher	McCartney	Priebe	Willits
Gluba	Miller of	Ramsey	Winkelman
Griffin	Des Moines	Riley	

Nays, 4:

Glenn	Kennedy	Nolin	Schwieger
-------	---------	-------	-----------

Absent or not voting, 5:

Doderer	Rabedeaux	Schaben	Shaff
Orr			

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

House File 1410

On motion of Senator Curtis, House File 1410, a bill for an act relating to statutory preferences for Iowa products and labor, and providing limitations on that preference, with report of committee recommending passage, was taken up, considered, and the report of the committee adopted.

Senator Curtis moved that the bill be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (H. F. 1410) the vote was:

Ayes, 45:

Andersen	Hansen	Miller of	Robinson
Bergman	Heying	Marshall	Rodgers
Blouin	Hill	Milligan	Schwengels
Briles	Hultman	Murray	Schwieger
Burroughs	Junkins	Nolin	Scott
Coleman	Kelly	Nystrom	Shaw
Curtis	Kennedy	Palmer	Taylor
DeKoster	Kinley	Plymat	Tieden
Gallagher	Lamborn	Potter	Van Gilst
Glenn	McCartney	Priebe	Willits
Gluba	Miller of	Ramsey	Winkelman
Griffin	Des Moines	Riley	

Nays, none.

Absent or not voting, 5:

Doderer	Rabedeaux	Schaben	Shaff
Orr			

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

HOUSE AMENDMENT CONSIDERED

Senate File 1093

Senator Shaw called up for consideration Senate File 1093, a bill for an act relating to statutory provisions affecting the legal treatment of male and female persons, amended by the House, as follows:

- 1 Amend Senate File 1093, as passed by the Senate
- 2 and reprinted, as follows:
- 3 1. Page 20A, by striking all of lines 10 through
- 4 21.
- 5 2. Page 33, by inserting after line 17 the follow-
- 6 ing sections:
- 7 Sec. There is appropriated from the general
- 8 fund of the state for the fiscal year beginning July
- 9 1, 1974 and ending June 30, 1975, to the board of barber
- 10 examiners, the sum of five thousand (5,000) dollars, or
- 11 so much thereof as may be necessary, and to the board
- 12 of cosmetology examiners, the sum of five thousand
- 13 (5,000) dollars, or so much thereof as may be neces-
- 14 sary, to be used by the two examining boards for per
- 15 diem and expenses of board members and not more than
- 16 three additional persons appointed by each board
- 17 for joint meetings held for the purpose of making
- 18 recommendations to the Sixty-sixth General Assembly,
- 19 1975 Session, regarding changes in the cosmetology
- 20 and barbering laws, including but not limited to
- 21 the establishment of a joint license for the practice

22 of barbering and cosmetology, the establishment of
 23 a joint board, the scope of practice of barbers and
 24 cosmetologists, and licensing and educational qualifi-
 25 cations. Any funds not expended under this section

Page 2

1 shall revert to the general fund of the state on
 2 September 30, 1975.
 3 Sec. Notwithstanding any other provision of
 4 law, any licensed cosmetologist under chapter one
 5 hundred fifty-seven (157) of the Code may practice
 6 barbering as defined in chapter one hundred fifty-
 7 eight (158) of the Code until June 30, 1975. Notwith-
 8 standing any other provision of law, any licensed
 9 barber and registered barber apprentice under chapter
 10 one hundred fifty-eight (158) of the Code may practice
 11 cosmetology as defined in chapter one hundred fifty-
 12 seven (157) of the Code until June 30, 1975. The
 13 provisions of this section shall expire June 30, 1975.
 14 Sec. Effective July 1, 1975, chapters one
 15 hundred fifty-seven (157) and one hundred fifty-eight
 16 (158), Code 1973, are repealed.
 17 Sec. This Act, being deemed of immediate
 18 importance, shall take effect and be in force from
 19 and after its publication in the Muscatine Journal,
 20 a newspaper published in Muscatine, Iowa, and in the
 21 Cedar Rapids Gazette, a newspaper published in
 22 Cedar Rapids, Iowa.
 23 3. By renumbering sections as necessary.
 24 4. Amend the title, page 1, line 2, by inserting
 25 after the word "persons" the words "and to make an

Page 3

1 appropriation".

Senator Griffin offered amendment S—3033 to the House
 amendment:

S—3033

1 Amend the House amendment to Senate File 1093,
 2 as amended, passed, and reprinted by the Senate, as
 3 follows:
 4 1. Page 2, line 5, by striking the word "may"
 5 and inserting in lieu thereof the words "shall be
 6 issued a license to".
 7 2. Page 2, line 7, by striking the words
 8 "until June 30, 1975" and inserting in lieu
 9 thereof the words "upon satisfactory completion of
 10 a three-month course in a licensed barber school".
 11 3. Page 2, line 10, by striking the word "may"
 12 and inserting in lieu thereof the words "shall be
 13 issued a license to".
 14 4. Page 2, line 12, by striking the words "un-
 15 til June 30, 1975" and inserting in lieu thereof the
 16 words "upon satisfactory completion of a three-month
 17 course in an approved school of cosmetology".

- 18 5. Page 2, line 12, by striking the word "The".
19 6. Page 2, by striking lines 13 through 16,
20 inclusive.

Senator Shaw raised the point of order that amendment S—3033 to the House amendment was not germane to the bill.

The Chair ruled the point well taken and amendment S—3033 to the House amendment out of order.

Senator Gallagher offered amendment S—3038 to the House amendment by Senators Gallagher and Van Gilst.

S—3038

- 1 Amend the House amendment to Senate File 1093, page 1,
2 lines 15 and 16 by striking the words "not more than
3 three additional persons appointed by each board" and
4 inserting in lieu thereof the words "two members of
5 the senate, appointed by the president of the senate
6 representing both political parties, and two members
7 of the house, appointed by the speaker of the house
8 representing both political parties".

Senators Gallagher and Van Gilst withdrew amendment S—3038 to the House amendment.

Senator Griffin withdrew amendment S—3039:

S—3039

- 1 Amend the House amendment to Senate File 1093,
2 as follows:
3 1. Page 1, by inserting before line 3 the following
4 new division:
5 Pages 11A and 11B, by striking lines 26
6 through 58, inclusive, and inserting in lieu thereof
7 the following:
8 Sec. Section one hundred fifty-eight point
9 four (158.4), Code 1973, is amended to read as
10 follows:
11 158.4 EXAMINATIONS. Whenever any person has
12 successfully completed a nine months course both of
13 theory and practice in any school of barbering
14 approved by the barber examiners board, and has
15 furnished the necessary certificates and complied
16 with the requirements of section 158.3, [he] *that*
17 *person* may take an examination for registration as
18 a barber's apprentice, said examination to be
19 given by the board at the same time as the regular
20 examination for barber's license. *However, a*
21 *school of barbering shall allow a person who has*
22 *completed a course of study in a school of*
23 *cosmetology approved by the cosmetology examiners*
24 *and licensed by the department to transfer credit*
25 *for six months or twelve hundred hours of*

Page 2

1 *instruction in theory, whichever is appropriate,*
 2 *to the school of barbering.* If any such applicant
 3 successfully passes the examination, [he] *that person*
 4 shall be given an apprentice's certificate which
 5 certificate will entitle [him] *that person* to pursue
 6 a clinic or practice course under the direct super-
 7 vision and tutelage of a licensed practitioner of
 8 *barbering or a licensed practitioner of cosmetology*
 9 for a period of eighteen months from the date of
 10 issuance thereof. At the end of said period of
 11 eighteen months, upon furnishing to the board satis-
 12 factory proof that [he] *that person* has faithfully
 13 pursued a course of study as apprentice under the
 14 supervision and tutelage of a licensed barber *or*
 15 *a licensed practitioner of cosmetology in this*
 16 state for said period of time, [he] *that person*
 17 shall be permitted by said board to take the regular
 18 examination for a license to practice barbering.
 19 Provided, however, that any person who has practiced
 20 barbering in the state of Iowa for a period of more
 21 than five years prior to the taking effect of the
 22 barber's license law, or any person who has
 23 practiced barbering in any other state for a period
 24 of more than five years, shall, upon furnishing
 25 satisfactory proof thereof to the examining board,

Page 3

- 1 be permitted to take the examination for a license
- 2 to practice barbering in this state.
- 3 2. Page 2, by striking lines 3 through 13, inclusive.

Senator Shaw moved that the Senate concur in the House amendment and requested a roll call.

On the question "Shall the Senate concur in the House amendment?" (S.F. 1093) the vote was:

Rule 24 was invoked.

Ayes, 35:

Bergman	Heying	Milligan	Riley
Blouin	Hill	Murray	Robinson
Burroughs	Junkins	Nolin	Rodgers
Coleman	Kelly	Nystrom	Schwieger
Curtis	Kinley	Palmer	Scott
DeKoster	Lamborn	Plymat	Shaw
Doderer	McCartney	Potter	Van Gilst
Glenn	Miller of	Priebe	Willits
Hansen	Marshall	Ramsey	Winkelman

Nays, 7:

Andersen	Griffin	Miller of	Schwengels
Briles	Kennedy	Des Moines	
Gallagher			

Absent or not voting, 8:

Gluba	Orr	Schaben	Taylor
Hultman	Rabedeaux	Shaff	Tieden

The motion prevailed and the Senate concurred in the House amendment.

Senator Shaw moved that the bill as amended by the House, and concurred in by the Senate be read the last time now, which motion prevailed, and the bill was read the last time.

On the question "Shall the bill pass?" (S.F. 1093) the vote was:

Ayes, 40:

Bergman	Griffin	Miller of	Riley
Blouin	Hansen	Marshall	Robinson
Briles	Heying	Milligan	Rodgers
Burroughs	Junkins	Murray	Schwengels
Coleman	Kennedy	Nolin	Schwieger
Curtis	Kinley	Nystrom	Scott
DeKoster	Lamborn	Palmer	Shaw
Doderer	McCartney	Plymat	Van Gilst
Gallagher	Miller of	Potter	Willits
Glenn	Des Moines	Priebe	Winkelman
Gluba		Ramsey	

Nays, 3:

Andersen	Hill	Kelly
----------	------	-------

Absent or not voting, 7:

Hultman	Rabedeaux	Shaff	Tieden
Orr	Schaben	Taylor	

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

MESSAGE FROM THE HOUSE

The following message was received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has amended the Senate amendment to, concurred in the Senate amendment as amended, and adopted the following concurrent resolution in which the concurrence of the House was asked:

House Concurrent Resolution 162, establishing salary schedule and structure for officers and employees of the General Assembly.

WILLIAM H. HARBOR, Chief Clerk

HOUSE AMENDMENT TO SENATE AMENDMENT CONSIDERED

House Concurrent Resolution 162

Senator Rabedeaux called up for consideration House Concurrent Resolution 162, a resolution establishing a salary schedule and structure for officers and employees of the General Assembly,

amended by the Senate and further amended by the House, and moved that the Senate concur in the following amendments:

- 1 Amend the Senate amendment to House Concurrent Resolution
- 2 162, as amended and passed by the Senate as follows:
- 3 1. By striking lines 3 through 12 and inserting in
- 4 lieu thereof the following:
- 5 Line 122, by striking the number "21"
- 6 and inserting in lieu thereof the number
- 7 "22".
- 8 Line 125, by striking the number "15" and
- 9 inserting in lieu thereof the number "16".
- 10 Line 126, by striking the number "15" and
- 11 inserting in lieu thereof the number "16".
- 12 Line 131, by striking the number "14" and
- 13 inserting in lieu thereof the number "15".
- 14 Line 224, by striking the letter "C" and
- 15 inserting in lieu thereof the letter "D".

The motion prevailed and the Senate concurred in the House amendment to the Senate amendment.

On motion of Senator Rabedeaux, the resolution as amended by the Senate, further amended by the House and concurred in by the Senate was adopted.

ADOPTION OF CONCURRENT RESOLUTION

House Concurrent Resolution 146

Senator Lamborn called up for consideration the following resolution:

HOUSE CONCURRENT RESOLUTION 146

By Holden, Stromer and Roorda

- 1 *Be It Resolved by the House of Representatives, the*
- 2 *Senate Concurring, That the Sixty-fifth General Assembly*
- 3 *adjourn sine die at four o'clock p.m., Friday, April 26,*
- 4 *1974.*

Senator Hill withdrew amendment S—2963 filed by him on May 1, 1974, and found on pages 1861 and 1862 of the Senate Journal.

Senator Hill offered amendment S—3036, moved its adoption, and called for a division:

S—3036

- 1 Amend House Concurrent Resolution 146 as follows:
- 2 By striking lines 3 and 4 and inserting in lieu
- 3 thereof the following:
- 4 "adjourn at seven o'clock p.m., Saturday, May 4,
- 5 1974 until 10:00 o'clock a.m., Wednesday, May 15,

6 1974.
 7 Following the adjournment the chief clerk of the
 8 house, in the case of appropriation bills originating
 9 in the House, and the secretary of the senate in the
 10 case of appropriation bills originating in the senate,
 11 shall prepare such bills immediately for signature
 12 by the presiding officers of the two houses and con-
 13 sideration by the governor. Such bills shall be
 14 presented to the governor not later than Wednesday,
 15 May 8, 1974."

Amendment S—3036 lost.

Senator Lamborn offered amendment S—3040 and moved its adoption:

S—3040

1 Amend House Concurrent Resolution 146 as follows:
 2 1. By striking lines 3 and 4 and inserting in lieu
 3 thereof the following:
 4 "adjourn sine die at ten fifteen o'clock p.m.,
 5 Saturday, May 4, 1974."

Amendment S—3040 was adopted.

On motion of Senator Lamborn, the resolution as amended was adopted.

SENATE CONCURRENT RESOLUTION 148

By Priebe and Tieden

1 *Whereas*, the development of a sound and coordinated land
 2 use policy is essential for the state of Iowa; and
 3 *Whereas*, the federal government may provide a land use
 4 policy for the state of Iowa if such a policy is not pro-
 5 vided by Iowans; and
 6 *Whereas*, those persons responsible for providing an Iowa
 7 land use policy should be elected officials directly re-
 8 sponsible to the people of Iowa; and
 9 *Whereas*, the land use information and expertise developed
 10 by the legislative land use study committee established in
 11 the Sixty-fourth General Assembly and the Sixty-fifth General
 12 Assembly should be utilized, *Now Therefore*,
 13 *Be It Resolved by the Senate, the House Concurring*, That
 14 the legislative council be authorized to create a study com-
 15 mittee as provided by law, for the purpose of developing a
 16 state land use policy for the approval of the General Assembly
 17 and making recommendations, including proposed legislation
 18 concerning the implementation of the policy, for consideration
 19 by the Sixty-sixth General Assembly meeting in the year 1975.
 20 *Be It Further Resolved*, That the land use policy shall
 21 provide for the orderly development of land and related
 22 natural resources in Iowa for preserving natural, cultural
 23 and historical areas, for providing for future recreational
 24 needs, for providing for greater uniformity of local land

25 development plans and controlling urban sprawl, and for pro-
 26 viding for the protection and preservation of the private
 27 and public interest in the land, water and related resources
 28 of this state for the benefit of present and future genera-
 29 tions.

30 *Be It Further Resolved*, That the study committee make

Page 2

1 periodic reports to the legislative council and shall sub-
 2 mit a final report, including necessary bill drafts to im-
 3 plement its recommendations, to the legislative council.
 4 Copies of the report approved by the legislative council
 5 shall be submitted to the General Assembly meeting in the
 6 year 1975.

EXPLANATION OF VOTE

MR. PRESIDENT: I was out of the Senate chamber Saturday morning, May 4, 1974, and was working in the Legislative fiscal Director's office as chairman of the Senate conference committee on Senate File 1222, regarding the establishment of an Energy Policy Council and funding for the new Department of Transportation. I then left the capitol to attend the memorial services and funeral for Representative R. G. Miller, as a representative of the Iowa Senate and a close friend. Had I been present I would have voted "aye" on the following bills: Senate Files 463, 1371; House Files 158, 173, 425, 719 and 1243.

GEORGE F. MILLIGAN

REPORT OF COMMITTEE

Senator Curtis submitted the following report:

MR. PRESIDENT: Your committee on state government to which was referred **House File 1351**, a bill for an act relating to the movement of oversized mobile homes in this state, begs leave to report it had the same under consideration and recommends the same **do pass**.

Ordered passed on file.

WARREN E. CURTIS, Chairman

AMENDMENT FILED

S—303E

1 Amend House File 1116, as amended and passed by the
 2 House, as follows:
 3 1. Page 1, line 12 by inserting after the word
 4 "correction" the words "twice in the same newspaper,
 5 the first publication being".
 6 2. Page 1, line 14 by inserting after the word
 7 "error" the words "and the second publication being
 8 not more than seven days thereafter."
 9 3. Page 1, line 18 by inserting after the first word
 10 "publisher." the following: "Publication of errors
 11 made by the county treasurer shall be paid by the
 12 county. The correction shall be published in as con-

13 spicuous a place and type as the error.”

TOM RILEY

On motion of Senator Lamborn, the Senate recessed until the fall of the gavel.

The Senate reconvened, President Neu presiding.

MESSAGES FROM THE HOUSE

The following messages were received from the House:

MR. PRESIDENT: I am directed to inform your honorable body that the House has receded from its amendment to and repassed the following bill in which the concurrence of the House was asked:

Senate File 1405, a bill for an act relating to the enacting of the Iowa Consumer Credit Code.

Also: That the House has concurred in the Senate amendment to and readopted the following concurrent resolution in which the concurrence of the House was asked:

House Concurrent Resolution 146, providing for adjournment of the 1974 session of the Sixty-fifth General Assembly.

WILLIAM H. HARBOR, Chief Clerk

REPORT OF JOINT COMMITTEE ON ENROLLED BILLS

Senator Tieden, from the joint committee on enrolled bills, submitted the following report and moved its adoption:

MR. PRESIDENT: Your joint committee on enrolled bills respectfully reports that it has examined and finds correctly enrolled: Senate Files 86, 134, 277, 321, 354, 434, 487, 544, 568, 597, 1004, 1009, 1055, 1093, 1125, 1139, 1141, 1163, 1200, 1211, 1213, 1222, 1225, 1237, 1265, 1272, 1284, 1286, 1301, 1308, 1312, 1315, 1318, 1324, 1325, 1331, 1333, 1339, 1342, 1343, 1354, 1362, 1369, 1370, 1381, 1383, 1387, 1388, 1396, 1399, 1400 and 1405;

House Joint Resolution 3; House Files 3, 4, 155, 158, 173, 215, 299, 343, 363, 425, 462, 595, 708, 719, 733, 753, 1016, 1028, 1029, 1042, 1080, 1102, 1140, 1176, 1178, 1199, 1200, 1204, 1240, 1243, 1249, 1311, 1359, 1378, 1380, 1392, 1402, 1406, 1410, 1411, 1425, 1426, 1430, 1441, 1465, 1470, 1471, 1474, 1475, 1478, 1483, 1488, 1489, 1490, 1491, 1492, 1493, 1494, 1495, 1496, 1501 and 1504.

DALE L. TIEDEN

Chairman, Senate Committee

CHARLES F. STROTHMAN

Chairman, House Committee

Report adopted.

BILLS SIGNED BY THE PRESIDENT

The President of the Senate announced that, as President of the Senate, he had signed in the presence of the Senate the following bills: Senate Files 86, 134, 277, 321, 354, 434, 487, 544,

568, 597, 1004, 1009, 1055, 1093, 1125, 1139, 1141, 1163, 1200, 1211, 1213, 1222, 1225, 1237, 1265, 1272, 1284, 1286, 1301, 1308, 1312, 1315, 1318, 1324, 1325, 1331, 1333, 1339, 1342, 1343, 1354, 1362, 1369, 1370, 1381, 1383, 1387, 1388, 1396, 1399, 1400 and 1405; House Joint Resolution 3; House Files 3, 4, 155, 158, 173, 215, 299, 343, 363, 425, 462, 595, 708, 719, 733, 753, 1016, 1028, 1029, 1042, 1080, 1102, 1140, 1176, 1178, 1199, 1200, 1204, 1240, 1243, 1249, 1311, 1359, 1378, 1380, 1392, 1402, 1406, 1410, 1411, 1425, 1426, 1430, 1441, 1465, 1470, 1471, 1474, 1475, 1478, 1483, 1488, 1489, 1490, 1491, 1492, 1493, 1494, 1495, 1496, 1501 and 1504.

BILLS SENT TO THE GOVERNOR

Senator Tieden, from the committee on enrolled bills, submitted the following report:

MR. PRESIDENT: Your committee on enrolled bills respectfully reports that it has, on this 4th day of May, 1974, sent to the Governor for his approval: Senate Files 86, 134, 277, 321, 354, 434, 487, 544, 568, 597, 1004, 1009, 1055, 1093, 1125, 1139, 1141, 1163, 1200, 1211, 1213, 1222, 1225, 1237, 1265, 1272, 1284, 1286, 1301, 1308, 1312, 1315, 1318, 1324, 1325, 1331, 1333, 1339, 1342, 1343, 1354, 1362, 1369, 1370, 1381, 1383, 1387, 1388, 1396, 1399, 1400 and 1405.

DALE L. TIEDEN, Chairman

Passed on file.

ANNOUNCEMENT BY PRESIDENT OF THE SENATE LEGISLATIVE COUNCIL

In accordance with Section 2.49, Code 1973, as amended by Chapter 120, Section 1, Acts of the Sixty-fifth General Assembly, 1973 Session, President Neu announced the appointment of Senator John S. Murray as a member of the Legislative Council for the unexpired portion of a term ending upon the convening of the Sixty-sixth General Assembly.

COMMUNICATIONS

The following communications have been received and placed on file in the office of the Secretary of the Senate from:

THE IOWA STATE FAIR BOARD

The report of the Iowa State Fair Board for fiscal year 1973, the proceedings of the State Agricultural Convention, and the proceedings of the Association of Iowa Fairs Managers' Convention, filed in accordance with Section 173.21 of the Code.

THE OFFICE FOR PLANNING AND PROGRAMMING

The report on Federal Funds Received in Iowa, Fiscal Year 1973, prepared by the staff of the Federal Funds Clearinghouse of the Office for Planning and Programming, filed in accordance with Section 7A.3(17) of the Code.

COMMITTEE TO NOTIFY THE GOVERNOR

Senator Lamborn moved that a committee of six be appointed by the President of the Senate to notify the Governor that the Senate was ready to adjourn sine die in accordance with House Concurrent Resolution 146.

The motion prevailed and the President appointed as such committee Senators Lamborn, DeKoster, Burroughs, Van Gilst, Hill and Nolin.

COMMITTEE TO NOTIFY THE HOUSE

Senator Shaff moved that a committee of seven be appointed by the President of the Senate to notify the House that the Senate was ready to adjourn sine die in accordance with House Concurrent Resolution 146.

The motion prevailed and the President appointed as such committee Senators Shaff, Briles, Hansen, Kinley, Rodgers, Murray and Hultman.

COMMITTEE FROM THE HOUSE

The committee from the House appeared and announced that the House was ready to adjourn sine die.

REPORT OF THE COMMITTEE TO NOTIFY THE HOUSE

Senator Shaff reported that the committee appointed to notify the House that the Senate was ready to adjourn sine die had performed its duty.

The report was received and the committee discharged.

REPORT OF THE COMMITTEE TO NOTIFY THE GOVERNOR

Senator Lamborn reported that the committee appointed to notify the office of the Governor that the Senate was ready to adjourn sine die had performed its duty and that the Governor had sent the following message:

OFFICE OF THE GOVERNOR

State Capitol
Des Moines, Iowa 50319

The Honorable Arthur A. Neu
President of the Senate
Sixty-fifth General Assembly
State Capitol
Des Moines, Iowa

Honorable Members of the General Assembly:

As the gavel falls for the last time on the Sixty-fifth General Assembly it goes into Iowa annals as the longest session in our state's history.

True it is from the standpoint of days—when we consider the sum of your meetings of 1973 and 1974—this has been a session of record length. But this record of time becomes secondary when placed beside the record of accomplishment the members of this legislative body have made.

You have faced exceedingly complex issues and it has taken courage and determination to stand and face them to successful resolution.

Therefore, it can be safely said of your work that it will be judged by its quality and not by the time it took to produce it.

At the beginning of this session in my initial message to you, I told you that you faced a very exciting adventure and that to succeed at it would earn you the respect of the people who sent you here. These are people who sent you not to play games, but to do a hard job of work.

As might be said of any legislative session, there was some game-playing and unfortunately some continues even as the gavel falls. But those of you who ventured into the realm of bold decision-making have demonstrated that real leadership is marked by accomplishment and not by carping and criticism after the fact. It is to your credit that your heads were not turned by those who used criticism and negativism as compensation for their own shortcomings.

This, then, was a session in which a hard job of work was accomplished. Thus this General Assembly has earned appreciation and respect of Iowans.

Placed before you on January 15 was the Governor's 44-point program, with additional goals in my special energy message on January 22. Together these recommendations were described by legislative observers as "forward looking", and, by some, "overly ambitious."

That these proposals were forward-looking is true. Often you found yourselves grappling with concepts that will touch the lives of our people not only in the next year, but will affect the direction of our state and our people for decades to come.

While true perhaps you were faced with an "overly ambitious" work program, that now is beside the point. In achievement of more than two-thirds of this package you have clearly demonstrated that many of the goals were indeed attainable.

All told, you had for your consideration this session some 2912 bills and completed final action on 283 of them. Even as this is written there are 96 bills yet to reach my desk for my review.

While this was a session in which hard decisions confronted you, it was also a session in which you were presented great opportunities to help our Iowa people.

In dealing with the substantial surplus in our state treasury, you followed the balanced, three-fold philosophy for dealing with these revenues which we presented to you.

First, you recognized that the same inflationary condition which has been a factor in creating the surplus has also had an effect on the operation of government and the people who look to state government for livelihood. You closely followed our supplemental budget recommendations for cost-of-living adjustments for our employees in Regents institutions, area schools and other state departments. You substantially increased the amount of state aid to local schools in order to give school boards flexibility in meeting the needs of teachers and other school employees also hit by inflation. And your actions also acknowledged that inflation also victimizes our elderly and our dependent children for whom government has a responsibility. Finally, in this category, you provided for additional help in meeting escalating non-payroll costs in many of our state agencies

Next, you saw the wisdom—made possible by a budget surplus—in providing for a number of needed capital improvements that are essential. And you made some wise investments in the future by approving an ambitious capital improvements program for Iowa's conservation, recreation and park system.

Having met the obligations of government and providing for capital needs, you then gave people a break. Thus this became another session of the Iowa Legislature which not only talked about providing tax relief to Iowans, but actually provided it.

After years of rhetoric about the desirability of removing the sales tax from food and prescription drugs, it is now going to happen without raising any other tax to do it. In addition, you acted to increase the standard deduction for income taxpayers from \$250 to \$500 which will provide a noticeable tax break for many of our taxpayers.

Also, you updated the inheritance tax law by doubling the exemption for surviving spouses and recognized the equality of women with the insertion of a joint tenancy provision in the inheritance law.

These actions give honest tax relief. They are not rebates or gimmicks, but provide noticeable help to people and are significant in improving the mix and the fairness of Iowa's overall tax structure.

There are a number of other accomplishments which merit comment. You and I approach them as bills, pieces of legislation with assigned numbers or with catchword titles or acronyms, such as SF 531, or DOT or Special Education. While these descriptions serve to help us track the course of legislation as it moves through the process, they are not adequate to convey to our people the great importance and potential that are contained within them.

The step we took this time in modernizing our delivery system for special education will have a far-reaching effect on the lives of thousands of human beings. Through this action you have provided a structure which can provide all of our youngsters with a means to learn and to receive education. You have demonstrated an understanding for those who have learning difficulties because of their handicaps. And in outlining the ways in which we will provide this help for our disabled young people you have made a major new commitment by state government . . . a commitment that I believe is needed and is totally justified.

This was also the session in which we took a giant stride in dealing with the complex issue of transportation. In providing for a Department of

Transportation you have done more than merely provide for more governmental reorganization; you have given Iowa government a means to begin to rationally deal with our many transportation modes, not just a few. What we have accomplished so far is only a beginning; it is not a cure-all. Radical changes in our transportation system will not happen overnight. But with this measure, we can have some assurance that we can help shape the transportation picture in Iowa in the future.

You also moved in the area of consumer protection by putting tight curbs on many questionable debt collection practices, forbidding hidden interest charges and setting limits on household collateral, just to name a few. You set a ceiling on interest rates for revolving charge accounts that more realistically reflects today's costs of money, thus making it possible for some people who require retail credit most desperately to get it without being driven to the usurious interest rates of loan sharks.

This was a session that also moved decisively in strengthening our civil rights agency, in dealing with the problems of alcoholism, in bolstering our efforts in good law enforcement and in extending the right to bargain collectively to employees in the public sector.

It was a session that made possible the continued coverage of the Iowa Educational Broadcasting Network so that it will truly be a statewide system.

And it was a session confronted with the new challenges of a tightening energy situation. You have created an Energy Policy Council to give us some assistance in formulating energy policy in Iowa and hopefully enabling us to deal with energy emergencies. After a lengthy debate you acted to lower the speed limit on Iowa's roads and highways. You have provided some assistance for experimentation in developing ways to maintain our railroad system in Iowa, an essential effort if we are to retain the capability of moving large volumes of Iowa's products—particularly in agriculture—to the markets of this nation and the world.

While not totally in agreement with the concept of our proposal, you provided funds for coal research. I am pleased that you recognized the potential in developing ways in which we can wisely use Iowa's vast coal reserves to help meet our projected energy needs.

This session, in spite of a remarkable record, was not without some disappointments. Iowa still must move to develop a policy of land use. Perhaps no other area of this nation has a greater stake in sound land use for our agricultural land is one of the world's greatest natural resources.

Other major areas on which action was not taken but where it is needed are the revision of Iowa's criminal code, the development of a state housing authority and a bidding law for all units of government.

I will continue to explain to the people of our state the need for passage of these important proposals which did not survive the Sixty-fifth General Assembly.

You began this session with a background of achievement and a wide range of exceptionally important accomplishments. From your first meeting came an honest tax break for elderly people, a continued attack on property taxes, support for our well-balanced educational system, the establishment of the community-based corrections concept, majority rights for young people and a strong campaign financing law, just to cite a few.

As I told you when this session opened in January, this background of achievement could give you confidence that the current session could also be tremendously productive.

As the days and weeks of this session went by, there were those who expressed doubts or frustration at the stumbling blocks and delays. But as you adjourn sine die now, there are none among you who cannot honestly say that this has been a good and productive effort.

A number of you have already made the very difficult personal decisions not to seek re-election to this body. For the rest of you that decision will be made by those you represent when you stand for their assessment in June and November.

All of you—in both Houses and on both sides of the aisle—have earned a special place in the history of this state through your participation in the Sixty-fifth General Assembly. To have been a member of this legislative body has required sacrifice, long hours away from home and family, and at times, exceedingly hard work.

It has not always been pleasant. Your service has not always been easy. But, as we look at what has been done, it has truly been worth it.

Sincerely,

ROBERT D. RAY
Governor

The report was received and the committee discharged.

FINAL ADJOURNMENT

By virtue of House Concurrent Resolution 146, duly adopted, the day of May 4, 1974, having arrived, President Neu declared the Sixty-fifth General Assembly adjourned sine die.

SUPPLEMENT TO THE SENATE JOURNAL

BILLS APPROVED OR ITEM VETOED SUBSEQUENT TO ADJOURNMENT

Bills approved or item vetoed by the Governor and transmitted to the Secretary of State after the close of the 1974 Regular Session:

- S. F. 86—Relating to licenses for professional boxing and wrestling matches. Approved June 3, 1974.
- S. F. 134—Relating to the regulation of the practice of public accounting; to enlarge the state board of accountancy; to prescribe its powers and duties; to provide for the licensing of accounting practitioners and establishing an accounting practitioner advisory committee; and to provide penalties for violations of the provisions of this Act. Approved June 3, 1974.
- S. F. 277—Relating to the establishment and administration of professional and occupational licensing boards, to abolish all trust funds and special funds of professional and occupational licensing boards and allowing certain additional fees, and providing penalties. Approved May 28, 1974.
- S. F. 314—Relating to the administration of the judicial retirement system. Approved May 9, 1974.
- S. F. 321—To provide a limited exemption from property taxation for property used to control air or water pollution, and to provide a property tax exemption for certain property used for water impoundments. Approved June 3, 1974.
- S. F. 354—Relating to property unlawfully placed on public or private property. Approved May 10, 1974.
- S. F. 434—Providing financial assistance for the establishment and operation of licensed child care centers and making an appropriation. Approved June 3, 1974.
- S. F. 487—Prohibiting sex discrimination in housing. Approved May 27, 1974.
- S. F. 528—Relating to the licensing of dogs and providing for the payment of claims for injuries or damages. Approved May 9, 1974.
- S. F. 544—Appropriating funds from the general fund to the public employment relations board. Approved May 10, 1974.
- S. F. 568—Relating to the granting of immunity to witnesses testifying in criminal proceedings and providing a penalty. Approved May 27, 1974.
- S. F. 597—Appropriating funds from the general fund of the state to the department of general services for the educational radio and television facility board for the purchase of equipment. Approved June 3, 1974.
- S. F. 1004—Relating to rental deposits, imposing liability and providing penalties for violations. Approved May 28, 1974.

- S. F. 1009—Relating to the repeal of the requirement of corroboration of the testimony of the victim in a rape and relating to the introduction of evidence of past sexual conduct. Approved **May 11, 1974.**
- S. F. 1055—Increasing the deductions and exemptions for certain state taxes. Approved May 30, 1974.
- S. F. 1093—Relating to statutory provisions affecting the legal treatment of male and female persons and to make an appropriation. Approved May 30, 1974.
- S. F. 1125—Relating to the construction of private and public buildings and facilities which are intended for use by the general public. Approved May 29, 1974.
- S. F. 1139—Raising the mileage rate paid to members of the general assembly and employees of the state or its political subdivisions. Approved May 10, 1974.
- S. F. 1141—Creating a state department of transportation by transferring certain duties of the state highway commission, Iowa aeronautics commission, Iowa reciprocity board, Iowa state commerce commission, and the department of public safety to a state department of transportation, relating to the dimensions of vehicles, and making coordinating amendments to the code, including penalty provisions. Approved May 29, 1974.
- S. F. 1163—Relating to area education agencies, including provisions to replace the county school systems and joint county systems with area education agencies, to require the area education agencies to provide for certain programs and services for the school districts, to transfer certain functions of the county school systems and joint county systems to the department of public instruction and to the area education agencies, to provide a method for identification of children requiring special education, to provide a method for financing programs and services and to provide coordinating amendments. Approved May 28, 1974.
- S. F. 1200—Relating to the campaign disclosure-income tax checkoff law. Approved May 10, 1974.
- S. F. 1211—Relating to a state fuel tax credit. Approved May 10, 1974.
- S. F. 1213—Relating to manufacturer's samples of cigarettes and little cigars and repealing the retailers' cigarette bond. Approved June 3, 1974.
- S. F. 1222—Relating to a transportation and energy policy for the state by creating an energy policy council, providing tax relief and financial assistance for rail transportation by the energy policy council, requiring the state department of transportation to conduct a study of rail and mass transit facilities, and making appropriations to the energy policy council and the state department of transportation. Approved May 30, 1974.

- S. F. 1225—Relating to child abuse, the creation of a bureau of the central registry for child abuse information and providing penalties. Approved May 29, 1974.
- S. F. 1237—Relating to vital statistics. Approved May 8, 1974.
- S. F. 1265—Relating to the membership, powers, and duties of the civil rights commission. Approved June 3, 1974.
- S. F. 1272—Relating to valuation of property and property tax limitations by changing assessed and taxable value of property to one hundred percent of actual value, changing general property tax levies computed in mills to tax levies computed in dollars and cents per thousand dollars of assessed value, and making coordinating amendments. Approved June 3, 1974.
- S. F. 1280—Relating to the salary rate of the director of the Iowa state arts council. Approved May 9, 1974.
- S. F. 1284—Relating to funding for an adjustment to the merit system and executive council exempt pay plans and other exempt positions included in the state comptroller's centralized payroll system creating a state employees disability insurance program for designated state employees, and making appropriations for such purposes. Approved May 30, 1974.
- S. F. 1285—Making an appropriation to establish a cost of living salary increase for employees of the state highway commission. Approved May 9, 1974.
- S. F. 1286—Amending the appropriated funds to the Iowa state commerce commission and the law regulating grain dealers. Approved June 3, 1974, with the exception of Sec. 2, lines 7 through 15. See Governor's item veto message.
- S. F. 1287—Deleting the requirement for the claimant's certification on vouchers. Approved May 9, 1974.
- S. F. 1295—Relating to changing names of streets. Approved May 9, 1974.
- S. F. 1301—Appropriating from the general fund of the state to the state comptroller for restoration of the old capitol building in Iowa City, Iowa. Approved May 11, 1974.
- S. F. 1306—Correlating the statute granting property tax relief to persons sixty-five years of age and older or totally disabled with the statute providing for an extended fiscal year. Approved May 9, 1974.
- S. F. 1308—Providing additional property tax relief for owners of mobile homes who are sixty-five years of age and older or are totally disabled. Approved May 10, 1974.
- S. F. 1312—Making an appropriation from the general fund of the state to the department of environmental quality for the water supply program. Approved May 27, 1974.
- S. F. 1315—Amending the uniform commercial code and making coordinating amendments relating to security interests, securities depos-

itories, sales contracts, rights of buyers, warranties, commercial paper, bank deposits and collections, letters of credit, and warehouseman's liens, establishing effective dates and transition provisions, and imposing a penalty. Approved June 3, 1974.

- S. F. 1318—Defining property which is assessed and taxed as real property. Approved June 3, 1974.
- S. F. 1320—To legalize and validate the proceedings of the Board of Trustees of the Municipal Electric Plant and System of the City of Harlan, Iowa, authorizing and providing for the issuance of electric revenue bonds of said city and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said city. Approved May 9, 1974.
- S. F. 1324—Making an appropriation from the primary road fund to the state highway commission for construction of a new materials laboratory. Approved May 10, 1974.
- S. F. 1325—Appropriating from the general fund of the state to the state historical society for capital improvements of state historical sites and for the planning and study of a new historical site. Approved June 3, 1974, with the exception of Sec. 2. See Governor's item veto message.
- S. F. 1331—Making an appropriation to the department of public safety for construction of three public safety district office headquarters. Approved May 27, 1974.
- S. F. 1333—Relating to obstructions on public highways, establishing procedures for the removal of obstructions, and providing for the assessment and collection of costs. Approved May 11, 1974.
- S. F. 1339—Providing for the imposition of an excise tax on the sale of beef cattle and veal calves in lieu of the tax presently collected and to alter the amount of funds allocated to the national livestock and meat board. Approved May 29, 1974.
- S. F. 1342—Relating to the qualifications of city and county assessors. Approved May 27, 1974.
- S. F. 1343—Appropriating from the general fund of the state of Iowa to the Annie Wittenmyer Home, Davenport for the fiscal year beginning July 1, 1974 and ending June 30, 1975. Approved June 3, 1974, with the exception of Section 1, second unnumbered paragraph. See Governor's item veto message.
- S. F. 1354—Relating to the establishment of a division on alcoholism and the Iowa commission on alcoholism, providing for a comprehensive program for the treatment, education, and rehabilitation of alcoholics in Iowa and making an appropriation. Approved May 29, 1974.
- S. F. 1356—To legalize and validate procedures of Iowa Great Lakes Sanitary District, the County Auditors and County Treasurers of Dickinson County, Iowa in connection with annexations with municipalities in the Iowa Great Lakes Sanitary District, since the creation of said District. Approved May 9, 1974.

- S. F. 1362—Making an appropriation from the general fund of the state to Iowa state university of science and technology to carry out a coal research project within the state. Approved May 10, 1974.
- S. F. 1369—To legalize the proceedings of the Board of Supervisors of Cerro Gordo County in connection with contracts made for improvements to the Cerro Gordo County Home located west of Mason City, Iowa. Approved May 11, 1974.
- S. F. 1370—Creating a state elevator code, requiring the owners of elevators to register and comply with rules of the labor commissioner, authorizing the labor commissioner to promulgate standards for the construction, maintenance, and use of elevators, establishing licensing requirements and procedures for elevator inspectors, and requiring fees for inspection, permits and licenses and providing penalties for violations. Approved May 28, 1974.
- S. F. 1375—To legalize and validate the proceedings of the board of directors of the Jefferson Community School District No. 2, in the county of Greene, state of Iowa, authorizing and providing for the issuance, sale and delivery of school bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said school district. Approved May 9, 1974.
- S. F. 1381—Increasing the appropriation to the treasurer of state. Approved May 11, 1974.
- S. F. 1383—Providing for the establishment of a revolving fund, assessment of administrative expenses, and continuation of the appropriation to the auditor of state's savings and loan division. Approved May 11, 1974.
- S. F. 1384—Increasing the appropriation for the service compensation fund and changing the date on which the funds revert to the general fund of the state. Approved May 9, 1974.
- S. F. 1386—Making a supplemental appropriation and reallocating prior appropriations from the general fund to the state board of regents and institutions under the control of the state board of regents, including Iowa state university of science and technology college of veterinary medicine for the prevention and cure for transmissible gastro enteritis and other enteric diseases affecting swine, and making appropriations to the state board of regents for capital projects for state institutions. Approved May 9, 1974.
- S. F. 1387—Making an increased appropriation to the office of the citizens' aide. Approved May 11, 1974.
- S. F. 1388—Appropriating from the general fund of the state to the department of public instruction for the use of the school budget review committee. Approved May 11, 1974.
- S. F. 1389—Making an appropriation from the general fund of the state to the state comptroller for the payment of certain cost of the

centennial observance of the Iowa academy of science. Approved May 9, 1974.

- S. F. 1396—Making an appropriation from the general fund of the state to the department of agriculture. Approved May 27, 1974.
- S. F. 1399—Making an appropriation from the general fund of the state to the state conservation commission for capital improvements. Approved May 28, 1974.
- S. F. 1400—Making an appropriation to the department of public instruction to provide school food service assistance for the purpose of participating in certain federal child nutrition programs. Approved May 27, 1974.
- S. F. 1405—Relating to credit related transactions, acts, practices and conduct, enacting the Iowa Consumer Credit Code, making coordinating amendments to the Code, and providing civil remedies and criminal penalties for violations. Approved June 3, 1974.
- H. F. 3—Relating to members of county zoning commissions and boards of adjustment. Approved June 3, 1974.
- H. F. 4—Relating to qualifications of civil service employees. Approved May 27, 1974.
- H. F. 155—Relating to the sale of unused right of way by the state highway commission by land contract, providing for the payment of interest thereon, and the taxation of land sold on contract. Approved May 27, 1974.
- H. F. 158—Relating to fish and game. Approved May 27, 1974.
- H. F. 173—Relating to the fees and mileage of jurors. Approved May 27, 1974.
- H. F. 215—Relating to the quality of the pipe used for water well construction and providing a penalty for violations. Approved May 27, 1974.
- H. F. 299—Relating to the practice of chiropractic. Approved May 29, 1974.
- H. F. 343—Relating to the implied consent test for alcohol; making certain acts illegal and providing a penalty for their commission. Approved May 27, 1974.
- H. F. 363—Relating to the management of state records and making an appropriation. Approved May 27, 1974.
- H. F. 425—Relating to pensions. Approved May 27, 1974.
- H. F. 462—Relating to municipal tort claims. Approved May 27, 1974.
- H. F. 595—Relating to an appropriation for the repair, restoration and reconstruction of the buildings and grounds known as "Terrace Hill" and authorizing the sale of the governor's mansion to provide necessary funds. Approved May 27, 1974.

- H. F. 708—Relating to licensing and regulation of hearing aid dealers, appropriating license fees for purposes of administration, providing penalties for a violation, and to provide an appropriation. Approved May 28, 1974.
- H. F. 719—Relating to the financing of industrial and agricultural projects including pollution control facilities by cities, towns and counties. Approved June 3, 1974.
- H. F. 733—Relating to the practice of medicine and surgery, osteopathic medicine and surgery, and osteopathy and providing penalties. Approved May 27, 1974.
- H. F. 753—Relating to confidential communications with certified guidance counselors. Approved May 27, 1974.
- H. F. 1016—Relating to the appropriation for the construction of a state office building. Approved May 28, 1974.
- H. F. 1028—Relating to implementation of the change in the dates of the fiscal year to July first through June thirtieth and correcting conflicting statutes. Approved May 28, 1974.
- H. F. 1029—Appropriating funds for the construction of a state agricultural building. Approved May 28, 1974.
- H. F. 1042—Relating to escort vehicles. Approved May 27, 1974.
- H. F. 1080—Relating to the control, management and use of the unemployment compensation fund to assure entitlement to funds under section nine hundred three (903) of the social security act. Approved May 27, 1974.
- H. F. 1102—Relating to the dissemination and exhibition of obscene material to minors and lascivious acts with certain minors and providing penalties. Approved May 27, 1974.
- H. F. 1140—Relating to the requirement of having an attorney in the department of public safety. Approved May 27, 1974.
- H. F. 1176—Permitting licensure of health care facilities under chapter one hundred thirty-five C of the Code on the basis of a conditional certificate of compliance with fire hazard and fire safety rules, regulations and standards, in certain circumstances. Approved May 27, 1974.
- H. F. 1178—Relating to administration of the department of soil conservation, soil conservation districts and conservancy districts. Approved May 27, 1974.
- H. F. 1199—Relating to snowmobile registrations and operations. Approved May 27, 1974.
- H. F. 1200—Creating an Iowa administrative procedure act. Approved May 29, 1974.
- H. F. 1204—Amending an appropriation for the construction of a nursing care facility at the Iowa soldiers home. Approved May 28, 1974.

- H. F. 1240—Requiring that the county board of supervisors receive written notice at the time any resident of the county is admitted as a voluntary patient of a mental health institute. Approved May 27, 1974.
- H. F. 1243—Providing a rebate on the barrel tax for each barrel of beer produced in Iowa by an Iowa-based brewery producing less than fifty thousand barrels annually, and providing an appropriation therefor. Approved May 27, 1974.
- H. F. 1249—Relating to the investments of life insurance companies and to life insurance standard valuation and nonforfeiture laws. Approved May 27, 1974.
- H. F. 1311—Correcting and clarifying certain sections of chapter ninety-six (96), and providing provisions mandated by federal standards. Approved May 27, 1974.
- H. F. 1359—Relating to the registration of vessels. Approved May 27, 1974.
- H. F. 1378—Increasing funds appropriated to the Iowa beer and liquor control department. Approved May 27, 1974.
- H. F. 1380—Relating to the method by which state agencies appoint persons from a merit system eligible list. Approved May 27, 1974.
- H. F. 1392—Relating to correcting erroneous, inconsistent and obsolete sections of the code. Approved May 27, 1974.
- H. F. 1402—Providing for fair trade practices in the marketing and distribution of motor fuel and special fuel and providing a penalty. Approved May 29, 1974.
- H. F. 1406—Relating to workmen's compensation. Approved May 27, 1974.
- H. F. 1410—Relating to statutory preferences for Iowa products and labor, and providing a limitation on that preference. Approved May 27, 1974.
- H. F. 1411—Relating to authority of the department of social services to provide state supplementary cash payments to certain persons, revising the state medical assistance act, relating to claims for medical assistance, and providing a penalty. Approved May 11, 1974.
- H. F. 1425—Making an appropriation from the primary road fund to the state highway commission for the support, maintenance and miscellaneous expenses of planning, development and field operation activities and relating to the posting of informational signs. Approved June 3, 1974.
- H. F. 1426—Providing that the right to workmen's compensation shall be the exclusive remedy to an employee against his employer or fellow employee on account of injury or occupational disease. Approved May 27, 1974.
- H. F. 1430—Relating to authority of the department of social services to arrange foster care placements for children, permitting the department to pay foster care parents directly for foster care,

- relating to responsibility for cost of foster care services, and authorizing the department to maintain accounts in the names of such children in which the funds of the children may be placed. Approved May 29, 1974.
- H. F. 1441—Relating to general obligation bonds of cities. Approved May 27, 1974.
- H. F. 1465—Relating to the great river road and to the scenic and recreational parkways. Approved May 27, 1974.
- H. F. 1470—Relating to the Iowa district court, and the administration, funding, personnel and procedures thereof. Approved May 27, 1974.
- H. F. 1471—Making appropriations for members of the House of Representatives ethics committee and relating to the compensation of nonlegislative members of the ethics committees. Approved May 27, 1974.
- H. F. 1474—Appropriating from the general fund of the state to the department of social services for the biennium beginning July 1, 1973 and ending June 30, 1975. Approved May 29, 1974.
- H. F. 1475—Appropriating from the general fund to the Iowa state fair board for capital improvements. Approved May 27, 1974.
- H. F. 1476—Providing auxiliary services, including transportation, for nonpublic school children and providing appropriations. Approved May 6, 1974.
- H. F. 1478—Relating to the per diem rate, expenses and duties of specified boards and committees. Approved May 27, 1974.
- H. F. 1483—Making an appropriation to supplement funds appropriated to the office of attorney general. Approved May 27, 1974.
- H. F. 1488—Making an appropriation from funds received by the board of accountancy. Approved May 27, 1974.
- H. F. 1489—Making an appropriation from the general fund of the state to the department of general services to conduct a study of state aircraft. Approved May 27, 1974.
- H. F. 1490—Relating to the collection and disposition of fines and forfeited bail in actions based upon municipal ordinance, and providing clerical assistance to judicial officers to simplify collections by and dispositions from district court. Approved May 27, 1974.
- H. F. 1491—To establish a state historical department with a division of historical museum and archives, a division of the state historical society, and a division of historic preservation, to prescribe powers and duties, and to establish a trust fund for life memberships in the state historical society, and to make an appropriation. Approved June 3, 1974.
- H. F. 1492—Appropriating from the general fund of the state to the department of public instruction for distribution to the merged

area schools for salary adjustments or equipment replacement. Approved May 30, 1974.

- H. F. 1493—Legalizing the proceedings of the town of Buffalo, also known as the city of Buffalo, in Scott County, Iowa, whereby the issuance, sale and delivery of sewer bonds were authorized. Approved May 27, 1974.
- H. F. 1494—Legalizing the transfer of certain property by the joint county system of Black Hawk and Buchanan Counties. Approved May 27, 1974.
- H. F. 1495—Legalizing the proceedings of the town of Buffalo, also known as the city of Buffalo, in Scott County, Iowa, whereby the issuance, sale and delivery of water revenue bonds were authorized. Approved May 27, 1974.
- H. F. 1496—Making an appropriation to the state conservation commission for deposit in the state fish and game protection fund. Approved May 28, 1974.
- H. F. 1501—Appropriating from the general fund of the state to the executive council for aid in educating certain Iowa residents or Iowa high school graduates to become osteopathic physicians. Approved May 29, 1974.
- H. F. 1504—Setting the salary rate for directors of divisions of the state historical department and to make an appropriation. Approved May 27, 1974.

GOVERNOR'S ITEM VETO MESSAGES

June 3, 1974

The Honorable Melvin D. Synhorst
 Secretary of State
 State Capitol
 Local

Dear Mr. Secretary:

I hereby transmit Senate File 1286, an Act amending the appropriated funds to the Iowa state commerce commission and the law regulating grain dealers.

Senate File 1286 is approved June 3, 1974, with the following exception which I hereby disapprove:

That portion of Section 2, beginning with the entire seventh line of that section and continuing through the fifteenth line of the bill as it was presented to me to the conclusion of Section 2 which reads as follows: "Trucks owned by grain dealers licensed under the provisions of Acts of the Sixty-fifth General Assembly, 1973 Session, chapter two hundred seventy-six (276), which are already registered under chapters three hundred twenty-five (325) and three hundred twenty-seven (327) of the Code as motor vehicle truck operators are exempt from payment of the fees imposed under Acts of the Sixty-fifth General Assembly, 1973 Session,

chapter two hundred seventy-six (276), section six (6), subsection three (3)."

I disapprove this item for the following reasons:

First, this provision which I disapprove would exempt trucks owned by grain dealers from paying a \$5.00 registration fee under the Grain Dealers Act of the 1973 session of the General Assembly. The basic intent of that Act is to provide assurance to Iowa farmers that they are indeed selling their grain to licensed and bonded dealers from whom payment is assured.

If allowed to stand this provision I am disapproving would defeat the protection for our farmers heretofore granted.

One principal feature of that Act is to require licensed and bonded dealers to display in their offices and on their trucks readily-recognizable certification from the Iowa Commerce Commission. On the trucks, this certification is in the form of an identification plate which is issued upon payment of the \$5.00 vehicle registration fee. Without such a plate being displayed, the seller of grain at a farm site has no way to immediately determine if the buyer with whom he is dealing is in fact licensed and bonded under the Grain Dealers Act.

Additionally, this disapproved section of Senate File 1286 is discriminatory in its language in that it exempts from payment of fee only those trucks which are owned by the licensed dealers. Presumably, it would still be necessary for the licensed grain dealers who lease trucks to register those vehicles under the Grain Dealers Act.

Finally, this exemption provision would reduce revenue to the State General Fund which, while perhaps not of major concern here, nonetheless would affect the legislative intent to be self-sufficient in administering provisions of the Grain Dealers Act.

For these reasons, I disapprove the aforementioned item of this bill in accordance with Amendment 4 of the Amendments of 1968 to the Constitution of the State of Iowa. All other items of Senate File 1286 are hereby approved.

Sincerely,

ROBERT D. RAY
Governor

June 3, 1974

The Honorable Melvin D. Synhorst
Secretary of State
State Capitol
Local

Dear Mr. Secretary:

I hereby transmit Senate File 1325, an Act appropriating from the general fund of the state to the state historical society for capital improvements of state historical sites and for the planning and study of a new historical site.

Senate File 1325 is approved June 3, 1974, with the following exception which I hereby disapprove:

Section 2 which reads as follows: "Any unobligated balance remaining after any of the specific projects included in this section are completed may be used to supplement the amount available for any other project financed by this Act."

I disapprove this item for the following reasons:

This section provides for the carry-over of any unobligated balance remaining after specific projects included in this "section" are completed. Through apparent oversight the Legislature included in this provision an incorrect reference, since there are no projects included in this said Section 2.

I am in complete agreement with the intent of this section if it is applied to the specific items referred to in Section 1. However, that is not what the section says. By striking Section 2, it is hoped that the bill will be less confusing, and the use of any unobligated balance remaining after any of the specific projects included in Section 1 are completed can be made available administratively to the other projects financed by this Act.

The legislative conference committee dealing with this Act compromised on the fourth item of Section 1 by providing \$2500 instead of the \$5000 voted in the House version of the bill for the planning and study of a memorial to Ansel Briggs. The conference committee report was approved, so it certainly seems that the intent of the Legislature was to reduce the total amount provided in this Act by \$2500. Yet the committee neglected to reduce the total sum appropriated by a similar amount, thus the added confusion when considered with Section 2. In view of the opinions of the Offices of Attorney General and Comptroller, this action that I take will help clarify this Act and assure intended progress for improvements of state historical sites and for the planning and study of a new historical site.

For these reasons, I disapprove the aforementioned item of this bill in accordance with Amendment 4 of the Amendments of 1968 to the Constitution of the State of Iowa. All other items of Senate File 1325 are hereby approved.

Sincerely,

ROBERT D. RAY,
Governor

June 3, 1974

The Honorable Melvin D. Synhorst
Secretary of State
State Capitol
Local

Dear Mr. Secretary:

I hereby transmit Senate File 1343, an Act appropriating from the general fund of the state of Iowa to the Annie Wittenmyer Home, Davenport for the fiscal year beginning July 1, 1974 and ending June 30, 1975.

Senate File 1343 is approved June 3, 1974, with the following exception which I hereby disapprove:

That portion of Section 1, second unnumbered paragraph thereof, which reads as follows: "When another location is found for a child who is a resident of the home on July 1, 1974, funds appropriated by this Act which have been allocated for the care of such child shall be made available for the care of the child at the new location. In determining the amount of funds allocated for the child's care, the sum of fifty thousand dollars shall be subtracted from the amount appropriated in section one (1) of this Act. The fifty thousand dollars represents the funds required to provide security and maintenance for the institution. The remaining funds shall be divided by the population of the institution existing on July 1, 1974 and the resulting individual calculation shall be divided by twelve to arrive at a monthly cost for each child. The specific allocation for the care of each child shall be the individual rate established multiplied by the months remaining in fiscal year 1974-75 at the time of placement. If necessary a monthly rate may be prorated if placement of a child does not occur at the beginning or end of a month."

It is my opinion that this item was included in this bill with good intentions on the part of the legislators. However, in my judgment this paragraph would establish an unreasonable formula for the Iowa Department of Social Services as it acts to respond to the legislative directive to close the Annie Wittenmyer Home at Davenport. This provision arbitrarily fixes the cost for institutional operation on the basis of direct proportion to the number of children cared for in the home. This in actual practice in this case is not realistic.

Certain fixed costs—costs that are over and above the security and maintenance of the facility—cannot decline as rapidly as will be the decline in the number of persons served by this institution as it is phased out.

The Department of Social Services is obligated to follow the mandate of the Legislature in phasing out this institution, but it should be allowed the administrative capability for a sound closing procedure. For example, professional staff at Annie Wittenmyer will be primarily involved in planning and implementing alternative care for the children, as well as continuing day-to-day services so long as there are children at Annie Wittenmyer. Funds must be available to provide for these staff salaries and accrued benefits for those involved in these activities as well as to provide salaries and vacation benefits for those who terminate employment with the State of Iowa as a result of the legislative direction.

The dilemma that this formula would present to the Department of Social Services is similar to that faced frequently in public school systems of declining enrollments. Certain costs of providing educational services remain even though fewer pupils are on hand to receive the services. The correlation between costs of services and the number of those served is not necessarily a direct one.

Furthermore, I interpret the language in the disapproved paragraph to require that the amount of money by which the appropriation to Annie Wittenmyer is reduced once a child leaves the institution shall actually follow the youngster to the child's new location. This general concept is meritorious. However, the Department of Social Services should have some discretion in the amount and procedure of transfer of funds. Based on

the forty children estimated to be at the Annie Wittenmyer Home on July 1, 1974, this provision could require, regardless of need, that \$11,200 annually per youngster be transferred with the child to another facility or foster care home. This could lock in an inconsistency with similar care in other places, and it could require payment in excess of the actual costs of the new foster care services.

I am advised that the Department of Social Services will have the funds that become available because of the reduced number of residents to carry out the basic desire and intent expressed in this vetoed provision. This would be a safer, more satisfactory method to achieve the desired results.

For these reasons, I disapprove the second unnumbered paragraph of Section One (1) of Senate File 1343 in accordance with Amendment 4 of the Amendments of 1968 to the Constitution of the State of Iowa. All other items of Senate File 1343 are hereby approved this date.

Sincerely,

ROBERT D. RAY,
Governor

COMMUNICATIONS FROM THE SECRETARY OF STATE

May 14, 1974

Mr. Ralph R. Brown
Secretary of the Senate
State Capitol Building
Des Moines, Iowa 50319

I hereby certify that House File 1432 was published in the West Des Moines Express, West Des Moines, Iowa, May 2, 1974, and in The Whittemore Champion, Whittemore, Iowa, May 2, 1974.

I further certify that House File 1468 was published in the Times-Democrat, Davenport, Iowa, May 1, 1974, and in The Boone News-Republican, Boone, Iowa, May 1, 1974.

I further certify that House File 1479 was published in The Red Oak Express, Red Oak, Iowa, May 6, 1974, and in the Hampton Chronicle, Hampton, Iowa, May 9, 1974.

I further certify that Senate File 1359 was published in the Bettendorf News, Bettendorf, Iowa, May 2, 1974, and in the Ankeny Press-Citizen, Ankeny, Iowa, **May 2, 1974.**

I further certify that Senate File 1385 was published in the Adams County Free Press, Corning, Iowa, May 9, 1974, and in the Allamakee Journal, Lansing, Iowa, May 8, 1974.

Respectfully submitted,

MELVIN D. SYNHORST
Secretary of State

May 15, 1974

Mr. Ralph R. Brown
Secretary of the Senate
State Capitol Building
Des Moines, Iowa 50319

I hereby certify that Senate File 1364 was published in the Hampton Times, Hampton, Iowa, May 7, 1974, and in the Waterloo Daily Courier, Waterloo, Iowa, May 7, 1974.

I further certify that Senate File 1378 was published in the Ankeny Press-Citizen, Ankeny, Iowa, May 9, 1974, and in the Carroll Daily Times Herald, Carroll, Iowa, May 6, 1974.

Respectfully submitted,

MELVIN D. SYNHORST
Secretary of State

May 20, 1974

Mr. Ralph R. Brown
Secretary of the Senate
State Capitol Building
Des Moines, Iowa 50319

I hereby certify that Senate File 1071 was published in The Marion Sentinel, Marion, Iowa, May 9, 1974, and in The Maquoketa Community Press, Maquoketa, Iowa, May 7, 1974.

I further certify that Senate File 1344 was published in The Southern County News, Thornton, Iowa, May 16, 1974, and in the Lime Springs Herald, Lime Springs, Iowa, May 9, 1974.

I further certify that Senate File 1362 was published in The Monroe County News, Albia, Iowa, May 13, 1974, and in The Hamburg Reporter, Hamburg, Iowa, May 16, 1974.

Respectfully submitted,

MELVIN D. SYNHORST
Secretary of State

May 23, 1974

Mr. Ralph R. Brown
Secretary of the Senate
State Capitol Building
Des Moines, Iowa 50319

I hereby certify that Senate File 1200 was published in The Record, Cedar Falls, Iowa, May 15, 1974, and in the Ames Daily Tribune, Ames, Iowa, May 14, 1974.

I further certify that Senate File 1237 was published in the Adams County Free Press, Corning, Iowa, May 16, 1974, and in The Clayton County Register, Elkader, Iowa, May 15, 1974.

I further certify that Senate File 1308 was published in The Cedar Rapids Gazette, Cedar Rapids, Iowa, May 16, 1974, and in the Clinton Herald, Clinton, Iowa, May 15, 1974.

I further certify that Senate File 1368 was published in the Storm Lake Pilot-Tribune, Storm Lake, Iowa, May 8, 1974, and in The Independent, Hawarden, Iowa, May 9, 1974.

Respectfully submitted,
MELVIN D. SYNHORST
 Secretary of State

May 31, 1974

Mr. Ralph R. Brown
 Secretary of the Senate
 State Capitol Building
 Des Moines, Iowa 50319

I hereby certify that House File 1486 was published in the Ames Daily Tribune, Ames, Iowa, May 6, 1974, and in The Nevada Evening Journal, Nevada, Iowa, May 7, 1974.

I further certify that Senate File 1306 was published in The Marion Sentinel, Marion, Iowa, May 16, 1974, and in the Oskaloosa Daily Herald, Oskaloosa, Iowa, May 20, 1974.

I further certify that Senate 1320 was published in the Council Bluffs Nonpareil, Council Bluffs, Iowa, May 15, 1974, and in The Harlan News-Advertiser, Harlan, Iowa, May 20, 1974.

I further certify that Senate File 1375 was published in The Jefferson Bee, Jefferson, Iowa, May 27, 1974, and in The Jefferson Herald, Jefferson, Iowa, May 22, 1974.

Respectfully submitted,
MELVIN D. SYNHORST
 Secretary of State

June 7, 1974

Mr. Ralph R. Brown
 Secretary of the Senate
 State Capitol Building
 Des Moines, Iowa 50319

I hereby certify that House File 1378 was published in the Clinton Herald, Clinton, Iowa, June 1, 1974, and in The Woodbine Twiner, Woodbine, Iowa, June 6, 1974.

I further certify that House File 1493 was published in the Muscatine Journal, Muscatine, Iowa, June 3, 1974, and in the Times-Democrat, Davenport, Iowa, May 31, 1974.

I further certify that House File 1495 was published in the Muscatine Journal, Muscatine, Iowa, June 3, 1974, and in the Times-Democrat, Davenport, Iowa, May 31, 1974.

I further certify that Senate File 1369 was published in the Globe-Gazette, Mason City, Iowa, May 29, 1974, and in The Clear Lake Mirror-Reporter, Clear Lake, Iowa, May 22, 1974.

Respectfully submitted,
MELVIN D. SYNHORST
 Secretary of State

June 11, 1974

Mr. Ralph R. Brown
Secretary of the Senate
State Capitol Building
Des Moines, Iowa 50319

Pursuant to the authority vested in the undersigned, Secretary of State of Iowa, under the provisions of Section 3.9, Code of Iowa, 1973, there being no newspaper by the name of The New Iowa Bystander, published in Des Moines, Iowa, I hereby designate The New Iowa Bystander, published in West Des Moines, Iowa, to publish the following Act, House File 1411.

I hereby certify that House File 1411, was published in The Hawk Eye, Burlington, Iowa, May 20, 1974, and in The New Iowa Bystander, West Des Moines, Iowa, May 16, 1974.

I further certify that House File 1474, was published in the Sioux Center News, Sioux Center, Iowa, June 6, 1974, and in The Shell Rock News and The New Hartford Chronicle, Shell Rock, Iowa, June 6, 1974.

I further certify that House File 1488, was published in the Bettendorf News, Bettendorf, Iowa, June 6, 1974, and in The Onawa Sentinel, Onawa, Iowa, June 6, 1974.

I further certify that Senate File 1093 was published in the Muscatine Journal, Muscatine, Iowa, June 4, 1974, and in The Cedar Rapids Gazette, Cedar Rapids, Iowa, June 5, 1974.

Respectfully submitted,

MELVIN D. SYNHORST
Secretary of State

June 21, 1974

Mr. Ralph R. Brown
Secretary of the Senate
State Capitol Building
Des Moines, Iowa 50319

I hereby certify that House File 1028 was published in The Sioux City Journal, Sioux City, Iowa, June 4, 1974, and in the Muscatine Journal, Muscatine, Iowa, June 12, 1974.

I further certify that House File 1425 was published in The Toledo Chronicle, Toledo, Iowa, June 12, 1974, and in the Cedar Valley Times, Vinton, Iowa, June 7, 1974.

I further certify that House File 1470 was published in the West Des Moines Express, West Des Moines, Iowa, May 30, 1974, and in The Sioux City Journal, Sioux City, Iowa, May 30, 1974.

I further certify that House File 1494 was published in The Bulletin-Journal, Independence, Iowa, June 14, 1974, and in the Independence Conservative, Independence, Iowa, June 11, 1974.

I further certify that Senate File 1222 was published in the Citizen Herald, Jesup, Iowa, June 12, 1974, and in The Red Oak Express, Red Oak, Iowa, June 6, 1974.

I further certify that Senate File 1286 was published in The Holstein Advance, Holstein, Iowa, June 13, 1974, and in the Fort Dodge Messenger and Chronicle, Fort Dodge, Iowa, June 10, 1974.

Respectfully submitted,
 MELVIN D. SYNHORST
 Secretary of State

APPOINTMENTS ANNOUNCED AFTER CLOSE OF SESSION
 COUNCIL ON CHILD ABUSE INFORMATION

President Neu announced the appointment of Senators E. Kevin Kelly and Minnette Doderer to the Council on Child Abuse Information in accordance with Chapter 235A, Code 1973, as amended by Senate File 1225, duly enacted by the 1974 Regular Session of the Sixty-fifth General Assembly.

COMMISSION ON COMPENSATION, EXPENSES AND
 SALARIES FOR ELECTED STATE OFFICIALS

President Neu announced the appointment of James E. Wirtz, Emmetsburg, Iowa, to the Commission on Compensation, Expenses and Salaries for Elected State Officials for a term ending June 30, 1979, in accordance with Chapter 2A, Code 1973.

ENERGY POLICY COUNCIL

President Neu announced the appointment of Senators Calvin O. Hultman and James V. Gallagher to the Energy Policy Council in accordance with Senate File 1222, duly enacted by the 1974 Regular Session of the Sixty-fifth General Assembly.

IOWA LAW ENFORCEMENT ACADEMY COUNCIL

President Neu announced the appointment of the following members of the Senate to the Iowa Law Enforcement Academy Council in accordance with Section 80B.6, Code 1973, as amended by Senate File 1341, duly enacted by the 1974 Regular Session of the Sixty-fifth General Assembly:

Senator Richard R. Ramsey(Term ending August 14, 1978)
 Senator Gene W. Glenn(Term ending August 14, 1978)

JOINT COMMITTEE ON LEGISLATIVE INTERNSHIPS

Senator Lamborn announced the appointment of Senator John S. Murray and Senator Schaben announced the appointment of Senator Norman Rodgers to the Joint Committee on Legislative Internships in accordance with House Concurrent Resolution 148, duly adopted by the 1974 Regular Session of the Sixty-fifth General Assembly.

IN MEMORIAM

Senate

BENNETT, OLIVER P., SR.	Oct.	10, 1892—Dec.	1, 1973
FREY, THOMAS J.	Feb.	5, 1901—July	12, 1973
HART, STANLEY L.	March	21, 1896—Nov.	20, 1973
KYHL, VERNON H.	July	30, 1908—Sept.	17, 1973
LECOMPTE, KARL MILES	May	25, 1887—Sept.	30, 1972
LEVIS, HAROLD V.	June	25, 1896—April	13, 1974
MILLER, LEON M.	July	3, 1905—March	31, 1974
SJULIN, CARL O.	March	3, 1890—March	29, 1974
VAN EATON, CHARLES S.	Aug.	10, 1889—Feb.	13, 1974

OLIVER P. BENNETT, SR.

* MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life, character and public service of the late Honorable Oliver P. Bennett, Sr., begs leave to submit the following memorial:

Oliver P. Bennett, Sr., was born at Elgin, Illinois, on October 10, 1892. His parents homesteaded in Buena Vista County, Iowa, and lived in Illinois for three years before moving to Monona County in 1895. He was graduated from Mapleton High School in 1911 and attended Amherst College, Amherst, Massachusetts, in 1911 and 1912. He attended the University of Iowa in 1912 and 1913, was graduated from the College of Law at Drake University in 1915, and admitted to the Iowa Bar the same year.

On September 18, 1917, he was married to Helen Kirk of Des Moines. They had one daughter and three sons.

He served in the United States Army Field Artillery in World War I and as Eleventh District Adjutant of the American Legion in 1922 and 1923 and as Eleventh District Commander in 1924. He was county attorney of Monona County from 1925 to 1929. During World War II he was a Colonel in the Judge Advocate General Corps and in 1952 he was promoted to Brigadier General of the Iowa National Guard.

Oliver P. Bennett, Sr. served the State of Iowa as Senator from Monona, Crawford, and Harrison Counties during the Forty-third, Forty-fourth, Forty-fifth, and Forty-fifth Extraordinary General Assemblies, and as Commissioner of Insurance from 1955 to 1958. He was a prominent Mapleton farmer and attorney. He was a member of the Field Artillery Reserve Corps, Phi Alpha Delta Legal Fraternity, Phi Gamma Delta Fraternity, several Masonic Orders and many civic organizations. He was a member of the Prairie Gold Area Council for the Boy Scouts of America, and a director of the State Savings and Trust Bank at Council Bluffs. He received the Outstanding Citizenship Award from the Mapleton Club in 1968.

He died December 1, 1973. Survivors include the widow, Helen; his daughter, Mrs. James (Dorothy) Bromwell of Cedar Rapids; three sons, James L. of Des Moines, Kirk and Oliver P., Jr. of Mapleton; nine grandchildren and two great grandchildren.

Therefore, Be It Resolved by the Senate of the Sixty-fifth General Assembly of Iowa: That, in the passing of the Honorable Oliver P. Bennett, Sr., the state has lost an honored citizen and a faithful and useful public servant, and the Senate by this resolution would express its appreciation of his services to his community, state and nation and tender its sympathy and kindest regards to the members of his family.

Be It Further Resolved: That a copy of this resolution be spread upon the Journal of the Senate, and that the Secretary of the Senate be directed to forward an enrolled copy to the family of the deceased.

LEONARD C. ANDERSEN, Chairman
WILLIAM P. WINKELMAN
KARL NOLIN

Committee

The resolution was unanimously adopted.

THOMAS J. FREY

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life, character and public service of the late Honorable Thomas J. Frey, begs leave to submit the following memorial:

Thomas J. Frey was born February 5, 1901 at Aplington, Iowa, the son of Mr. and Mrs. John Frey. He attended school in Aplington and was graduated from the Waterloo Business College in 1919, the Schmeby School of Advertising in 1922 and the School of Journalism, University of Iowa Extension Department in 1943.

In 1941, Mr. Frey was married to Helen Clure of Greenfield. They had three sons, Tom, Robert and William, and one daughter, Patricia.

A World War II veteran, he was in the Navy from 1942 to 1945 and served overseas for nineteen months. He was past president of the Neola Swimming Pool Association; President of the Neola Civic Association; Commander of the Neola American Legion Post; Pottawattamie County Legion Commander and Seventh District Vice Commander. He was a member of the State Board of the American Cancer Society for ten years and an active member of the Iowa Newspaper Publishers Association. He was publisher of three newspapers, the Neola Gazette-Reporter, the Minden-Shelby News and the Earling Echo.

Tom Frey was elected to the Iowa House of Representatives from Pottawattamie County in 1950 and served during the Fifty-fourth, Fifty-fifth, Fifty-sixth and Fifty-seventh General Assemblies. He was then elected to the Senate in 1966 and served during the Sixty-second and Sixty-third General Assemblies.

Mr. Frey passed away on July 12, 1973 at the age of 72. He is survived by his wife, Helen, and the three sons and one daughter; another daughter, Janice, by a previous marriage; two sisters and one brother; his step-mother; two stepbrothers; two stepsisters; and two grandchildren.

Therefore, Be It Resolved by the Senate of the Sixty-fifth General Assembly of Iowa: That in the passing of the Honorable Thomas J. Frey, the state has lost an honored citizen and a faithful and useful public servant, and the Senate by this resolution would express its appreciation of his services to his community, state and nation and tender its sympathy and kindest regards to the members of his family.

Be It Further Resolved: That a copy of this resolution be spread upon the Journal of the Senate, and that the Secretary of the Senate be directed to forward an enrolled copy to the family of the deceased.

JIM SCHABEN, Chairman
JAMES GRIFFIN
CALVIN HULTMAN

Committee

The resolution was unanimously adopted.

 STANLEY L. HART

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life, character and public service of the Honorable Stanley L. Hart, begs leave to submit the following memorial:

Stanley Lawrence Hart was born in Woodstock, Illinois, March 21, 1896, the son of Stark L. and Anna Johnson Hart. He attended public schools in Woodstock and the School of Commerce in Chicago. A veteran of World War I, he served with the American Expeditionary Forces in France and Germany and was a member of the American Legion, the Forty and Eight Club and the Veterans of Foreign Wars.

On June 12, 1929, Mr. Hart was married to Kathryn Pyle in Los Angeles, California. They had one daughter and one son.

Mr. Hart was in business in Des Moines, Iowa until 1923 and in Los Angeles, California until 1932. He returned to Iowa and was the Kraft Foods distributor in Keokuk for many years and owner and operator of the Keokuk Barrel Company. He served on the board of directors of the Security State Bank and was an inheritance tax appraiser for twenty years.

Mr. Hart was a longtime member of the Salvation Army and of the Keokuk Rotary Club. He was an active member of St. John's Episcopal Church where he served as a vestryman, junior and senior warden, and delegate or alternate delegate to the Diocesan Convention for twenty-five years. He also served one term as vice president of the Diocesan Convention, two times as member of the Council, as a member of the Executive Council of Province Six of the Northwest District, delegate to the General Convention in Miami in 1968, and as trustee of the Seabury Western Seminary at Evanston, Illinois. He was an honorary trustee of Seabury at the time of his death.

A Republican, Stanley L. Hart was first elected to the Iowa Senate in 1937 to fill a vacancy. He was reelected in 1938, 1942, 1946 and 1950. He served as President pro tempore in the Fifty-first, Fifty-fourth and Fifty-fifth General Assemblies, and was a member of the Pioneer Lawmakers.

Mr. Hart died at the Graham Hospital in Keokuk, Iowa, November 20, 1973. He is survived by his wife, Kathryn; one daughter, Marilyn Hart Galanoy of Newport Beach, California; one son, Stanley Lawrence Hart II of Hamilton, Illinois; a brother, Elmer G. Hart of Fort Lauderdale, Florida, and five grandchildren.

Therefore, Be It Resolved by the Senate of the Sixty-fifth General Assembly of Iowa: That in the passing of Stanley L. Hart, the state has lost an honored citizen and a faithful and useful public servant, and the Senate by this resolution would express its appreciation of his services to his community, state and nation and tender its sympathy and kindest regards to the members of his family.

Be It Further Resolved: That a copy of this resolution be spread upon the Journal of the Senate, and that the Secretary of the Senate be directed to forward an enrolled copy to the family of the deceased.

LOWELL L. JUNKINS, Chairman
FORREST V. SCHWENGELS
W. R. RABEDAUX

Committee

The resolution was unanimously adopted.

VERNON H. KYHL

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life, character and public service of the late Honorable Vernon H. Kyhl, begs leave to submit the following memorial:

Vernon H. Kyhl was born July 30, 1908 in La Plata, Missouri, the son of Christian C. and Dortha Holm Kyhl. He moved to Cedar Falls as a boy and was educated in the Cedar Falls public schools and the University of Northern Iowa. He was confirmed in the Bethlehem Lutheran Church in Cedar Falls at an early age and continued his membership there throughout his lifetime.

On July 27, 1936 Mr. Kyhl was married to Alice Manning. They had three sons and two daughters. Alice preceded him in death by ten years, and on July 12, 1965, he was married to Masile Spaans of Des Moines.

Mr. Kyhl was first elected to the Iowa Senate in 1962 to fill a vacancy and was reelected in 1966, 1970 and 1972. At the time of his death, he was President pro tempore of the Senate, having been elected to fill that office during the Sixty-fourth General Assembly and reelected on the opening day of the Sixty-fifth General Assembly. An extended illness prevented him from serving in the 1973 Session and he passed away on September 17, 1973 at the age of 65.

During his tenure as a State Senator, he served on many standing committees and was chairman of the committee on law enforcement for two sessions. He was a member of the Legislative Council, the Commission on Alcoholism and the Council of State Governments. He was respected by his colleagues for his honesty and integrity and will be remembered as an able, dedicated legislator.

Mr. Kyhl's distinguished service as a lawmaker culminated a very successful business and political career. He was devoted to Parkersburg, Iowa, where he lived most of his adult life, and took an active part in community affairs. He was on the Parkersburg School Board for twenty-three years, twelve years of which he served as president. He was a member of the Elks Club, past president and charter member of the Parkersburg Rotary Club and the Parkersburg Commercial Club. He also served as the Butler County Republican Chairman.

His business interests were many and varied, beginning with his ownership of the Kyhl Chevrolet Company in 1925. He owned the Far Mech Manufacturing and Sales Company in Parkersburg and was president of the Farm and Home Supply Company in Marshalltown. He also owned and operated a 320-acre farm in Butler County.

Survivors include his wife, Masile; three sons, Curtis of Waterloo, Kenneth of Waukee, and Kevin C. of Parkersburg; two daughters, Connie (Mrs. Jerry Amosson) of Penfield, New York, and Becky (Mrs. Donald Easley) of Cedar Falls; a stepson, Ralph Spaans of Wichita, Kansas; three sisters and fourteen grandchildren.

Now, Therefore, Be It Resolved by the Senate of the Sixty-fifth General Assembly of Iowa: That in the passing of the Honorable Vernon H. Kyhl, the State has lost an honored citizen and a faithful and useful public servant, and the Senate by this resolution would express its appreciation of his services to his community, state and nation and tender its sympathy to the members of his family.

Be It Further Resolved: That a copy of this resolution be spread upon

the Journal of the Senate and that the Secretary of the Senate be instructed to forward an enrolled copy to each member of his family.

CLIFTON C. LAMBORN, Chairman
CLIFF BURROUGHS
JAMES V. GALLAGHER

Committee

The resolution was unanimously adopted.

KARL MILES LeCOMPTE

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life, character and public service of the late Honorable Karl Miles LeCompte, begs leave to submit the following memorial:

Karl Miles LeCompte was born May 25, 1887 in Corydon, Wayne County, Iowa, where he lived the greater part of his life. He graduated from the Corydon High School in 1905 and four years later graduated from the University of Iowa at Iowa City, with a Bachelor of Arts degree. He then became involved in the family newspaper business as owner and publisher of The Corydon Times-Republican, the oldest newspaper in Wayne County. He was not a candidate for any public office until his election to the Iowa Senate, as a Republican, in 1916, and was the youngest member of the Thirty-seventh General Assembly. He represented the people of his District from 1917 through 1921.

During World War I, Karl LeCompte enlisted and served in the United States Army as a private in the Medical Detachment of the United States General Hospital No. 26, until his Honorable Discharge on December 24, 1918.

In 1938, Karl Miles LeCompte was a successful candidate to the Seventy-sixth Congress of the United States and to the nine succeeding Congresses. During the twenty years he represented the people of Southern Iowa in Washington, D. C., he served as head of the House Administration Committee and was a member of the House Foreign Affairs Committee. His travels as a member of the United States Congress took him all over the world but it was always to Wayne County, Iowa, that he returned whenever possible.

Karl LeCompte chose not to be a candidate for renomination to the United States Congress in 1958 and after his retirement, became a contributing editor of The Corydon Times-Republican until his death on September 30, 1972.

He was survived by his wife, Dorothy, now deceased, and a sister, Miriam LeCompte. He was a man who was completely dedicated to his family, his friends and his work. Anyone who knew him, even casually, would say he was truly a gentleman, a statesman and a countryman.

Therefore, Be It Resolved by the Senate of the Sixty-fifth General Assembly of Iowa: That in the passing of the Honorable Karl Miles LeCompte, the state has lost an honored citizen, and the Senate by this resolution would express its appreciation of his services to his community, state and nation and tender its sympathy and kindest regards to the members of his family.

Be It Further Resolved: That a copy of this resolution be spread upon the Journal of the Senate, and that the Secretary of the Senate be directed to forward an enrolled copy to the family of the deceased.

RICHARD R. RAMSEY, Chairman
 JAMES E. BRILES
 BASS VAN GILST

Committee

The resolution was unanimously adopted.

HAROLD V. LEVIS

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life, character, and public service of the late Honorable Harold V. Levis, begs leave to submit the following memorial:

Harold V. Levis was born June 25, 1896 in Allerton, Iowa, and was 78 years of age at the time of death on April 13, 1974.

He attended the University of Iowa and graduated from the Drake University Law School.

Mr. Levis was a teacher at Valley Junction (now West Des Moines), served as Lucas County attorney and then as a State Senator in 1937 and 1939, the Forty-seventh and Forty-eighth General Assemblies, representing Lucas and Wayne Counties. In 1941, he was named district judge and retired in 1964.

His wife, Louise, preceded him in death and he is survived by two sons, Dr. Robert Levis of Los Angeles, California and Dr. James Levis of Mason City, Iowa.

Therefore, Be It Resolved by the Senate of the Sixty-fifth General Assembly of Iowa: That in the passing of the Honorable Harold V. Levis, the State has lost an honored citizen and a faithful and useful public servant, and the Senate by this resolution would express its appreciation of his services to his community, state and nation and tender its sympathy and kindest regards to the members of his family.

Be It Further Resolved: That a copy of this resolution be spread upon the Journal of the Senate, and that the Secretary of the Senate be directed to forward an enrolled copy to the family of the deceased.

BASS VAN GILST, Chairman
 EUGENE M. HILL
 RICHARD R. RAMSEY

Committee

The resolution was unanimously adopted.

LEON M. MILLER

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life, character, and public service of the late Honorable Leon Miller, begs leave to submit the following memorial:

Leon M. Miller was born July 3, 1905, in Knoxville, Iowa, and spent his entire life in Knoxville.

He attended Iowa Wesleyan College and was a graduate of Drake University Law School. He was a member of the IOOF Lodge No. 90 of Knoxville, Oriental Lodge No. 61 AF and AM, all Masonic orders including the Za-Ga-Zig Shrine of Des Moines and the Marion County Shrine Club.

Mr. Miller served as an Iowa Senator representing Marion and Monroe Counties during the Fifty-fifth and Fifty-sixth General Assemblies, and was Iowa State Tax Commissioner from July 1, 1955 to July 1, 1961.

Mr. Miller passed away on March 31, 1974. He is survived by his wife, Esther; two daughters, Mrs. Elizabeth Youngberg of West Des Moines and Mrs. Eleanor Ogden of Northfield, Minnesota; and five grandchildren.

Therefore, Be It Resolved by the Senate of the Sixty-fifth General Assembly of Iowa: That in the passing of the Honorable Leon M. Miller, the state has lost an honored citizen and a faithful and useful public servant, and the Senate by this resolution would express its appreciation of his services to his community, state and nation and tender its sympathy and kindest regards to the members of his family.

Be It Further Resolved: That a copy of this resolution be spread upon the Journal of the Senate, and that the Secretary of the Senate be directed to forward an enrolled copy to the family of the deceased.

BASS VAN GILST, Chairman

EUGENE M. HILL

RICHARD R. RAMSEY

Committee

The resolution was unanimously adopted.

CARL O. SJULIN

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life, character and public service of the late Honorable Carl O. Sjulín, begs leave to submit the following memorial:

Carl O. Sjulín, one of Hamburg's most influential businessmen and longtime southwest Iowa booster, died at Grape Community Hospital on Friday, March 29, 1974. The 84-year-old pioneer nurseryman had been in failing health for several months.

Co-founder and president of Inter-State Nurseries, Mr. Sjulín came to Hamburg in 1919 from Shenandoah after an active college career and tour with the Army in World War I. He was born in Shenandoah on March 3, 1890. He was graduated from Shenandoah High School and the University of Iowa. While at the University of Iowa he founded the Student Directory, owned the Daily Iowan college newspaper still published, and managed the men's and women's glee clubs. In addition, he was cadet major of the university cadet corps. He married Una Hines of Hamburg, Iowa on October 22, 1919. They had three sons, David Sterling, Carl Dudley and Richard Paul.

He founded the original Hamburg Nurseries with his brother Leslie in 1920, and went on to become a radio personality in the 1930's as he boosted

Inter-State Nurseries products over a number of midwest radio stations. His name, "Uncle Billy the Nurseryman," became a household word over a wide area.

Carl's interest turned to Republican politics shortly before World War II, when he sought and was elected to eight years in the Iowa Senate, serving from 1938 until after the war. Many still called him "Senator Sjulín."

Mr. Sjulín was a city councilman in Hamburg for many years, and was active in Methodist Church affairs until recent years, serving on the board of trustees.

Other memberships included Jerusalem Lodge 253 AF & AM, the Hamburg American Legion Post 156, the American Nurserymen's Association, and the National Mail Order Nursery Association.

Survivors include his wife, Una; three sons, Sterling and Carl of Hamburg, Paul of Shenandoah; and three grandchildren.

Therefore, Be It Resolved by the Senate of the Sixty-fifth General Assembly of Iowa: That in the passing of the Honorable Carl O. Sjulín, the State of Iowa has lost a valued, loyal and honored citizen, and by this resolution tenders its sincere sympathy to the members of his family.

Be It Further Resolved: That a copy of this resolution be spread upon the Journal of the Senate and the Secretary of the Senate be instructed to forward an enrolled copy to each member of his family.

CALVIN O. HULTMAN, Chairman

JAMES E. BRILES

JAMES F. SCHABEN

Committee

The resolution was unanimously adopted.

CHARLES S. VAN EATON

MR. PRESIDENT: Your committee, appointed to prepare a suitable resolution commemorating the life, character and public service of the late Honorable Charles S. Van Eaton, begs leave to submit the following memorial:

Charles S. Van Eaton was born August 10, 1889, in Tacoma, Washington, and moved to Iowa three years later. He spent his boyhood in Iowa and western Canada.

He was graduated from Iowa Business College in Council Bluffs in 1908 and from Graceland College in Lamoni, Iowa in 1911.

Mr. Van Eaton was elected to the Iowa General Assembly in 1943 and served two terms in the House of Representatives and three terms in the Senate.

He was one of the founders of the Iowa Development Commission, serving on its board of directors for eight years. He worked for and gained passage of Iowa's Revenue Bond Bill permitting cities and towns to issue revenue bonds to industries deciding to locate in the state.

Mr. Van Eaton came to be known throughout the state as "Mr. Toll Road" for his promotion in the legislature of a toll road across Iowa.

The bill, which was passed three years later, was for \$300,000,000, the largest money bill ever passed by the legislature up to that time. Interstate 80 now is built on the survey which Mr. Van Eaton originally obtained for the toll road.

During World War II, he served on the Seventh Regional War Labor Board which met in Kansas City and St. Louis.

In 1965, he was made a member of the Pioneer Lawmakers Club of Iowa for years of service in the state legislature.

Mr. Van Eaton owned a hardware, furniture and undertaking business and a general store in Pisgah, Iowa, and later opened an O. P. Skaggs store in Fremont, Nebraska, in 1928.

After selling his Fremont store, Mr. Van Eaton moved to Sioux City where in 1930 he opened the city's first self-serve supermarket. He developed a chain of twenty-four stores in Iowa, Minnesota, South Dakota and Nebraska.

Mr. Van Eaton was active in community affairs throughout the years he lived in Sioux City.

He was awarded the Kiwanis Gold Medal for his distinguished service to the community in 1940. He was chairman of the Community Chest in 1935 and served on the board of directors of Wall Street Mission.

In 1959 he received a citation from the Salvation Army for his services to that organization.

Mr. Van Eaton served on the board of Morningside College for twenty-four years and was chairman of their Endowment Committee for many years. In 1954 he was given an Honorary Doctor of Laws degree for his service to the college.

He served two terms as president of the Sioux City Chamber of Commerce in 1940 and 1941 and during his terms was instrumental in developing the organization called Ten Thousand Sioux Cityans.

He served on the boards of the YMCA and the Methodist Hospital and was on the Municipal Auditorium board for eighteen years, fifteen years of which he served as president.

In 1965, he was given citations from the City of Sioux City and the Auditorium board and a Golden Key to the city for his years of service including his piloting of the bill through the Iowa Legislature which made it possible for the city to have an auditorium.

Mr. Van Eaton was past president of the Lions Club and a member of Tyrian Lodge, AF & AM, the Shrine and the Scottish Rite. In 1965, he was made a Knight Commander Court of Honor by the Sioux City Consistory. He was also a member of the Reorganized Church of Latter Day Saints.

Mr. Van Eaton died February 13, 1974. Survivors include his widow, Gail, whom he married October 8, 1955. He is also survived by two stepsons, Russell R. Martin of Denver, Colorado and George W. Martin of Grand Island, Nebraska.

Therefore, Be It Resolved by the Senate of the Sixty-fifth General Assembly of Iowa: That in the passing of the Honorable Charles S. Van Eaton, the state has lost an honored citizen and a faithful and useful public servant, and the Senate by this resolution would express its appreciation of his services to his community, state and nation and tender its sympathy and kindest regards to the members of his family.

Be It Further Resolved: That a copy of this resolution be spread upon the Journal of the State, and that the Secretary of the Senate be directed to forward an enrolled copy to the family of the deceased.

E. KEVIN KELLY, Chairman
LEONARD C. ANDERSEN
JAMES F. SCHABEN

Committee

The resolution was unanimously adopted.

RECORD OF SENATE BILLS IN SENATE

SENATE FILES PASSED AND APPROVED—137

S.F.

19, 59, 73, 86, 126, 134, 157, 173, 182, 242, 277, 295, 301,
 314, 321, 341, 354, 389, 393, 424, 434, 442, 456, 484, 487, 500,
 509, 528, 531, 544, 551, 568, 597, 606, 1004, 1009, 1013, 1042, 1043,
 1047, 1055, 1062, 1067, 1071, 1075, 1093, 1101, 1103, 1107, 1113, 1116, 1120,
 1121, 1124, 1125, 1139, 1141, 1160, 1163, 1165, 1166, 1169, 1196, 1197, 1200,
 1211, 1213, 1222, 1225, 1227, 1235, 1237, 1250, 1251, 1265, 1272, 1280, 1281,
 1282, 1283, 1284, 1285, 1286, 1287, 1289, 1290, 1295, 1301, 1306, 1308, 1311,
 1312, 1315, 1318, 1320, 1324, 1325, 1326, 1327, 1328, 1329, 1331, 1332, 1333,
 1334, 1335, 1337, 1339, 1341, 1342, 1343, 1344, 1354, 1356, 1359, 1360, 1362,
 1364, 1366, 1367, 1368, 1369, 1370, 1375, 1378, 1381, 1383, 1384, 1385, 1386,
 1387, 1388, 1389, 1396, 1399, 1400, 1405.

ITEM VETO ON BILLS APPROVED BY THE GOVERNOR

S.F. 1286, 1325, 1343

S. J. R.	Page	S. J. R.	Page
2 By Rodgers, Miller of Marshall, Coleman, Blouin and Kinley. A joint resolution designating the ladybug the state insect of Iowa. Subcommittee, Nystrom, Winkelman, and Junkins	106	urging that a silver tea service be returned for display at the Dodge House in Council Bluffs, Iowa. Subcommittee, Nolin, Schwieger, and Schwengels	106
3 By Murray, DeKoster, Blouin and Gluba (Hill, Clark of Lee, Knoke, Rapp, Higgins, Cusack, Crawford and Newhard). A joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the age qualification of members of the General Assembly. Subcommittee, Kelly, Ramsey, and Kinley	207	12 By Doderer. A joint resolution to employ a consulting actuary to conduct a study and propose a plan for an optional variable annuity plan for IPERS and making an appropriation. Subcommittee, Schwengels, Murray, and Hill	106
6 By Blouin. A joint resolution proposing an amendment to the Constitution of the State of Iowa relating to persons disqualified from being electors. Subcommittee, Coleman, Shaw, and Riley	207	13 By Shaw (Freeman). A joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the manner in which a vacancy in the membership of the General Assembly is filled. Subcommittee, Kinley, Glenn, and McCartney	207
9 By Milligan, Hansen and Murray. A joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the duties of the lieutenant governor. Subcommittee, Glenn, Kennedy, and Shaw	207	14 By Shaw. A joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the composition of the General Assembly, the basis for apportionment of members, and the time when reapportionment is required. Subcommittee, Kelly, Ramsey, and Kinley	207
10 By Nystrom (Dunton and Lippold). A joint resolution authorizing a banner for the governor of Iowa. Returned to state government ..	17	15 By Coleman and Lamborn (Cochran, Stanley and Fitzgerald). A joint resolution urging the President of the United States to present a posthumous presidential medal of freedom to Dr. Karl L. King.	
11 By Griffin and Hultman (Knoke, Butler and Schroeder). A joint resolution			

S. J. R.	Page
Subcommittee, Shaw, Hansen, and Hill	106
1001 By Heying. A joint resolution directing state departments and their employees not to use public funds for the purpose of surveillance or spying on citizens of this state unless the statutory purpose of an agency is law enforcement and such surveillance or spying is a necessary part of such purpose.	
Introduced, passed on file	105
Referred to judiciary	138
Subcommittee, DeKoster, Potter, and Coleman	207
1002 By Potter and Ramsey. A joint resolution making application to the United States Congress to propose to the states an amendment to the Constitution of the United States relating to the compensation of the members of the United States Congress.	
Introduced, passed on file	202
Referred to judiciary	232
Subcommittee, DeKoster, Potter, and Coleman	340
1003 By Murray, Nystrom, Schwieger, Miller of Des Moines, Taylor, Schwengels, Bergman, Blouin, Hansen, Gallagher, Schaben, Tieden, Kennedy, Priebe, Rodgers, Orr, Scott, Coleman, Hultman, Briles, Griffin, Junkins, Van Gilst, Riley, Palmer, Nolin and Milligan (De Jong, Hansen, Doyle, Mendenhall, McCormick, Bortell, Anderson, Crawford, Carr, Norpel, Freeman, Strothman, Middleswart, Connors, Brockett, Drake, West, Rapp, Stanley, Ferguson, Lippold, Logue, Newhard, Lipsky, Menke, Readinger and Peterson). A joint resolution authorizing a four-day work week for state employees.	
Introduced, passed on file	266
Referred to state government ..	268
Subcommittee, Winkelman, Shaw, and Robinson	284
1004 By Doderer. A joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the use of motor vehicle fees and fuel taxes.	
Introduced, passed on file	367
Referred to judiciary	378
Subcommittee, Shaw, Glenn, and Coleman	603
1005 By Gluba (Small and Cusack). A joint resolution proposing an amendment to the Constitution of the State of Iowa relating to the use of	

S. J. R.	Page
motor vehicle registration fees and licenses and excise taxes on motor vehicle fuel.	
Introduced, passed on file	443
Referred to judiciary	470
Subcommittee, Glenn, Kennedy, and Shaw	603
1006 By Gluba. A joint resolution proposing an amendment to the Constitution of the State of Iowa to entitle a person convicted of any infamous crime the privilege of an elector.	
Introduced, passed on file	637
Referred to judiciary	698
Subcommittee, Willits, Kennedy, and Ramsey	841
S. F.	Page
1 By Doderer. A bill for an act relating to county health centers.	
Subcommittee, Doderer, Murray, and Miller of Des Moines	207
5 By Doderer. A bill for an act to repeal the procedure for establishment of a convention to ratify amendments to the Constitution of the United States.	
Subcommittee, Kelly, Ramsey, and Kinley	207
10 By Griffin. A bill for an act relating to the tax on motor fuel and special fuel, creating a grade separation fund, and appropriating and allocating funds.	
Subcommittee, Potter, Palmer, and Plymat	207
11 By Doderer (Small). A bill for an act relating to dissolution of marriage.	
Subcommittee, DeKoster, Potter, and Coleman	207
12 By Potter. A bill for an act relating to the office of the auditor of state.	
Subcommittee, Shaw, Murray, and Hill	106
13 By Judiciary. A bill for an act relating to statutory construction.	
Subcommittee, McCartney, Kelly, and Glenn	207
14 By Griffin (Knoke and Butler). A bill for an act to provide for police reserve units in cities with populations over five thousand.	
Subcommittee, Potter, McCartney, and Willits	207
16 By Kelly. A bill for an act relating to the taxation of studded tires and providing penalties for violations.	
Subcommittee, Winkelman, Nolin, and Murray	106

S. F.	Page
18 By Glenn. A bill for an act requiring certain disclosures by persons and organizations engaged in lobbying activities and to provide a penalty for violation. Subcommittee, Ramsey, DeKoster, and Kennedy	207
19 By County Government (County Government). A bill for an act relating to penalty on delinquent mobile home taxes. Message from House	1384
Reported correctly enrolled	1514
Signed by President	1514
Sent to Governor	1514
Signed by Governor	1670
23 By Riley. A bill for an act relating to minimum limits for compliance with the motor vehicle financial responsibility law. Subcommittee, Coleman, Shaw, and Riley	207
Committee report	214
Recommended passage	214
Amendment S. 2077 filed	222
Committee report adopted	288
Amendment S. 2077 adopted	288
Passed Senate. Ayes 32, nays 10 ..	288
Motion filed to reconsider vote ..	299
Amendment S. 2141 filed	316
Amendment S. 2205 filed	457
Motion to reconsider vote failed ..	1153
28 By Kelly. A bill for an act providing that insurance companies insuring against loss from liability resulting from motor vehicle accidents must offer additional first party benefits to all outstanding policyholders and all new policyholders, and providing for the administrative procedures necessary thereto. Subcommittee, Glenn, Kennedy, and Shaw	207
29 By Kelly. A bill for an act relating to expert witness fees. Subcommittee, Kennedy, Willits, and Kelly	207
30 By Riley. A bill for an act to reimburse low-income householders for extraordinary property tax burdens and providing a penalty for fraudulent claim. Subcommittee, Plymat, Lamborn, and Rodgers	207
33 By Andersen and Kelly (Junker). A bill for an act authorizing cities, towns, and counties to impose local taxes, appropriating the proceeds, making the taxes subject to applicable provisions of the Code, including penalties, and establishing a penalty for violation of a local vehicle tax ordinance.	

S. F.	Page
Returned to ways and means ...	17
Subcommittee, Griffin, Van Gilst, and Potter	207
35 By Shaff, Milligan and Robinson (Hill, Fisher of Greene, Norpel and Jesse). A bill for an act relating to temporary service by retired supreme court judges, quorum, and divisions of the Supreme Court. Subcommittee, Willits, Kennedy, and Ramsey	207
Withdrawn	350
40 By Andersen and Nystrom. A bill for an act relating to the payment of salaries for state employees. Subcommittee, Winkelman, Schwie- and Junkins	106
42 By Kelly. A bill for an act relating to forfeiture of real estate contracts. Subcommittee, Kinley, Glenn, and McCartney	207
44 By Nystrom. A bill for an act relating to the hiring of employees under the merit system. Subcommittee, Winkelman, Glenn, and Schwieger	106
Committee report	744
Recommended amendment, pas- sage	744
Committee amendment S. 2419 ...	744
Amendment S. 2486 filed	825
Committee report adopted	1220
Placed on calendar under un- finished business	1220
Amendment S. 2679 filed	1224
H.F. 1380 substituted	1943
Withdrawn	1945
46 By Hill. A bill for an act relating to annual budgeting and reporting for state de- partments, agencies, boards, and commissions. Subcommittee, Nystrom, Nolin, and Shaw	106
52 By Doderer. A bill for an act relating to the establish- ment of a birth defects in- stitute and specifying its powers and duties. Subcommittee, Nolin, Nystrom, and Schwengels	107
54 By Blouin. A bill for an act relating to the contents of a safety deposit box or other security enclosure of a de- cedent. Subcommittee, Kelly, Ramsey, and Kinley	207
55 By Kinley. A bill for an act to provide for a state lottery; to provide for a state lottery commission; to provide for the disposition of funds received through the lottery; to provide for the rules and	

SENATE RECORD OF SENATE BILLS

2117

S. F.	Page
regulations to govern the lottery; and providing a penalty.	
Subcommittee, DeKoster, Potter, and Coleman	207
57 By County Government. A bill for an act relating to the records in adoption proceedings.	
Subcommittee, Murray, Coleman, and Burroughs	207
59 By Robinson (Lipsky). A bill for an act expanding the purposes for which the schoolhouse tax may be used.	
Message from the House, with amendment	1531
Senate concurred	1564
Passed Senate. Ayes 45, nays none	1565
Reported correctly enrolled	1734
Signed by President	1735
Sent to Governor	1735
Signed by Governor	1922
60 By Blouin. A bill for an act relating to the regulation of rates of public utilities.	
Subcommittee, Taylor, Priebe, and Hultman	340
62 By Kelly. A bill for an act to repeal provisions relating to dog licensing and the domestic animal fund.	
Subcommittee, McCartney, Kelly, and Glenn	207
63 By Winkelman. A bill for an act creating a sales and use tax exemption for voluntary nonprofit hospitals.	
Subcommittee, Schwengels, Orr, and Kinley	207
Fiscal note SCS	
65 By Riley and Van Gilst. A bill for an act relating to recovery of old age assistance payments from responsible relatives.	
Subcommittee, Schwieger, Murray, and Coleman	207
67 By Kelly, Lamborn, Glenn, Kennedy and Schwieger (Lipsky, Doyle, and McCormick). A bill for an act relating to the cost of support and maintenance of a child at a state training school.	
Subcommittee, Andersen, Doderer, and Gluba	208
69 By Palmer. A bill for an act relating to the bonding of governmental employees.	
Subcommittee, Junkins, Nystrom, and Schwengels	107
70 By Kennedy, Lamborn, Glenn and Kelly (Doyle and McCormick). A bill for an act relating to contributing to the delinquency of a minor.	
Subcommittee, Potter, McCartney, and Willits	208

S. F.	Page
72 By State Government. A bill for an act relating to the removal of unattended vehicles.	
Subcommittee, Ramsey, DeKoster, and Kennedy	208
73 By Doderer, Lamborn, Glenn, Kelly and Gluba (McCormick, Lipsky, Doyle, and Small). A bill for an act relating to the citizens' aide.	
Reported correctly enrolled	353
Signed by President	353
Sent to Governor	353
Signed by Governor	368
74 By Schwieger, Lamborn, Glenn, Kennedy and Kelly (Doyle and McCormick). A bill for an act relating to the jurisdiction of juvenile courts over parents, guardians and custodians of children and providing a penalty.	
Subcommittee, Coleman, Shaw, and Riley	208
77 By Andersen. A bill for an act for use of auditoriums by state employee organizations.	
Subcommittee, Nystrom, Bergman and Gluba	284
78 By Griffin and Miller of Des Moines (Human Resources). A bill for an act relating to establishment of a department of mental health and mental disabilities.	
Subcommittee, Nystrom, Shaw, and Junkins	107
81 By Miller of Des Moines (Monroe). A bill for an act relating to the property tax exemptions for veterans.	
Subcommittee, Lamborn, Van Gilst, and Potter	208
86 By Briles, Schaben, Rabeaux, Griffin, Robinson, Blouin, Tieden, Coleman and Kinley. A bill for an act relating to licenses for professional boxing and wrestling matches.	
Message from House, with amendment	394
Amendment S. 2216 filed	472
Point of order raised	476
Amendment S. 2216 withdrawn	2064
Senate concurred	2065
Passed Senate. Ayes 35, nays 12	2065
Reported correctly enrolled	2077
Signed by President	2077
Sent to Governor	2078
Signed by Governor	2084
89 By Griffin and Miller of Des Moines (Human Resources). A bill for an act relating to mental health and mental retardation services, authorizing state aid to counties to help pay the costs of such services, and making an appropriation therefor.	
Subcommittee, Plymat, Gluba, and Murray	208

S. F.	Page	S. F.	Page
94 By Rodgers, Schwieger, Gallagher, Coleman, Van Gilst and Taylor. A bill for an act relating to the use of turn signals.		Subcommittee, Kinley, Glenn, and McCartney	208
Subcommittee, Glenn, Kennedy, and Shaw	208	119 By Potter. A bill for an act relating to restaurant menus.	
96 By Riley. A bill for an act relating to the contribution ceiling under the Iowa public employees' retirement system.		Subcommittee, Rabedeaux, Priebe, and Miller of Marshall	208
Subcommittee, Murray, Shaw, Junkins, Hansen, and Robinson	107	120 By Blouin, Kennedy and Tieden (Carr, Clark of Dubuque, Hennessey, McCormick and Norpel). A bill for an act relating to eligibility of residents of certain county homes for old age assistance.	
98 By Kinley, Miller of Des Moines, Griffin and Blouin. A bill for an act to permit parimutuel betting in Iowa; to create a state racing commission and prescribe its powers and duties; to provide for licensing of certain organizations for the purpose of conducting horse races and racing meets; imposing taxes and fees and providing for their use and disbursement; and declaring certain acts to be unlawful and prescribing penalties for the commission of such acts.		Subcommittee, Schwieger, Murray, and Coleman	208
Subcommittee, Glenn, Kennedy, and Shaw	208	126 By Schools. A bill for an act relating to the educational program of schools.	
100 By Heying. A bill for an act relating to educational standards.		Message from House, with amendment	228
Subcommittee, Taylor, Shaw, and Orr	107	Committee amendment S. 2134 filed	303
101 By Shaw. A bill for an act providing for the inclusion of students of schools of nursing in the tuition grant program.		Amendment S. 2135 filed	304
Subcommittee, Curtis, Blouin, and Schwengels	208	Amendment S. 2131 filed	304
102 By Willits. A bill for an act relating to minimum age requirements for enrollment in the public schools.		Amendment S. 2147 filed	326
Subcommittee, Andersen, Shaff, and Scott	107	Committee amendment S. 2134 adopted	331
104 By Ramsey. A bill for an act relating to the sale of property acquired by tax deed.		Amendment division S. 2135A adopted	332
Subcommittee, Kennedy, Willits, and Kelly	208	Amendment division S. 2135B lost	332
113 By DeKoster. A bill for an act relating to the changing of the name of a minor child.		Motion filed to reconsider vote ..	332
Subcommittee, Willits, Kennedy, and Ramsey	208	Motion to reconsider vote prevailed	332
114 By Griffin. A bill for an act relating to safety glazing material in hazardous locations and providing a penalty.		Committee amendment division S. 2134A lost	323
Subcommittee, Ramsey, Doderer, and Bergman	284	Committee amendment division S. 2134B adopted	333
116 By Ramsey. A bill for an act relating to the assignment of tax sale certificates by the county board of supervisors.		Committee amendment division S. 2134C adopted	333
		Amendment S. 2147 withdrawn ..	333
		Amendment S. 2131 adopted	334
		Senate concurred	334
		Passed Senate. Ayes 46, nays 1 ..	334
		Explanation of vote	369
		Message from House	405
		Senate insisted	599
		Conference committee appointed ..	600
		Explanation of vote	627
		Message from House	622
		Conference committee report	742
		Conference committee report adopted	839
		Passed Senate. Ayes 43, nays 3 ..	839
		Motion filed to reconsider vote ..	840
		Explanation of vote	968
		Motion to reconsider vote failed ..	1012
		Message from House	1083
		Reported correctly enrolled	1229
		Signed by President	1230
		Sent to Governor	1230
		Signed by Governor	1296
		127 By Nystrom. A bill for an act relating to the mill levy for certain cemeteries.	
		Subcommittee, Plymat, Orr, and Kinley	268
		129 By Andersen, Gluba, Van Gilst, Palmer, Coleman, Junkins, Rabedeaux, Riley, Tieden, Priebe, Rodgers, Robinson, Gallagher, Kennedy, and Miller of Des Moines. A bill for an act to exempt a portion	

SENATE RECORD OF SENATE BILLS

2119

S. F.	Page
of annuities received from the United States civil service retirement trust fund from state income tax.	
Subcommittee, Plymat, Curtis, and Hill	208
Amendment S. 2399 filed	747
134 By Curtis, Kelly, Griffin, Shaw, Kennedy, McCartney and Coleman. A bill for an act relating to the regulation of the practice of public accounting; to enlarge the state board of accountancy; to prescribe its powers and duties; to provide for the licensing of accounting practitioners and establishing an accounting practitioner advisory committee; and to provide penalties for violations of the provisions of this act.	
Message from House, with amendment	1839
Senate concurred	1889
Passed Senate. Ayes 42, nays none	1889
Explanation of vote	1924
Reported correctly enrolled	2077
Signed by President	2077
Sent to Governor	2078
Signed by Governor	2084
136 By Hansen. A bill for an act relating to the regulation of controlled substances and collateral measures for control of drug misuse and providing penalties.	
Subcommittee, Kelly, Ramsey, and Kinley	208
138 By Kelly, Robinson, Tieden, Priebe, Schwieger, Heying, Hansen, Blouin, Kennedy, Nystrom, Coleman, Schaben, Rabedaux, Willits, Palmer, Hultman, Kinley, Potter, Doderer Curtis, Orr, Gluba, Miller of Des Moines, Gallagher, Junkins and Riley (Trowbridge, Knoke, Jesse, Doyle, Wells, McElroy, Lipsky, Hargrave, Newhard, Clark of Dubuque and Patchett). A bill for an act relating to the private sale, control, distribution and taxation of wine containing not more than seventeen percent alcohol by weight, declaring certain acts relating to wine to be unlawful and prescribing penalties therefor.	
Subcommittee, Schwengels, Hill, and Potter	208
139 By Griffin, Rabedaux, Curtis, Nystrom, Hultman, Murray, Potter, Kinley, Tieden, Kennedy, Robinson, Coleman, Blouin, Heying, Hansen, Gallagher and Junkins. A bill for an act relating to the private sale, control, distribution and taxation of wine	

S. F.	Page
containing not more than seventeen percent alcohol by weight, declaring certain acts relating to wine to be unlawful and prescribing penalties therefor.	
Subcommittee, Schwengels, Hill, and Potter	208
140 By Riley. A bill for an act to establish full property rights between husband and wife.	
Subcommittee, DeKoster, Potter, and Coleman	208
141 By Blouin, Hill, Gluba, Kinley, Kennedy, Schaben, Coleman, Nolin, Palmer, Van Gilst, Doderer, Willits, Rodgers, Robinson, and Miller of Des Moines (Small). A bill for an act relating to the corporation income tax.	
Subcommittee, Griffin, Curtis, and Rodgers	208
142 By Hill. A bill for an act providing that all deputy sheriffs shall be approved by the board of supervisors.	
Subcommittee, McCartney, Kelly, and Glenn	208
145 By Griffin and Miller of Des Moines (Human Resources). A bill for an act to terminate the operation of the Iowa Annie Wittenmyer Home and to require the department of social services to submit to the General Assembly a proposal for disposition of the home's physical facilities.	
Subcommittee, Plymat, Coleman, and Gluba	208
146 By Miller of Des Moines (Monroe). A bill for an act relating to recovery of costs by owners of property taken for construction of levees, ditches, tile or other underground drains.	
Subcommittee, Potter, McCartney, and Willits	208
147 By Doderer (Small). A bill for an act allowing public school buses to be used for certain charitable activities.	
Subcommittee, Murray, Schwieger, and Coleman	208
150 By Doderer, Schwieger, Plymat, Gluba, Riley, Murray and Hansen. A bill for an act relating to the Iowa commission on alcoholism and providing for a comprehensive program for the treatment, education, and rehabilitation of alcoholics in Iowa.	
Subcommittee, Nystrom, Schwengels and Robinson	107
Withdrawn	1809
151 By Blouin, Gluba, Miller of Des Moines, Coleman, Robin-	

S. F.	Page	S. F.	Page
son, Kennedy, and Kinley (Small). A bill for an act relating to the elimination of state-owned liquor stores; to provide for the wholesale and retail sale of liquor by private licensees; to provide for the taxes thereon and for the sale and distribution of excise tax stamps by the department of revenue; relating to penalties for violations of liquor and beer laws, and to otherwise provide for administrative procedures and practices to carry out the intent of this act.		form governmental functions, adopt budgets, and certify taxes in the manner generally provided by law in the case of county school systems.	
Subcommittee, Nystrom, Schwengels, and Robinson	107	Subcommittee, Shaw, Andersen, and Scott	107
153 By Palmer. A bill for an act relating to a state fund to provide insurance for damage to public buildings.		Withdrawn	1698
Subcommittee, Junkins, Nystrom, and Schwengels	107	159 By Blouin, Coleman and Tieden. A bill for an act relating to civil liability for selling beer or intoxicating liquor to a person while intoxicated or to the point of intoxication.	
154 By Doderer. A bill for an act relating to state aid to county and district fairs.		Subcommittee, Ramsey, DeKoster, and Kennedy	208
Subcommittee, Orr, Scawengels, and Lamborn	208	160 By Van Gilst. A bill for an act granting credit against the entire amount of the 1972 property tax levied on the homestead of a disabled veteran.	
155 By Van Gilst (Anderson and Duntton). A bill for an act relating to a statewide property tax levy.		Subcommittee, Kinley, Curtis, and Plymat	208
Subcommittee, Potter, Rodgers, and Plymat	208	161 By Shaw. A bill for an act creating a distinguished service and achievement award.	
156 By County Government (County Government.) A bill for an act relating to the employment of county relief recipients on government-owned properties, parks, and recreation centers in payment for and as a condition of granting relief.		Subcommittee, Schwengels, Hill, and Winkelman	107
Subcommittee, Milligan, Miller of Des Moines, and Coleman	208	164 By Junkins and Schwengels (Millen, Brinck and Clark of Lee). A bill for an act authorizing additional sick leave for certain employees injured in the line of duty.	
157 By Human Resources. A bill for an act relating to the age of consent for venereal disease diagnosis and treatment.		Returned to state government ..	17
Message from House, with amendment	179	Committee report	80
Senate concurred	197	Recommended passage	80
Passed Senate. Ayes 44, nays none	197	Amendment S. 2024 filed	109
Reported correctly enrolled	570	Committee report adopted	185
Signed by President	571	H.F. 388 substituted	185
Sent to Governor	571	Withdrawn	186
Signed by Governor	637	165 By Heying, Scott, Miller of Marshall, Palmer, Gallagher, Rodgers, Schwengels, Taylor, Kinley, Kennedy, Miller of Des Moines and Willits. A bill for an act to exempt the homesteads of persons seventy-five years of age or over from property taxes and providing penalties for violations.	
158 By Andersen. A bill for an act to create a system of intermediate educational service districts for the purpose of performing administrative and supervisory services and with furnishing educational programs to school districts in connection with public elementary, secondary, and special education and to per-		Subcommittee, Griffin, Potter, and Van Gilst	208
		166 By Palmer. A bill for an act relating to the membership and authority of the Iowa state fair board.	
		Subcommittee, Murray, Hansen, and Hill	107
		167 By Riley. A bill for an act relating to motor vehicle liability insurance.	
		Subcommittee, Coleman, Shaw, and Riley	208
		168 By Schaben, Gluba, Orr, Kelly, Griffin, Kinley, Rodgers, Coleman, Robinson, Wil-	

SENATE RECORD OF SENATE BILLS

2121

S. F.	Page
lits, Heying, Curtis, Van Gilst, Schwengels, Briles, and Junkins. A bill for an act relating to operators' and chauffeurs' licenses.	
Subcommittee, Glenn, Kennedy, and Shaw	208
169 By Kennedy, Potter and Nystrom. A bill for an act relating to retirement systems for policemen and firemen.	
Subcommittee, DeKoster, Bergman, and Gluba	284
171 By Willits, Gluba and Tieden. A bill for an act relating to administrative and maintenance facilities for county conservation boards.	
Returned to natural resources	17
Committee report	1267
Recommended passage	1267
173 By DeKoster, Kennedy and Griffin. A bill for an act to forbid the use of the highways of this state to habitual offenders of the traffic laws, and to provide punishment for those who violate the provisions of this act.	
Subcommittee, Kennedy, Willits, and Kelly	208
Committee report	325
Recommended amendment, passage	325
Committee amendment S. 2148	325
Amendment S. 2151 filed	342
Committee report adopted	350
Amendment S. 2157 filed	355
Amendment S. 2169 filed	381
Amendment S. 2166 filed	381
Amendment S. 2164 filed	382
Amendment S. 2163 filed	382
Amendment S. 2164 adopted	394
Amendment S. 2163 adopted	402
Ruled out of order S. 2157	402
Committee amendment division S. 2148A adopted	402
Committee amendment division S. 2148B adopted	402
Amendment S. 2151 adopted	403
Amendment S. 2169 withdrawn	403
Point of order raised	403
Ruled out of order S. 2166	403
Passed Senate. Ayes 45, nays 4	403
Message from House, with amendment	1168
Senate concurred	1208
Passed Senate. Ayes 45, nays 2	1208
Reported correctly enrolled	1514
Signed by President	1514
Sent to Governor	1514
Signed by Governor	1670
174 By Hill. A bill for an act relating to the cleaning of livestock carriers and to provide penalties for violations.	
Subcommittee, Priebe, Briles, and Schaben	208
180 By Hultman, Priebe, Schwengels, Rabedaux, Nolin, Taylor and Bergman. A bill for an act reinstating the cal-	

S. F.	Page
endar year as the fiscal year for cities and towns, counties, and other political subdivisions.	
Subcommittee, Griffin, Palmer, and Potter	208
181 By Shaw (Lipsky). A bill for an act relating to prevention, abatement or control of noise pollution, and providing penalties for violations.	
Subcommittee, Plymat, Milligan, and Coleman	208
182 By Willits and Kinley. A bill for an act relating to the office of public defender.	
Message from House, with amendment	1438
Amendment S. 2800 filed	1444
Amendment S. 2800 adopted	1483
Senate Concurred	1483
Passed Senate. Ayes 47, nays none	1484
Message from House	1576
Reported correctly enrolled	1734
Signed by President	1735
Sent to Governor	1735
Signed by Governor	1922
183 By Griffin, Schwieger, Shaw, Nolin, Rodgers, Andersen, Nystrom, and Schwengels (Crabb, Oakley, Holden, Jesse, Knoke, McCormick, and Doyle). A bill for an act relating to private employment agency fees.	
Subcommittee, Hultman, Priebe, and Taylor	284
185 By Hill. A bill for an act relating to deduction of debts for inheritance tax purposes.	
Subcommittee, Willits, Kennedy, and Ramsey	209
Committee report	302
Recommend amendment, passage	302
Committee amendment H. 2137	302
Committee report adopted	347
Committee amendment S. 2137 adopted	348
Passed Senate. Ayes 46, nays none	348
Explanation of votes	369
186 By Rabedaux, Schwieger, Kelly, Kennedy and Coleman. A bill for an act relating to the overall length of combinations of vehicles.	
Subcommittee, Nystrom, Winkelman, and Junkins	107
187 By Riley and DeKoster. A bill for an act relating to the recording of an instrument and a lien affecting real estate	
Subcommittee, Kinley, Glenn, and McCartney	209
189 By Riley. A bill for an act restricting the right to bail of defendants convicted of crimes of violence.	

S. F.	Page
Subcommittee, Kelly, Ramsey, and Kinley	209
190 By Riley, Gluba and Priebe (Small). A bill for an act to provide standards for the care of animals in animal shelters, pounds, and pet shops, and to regulate dealers, animal wardens, boarding kennels, and commercial breeders; and to declare certain acts unlawful and provide penalties for violations. Subcommittee, Briles, Schaben, and Miller of Marshall	209
Withdrawn	891
191 By Riley. A bill for an act relating to marriage licenses. Subcommittee, DeKoster, Potter, and Coleman	209
193 By Riley and Robinson. A bill for an act relating to rules made by boards of directors of school corporations governing use of tobacco by students. Subcommittee, Andersen, Griffin, and Rodgers	107
195 By Rabedeaux, Willits, Coleman, Briles, Miller of Des Moines, Kinley, and Shaff (Drake, Bittle, Doyle, Anderson, Wells, Dunton, Logue, Pellett, Caffrey and Den Herder). A bill for an act relating to licensing and regulation of hearing aid dealers, appropriating license fees for purposes of administration, and providing penalties for a violation. Subcommittee, Curtis, Palmer, and Taylor	340
201 By DeKoster. A bill for an act relating to the name of a minor child. Subcommittee, McCartney, Kelly, and Glenn	209
204 By Griffin. A bill for an act relating to tuition rates set by the state board of regents. Subcommittee, Schwengels, Murray, and Doderer	209
212 By Potter, Kennedy and Nystrom. A bill for an act relating to the average final compensation of a member of the peace officers' retirement system. Subcommittee, Schwengels, Hansen, and Nolin	107
213 By Robinson. A bill for an act relating to the regulation of railroads in cities and towns and providing a penalty. Subcommittee, Hansen, Palmer, and Griffin	209
214 By Nystrom. A bill for an act relating to the licensing	

S. F.	Page
of plumbers, supervision and inspection of plumbing, adoption and enforcement of minimum, uniform standards for plumbing and providing penalties. Subcommittee, Rodgers, Curtis, and Hultman	340
215 By Miller of Des Moines (Monroe and Woods). A bill for an act relating to penalties for the commission of or the attempt to commit certain crimes when armed with firearms or knives. Subcommittee, Potter, McCartney, and Willits	209
216 By Rodgers (Doyle). A bill for an act relating to the use of flashing lights on emergency vehicles. Subcommittee, Ramsey, DeKoster, and Kennedy	209
218 By Nystrom, Curtis, Rabedeaux and Priebe. A bill for an act providing an exemption from state income tax for members of the Iowa National Guard performing active state service, active duty for training, or training duty. Returned to ways and means	17
Subcommittee, Plymat, Curtis, and Hill	209
220 By Taylor (Welden). A bill for an act relating to replacement of borrow pit soil. Subcommittee, Rabedeaux, Rodgers, and Curtis	284
223 By Potter, Hansen, Kinley, Nystrom and Palmer (Edelen, Millen, McCormick, Mendenhall, Fisher of Greene, Cusack and Nielsen). A bill for an act to clarify the authority of podiatrists to continue to prescribe and dispense prescription drugs including controlled substances. Returned to human resources ..	17
Withdrawn	112
225 By Blouin, Kinley and Gluba. A bill for an act relating to a municipal transportation assistance fund, and making an appropriation. Subcommittee, Hansen, Palmer, and Griffin	209
226 By Priebe. A bill for an act relating to the establishment of a uniform statewide telephone number for police and fire departments. Subcommittee, Coleman, Shaw, and Riley	209
228 By Miller of Des Moines. A bill for an act relating to the sale of unused right of way property acquired by the	

S. F.	Page
state highway commission for the improvement and construction of highways. Subcommittee, Schwieger, Schwengels, and Nolin	107
229 By Schwieger, Griffin, Miller of Des Moines, Nystrom and Gluba (Fischer of Grundy, Wells, Fullerton, Roorda, Schroeder, Drake, Cusack and Millen). A bill for an act relating to the practice of cosmetology and barbering. Subcommittee, Glenn, Kennedy, and Shaw	209
230 By Riley and Priebe. A bill for an act relating to the premium tax on policies of health insurance. Subcommittee, Briles, Rodgers, and Taylor	340
233 By Scott, Rodgers, Nolin, Priebe, Taylor, Heying, Schwieger and Willits (Miller of Cerro Gordo and Norland). A bill for an act relating to land disrupting by highway construction. Subcommittee, Schwieger, Schwengels, and Nolin	107
235 By Nystrom. A bill for an act relating to leave of absence by reason of sickness or injury for state employees. Subcommittee, Gallagher, Milligan, and Robinson	284
236 By Nystrom. A bill for an act relating to payment of salaries of state employees. Returned to state government ... Committee report	17 80 80
Re-referred to state government.	717
238 By Priebe, Rodgers and Scott. A bill for an act relating to the value of buildings insured for casualty loss. Subcommittee, Hultman, Kinley, and Rabedeaux	340
240 By Miller of Des Moines. A bill for an act relating to payment of costs incurred by cities for reconstructing or relocating certain utility facilities due to construction or reconstruction of a state highway. Subcommittee, Schwengels, Miller of Marshall, and Plymat	209
242 By Briles (Fisher of Greene). A bill for an act relating to the taxation of pension and retirement insurance premiums. Message from House	1384
Reported correctly enrolled	1514
Signed by President	1514
Sent to Governor	1514
Signed by Governor	1671

S. F.	Page
243 By Kelly, Gluba, Blouin and Doderer (Small, Ferguson, McCormick, Higgins and Clark of Lee). A bill for an act relating to confidentiality of the source and information obtained in the course of gathering or obtaining information for publication or broadcast. Subcommittee, Kennedy, Willits, and Kelly	209
247 By County Government. A bill for an act relating to expenditures for capital improvements by a board of supervisors. Subcommittee, Willits, Kennedy, and Ramsey	209
248 By Doderer. A bill for an act relating to special and reserve deputy sheriffs. Subcommittee, Kinley, Glenn, and McCartney	209
249 By Riley. A bill for an act relating to fixing terms of employment of teachers. Subcommittee, Taylor, Shaft, and Scott	107
Committee report	1815
Recommended amendment, passage	1816
Committee amendment S. 2954	1816
Committee report adopted	1967
Committee amendment S. 2954 adopted	1967
Passed Senate. Ayes 42, nays 2	1967
250 By Rabedeaux and Doderer. A bill for an act relating to standards for local health services and authorizing a tax levy. Subcommittee, Griffin, Potter, and Van Gilst	209
251 By Nystrom. A bill for an act relating to overtime pay for employees of the state highway commission. Subcommittee, Milligan, Bergman, and Gallagher	284
252 By Nystrom. A bill for an act relating to holiday days for state employees. Subcommittee, Robinson, DeKoster, and Milligan	284
256 By Doderer. A bill for an act relating to married students. Subcommittee, Griffin, Taylor, and Orr	107
Withdrawn	1130
257 By Kinley. A bill for an act prohibiting sale, possession, or display of obscene, lewd or indecent publications or material in places frequented by minors, and providing a penalty. Subcommittee, Kelly, Ramsey, and Kinley	209

S. F.	Page
259 By Tieden. A bill for an act imposing damage liability for the unlawful destruction, taking, or possession of wild-life owned by the state.	
Withdrawn	1140
260 By Doderer and Murray. A bill for an act relating to the duties of cosmetologists.	
Subcommittee, Nolin, Nystrom, and Schwengels	107
Withdrawn	1810
261 By Winkelman, Curtis and Tieden (Bennett and Miller of Calhoun). A bill for an act to provide for the use of a alternate safety devices in lieu of safety chains for towing vehicles.	
Subcommittee, Gallagher, Milligan, and Doderer	284
262 By Heying. A bill for an act relating to the valuation of property for tax purposes based on the property's net worth to the owner.	
Subcommittee, Schwengels, Griffin, and Kinley	209
263 By Nystrom, Curtis, Rabe-deaux and Priebe. A bill for an act relating to military service tax exemptions for members of the armed forces of the United States.	
Subcommittee, Plymat, Curtis, and Hill	209
266 By County Government. A bill for an act to repeal the tax credit on bovine female cattle three years old and older.	
Returned to ways and means	17
Subcommittee, Van Gilst, Griffin, Lamborn, Schwengels, and Palmer	209
268 By Schaben, Schwieger, Briles, Andersen, Nystrom, Van Gilst and Bergman. A bill for an act to provide office space and a leave of absence for officers of certain state employee organizations.	
Subcommittee, Ramsey, Bergman, and Gluba	284
270 By Potter. A bill for an act relating to the service tax on equipment rental.	
Subcommittee, Lamborn, Curtis, and Rodgers	209
272 By Kennedy (Doyle). A bill for an act relating to the use of credit cards for the payment of traffic fines.	
Subcommittee, DeKoster, Potter, and Coleman	209
273 By Griffin. A bill for an act providing for collective negotiations between public em-	

S. F.	Page
ployers and public employees. Subcommittee, Robinson, Ramsey, and Gallagher	284
274 By Milligan, Plymat and Andersen (Kreamer, Woods, Junker, Lipsky, and Connors). A bill for an act relating to registration of motor vehicles.	
Subcommittee, McCartney, Kelly, and Glenn	209
275 By Miller of Des Moines (Caffrey). A bill for an act to provide for the pari-mutuel system of wagering to be used at horse and dog racing tracks in Iowa; to provide for an Iowa racing commission to issue race track permits and to regulate generally the operations of Iowa race tracks; providing the necessary administrative procedures to carry out the intent of this act; making certain acts illegal and providing penalties for their violation.	
Subcommittee, Nystrom, Winkelman, and Robinson	107
277 By Hansen, Doderer, Miller of Marshall, Robinson and Briles (Holden, and Hill). A bill for an act relating to the establishment and administration of professional and occupational licensing boards, to abolish all trust funds and special funds of professional and occupational licensing boards and allowing certain additional fees, and providing penalties.	
Returned to state government ..	17
Committee report	81
Recommended amendment, passage	81
Committee amendment S. 2002 ..	81
Committee reports adopted	115
Committee amendment S. 2002 adopted	124
Amendment S. 633 adopted	125
Amendment S. 633 adopted	125
Amendment S. 857 lost	129
Point of order raised	135
Ruled out of order S. 997	135
Amendment S. 2025 filed	135
Amendment S. 2025 adopted	135
Amendment S. 2028 filed	135
Amendment S. 2028 withdrawn ..	135
Amendment S. 2030 filed	136
Amendment S. 2030 adopted	136
Committee amendment S. 624 adopted	136
Amendment S. 2033 filed	139
Amendment S. 2031 filed	140
Amendment S. 2037 filed	142
Amendment S. 2035 filed	149
Amendment S. 2026 filed	149
Amendment S. 2036 filed	149
Amendment S. 2029 filed	149
Amendment S. 2032 filed	150
Amendment S. 2027 filed	150
Amendment S. 2031 adopted	153
Amendment S. 633 adopted	153

SENATE RECORD OF SENATE BILLS

2125

S. F.	Page
Amendment S. 886 adopted	154
Amendment S. 2036 adopted	154
Amendment S. 2033 adopted	156
Amendment S. 628 withdrawn	156
Ruled out of order S. 2032	156
Amendment S. 2038 filed	156
Amendment S. 2038 adopted	156
Point of order raised	156
Ruled out of order S. 2037	156
Amendment S. 2040 filed	161
Amendment S. 2040 adopted	161
Amendment S. 2027 adopted	168
Amendment S. 723 adopted	168
Amendment S. 2041 filed	168
Point of order raised	169
Ruled out of order S. 2041B	169
Amendment division S. 2041A adopted	169
Amendment S. 2035 adopted	169
Amendment S. 2026 lost	169
Amendment S. 2039 filed	169
Amendment S. 2039 lost	170
Point of order raised	170
Ruled out of order S. 767	171
Amendment S. 2029 adopted	172
Amendment S. 2042 filed	172
Amendment S. 2042 adopted	172
Amendment S. 2043 filed	172
Amendment S. 2043 adopted	172
Amendment S. 2044 filed	172
Amendment S. 2044 adopted	172
Passed Senate. Ayes 40, nays 4	172
Explanation of vote	174
Message from House, with amendment	945
Amendment S. 2573 filed	1007
Amendment S. 2615 filed	1084
Amendment S. 2669 filed	1202
Amendment S. 2672 filed	1202
Amendment division S. 2669A withdrawn	1206
Amendment division S. 2669B adopted	1207
Motion filed to reconsider vote	1207
Amendment S. 2675 filed	1224
Amendment S. 2673 filed	1224
Amendment S. 2681 filed	1240
Motion to reconsider vote prevailed	1278
Amendment division S. 2669B lost	1279
Amendment division S. 2669C lost	1279
Amendment S. 2673 adopted	1280
Point of order raised	1280
Amendment S. 2573 lost	1280
Amendment S. 2615 adopted	1281
Amendment S. 2672 adopted	1281
Amendment S. 2681 adopted	1282
Point of order raised	1282
Amendment S. 2675 adopted	1282
Amendment S. 2729 filed	1282
Amendment S. 2729 adopted	1283
Senate concurred	1283
Passed Senate. Ayes 40, nays 5	1283
Message from House	1407
Senate insisted	1424
Conference committee appointed	1424
Message from House	1458
Conference committee report	1536
Conference committee report adopted	1571
Passed Senate. Ayes 42, nays 1	1572
Message from House	1641
Reported correctly enrolled	2077
Signed by President	2077
Sent to Governor	2078
Signed by Governor	2084

S. F.	Page
278 By Blouin. A bill for an act relating to a presidential preferential primary election. Subcommittee, Nystrom, Winkelman, and Robinson	107
279 By Riley, Gluba and Robinson. A bill for an act relating to state income tax deductions. Subcommittee, Griffin, Schwengels, and Palmer	209
280 By Briles, Murray, Schwieger, Gluba, Van Gilst, Bergman and Robinson. A bill for an act relating to the Iowa public employees' retirement system. Subcommittee, Nystrom, Hansen, and Junkins	107
281 By Gallagher, Priebe, Palmer, Blouin and Schaben. A bill for an act relating to eminent domain procedures. Subcommittee, Potter, McCartney, and Willits	209
283 By Nystrom, Potter and Kennedy. A bill for an act to lower the age of retirement for policemen and firemen. Subcommittee, Griffin, Hansen, and Willits	209
285 By Rodgers, Coleman, Junkins, Willits, Scott, Gluba, Kinley, Gallagher, Kelly, Schwengels, Nystrom, Ramsey, Curtis, Rabedaux and Tieden. A bill for an act relating to antique gambling devices. Subcommittee, Ramsey, DeKoster, and Kennedy	209
286 By Rodgers. A bill for an act relating to the purchase of uniforms for vocal and instrumental school music groups. Subcommittee, Griffin, Andersen, and Kennedy	107
287 By Scott (Miller of Cerro Gordo and Norland). A bill for an act relating to projects which may be supported by municipalities. Subcommittee, Hansen, Plymat, and Palmer	209
292 By Andersen. A bill for an act relating to basic school units and basic school boards. Subcommittee, Taylor, Griffin, and Scott	107
293 By DeKoster and McCartney. A bill for an act relating to the formula for computing the number of district judgeships. Subcommittee, Coleman, Shaw, and Riley	209

S. F.	Page	S. F.	Page
295 By Schwieger and Plymat. A bill for an act relating to the department of social ser- vices and the merit system. Message from House, with amend- ment	774	trade practices and providing for civil remedies. Subcommittee, Riley, Kinley, and Curtis	418
Senate concurred	1076	306 By Robinson and Schwieger. A bill for an act relating to contracts for certificated school personnel. Subcommittee, Andersen, Orr, and Shaw	107
Passed Senate. Ayes 43, nays none	1076	307 By Blouin, Coleman, Scott, Kennedy, Kinley, Nolin, Will- its, Miller of Des Moines, Rodgers and Gluba. A bill for an act relating to compu- tation of old-age assistance grants. Subcommittee, Burroughs, Ander- sen, and Miller of Des Moines ..	210
Explanation of vote	1098	308 By Blouin, Coleman, Scott, Nolin, Willits, Doderer, Miller of Des Moines, Rodgers and Gluba. A bill for an act re- lating to relatives responsible for care and support under old-age assistance. Subcommittee, Miller of Des Moines, Andersen, and Coleman ..	210
Reported correctly enrolled	1101	309 By Tieden. A bill for an act relating to noxious weeds. Returned to agriculture	17
Signed by President	1101	Subcommittee, Miller of Marshall, Briles, and Van Gilst	210
Sent to Governor	1145	310 By Rodgers, Doderer, Shaw, Scott, Orr, Van Gilst and Gallagher. A bill for an act relating to the salary of the superintendent of a merged area. Subcommittee, Junkins, McCart- ney and Curtis	210
Signed by Governor	1201	312 By Riley and Robinson. A bill for an act relating to the salary of the superintendent of area schools. Subcommittee, Robinson, Murray, and Schwengels	210
296 By Robinson and Riley. A bill for an act relating to the salary of county attorneys. Subcommittee, Glenn, Kennedy, and Shaw	209	314 By Judiciary. A bill for an act relating to the adminis- tration of the judicial re- tirement system. Returned to judiciary	17
297 By Winkelman. A bill for an act to establish a rural physicians associate program and to provide an appropria- tion therefor. Subcommittee, human resources ..	107	Committee report	67
299 By Tieden. A bill for an act relating to the taxation of agricultural and horticul- tural lands within the ter- ritorial limits of a city or town. Subcommittee, Potter, Rodgers, and Curtis	209	Recommended passage	67
300 By Doderer. A bill for an act relating to exemptions on agricultural lands. Subcommittee, Lamborn, Orr, and Van Gilst	209	Committee report adopted	95
301 By Human Resources. A bill for an act relating to the sale, distribution or adver- tisement of contraceptive products, and the regulation of distribution of venereal disease prophylactics and pro- viding a penalty. Message from House, with amend- ment	179	Passed Senate. Ayes 40, nays 5 ..	95
Senate concurred	198	Subcommittee, DeKoster, Potter, and Coleman	210
Passed Senate. Ayes 37, nays 3 ..	198	Message from House, with amend- ment	1408
Reported correctly enrolled	571	Senate concurred	1480
Signed by President	571	Passed Senate. Ayes 41, nays 1 ..	1481
Sent to Governor	571	Explanation of vote	1494
Signed by Governor	637	Reported correctly enrolled	1931
303 By Kinley (Patchett). A bill for an act relating to the packaging of meat, poultry, eggs, and milk and providing a penalty. Subcommittee, Rabederux, Berg- man, and Schaben	210	Signed by President	1932
304 By DeKoster (Hill, Stanley, Newhard and Doyle). A bill for an act relating to the dissolution of marriage dock- et, and providing penalties. Subcommittee, Kennedy, Willits, and Kelly	210	Sent to Governor	1932
305 By DeKoster. A bill for an act relating to deceptive		Signed by Governor	2084
		315 By Griffin. A bill for an act relating to a superintendent of a merged area school.	

SENATE RECORD OF SENATE BILLS

2127

S. F.	Page
Returned to higher education ...	17
Subcommittee, Junkins, Mc- Cartney, and Curtis	210
Committee report	342
Recommended amendment, pas- sage	342
Re-referred to higher education...	401
 316 By Plymat, Doderer and Pal- mer (Higgins and Cusack). A bill for an act to remove the jail sentence for possession of marijuana, other than possession with intent to de- liver.	
Subcommittee, Willis, Kennedy, and Ramsey	210
 317 By Plymat, Van Gilst, Tay- lor, Palmer, Andersen and Hill. A bill for an act to provide that the costs of advertising alcoholic bever- ages or beer are not deduct- ible business expenses.	
Amendment S. 2045 filed	174
Subcommittee, Curtis, Schwengels, and Orr	210
 318 By Plymat, Shaff, Andersen, Hill, Rodgers, Van Gilst, Miller of Marshall, Heying, Bergman, Taylor and Ny- strom. A bill for an act re- lating to the offense of operating a motor vehicle while under the influence of alcohol and the penalties pro- vided therefor; making cer- tain acts illegal and provid- ing a penalty for their commission; and relating to procedures required in the application of the implied consent law.	
Subcommittee, Kinley, Glenn, and McCartney	210
 320 By Winkelman, Robinson, Griffin, Tieden, Kelly and Coleman (Millen, Stromer, Clark of Lee and Crabb). A bill for an act to provide for sales and use tax exemptions on expenditures for air and water pollution control.	
Subcommittee, Potter, Kinley, and Plymat	210
 321 By Winkelman, Robinson, Griffin, Tieden, DeKoster, Kelly and Coleman (Millen, Stromer, Clark of Lee and Crabb). A bill for an act to provide a limited exemption from property taxation for property used to control air or water pollution, and to provide a property tax ex- emption for certain property used for water impoundments.	
Message from Senate, with amendment	1693
Amendment S. 2977 filed	1859
Amendment S. 2974 filed	1859
Point of order raised	1884
Ruled out of order S. 2977	1884

S. F.	Page
Point of order raised	1884
Ruled out of order S. 2974	1884
Motion to suspend rules	1884
Motion failed	1884
Amendment S. 2986 filed	1885
Amendment S. 2986 lost	1886
Amendment S. 2988 filed	1886
Amendment S. 2988 lost	1886
Senate concurred	1887
Passed Senate. Ayes 33, nays 16 ..	1887
Explanation of vote	1924
Reported correctly enrolled	2077
Signed by President	2077
Sent to Governor	2078
Signed by Governor	2084
 323 By Shaw. A bill for an act relating to fish traps.	
Withdrawn	54
 325 By Priebe and Scott. A bill for an act relating to emer- gency light sources for public buildings.	
Subcommittee, Schwengels, Glenn, and Murray	107
 326 By Doderer (Small). A bill for an act relating to contest- ing elections of county offi- cers.	
Subcommittee, Kelly, Ramsey, and Kinley	210
 327 By Briles and Lamborn. A bill for an act to permit the state banking board to establish a retirement sys- tem for employees of the de- partment of banking.	
Returned to commerce	17
Committee report	78
Recommended amendment, pas- sage	78
Committee reports adopted	102
Placed on calendar under un- finished business	103
Amendment S. 2023 filed	109
Amendment S. 2034 filed	151
Amendment S. 2172 filed	390
Amendment division S. 2172A adopted	390
Amendment division S. 2172B lost	391
Amendment division S. 2172C adopted	391
Committee amendment S. 710 adopted	391
Amendment S. 2023 adopted	391
Amendment S. 2034 lost	392
Passed Senate. Ayes 35, nays 14 ..	392
Motion filed to reconsider vote ..	392
Explanation of vote	398
Motion to reconsider vote failed ..	599
Explanation of vote	627
 330 By Blouin (Knoke). A bill for an act concerning the establishment and operation of a state lottery, creating the division of the state lot- tery in the department of revenue, prescribing its func- tions, powers and duties and providing a penalty.	
Subcommittee, Winkelman, Junk- ins, and Schwengels	107

S. F.	Page
331 By Riley, Murray, Schwieger, Palmer, Robinson and Hultman (Dea Herder, Bortell, Knoke, Caffrey and Lipsky). A bill for an act establishing the Iowa health services commission, requiring a certificate of need for new health care facilities or services, and providing penalties for certain violations. Subcommittee, Schwieger, Murray, and Doderer	210
332 By State Government. A bill for an act prohibiting the use of ice grips or tire studs on certain motor vehicles.	
Amendment S. 2018 filed	92
Change of special order Jan. 24, 1974	93
Amendment S. 2054 filed	181
Amendment S. 2055 filed	182
Motion to suspend rules	188
Motion to suspend rules prevailed	189
Amendment S. 2054 lost	189
Amendment S. 1018 lost	189
Amendment S. 433 withdrawn	190
Amendment S. 2056 filed	190
Amendment S. 2056 adopted	190
Amendment S. 2059 filed	190
Amendment S. 2059 adopted	191
Amendment S. 2018 lost	191
Amendment S. 2064 filed	191
Amendment S. 2064 withdrawn	191
Amendment S. 253 adopted	191
Amendment S. 2062 filed	191
Amendment S. 2067 filed	191
Amendment S. 2067 lost	191
Amendment S. 2062 lost	192
Amendment S. 2065 filed	192
Amendment S. 2065 lost	192
Amendment S. 2055 adopted	193
Motion filed to reconsider vote ..	193
Motion to suspend rules	193
Amendment S. 2066 filed	195
Explanation of vote	203
Amendment S. 2074 filed	214
Motion to suspend rules withdrawn	218
Motion to reconsider vote failed ..	218
Referred to ways and means	218
Amendment S. 2075 filed	222
Subcommittee, Potter, Lamborn, and Kinley	284
333 By Hansen, Palmer, Griffin, Kennedy, Potter, Scott, Miller of Marshall, Van Gilst, Tieden, Nolin, Lamborn, Blouin, Nystrom, Rodgers, Schwengels, Kinley, Priebe, Bergman and Robinson (Dunton, Den Herder, Avenson, Bortell, Caffrey, Brockett, Carr, Butler, Clark of Dubuque, Crabb, Griffee, Daggett, Hennessey, Danker, Horn De Jong, Husak, Edelen, Hutchins, Egenes, Jesse, Ewing, Jordan, Fischer of Grundy, Krause, Fisher of Greene, Mennenga, Fullerton, Middleswart, Grassley, Miller of Cerro Gordo, Harvey, Newhard, Lippold,	

S. F.	Page
Nielsen, Logue, Norland, McElroy, Norpel, Mendenhall, O'Halloran, Peterson, Rapp, Stephens, Rinas, Stromer, Wells, Strothman, Woods, Tofte, Wyckoff, and Wulff). A bill for an act relating to the definition of the practice of chiropractic. Subcommittee, Curtis, Nystrom, and Hill	210
Withdrawn	1050
336 By Briles and Doderer. A bill for an act relating to compensation for county commissioners of elections. Subcommittee, Murray, Winkelman, and Nolin	107
337 By Shaff and Lamborn (Holden). A bill for an act relating to reversions and use restrictions on land. Subcommittee, DeKoster, Potter, and Coleman	210
Committee report	1119
Recommended passage	1119
338 By Heying. A bill for an act to create a state land use policy division of the department of agriculture and to specify its power and duties. Subcommittee, Winkelman, Schwieger, and Hill	107
340 By Shaff. A bill for an act relating to the taxation of forest and fruit-tree reservations. Subcommittee, Griffin, Kinley, and Van Gilst	210
Withdrawn	349
341 By County Government (County Government). A bill for an act relating to general fees. Reported correctly enrolled	553
Signed by President	553
Sent to Governor	553
Signed by Governor	368
342 By Plymat, Willits, Miller of Des Moines, Briles and Priebe (West, Fisher of Greene, Husak, Connors, Harvey, Dunton, Egenes, Logue, Doyle, Stanley, De Jong, Grassley, and Wells). A bill for an act relating to holidays for state employees. Withdrawn	553
344 By DeKoster (Hill, Stanley, Doyle, Newhard, Brunow, Griffee and Jesse). A bill for an act relating to the place of filing in order to perfect a security interest. Subcommittee, McCartney, Kelly, and Glenn	210
347 By Griffin. A bill for an act relating to standards for water well construction and	

SENATE RECORD OF SENATE BILLS

2129

S. F.	Page
providing penalties for violations.	
Subcommittee, Nolin, Nystrom, and Schwengels	107
350 By Hansen, Briles, Doderer, Miller of Marshall and Robinson (Holden, and Hill). A bill for an act relating to the internship requirements of physicians and surgeons and osteopathic physicians and surgeons.	
Subcommittee, Plymat, Coleman, and Miller of Des Moines	210
351 By Willits and Blouin. A bill for an act relating to the purchase by the state of paper and paper products made from recycled paper.	
Subcommittee, Murray, Schwengels, and Hill	108
352 By Shaw. A bill for an act directing the committee on mental hygiene to conduct a comprehensive study of the mental health delivery systems in the state and making an appropriation therefor.	
Withdrawn	54
353 By Riley and Robinson. A bill for an act to provide for the registration of sanitarians, sanitarians-in-training and sanitarian assistants and to provide for the establishment of a board of registration of sanitarians and to provide a penalty for certain violations.	
Returned to state government ...	17
354 By Riley. A bill for an act relating to property unlawfully placed on public or private property.	
Subcommittee, Potter, McCartney, and Willits	210
Committee report	787
Recommended passage	787
Committee report adopted	1822
Passed Senate. Ayes 46, nays 1 ..	1823
Message from House	1991
Reported correctly enrolled	2077
Signed by President	2077
Sent to Governor	2078
Signed by Governor	2084
355 By Schaben, Briles, Gluba, Andersen, Nystrom, Van Gilst, Bergman, and Robinson. A bill for an act relating to state participation in a group disability insurance program for state employees.	
Subcommittee, Gallagher, Doderer, and Milligan	284
358 By Murray, Hultman, Blouin, Priebe and Curtis. A bill for an act relating to the operation of bank holding companies and prohibiting the formation of new bank holding companies without cer-	

S. F.	Page
tificates of authority from the state banking board.	
Subcommittee, Priebe, Hultman, and Briles	284
Committee report	1443
Recommended passage	1443
359 By DeKoster and Shaff. A bill for an act relating to the inheritance tax.	
Subcommittee, Ramsey, DeKoster, and Kennedy	210
360 By Nystrom, Schwieger, Briles, Gluba, Van Gilst, Bergman and Robinson. A bill for an act relating to salary increases for certain state employees and providing for an appropriation.	
Subcommittee, DeKoster, Ramsey, and Gluba	284
361 By Gluba (Cusack). A bill for an act relating to the merit system classification and pay plans.	
Subcommittee, Winkelman, Nystrom, and Robinson	108
363 By Heying and Taylor. A bill for an act relating to the military service property tax exemption.	
Subcommittee, Griffin, Kinley, and Van Gilst	210
364 By Gallagher. A bill for an act relating to provisions of separate drainage systems for surface water in connection with newly constructed dwellings, buildings and facilities in certain cities and towns.	
Subcommittee, Plymat, Scott, and Miller of Marshall	210
365 By Miller of Des Moines, Kennedy, Potter, Coleman, Griffin, Blouin, DeKoster, Willits, McCartney, Junkins, Heying and Gallagher (Monroe, Wyckoff, Middleswart, Schroeder and Caffrey). A bill for an act relating to administration of small estates.	
Subcommittee, Coleman, Shaw, and Riley	210
Fiscal Note SCS	
Withdrawn	907
366 By Gluba. A bill for an act relating to the testing for sickle cell anemia and providing a penalty.	
Withdrawn	739
367 By Winkelman. A bill for an act to establish a land preserve loan authority and to prescribe its purposes, duties and powers.	
Subcommittee, Milligan, Gluba, and Andersen	210
368 By Kelly. A bill for an act relating to the issuance	

S. F.	Page	S. F.	Page
of special motor vehicle registration plates to persons whose drivers license has been mandatorily revoked.		385 By Schwengels, Willits, Miller of Des Moines, Briles, Plymat, Andersen, Rodgers and Priebe (Harvey, Crawford, Husak, Dunton, Woods, Jesse, Doyle, Drake, McCormick and Wells). A bill for an act relating to a pay adjustment for state employees within the merit employment system.	
Subcommittee, Glenn, Kennedy, and Shaw	210	Subcommittee, Nystrom, Junkins, and Schwengels	108
370 By Curtis. A bill for an act relating to individual income tax deductious.		386 By Van Gilst. A bill for an act relating to mechanic's liens.	
Subcommittee, Potter, Plymat, and Palmer	210	Subcommittee, DeKoster, Potter, and Coleman	210
371 By Schwieger. A bill for an act relating to the impanelling of grand juries with statewide jurisdiction and making an appropriation.		388 By McCartney. A bill for an act to allow discretion in school bus transportation.	
Subcommittee, Kennedy, Willits, and Kelly	210	Subcommittee, Shaff, Taylor, and Scott	108
372 By Schwieger. A bill for an act relating to joint trials of defendants who are jointly indicted.		389 By McCartney. A bill for an act relating to the appointment of jury commissioners.	
Subcommittee, Willits, Kennedy, and Ramsey	210	Subcommittee, McCartney, Kelly, and Glenn	211
373 By Murray and Nystrom (Crawford). A bill for an act relating to an Iowa work-study program, and making an appropriation.		Committee report	326
Subcommittee, Schwengels, Burroughs and Junkins	210	Recommended passage	326
374 By Andersen, Riley, Tieden, Willits, Miller of Des Moines, Briles, Plymat, Nystrom, Priebe and Miller of Marshall (Knoke, Jesse, McCormick, Doyle and Wells). A bill for an act relating to the payment of overtime of state employees.		Committee report adopted	361
Subcommittee, Nystrom, Junkins, and Schwengels	108	Passed Senate. Ayes 49, nays none	361
377 By Hansen. A bill for an act relating to municipal tort claims.		Message from House, with amendment	1408
Subcommittee, Kinley, Glenn, and McCartney	210	Senate concurred	1481
378 By Hansen, Palmer, Andersen, Shaff and Priebe (Crabb, Holden, Drake, and Caffrey). A bill for an act to authorize the issuance of industrial aid bonds for hospital, clinic, and health care facilities.		Passed Senate. Ayes 47, nays none	1482
Subcommittee, Murray, Doderer, and Plymat	210	Reported correctly enrolled	1734
381 By Tieden and Shaff (Schroeder and Hansen). A bill for an act relating to a state fuel tax credit.		Signed by President	1735
Returned to ways and means	17	Sent to Governor	1735
Subcommittee, Van Gilst, Orr, and Potter	210	Signed by Governor	1922
Withdrawn	575	390 By Miller of Des Moines. A bill for an act relating to construction and maintenance of roads, bridges and other internal improvements.	
384 By Willits. A bill for an act relating to mechanic's liens.		Subcommittee, Winkelman, Nolin, and Murray	108
Subcommittee, Kelly, Ramsey, and Kinley	210	391 By Lamborn. A bill for an act relating to when proof of financial responsibility is required after suspension or revocation of license.	
		Subcommittee, Potter, McCartney, and Willits	211
		392 By Rodgers, Coleman, Scott, Orr, Van Gilst and Shaff. A bill for an act authorizing merged areas to acquire and operate student centers and parking facilities, and to finance the cost with revenue bonds.	
		Subcommittee, Murray, Curtis, and Doderer	211
		393 By Doderer. A bill for an act relating to the military service tax exemption.	
		Reported correctly enrolled	1912

SENATE RECORD OF SENATE BILLS

2131

S. F.	Page
Signed by President	1012
Sent to Governor	1012
Signed by Governor	1097
394 By Rabedeaux (Holden). A bill for an act relating to the annexation of territory by cities and towns. Subcommittee, Griffin, Schwengels, and Scott	211
395 By Doderer and Plymat (Higgins, Bittle and Cusack). A bill for an act to grant judges discretion to place persons convicted of violation of the uniform controlled substances act on probation. Subcommittee, Ramsey, DeKoster, and Kennedy	211
398 By Blouin. A bill for an act to prohibit governmental appointees from being required to give an oath of political allegiance or make certain contributions as a condition of employment and to provide a penalty for violations. Subcommittee, Coleman, Shaw, and Riley	211
399 By Shaw (Holden). A bill for an act relating to rules of the fire marshall. Subcommittee, Murray, Coleman, and Doderer	211
400 By Lamborn. A bill for an act providing for the review and approval of secondary road projects by the state highway commission. Subcommittee, Kinley, Curtis, and Rabedeaux	284
402 By Griffin. A bill for an act relating to notice of a proposed special assessment. Subcommittee, Glenn, Kennedy, and Shaw	211
403 By Kelly. A bill for an act relating to attorneys. Returned to judiciary	17
Committee report	67
Recommended passage	67
Committee report adopted	115
Placed on calendar under unfinished business	115
Subcommittee, DeKoster, Potter, and Coleman	211
Amendment S. 2076 filed	222
Amendment S. 2550 filed	917
Re-referred to judiciary	1013
404 By Kelly (Hill and Stanley). A bill for an act relating to business corporations. Subcommittee, Kennedy, Willits, and Kelly	211
405 By McCartney, Robinson and DeKoster. A bill for an act relating to rights of a holder of certain instruments.	

S. F.	Page
Subcommittee, Willits, Kennedy, and Ramsey	211
406 By Griffin. A bill for an act to exempt the sales of tangible personal property to an urban transit company from the sales and use tax. Subcommittee, Plymat, Kinley, and Van Gilst	211
408 By McCartney, Robinson and Bergman. A bill for an act relating to mechanic's liens. Subcommittee, Kinley, Glenn, and McCartney	211
409 By Blouin. A bill for an act relating to the construction of private and public buildings and facilities which are intended for use by the general public. Subcommittee, Nolin, Winkelman, and Nystrom	108
Withdrawn	418
415 By Tieden (Wyckoff). A bill for an act relating to the reimbursement of expenses incurred by school board directors. Subcommittee, Griffin, Shaw, and Kennedy	108
417 By Shaw. A bill for an act relating to posting of signs near intersections where passing of motor vehicles is prohibited. Subcommittee, Kelly, Ramsey, and Kinley	211
421 By Rodgers. A bill for an act to abolish the county school system, to provide educational services through the merged areas, and to provide a method of finance. Subcommittee, Shaw, Andersen, and Scott	108
Withdrawn	1742
422 By Winkelman and Schwieger. A bill for an act relating to grain warehousing and handling facilities as projects which may be supported by municipalities. Subcommittee, Scott, Junkins, and Miller of Marshall	211
424 By Gluba, Rabedeaux, Scott, Kinley, Palmer, Willits, Blouin, Robinson, Curtis, Shaw, Murray, Schwengels and Nolin (Cusack, Higgins, Byerly, Mennenga, Connors, Norland, Miller of Cerro Gordo and Small). A bill for an act making an appropriation to the office of the governor for a study of the problems of Spanish-speaking peoples.	

S. F.	Page	S. F.	Page
Message from House, with amend- ment	1284	assistance for the establish- ment and operation of li- censed child care centers and to make an appropriation.	
Senate concurred	1320	Subcommittee, human resources .	108
Passed Senate. Ayes 43, nays none	1320	Amendment S. 2549 filed	918
Reported correctly enrolled	1458	Committee report	1266
Signed by President	1458	Recommended passage	1266
Sent to Governor	1458	Amendment S. 2712 filed	1269
Signed by Governor	1541	Committee reports adopted	1317
425 By Murray. A bill for an act creating a state infor- mation and liaison office in Washington, D. C., and mak- ing an appropriation.		Amendment S 2549 adopted	1317
Subcommittee, state department.	108	Amendment S. 2712 adopted	1317
427 By Kennedy. A bill for an act relating to assaults on peace officers, and providing penalties.		Passed Senate. Ayes 37, nays 7 ..	1317
Subcommittee, DeKoster, Potter, and Coleman	211	Message from House, with amend- ment	1912
428 By Winkelman (Stromer). A bill for an act relating to partition fences.		Senate concurred	1946
Subcommittee, Taylor, Bergman, and Priebe	211	Passed Senate. Ayes 42, nays 3 ..	1947
429 By Blouin. A bill for an act relating to the establish- ment of county school dis- tricts, defining the powers and duties of county school districts, and to abolish presently existing local school districts.		Reported correctly enrolled	2077
Subcommittee, Taylor, Griffin, and Scott	108	Signed by President	2077
430 By Kelly. A bill for an act refining simple and aggra- vated littering and providing a penalty.		Sent to Governor	2078
Committee report	482	Signed by Governor	2084
Recommended passage	482	437 By Doderer (Monroe). A bill for an act relating to the requirements for elections on bond issues and other propo- sitions, and for petitions for certain purposes.	
Committee report adopted	712	Subcommittee, Ramsey, DeKos- ter, and Kennedy	211
Passed Senate. Ayes 46, nays 3 ..	712	438 By Potter, Andersen and Coleman. A bill for an act relating to the service tax on storage of goods.	
431 By Priebe, Schaben, Scott and Kinley (Woods, Byerly, Miller of Buchanan, Connors, Newhard, De Jong, Bennett and Jordan). A bill for an act relating to mechanic's liens.		Subcommittee, Curtis, Lamborn, and Hill	211
Subcommittee, McCartney, Kelly, and Glenn	211	439 By Potter. A bill for an act relating to retirement age for members of the peace offi- cers' retirement system.	
432 By Priebe and Blouin. A bill for an act to make an ap- propriation to reimburse the several counties for costs in- curred in changing their rec- ord-keeping system as re- quired by the department of public safety.		Subcommittee, Murray, Hansen, and Robinson	108
Subcommittee, state department..	108	440 By Cities and Towns (Cities and Towns). A bill for an act relating to the financing of projects by cities, towns and counties.	
433 By Kelly. A bill for an act relating to exemptions from execution and providing pen- alties.		Returned to cities and towns ...	17
Subcommittee, Potter, McCartney, and Willits	211	Subcommittee, Plymat, Hansen, and Junkins	211
434 By Murray (Hill). A bill for an act to provide financial		442 By Riley (Hill). A bill for an act relating to the Iowa Probate Code.	
		Returned to judiciary	17
		Committee report	67
		Recommended passage	67
		Committee reports adopted	97
		Subcommittee, Ramsey, DeKoster, and Kennedy	211
		Passed Senate. Ayes 45, nays none	97
		Message from House	1384
		Reported correctly enrolled	1514
		Signed by President	1514
		Sent to Governor	1514
		Signed by Governor	1671
		443 By Riley (Hill). A bill for an act relating to nonprobate transfers.	
		Subcommittee, Coleman, Shaw, and Riley	211

SENATE RECORD OF SENATE BILLS

2133

S. F.	Page
445 By McCartney. A bill for an act relating to financing the freeway-expressway system, and making appropriations.	
Subcommittee, Glenn, Kennedy, and Shaw	211
446 By Kelly, Nystrom and Doderer (Small). A bill for an act relating to the registration of psychologists and establishing a psychology examining board.	
Subcommittee, Shaw, Schwengels, and Hill	108
Withdrawn	1741
449 By DeKoster. A bill for an act relating to workmen's compensation second injury fund benefits.	
Subcommittee, Kennedy, Willits, and Kelly	211
450 By DeKoster. A bill for an act relating to the uniform commercial code definition of a clearing corporation and the manner of transferring investment securities.	
Subcommittee, Willits, Kennedy, and Ramsey	211
451 By Shaw. A bill for an act relating to the imposition of an annual registration fee upon motorboats and sailboats in lieu of personal property taxes and providing penalties for violations.	
Subcommittee, Schwengels, Orr, and Van Gilst	211
455 By Hultman. A bill for an act relating to a sales tax credit.	
Subcommittee, Rodgers, Potter, and Palmer	211
456 By Cities and Towns. A bill for an act relating to the payment of annual dues to the league of Iowa municipalities and providing auditing procedures, making it unlawful to contribute to political parties and candidates, and providing a penalty.	
Message from House, with amendment	266
Senate concurred	279
Passed Senate. Ayes 39, nays 7 ..	279
Reported correctly enrolled	571
Signed by President	571
Sent to Governor	571
Signed by Governor	637
457 By Rabedeaux. A bill for an act relating to directors of cooperative associations.	
Subcommittee, Kinley, Glenn, and McCartney	211
458 By Scott, Winkelman, Priebe, Gallagher, Rodgers, Nolin and Coleman. A bill for an act relating to county zoning.	

S. F.	Page
Subcommittee, Kelly, Ramsey, and Kinley	211
462 By Winkelman. A bill for an act relating to restitution to the victims of crimes.	
Subcommittee, DeKoster, Potter, and Coleman	211
463 By Winkelman. A bill for an act relating to hiking and equestrian trails.	
Committee report	1268
Recommended passage	1268
Committee report adopted	2027
Passed Senate. Ayes 33, nays none	2027
Explanation of vote	2076
464 By Gluba and Orr. A bill for an act relating to state individual income tax deductions.	
Subcommittee, Potter, Plymat, and Palmer	211
465 By Gluba. A bill for an act relating to the sale of gasoline by the state highway commission and providing an appropriation.	
Subcommittee, Murray, Robinson, and Nystrom	108
467 By State Government. A bill for an act relating to a directory of state employees.	
Returned to state government ..	17
469 By Human and Industrial Relations. A bill for an act to transfer members of the division of fire protection of the department of public safety from the Iowa public employees' retirement system to the Iowa department of public safety peace officers' retirement, accident and disability system and to make an appropriation.	
Subcommittee, transportation ...	108
470 By Orr (Husak). A bill for an act imposing a voluntary tax upon specified tax-exempt properties for certain services and providing for the payment of the tax.	
Subcommittee, Griffin, Van Gilst, and Kinley	211
471 By DeKoster. A bill for an act to abolish the office of county attorney; to establish the office of elected district prosecutor; to authorize boards of supervisors to employ legal counsel to perform county legal functions; and to otherwise provide the administrative procedures necessary to the implementation of this act.	
Subcommittee, McCartney, Kelly, and Glenn	211

S. F.	Page	S. F.	Page
472 By Hansen and Gluba (Lip-sky and De Jong). A bill for an act relating to the compensation of the victims of crimes.		Senate concurred	1952
Subcommittee, Potter, McCartney, and Willits	211	Passed Senate. Ayes 41, nays none	1952
474 By Doderer and Lamborn. A bill for an act relating to abused and neglected children and providing a penalty	212	Reported correctly enrolled	2077
Subcommittee, Gluba, Schwieger, and Milligan	212	Signed by President	2077
Withdrawn	1130	Sent to Governor	2078
475 By Kennedy. A bill for an act relating to violations of the controlled substances law and providing penalties.		Signed by Governor	2084
Subcommittee, Ramsey, DeKoster, and Kennedy	212	491 By Schwieger, Hansen, Kennedy, Blouin, Coleman, Nystrom, Winkelman, Taylor, Kelly, Palmer, Gluba, Briles, Miller of Marshall, Doderer, Scott and Orr. A bill for an act relating to financing the freeway-expressway system between Dubuque and Sioux City, Iowa, and other portions of the systems, and making appropriations.	
478 By Human Resources. A bill for an act relating to the parole relief fund and providing an appropriation.		Subcommittee, Murray, Schwengels, and Junkins	108
Subcommittee, human resources..	108	Committee report	1120
479 By Milligan. A bill for an act to provide for the establishment of a metropolitan service corporation.		Recommended passage	1120
Subcommittee, Griffin, Potter, and Willits	212	Amendment S. 2634 filed	1120
484 By Junkins (Clark of Lee and Brinck). A bill for an act relating to the duties of deputy auditors in counties with dual county seats.		Amendment S. 2660 filed	1175
Returned to county government..	17	Amendment S. 2814 filed	1444
Committee report	38	492 By Palmer, Blouin, Willits, and Orr. A bill for an act to abolish the Iowa aeronautics commission and transferring certain functions to the department of public safety.	
Recommended passage	38	Subcommittee, Nystrom, Schwengels, and Junkins	108
Committee reports adopted	94	496 By County Government. A bill for an act relating to co-operation between cities and towns in constructing and maintaining roads in certain counties.	
Passed Senate. Ayes 44, nays none	94	Subcommittee, Lamborn, Schwengels, and Palmer	212
Reported correctly enrolled	1012	500 By Human Resources. A bill for an act relating to visitation rights.	
Signed by President	1012	Returned to human resources ...	18
Sent to Governor	1012	Committee report	66
Signed by Governor	1097	Recommended passage	66
485 By Gluba, Briles, Griffin, Kinley, Andersen, Milligan, Plymat, Riley, and Shaw. A bill for an act to increase the percentage of funds distributed to local authorities out of the gross sales of the state liquor stores and to divide the increase between cities, towns, and counties.		Committee report adopted	99
Subcommittee, Hill, Curtis, and Lamborn	212	Amendments S. 2020 filed	99
486 By Tieden. A bill for an act relating to mergers of portions of county school systems.		Amendment S. 2020 adopted	99
Subcommittee, Shaw, Andersen, and Scott	108	Passed Senate. Ayes 44, nays none	100
Withdrawn	1743	Message from House	1384
487 By Human Resources. A bill for an act to prohibit sex discrimination in housing.		Reported correctly enrolled	1514
Message from House, with amendment	1912	Signed by President	1514
		Sent to Governor	1514
		Signed by Governor	1671
		502 By McCartney. A bill for an act relating to group insurance for public employees and their spouses and dependents.	
		Subcommittee, Junkins, Hansen, and Schwengels	108
		504 By State Government. A bill for an act relating to the establishment of a state division of alcoholism and providing for a comprehensive program	

SENATE RECORD OF SENATE BILLS

2135

S. F.	Page
of education, treatment, and rehabilitation.	
Returned to state government ..	18
Withdrawn	1838
 506 County Government. A bill for an act relating to membership fees in the Iowa Association of counties.	
Returned to county government	18
Subcommittee, Miller of Des Moines, Miller of Marshall, and Ramsey	108
Committee report	249
Recommended passage	249
Committee report adopted	287
Passed Senate. Ayes 37, nays 5 ..	287
 507 By Kennedy, Priebe and Robinson. A bill for an act relating to the licensing of funeral homes and to provide penalty.	
Subcommittee, Coleman, Shaw, and Riley	212
 509 By Human Resources. A bill for an act relating to autopsies and postmortem examinations.	
Returned to human resources ..	18
Committee report	66
Recommended amendment, passage	67
Committee report adopted	98
Amendment S. 2019 filed	98
Amendment S. 2019 adopted	98
Amendment S. 454 adopted	98
Passed Senate. Ayes 47, nays none	99
Message from House, with amendment	1408
Senate concurred	1455
Passed Senate. Ayes 44, nays none	1455
Reported correctly enrolled	1734
Signed by President	1735
Sent to Governor	1735
Signed by Governor	1922
 515 By Schools. A bill for an act relating to municipal tort claims.	
Returned to schools	18
Withdrawn	1698
 517 By Agriculture. A bill for an act relating to the sale of certain commodities by weight.	
Returned to agriculture	18
Subcommittee, Bergman, Priebe, and Nolin	212
 526 By State Government. A bill for an act relating to the proclamation of a state of emergency, limiting speed limits and providing penalties.	
Return to state government	18
 528 By County Government. A bill for an act relating to the licensing of dogs and providing for the payment of claims for injuries or damages.	
Returned to county government..	18

S. F.	Page
Committee report	38
Recommended passage	38
Amendment S. 2004 filed	81
Committee report adopted	96
Amendment S. 563 withdrawn	96
Point of order raised	96
Ruled out of order S. 2004	97
Passed Senate. Ayes 47, nays none	97
Message from House, with amendment	1641
Senate concurred	1683
Passed Senate. Ayes 46, nays none	1683
Explanation of vote	1814
Reported correctly enrolled	1931
Signed by President	1932
Sent to Governor	1932
Signed by Governor	2084
 531 By Human and Industrial Relations. A bill for an act relating to public employment relations and providing penalties for violations.	
Message from House, with amendment	774
Amendment S. 2632 filed	1120
Amendment S. 2642 filed	1150
Amendment S. 2645 filed	1150
Amendment S. 2649 filed	1179
Amendment S. 2655 filed	1179
Amendment S. 2656 filed	1181
Amendment S. 2661 filed	1181
Amendment S. 2662 filed	1182
Amendment S. 2663 filed	1184
Amendment S. 2663 lost	1185
Amendment S. 2649 lost	1186
Point of order raised	1188
Amendment S. 2642 withdrawn	1188
Amendment S. 2632 withdrawn	1188
Amendment S. 2645 withdrawn	1188
Amendment S. 2656 withdrawn	1189
Amendment division S. 2655A withdrawn	1189
Amendment division S. 2655B withdrawn	1189
Amendment division S. 2655C withdrawn	1189
Amendment division S. 2655D withdrawn	1189
Amendment S. 2667 filed	1189
Amendment S. 2667 withdrawn	1189
Amendment S. 2668 filed	1189
Amendment S. 2668 lost	1190
Amendment S. 2666 filed	1190
Amendment S. 2666 lost	1191
Amendment S. 2661 lost	1192
Amendment S. 2662 withdrawn	1192
Motion to table	1192
Motion to table lost	1193
Senate concurred	1193
Passed Senate. Ayes 30, nays 20 ..	1193
Reported correctly enrolled	1458
Signed by President	1458
Sent to Governor	1458
Signed by Governor	1541
 544 By Human and Industrial Relations. A bill for an act to appropriate funds from the general fund to the public employment relations board.	
Subcommittee, state department	108
Committee report	1503
Recommended amendment, passage	1503

S. F.	Page	S. F.	Page
Committee amendment S. 2830	1503	Amendment S. 2088 filed	223
Committee report adopted	1515	Amendment S. 2090 filed	223
Committee amendment S. 2830	1515	Amendment S. 2086 filed	223
adopted	1515	Special order	227
Passed Senate. Ayes 47, nays 3	1515	Amendment division S. 1012A	228
Message from House	1912	adopted	228
Reported correctly enrolled	2077	Amendment division S. 1012B	228
Signed by President	2077	withdrawn	228
Sent to Governor	2078	Amendment division S. 1012C	228
Signed by Governor	2084	withdrawn	228
548 By Gluba. A bill for an act		Amendment division S. 1012G	228
to require the reporting of		withdrawn	228
election expenses subject to		Amendment S. 2091 filed	233
penalties imposed by law.		Amendment S. 2093 filed	233
Subcommittee, Nystrom, Murray,	108	Amendment S. 2098 filed	233
and Junkins		Amendment S. 2100 filed	233
551 By Commerce. A bill for an		Amendment S. 2094 filed	233
act relating to invest-		Amendment S. 2095 filed	234
ments and administration of		Amendment S. 2092 filed	234
state chartered savings and		Amendment division S. 1002B	238
loan associations.		withdrawn	238
Reported correctly enrolled	353	Amendment division S. 1002A	239
Signed by President	353	adopted	239
Sent to Governor	353	Amendment S. 2092 adopted	240
Signed by Governor	368	Amendment division S. 1012E	240
564 By Gluba. A bill for an act		withdrawn	240
relating to workmen's com- pensation for inmates of re- formatories and penitentiaries and other state penal or cor- rectional facilities.		Amendment division S. 1012F	240
Subcommittee, DeKoster, Ram- sey, and Doderer	284	withdrawn	240
566 By State Government. A bill for an act relating to em- inent domain procedures.		Amendment division S. 1012D	240
Returned to state government	18	withdrawn	240
Committee report	81	Amendment S. 2091 adopted	240
Recommended passage	81	Amendment S. 2100 adopted	240
Committee report adopted	198	Amendment S. 999 withdrawn	240
H.F. 672 substituted	198	Amendment S. 2093 lost	240
Re-referred to state government	1236	Amendment S. 2098 adopted	241
568 By Judiciary. A bill for an act relating to the granting of immunity to witnesses testifying in criminal pro- ceedings and providing a pen- alty.		Amendment S. 2105 filed	241
Returned to judiciary	18	Amendment S. 2105 adopted	241
Committee report	67	Amendment S. 2094 adopted	241
Recommended passage	67	Amendment S. 1004 adopted	242
Committee report adopted	99	Amendment S. 2104 filed	242
Placed on calendar under unfin- ished business	99	Amendment S. 2104 adopted	242
Subcommittee, Coleman, Shaw, and Riley	212	Amendment S. 2088 adopted	242
Amendment S. 2572 filed	1007	Amendment S. 2090 adopted	242
Amendment S. 2572 adopted	1013	Amendment S. 2086 adopted	243
Passed Senate. Ayes 44, nays 1	1013	Amendment S. 1013 withdrawn	243
Message from House, with amend- ment	1873	Amendment S. 1000 adopted	243
Senate concurred	1948	Passed Senate. Ayes 32, nays 17	243
Passed Senate. Ayes 46, nays 1	1948	Motion filed to reconsider vote	244
Reported correctly enrolled	2077	Motion filed to reconsider vote	244
Signed by President	2078	Amendment S. 2174 filed	398
Sent to Governor	2078	Amendment S. 2175 filed	398
Signed by Governor	2084	Motion to reconsider vote failed	505
569 By Human Resources. A bill for an act relating to child care facilities and pro- viding penalties.		Ruled out of order S. 2174	505
Amendment S. 2089 filed	223	Ruled out of order S. 2175	505
		Motion to reconsider ruled out of order	505
		572 By Gluba and Blouin. A bill for an act relating to the issuance of free hunting and fishing licenses.	
		Subcommittee, Tieden, Winkel- man, and Gallagher	284
		584 By Orr (Jordan and Miller of Buchanan). A bill for an act relating to valuation of property and property tax limitations.	
		Subcommittee, Van Gilst, Potter, and Hill	212
		593 By Judiciary. A bill for an act relating to the Iowa state civil rights commission and providing a penalty.	

SENATE RECORD OF SENATE BILLS

2137

S. F.	Page
Returned to judiciary	18
Subcommittee, Coleman, Shaw, and Riley	212
597 By Appropriations. A bill for an act to appropriate funds from the general fund of the state to the depart- ment of general services for the educational radio and television facility board for the purchase of equipment.	
Message from House	2028
Senate concurred	2054
Passed Senate. Ayes 45, nays none	2054
Reported correctly enrolled	2077
Signed by President	2078
Sent to Governor	2078
Signed by Governor	2084
606 By Human and Industrial Relations. A bill for an act relating to workmen's com- pensation benefits.	
Returned to human and indus- trial relations	18
Committee report	80
Recommended passage	80
Committee report adopted	112
Passed Senate. Ayes 42, nays 1 ..	112
Explanation of vote	138
Reported correctly enrolled	1101
Signed by President	1101
Sent to Governor	1145
Signed by Governor	1201
608 By Commerce (Commerce). A bill for an act adding to the Iowa banking act a new division relating to the days and hours of operation of banks and bank officers and of savings and loan associa- tions.	
Returned to commerce	18
Committee report	79
Recommended passage	79
Committee report adopted	103
Passed Senate. Ayes 43, nays none	104
610 By Commerce (Commerce). A bill for an act relating to the establishment of fees for certain applications filed with the department of banking.	
Returned to commerce	18
Committee report	79
Recommended passage	79
Committee report adopted	104
Passed Senate. Ayes 41, nays 2 ..	104
612 By Judiciary. A bill for an act relating to the fifth judi- cial district and judicial nom- inating commission.	
Returned to judiciary	18
Subcommittee, Kelly, Ramsey, and Kinley	212
Committee report	788
Recommended amendment, pas- sage	788
Committee amendment S. 2449 ..	788
614 By Appropriations. A bill for an act to make an appro- priation to the department of	

S. F.	Page
public instruction for reim- bursements to school districts and county boards of educa- tion for expanded special edu- cation programs.	
Subcommittee, education	108
615 By Ways and Means. A bill for an act to provide limita- tions on the property tax levy for budgets of counties, cities, and towns for the pe- riod beginning January 1, 1974.	
Returned to ways and means ...	18
Subcommittee, Griffin, Van Gilsu, and Potter	212
617 By Cities and Towns. A bill for an act to appropriate from the general fund of the state to the sewage works construction fund.	
Change of special order Feb. 6, 1974	226
Committee amendment S. 2123 filed	269
Committee amendment S. 2130 filed	304
Special order	308
Motion to suspend rules	308
Motion failed	309
Referred to appropriations ...	309
Subcommittee, natural resources	340
1001 By Gluba. A bill for an act relating to deductions for per- sonal exemptions under the Iowa income tax.	
Introduced, passed on file	22
Referred to ways and means ...	25
Subcommittee, Curtis, Burroughs, and Rodgers	212
Fiscal note SCS	
1002 By Potter. A bill for an act relating to a tax exemp- tion for residential fireplaces.	
Introduced, passed on file	23
Referred to ways and means ...	25
Subcommittee, Burroughs, Griffin, and Hill	212
1003 By Shaw and Tieden (Crabb). A bill for an act re- ducing the individual income tax and reducing the sales and use tax rate.	
Introduced, passed on file	23
Referred to ways and means ...	25
Subcommittee, Potter, Burroughs, and Orr	212
1004 By DeKoster. A bill for an act relating to rental deposits, imposing liability and pro- viding penalties for viola- tions.	
Introduced, passed on file	23
Referred to judiciary	25
Subcommittee, McCartney, Kelly, and Glenn	212
Amendment S 2201 filed	444
Committee report	511
Recommended amendment, pas- sage	512

S. F.	Page	S. F.	Page
Recommended amendment, pas- sage	583	repeal of the requirement of corroboration of the testi- mony of the victim in a rape and relating to the introduc- tion of evidence of past sex- ual conduct	24
Committee amendment S. 2290	583	Introduced, passed on file	24
Amendment S. 2289 filed	583	Referred to judiciary	25
Amendment S. 2288 filed	583	Subcommittee, Coleman, Shaw, and Riley	212
Committee report adopted	973	Committee report	788
Committee amendment S. 2290 adopted	973	Recommended passage	789
Amendment S. 2565 filed	973	Amendment S. 2593 filed	1059
Amendment S. 2565 adopted	974	Committee report adopted	1135
Amendment S. 2289 adopted	974	Point of order raised	1135
Amendment S. 2566 filed	974	Ruled out of order S. 2593	1135
Amendment S. 2566 withdrawn	974	Passed Senate. Ayes 43, nays 1	1136
Amendment S. 2201 lost	974	Explanation of votes	1173
Ruled out of order S. 2288	975	Message from House, with amend- ment	1839
Amendment S. 2567 filed	975	Senate concurred	1890
Amendment S. 2567 adopted	975	Passed Senate. Ayes 44, nays none	1890
Passed Senate. Ayes 45, nays 2	975	Explanation of vote	1925
Message from House, with amend- ment	1327	Reported correctly enrolled	2077
Amendment S. 2779 filed	1380	Signed by President	2078
Amendment S. 2779 lost	1380	Sent to Governor	2078
Senate refused to concur	1380	Signed by Governor	2084
Message from House	1531	1010 By Andersen (Doyle). A bill for an act relating to group insurance for public employees	44
Conference committee appointed	1571	Introduced, passed on file	78
Conference committee report	1648	Subcommittee, Hansen, Winkel- man, and Hill	212
Message from House	1693	1011 By Curtis and Plymat (Brockett and Roorda). A bill for an act relating to the ap- propriation for the construc- tion of a state office building	44
Conference committee report adopted	1680	Introduced, passed on file	73
Passed Senate. Ayes 42, nays 2	1681	Subcommittee, state department	108
Explanation of vote	1814	Withdrawn	1692
Reported correctly enrolled	2077	1012 By Murray. A bill for an act relating to personal qual- ifications for civil service em- ployment	44
Signed by President	2078	Introduced, passed on file	78
Sent to Governor	2078	Referred to state government	212
Signed by Governor	2084	Subcommittee, Shaw, Nystrom, and Nolin	212
1005 By Riley. A bill for an act relating to the payment of support in an action for dis- solution of marriage	23	1013 By Natural Resources. A bill for an act to reduce the maximum speed limits im- posed on motor vehicles op- erating on the highways of the state and repealing the mandatory revocation for speed violations	54
Introduced, passed on file	23	Introduced, placed on calendar	82
Referred to judiciary	25	Amendment S. 2003 filed	84
Subcommittee, Potter, McCartney, and Willits	212	Motion to suspend the rules	84
1006 By DeKoster. A bill for an act relating to deferred judg- ments and designating the in- dividuals responsible for the maintenance and investiga- tion of records relating to such judgments	23	Motion to suspend rules prevailed	84
Introduced, passed on file	23	Amendment S. 2008 filed	86
Referred to judiciary	25	Amendment S. 2008 lost	86
Subcommittee, Ramsey, DeKoster, and Kennedy	212	Amendment S. 2003 lost	86
1007 By Curtis and Plymat (Crabb, Brockett and Roor- da). A bill for an act appro- priating funds for the con- struction of a state agricul- tural building	23	Amendment S. 2005 filed	86
Introduced, passed on file	23	Amendment S. 2005 adopted	86
Referred to appropriations	25	Amendment S. 2006 filed	86
Subcommittee, state department	108	Amendment S. 2006 withdrawn	86
Withdrawn	2045	Amendment S. 2007 filed	87
1008 By Robinson. A bill for an act relating to displaying the price of motor vehicle fuel	23	Amendment S. 2007 adopted	87
Introduced, passed on file	23		
Referred to commerce	25		
Subcommittee, Rabedaux, Curtis, and Rodgers	212		
1009 By Riley and Doderer. A bill for an act relating to the			

S. F.	Page
Amendment S. 2009 filed	87
Amendment S. 2009 adopted	87
Amendment S. 2010 filed	87
Amendment S. 2011 filed	87
Amendment S. 2010 withdrawn ..	87
Amendment S. 2012 filed	87
Amendment S. 2014 filed	88
Amendment S. 2014 adopted	88
Amendment S. 2015 filed	88
Amendment S. 2015 adopted	88
Amendment S. 2012 lost	88
Amendment S. 2016 filed	89
Amendment S. 2016 adopted	89
Amendment S. 2011 lost	89
Amendment S. 2013 filed	89
Amendment S. 2013 lost	89
Amendment S. 2017 filed	89
Amendment S. 2017 lost	89
Passed Senate. Ayes 38, nays 8 ..	90
Explanation of vote	106
Explanation of vote	138
Message from House, with amend- ment	289
Senate concurred	310
Passed Senate. Ayes 37, nays 10 ..	310
Reported correctly enrolled	320
Signed by President	320
Sent to Governor	320
Signed by Governor	320
Became law by publication	480
1014 By Griffin. A bill for an act relating to the length of time of the probationary period for civil service appointees.	
Introduced, passed on file	54
Referred to state government ..	78
Subcommittee, Murray, Schwengels, and Robinson	212
1015 By Andersen. A bill for an act relating to the employer contributions for the Iowa public employees' retirement system.	
Introduced, passed on file	54
Referred to state government ..	78
Fiscal note SCS Subcommittee, Shaw, Schwieger, and Nolin	212
1016 By Glenn (Poncy). A bill for an act relating to em- ployment security extended benefits.	
Introduced, passed on file	54
Referred to state government ..	78
Subcommittee, Schwengels, Schwieger, and Junktins	212
Amendment S. 2411 filed	747
Motion to suspend rules	869
Motion failed	869
Explanation of vote	892
Explanation of vote	968
1017 By Murray. A bill for an act authorizing shuttle car- rier service without a cer- tificate of public conve- nience and necessity.	
Introduced, passed on file	54
Referred to commerce	78
1018 By Potter. A bill for an act relating to tax receipts.	
Introduced, passed on file	69
Referred to ways and means	78
Fiscal note SCS	

S. F.	Page
Subcommittee, Griffin, Bur- roughs, and Palmer	212
Amendment S. 2613 filed	1084
Committee report	1174
Recommended passage	1174
Committee report adopted	1212
Amendment S. 2613 adopted	1212
Passed Senate. Ayes 45, nays none	1212
Explanation of vote	1265
1019 By Riley. A bill for an act relating to reporting of non- family corporate farms to the secretary of state and provid- ing a penalty.	
Introduced, passed on file	70
Referred to agriculture	78
Subcommittee, Miller of Marshall, Rabedeaux, and Van Gilst ..	212
1020 By Orr, Schaben, Blouin, Doderer, Kennedy, Gallagher, Gluba, Coleman, Glenn, Jun- kins, Miller of Des Moines, Palmer, Priebe, Willits, Scott, Taylor and Kinley (Mennenga, Griffee, Horn, Carr, Hig- gins, Newhard, Peterson, Cu- sack, Dunton, Hargrave, Rapp, Crawford, Wells, Miller of Cerro Gordo, Hennessey, Brinck, Hutchins, Tofte, Patchett, Avenson, Cochran, Krause, Fitzgerald, Connors, Howell, Caffrey and Harper). A bill for an act excepting certain items from the sales and use tax.	
Introduced, passed on file	75
Referred to ways and means	91
Subcommittee, Lamborn, Van Gilst, and Burroughs	212
1021 By Priebe. A bill for an act relating to the Iowa state fair board and convention.	
Introduced, passed on file	75
Referred to agriculture	91
Subcommittee, Rabedeaux, Tay- lor, Schaben	212
Committee report	604
Recommended passage	604
Committee report adopted	727
Placed on calendar under unfin- ished business	727
Amendment S. 2401 filed	748
Amendment S. 2401 lost	868
Passed Senate. Ayes 42, nays none	869
Explanation of vote	968
1022 By Priebe, Coleman, Jun- kins, Gallagher, Palmer, Orr, Scott, Potter, Rodgers, Nolin, Kinley, Miller of Des Moines, Tieden, Curtis, Heying, Rabe- deaux, Van Gilst, Nystrom, Miller of Marshall, Hultman, Andersen, Hansen, Winkel- man, Briles, Doderer, Blouin, Bergman and Schwengels. A bill for an act relating to the reporting of vehicle accidents.	
Introduced, passed on file	76
Referred to judiciary	92
Subcommittee, Kennedy, Willits, and Kelly	212

S. F.	Page	S. F.	Page
1023 By Gallagher. A bill for an act relating to equipment for transporting loads upon highways.		bill for an act making an appropriation to the capitol planning commission for the planning of a certain mall.	
Introduced, passed on file	76	Introduced, passed on file	93
Referred to commerce	92	Referred to appropriations	138
Subcommittee, Palmer, Curtis, and Taylor	603	Subcommittee, state department ..	212
1024 By Hultman, Potter, Briles, Kennedy, Tieden, Priebe and Rabedeaux. A bill for an act relating to assaults on peace officers and interference with the duties of certain peace officers and providing a penalty.		1031 By Gallagher, Robinson, Palmer, Schaben, Potter, Doderer, Blouin, Gluba, and Orr. A bill for an act relating to workmen's compensation medical benefits.	
Introduced, passed on file	76	Introduced, passed on file	93
Referred to judiciary	92	Referred to human and industrial relations	138
Amendment S. 2023 filed	109	Subcommittee, DeKoster, Bergman, and Nystrom	408
Subcommittee, Willits, Kennedy, and Ramsey	212	1032 By Shaw. A bill for an act to prohibit the operation of a farm tractor or implement of husbandry by persons sixteen years of age or under subject to penalties provided by law.	
1025 By Heying. A bill for an act relating to the liability for damages to buried utility facilities.		Introduced, passed on file	105
Introduced, passed on file	76	Referred to agriculture	138
Referred to commerce	92	Amendment S. 2046 filed	182
Subcommittee, Hultman, Rabedeaux, and Rodgers	340	Subcommittee, Miller of Marshall, Van Gilst, and Nolln	284
Explanation	744	1033 By Potter. A bill for an act relating to remitting of property taxes and special assessment taxes paid to the mortgage holder by the property owner.	
1026 By County Government (County Government). A bill for an act to increase writing fees charged by the county recorder for issuing motor-boat registrations.		Introduced, passed on file	105
Introduced, placed on calendar ..	76	Referred to judiciary	138
Passed Senate. Ayes 40, nays 5 ..	113	Amendment S. 2053 filed	183
Motion filed to reconsider vote ..	133	Subcommittee, Kelly, Ramsey, and Kinley	212
Motion to reconsider vote withdrawn	273	1034 By Andersen. A bill for an act to allow members of the General Assembly to become members of the Iowa public employees' retirement system and to make an appropriation.	
1027 By Priebe. A bill for an act making an appropriation from the general fund to the Iowa state university of science and technology college of veterinary medicine.		Introduced, passed on file	105
Introduced, passed on file	83	Referred to state government ..	138
Referred to appropriations	92	Fiscal note SCS	
Subcommittee, education	108	Subcommittee, Shaw, Nolln, and Hansen	212
1028 By Plymat and Curtis (Brockett and Roorda). A bill for an act making an appropriation for the planning and construction of a rotunda covering in the state capitol.		1035 By Taylor. A bill for an act relating to the placing of licensees' photographs on operator's and chauffeur's licenses and increasing the fee of the operator's and chauffeur's license to cover the cost of placing the photograph on the license.	
Introduced, passed on file	91	Introduced, passed on file	110
Referred to appropriations	106	Referred to judiciary	173
Subcommittee, state department ..	212	Subcommittee, McCartney, Kelly, and Glenn	213
1029 By Potter. A bill for an act relating to the real property tax credit provided for disabled veterans.		1036 By Doderer and Kelly. A bill for an act relating to the furnishing of discharged or paroled inmate with food, clothing, money and transportation.	
Introduced, passed on file	93		
Referred to ways and means	138		
Subcommittee, Burroughs, Schwengels, and Rodgers	212		
1030 By Curtis and Plymat (Brockett and Roorda). A			

SENATE RECORD OF SENATE BILLS

2141

S. F.	Page
Introduced, passed on file	136
Referred to judiciary	173
Subcommittee, Potter, McCartney, and Willits	213
1037 By Schools. A bill for an act to permit compensation of school board treasurers.	
Introduced, placed on calendar ..	136
Withdrawn	175
1038 By Priebe, Tleden, Nolin, Rodgers, Orr, Hansen, Millin- gan, Taylor, Hultman, Miller of Marshall, Nystrom, Van Gilst, Briles, Gallagher, Win- kelman, Miller of Des Moines, Willits, Scott, Curtis, Schaben, Kennedy, Schwieger, Ander- sen, Heying, Bergman, Schwengels, Plymat, Kinley, Junkins, and Potter (Edelen, Crabb, Husak, West, Wyckoff, Den Herder, Logue, Bortell, Horn, Brockett, Butler, Dag- gett, Miller of Cerro Gordo, Bennett, Woods, Miller of Buchanan, Jordan, Junker, Wells, Fischer of Grundy, Norpel, Norland, Drake, Bit- tle, Newhard, Avenson, Fitz- gerald, Jesse, Ponce, Nielsen, De Jong, Roorda, Eyerly, Dunlap, Menke, Strothman, Fisher of Greene, Clark of Dubuque, Danker, Schroeder, Holden, Toft, Miller of Cal- houn, Hansen, Welden, Mid- dleswart, Connors, Freeman, Mendenhall, Hutchins, Brinck, Anderson, Doyle, Stanley, Millen, Caffrey, Branstad, Stromer, Howell, Ewing, Krause, Hennessey, Harper and Ferguson). A bill for act making an appropriation to the state board of regents for the planning, construc- tion, and equipping of a meat laboratory at the Iowa state university of science and technology.	
Introduced, passed on file	136
Referred to appropriations	173
Subcommittee, education	213
1039 By Riley. A bill for an act relating to the signatures of persons with physical dis- abilities.	
Introduced, passed on file	173
Referred to human resources ..	173
Subcommittee, Murray, Andersen, and Miller of Des Moines	408
Committee report	822
Recommended passage	822
Committee report adopted	1227
Passed Senate. Ayes 50, nays none	1227
1040 By Potter and Shaw. A bill for an act relating to the issuance of special registra- tion plates to owners of ve- hicles holding amateur radio licenses.	
Introduced, passed on file	173
Referred to commerce	174

S. F.	Page
1041 By Kinley. A bill for an act to require the state library commission to prepare and implement a state plan for older readers services.	
Introduced, passed on file	173
Referred to state government ..	174
Subcommittee, Schwengels, Glenn, and Schwieger	213
1042 By County Government. A bill for an act relating to federal tax liens on vehicles requiring a certificate of title.	
Introduced, placed on calendar ..	180
Amendment S. 2124 filed	280
Amendment S. 2124 adopted	280
Passed Senate. Ayes 45, nays none	280
Message from House, with amend- ment	1408
Senate concurred	1456
Passed Senate. Ayes 46, nays none	1456
Reported correctly enrolled	1734
Signed by President	1735
Sent to Governor	1735
Signed by Governor	1922
1043 By County Government (County Government). A bill for an act relating to the issuance of duplicate certifi- cates of title for vehicles.	
Introduced, placed on calendar ..	180
Committee amendment S. 2115 filed	249
Committee amendment S. 2115 adopted	281
Passed Senate. Ayes 45, nays none	282
Reported correctly enrolled	1101
Signed by President	1101
Sent to Governor	1145
Signed by Governor	1201
1044 By Gallagher, Riley, Cole- man, Schaben, Kennedy, Rodgers, Doderer, Hansen, Andersen, Palmer, Scott, Mc- Cartney, Miller of Des Moines, Schwieger, Heying, Schweng- gels, Kelly, Burroughs, Ny- strom, Priebe, Winkelman and Blouin (Rapp). A bill for an act to contract with the na- tional railroad passenger service between the city of Dubuque and the city of Sioux City or the city of Dubuque and the city of Council Bluffs and making an appropriation therefor.	
Introduced, passed on file	180
Referred to state government ..	203
Subcommittee, Shaw, Glenn, and Schwengels	284
1045 By Plymat, Priebe, Ramsey, Robinson and Taylor (Kream- er, Dunlap, Higgins, Hutchins and Wulff). A bill for an act to require the taking of blood samples from deceased persons killed in automobile accidents to determine the presence of alcohol and con- trolled substances.	

S. F.	Page	S. F.	Page
Introduced, passed on file	194	Introduced, passed on file	262
Referred to judiciary	263	Referred to state government	232
Subcommittee, Coleman, Shaw, and Riley	340	Subcommittee, Schwengels, Hill, and Nystrom	284
1046 By DeKoster (Bittle). A bill for an act relating to records and employees of the General Assembly and the use of such records to determine legislative intent.		Committee report	745
Introduced, passed on file	194	Recommended passage	745
Referred to rules	203	Committee report adopted	1131
Subcommittee, Andersen, Briles, and Schaben	340	Passed Senate. Ayes 43, nays none	1131
1047 By Judiciary. A bill for an act relating to gambling, games of skill and games of chance, which makes partici- pation in certain athletic con- tests, sports events and ex- hibitions lawful.		Explanation of votes	1173
Introduced, placed on calendar ..	194	1051 By Riley. A bill for an act relating to business corpora- tions and requiring recording of corporate names and cor- porate assumed names with a county recorder, permitting actions and judgments against corporate and assumed names, requiring indexing by a coun- ty recorder of both corporate and assumed names, and pro- viding penalties.	
Amendment S. 2080 filed	224	Introduced, passed on file	262
Amendment S. 2083 filed	224	Fiscal note SCS	
Amendment S. 2084 filed	224	Referred to judiciary	232
Amendment S. 2085 filed	224	Subcommittee, Willits, Kennedy, and Ramsey	340
Amendment S. 2081 filed	224	1052 By Riley. A bill for an act relating to the allocation of judicial magistrates.	
Amendment S. 2087 filed	224	Introduced, passed on file	202
Amendment S. 2101 filed	234	Referred to judiciary	232
Amendment S. 2103 filed	244	Subcommittee, Kinley, Glenn, and McCartney	340
Amendment S. 2103 adopted	245	1053 By Hansen, Andersen and Murray (Welden, Egenes, Hill and Wells). A bill for an act relating to establishment of a commission for Iowa postsec- ondary education to replace the higher education facilities commission, and transferring appropriations.	
Amendment S. 2080 adopted	245	Introduced, passed on file	221
Amendment S. 2101 adopted	245	Referred to higher education ..	232
Amendment S. 2083 adopted	245	Amendment S. 2107 filed	254
Amendment S. 2084 withdrawn ..	245	Subcommittee, Nystrom, Schwen- gels, and Doderer	340
Amendment S. 2085 withdrawn ..	245	1054 By Gluba, Orr, Doderer, Plymat, Murray, Willits, Kinley, Rodgers, Miller of Marshall, Nystrom, Palmer, Junkins, Scott, Griffin, and Schwengels (Higgins, Small, Patchett, Rapp, Cusack, Byerly, Connors, Hill, Caffrey, Woods, Bittle, Jesse, Read- inger, Kiser Husak and Har- grave). A bill for an act to contract with the national railroad passenger corpora- tion for railroad passenger service between the city of Davenport and the city of Council Bluffs and making an appropriation therefor.	
Amendment S. 2106 filed	246	Introduced, passed on file	221
Amendment S. 2106 adopted	246	Referred to state government ..	232
Amendment S. 2087 adopted	246	Subcommittee, Nystrom, Glenn, and Schwengels	284
Passed Senate. Ayes 43, nays 5 ..	246	Fiscal note SCS	
Message from House, with amend- ment	299	1055 By Ways and Means. A bill for an act increasing the de-	
Senate concurred	321		
Passed Senate. Ayes 41, nays 3 ..	321		
Reportedly correctly enrolled ..	353		
Signed by President	353		
Sent to Governor	353		
Signed by Governor	368		
Became law by publication	637		
1048 By Gluba (Drake and Small). A bill for an act re- lating to requirements for storm sewer grates.			
Introduced, passed on file	202		
Referred to cities and towns ..	232		
Fiscal note SCS			
Subcommittee, Schwengels, Han- sen, and Junkins	340		
1049 By Rabedeaux. A bill for an act relating to public dis- closure of state supplemen- tary assistance files.			
Introduced, passed on file	202		
Referred to human resources ..	232		
Subcommittee, Doderer, Miller of Des Moines, and Andersen ..	340		
1050 By Shaff, Andersen, Doder- er, Plymat and Glenn. A bill for an act relating to the compensation of nonlegisla- tive members of the ethics committees.			

S. F.	Page
ductions and exemptions for certain state taxes.	
Introduced, placed on calendar ..	221
Amendment S. 2099 filed	234
Amendment S. 2108 filed	250
Amendment S. 2112 filed	250
Amendment S. 2110 filed	251
Amendment S. 2109 filed	251
Amendment S. 2113 filed	252
Amendment S. 2102 filed	253
Amendment S. 2111 filed	253
Fiscal note SCS	
Point of order raised	256
Ruled out of order S. 2099	256
Amendment S. 2108 withdrawn ..	256
Point of order raised	257
Ruled out of order S. 2112	257
Motion to suspend rules	257
Motion failed	258
Amendment S. 2117 filed	258
Amendment S. 2117 lost	259
Amendment S. 2118 filed	259
Amendment S. 2118 withdrawn ..	259
Amendment S. 2109 adopted	260
Amendment S. 2113 withdrawn ..	260
Amendment S. 2110 adopted	260
Point of order raised	261
Ruled out of order S. 2102	261
Amendment S. 2102 withdrawn ..	261
Amendment S. 2116 filed	261
Point of order raised	261
Ruled germane S. 2116	261
Amendment S. 2116 adopted	262
Amendment S. 2111 lost	262
Amendment S. 2119 filed	262
Amendment S. 2122 filed	263
Amendment S. 2122 lost	263
Amendment S. 2119 lost	263
Amendment S. 2120 filed	263
Amendment S. 2120 lost	265
Amendment S. 2121 filed	265
Amendment S. 2121 lost	265
Passed Senate. Ayes 46, nays 2 ..	265
Explanation of vote	269
Fiscal note SCS	
Message from House, with amend- ment	441
Amendment S. 2215 filed	462
Amendment S. 2215 lost	463
Amendment S. 2218 filed	463
Amendment S. 2218 lost	464
Senate refused to concur	464
Explanation of vote	480
Explanation of vote	491
Message from House	654
Conference committee appointed. 674 Conference committee report adopted	1702
Passed Senate. Ayes 35, nays 13. 1706	
Explanation of vote	1814
Message from House	1839
Reported correctly enrolled	2077
Signed by President	2078
Sent to Governor	2078
Signed by Governor	2085
1056 By Tieden (Mendenhall). A bill for an act relating to the issuance of trapping licenses to aliens or nonresidents and making provisions of the act retroactive.	
Introduced, passed on file	222
Referred to natural resources ..	232
Subcommittee, Winkelman, Blouin, and Hultman	284

S. F.	Page
1057 By Kennedy. A bill for an act relating to obscenity and providing a penalty.	
Introduced, passed on file	231
Referred to judiciary	249
Amendment S. 2126 filed	293
Subcommittee, Kelly, Ramsey, and Kinley	340
1058 By Riley. A bill for an act to grant a property tax ex- emption to veterans of the Mexican border period.	
Introduced, passed on file	232
Referred to ways and means	249
Subcommittee, Plymat, Rodgers, and Burroughs	284
Fiscal note SCS	
1059 By Ways and Means (Ways and Means). A bill for an act relating to the taxation of forest and fruit-tree reserva- tions.	
Introduced, placed on calendar ..	232
Amendment S. 2140 filed	315
Fiscal note SCS	
Amendment S. 2154 filed	344
Amendment S. 2154 adopted	344
Amendment S. 2140 adopted	344
Passed Senate. Ayes 35, nays 10 ..	344
Explanation of votes	369
1060 By Doderer. A bill for an act relating to conflicts of in- terest of public officers and employees.	
Introduced, passed on file	232
Referred to cities and towns	249
Subcommittee, Schwengels, Han- sen, and Junkins	340
1061 By Murray, Milligan, Nolin, Junkins and Hultman (Craw- ford). A bill for an act pro- viding for a study of the state's rail transportation system by the office for plan- ning and programming and making an appropriation for the study.	
Introduced, passed on file	232
Referred to state government ..	249
Subcommittee, Shaw, Nolin, and Schwieger	284
1062 By State Government (Transportation). A bill for an act relating to the func- tional classification and juris- diction of highways.	
Introduced, placed on calendar ..	247
Amendment S. 2132 filed	304
Amendment S. 2133 filed	205
Amendment S. 2132 adopted	318
Amendment S. 2133 adopted	319
Passed Senate. Ayes 45, nays 3 ..	319
Reported correctly enrolled	571
Signed by President	571
Sent to Governor	571
Signed by Governor	637
1063 By Riley. A bill for an act designating Martin Luther King's birthday a public holiday.	

S. F.	Page	S. F.	Page
Introduced, passed on file	247	Recommended amendment, pas-	
Referred to state government ..	268	sage	1098
Subcommittee, Winkelman, Hill,		Amendment S. 2678 filed	1224
and Nystrom	284	Committee report adopted	1228
1064 By Riley (Hill, Knoke, Oak-		Committee amendment S. 2580	
ley and Doyle). A bill for an		adopted	1223
act relating to business cor-		Amendment S. 2678 adopted	1223
porations.		Passed Senate. Ayes 49, nays	
Introduced, passed on file	247	none	1229
Referred to judiciary	268	1070 By Curtis, Schwengels,	
Subcommittee, McCartney, Kelly,		Heying, Griffin, Tieden, An-	
and Glenn	340	dersen, Palmer, Blouin, Ram-	
1065 By Briles, Winkelman and		sey, Coleman, Scott, Schwie-	
Hultman (Daggett and Dan-		ger and Glenn (Harper,	
ker). A bill for an act re-		Griffee, Harvey, Hennessey,	
lating to the operation of		Caffrey, Rapp, Krause, Mc-	
state institutions.		Elroy, Logue, Hansen, Hutch-	
Introduced, passed on file	247	ins, Middleswart, Miller of	
Referred to state government ..	268	Calhoun, Howell, Brunow,	
Subcommittee, Hansen, Hill, and		Cusack, Cochran, Stephens,	
Murray	284	Ferguson, Tofte, Pellet, De	
Subcommittee, Schwieger, Hill,		Jong, Husak, Carr, Edelen,	
and Murray	340	Schroeder, West, Kreamer,	
1066 By Taylor. A bill for an act		Anderson, Horn, Bortell,	
relating to obscene matter and		Ewing, Dunton, Brinck,	
live sex shows and providing		Doyle, O'Halloran, Poncy,	
a penalty.		Fullerton, Avenson, Jordan,	
Introduced, passed on file	247	Fischer of Grundy, McCorn-	
Referred to judiciary	268	ick, Mendenhall, Newhard,	
Subcommittee, Potter, McCartney,		Clark of Dubuque, Norpel,	
and Willits	340	Wyckoff, Miller of Buchanan,	
1067 By Curtis. A bill for an act		Millen, Wells, Higgins, Fitz-	
relating to the increase of		gerald, Rinas, Kiser, Woods,	
per diem pay for township		Clark of Lee, Miller of Cerro	
trustees.		Gordo, Connors, Danker,	
Introduced, passed on file	248	Menke and Drake). A bill for	
Referred to county government ..	268	an act relating to the taxa-	
Subcommittee, Gallagher, Miller		tion of self-service laundries.	
of Marshall, and Miller of Des		Introduced, passed on file	267
Moines	340	Referred to ways and means	269
Fiscal note SCS		Fiscal note SCS	
Committee report	379	Subcommittee, Hill, Griffin, and	
Recommended passage	379	Lamborn	340
Amendment S. 2243 filed	512	1071 By Gallagher, Kinley, Win-	
Committee report adopted	710	kelman, Tieden, Priebe, Van	
Amendment S. 2243 adopted	710	Gilst, Scott, Willits, Miller of	
Passed Senate. Ayes 48, nays		Des Moines, Coleman, Rodg-	
none	711	ers, Gluba, Heying, Kennedy,	
Message from House	1532	Blouin, Schaben, Potter, Do-	
Reported correctly enrolled	1734	derer, Nolin, Taylor, Schwen-	
Signed by President	1735	gels, Junkins, Hill, Orr, Berg-	
Sent to Governor	1735	man and Shaw. A bill for an	
Signed by Governor	1922	act relating to the homestead	
1068 By Riley. A bill for an act		tax credit.	
relating to the civil service		Introduced, passed on file	267
commission for deputy coun-		Referred to ways and means	269
ty sheriffs.		Subcommittee, Van Gilst, Bur-	
Introduced, passed on file	248	roughs, and Curtis	340
Referred to county government ..	268	Committee report	409
Subcommittee, Ramsey, Orr, and		Recommended passage	409
Miller of Marshall	340	Fiscal note SCS	
Fiscal note SCS		Committee report adopted	572
1069 By Hill. A bill for an act		Amendment S. 2286 filed	572
relating to the conversion of		Amendment S. 2286 adopted	573
group insurance policies.		Passed Senate. Ayes 47, nays 3 ..	573
Introduced, passed on file	267	Message from House, with amend-	
Referred to commerce	269	ment	1408
Subcommittee, Curtis, Taylor, and		Senate concurred	1457
Glenn	698	Passed Senate. Ayes 46, nays	
Amendment S. 2530 filed	1029	none	1457
Committee report	1098	Reported correctly enrolled	1734
		Signed by President	1735
		Sent to Governor	1735
		Signed by Governor	1922
		Became law by publication	2098

SENATE RECORD OF SENATE BILLS

2145

S. F.	Page
1072 By Ramsey, Van Gilst, Rodgers and Briles (Brunow). A bill for an act relating to the amortization period of sanitary district bonds.	
Introduced, passed on file	267
Referred to county government..	269
Subcommittee, Kelly, Gallagher, and Tieden	340
Withdrawn	712
1073 By Ramsey, Taylor, Blouin, Winkelman, Plymat, Miller of Marshall, Kennedy, Kelly, Potter, Coleman, Schaben, Heying, Priebe, Hultman, Kinley, Griffin, Junkins, Riley, Burroughs, Tieden, Rodgers, Briles, Miller of Des Moines, Bergman, Scott, Andersen and Willits (Edelen, McCormick, Doyle, Anderson, Kreamer, Monroe, Norpel, Crabb, Husak, Hutchins, Krause, Wyckoff, Nielsen, Fullerton, Junker, Dunlap, Hansen, Harvey, Brandstad, Hennessey, Newhard, Tofte, Cochran, Fitzgerald, Stanley, Logue, Bortell, West, Butler, Daggett, Woods, Pellett, Fischer of Grundy, Miller of Calhoun, Middleswart, Brunow, and Ewing). A bill for an act making an appropriation to the Iowa law enforcement academy for the construction of a building.	
Introduced, passed on file	267
Referred to appropriations	269
Subcommittee, law enforcement..	284
Withdrawn	1034
1074 By Riley. A bill for an act relating to the duties of the county attorney.	
Introduced, passed on file	272
Referred to judiciary	292
Subcommittee, Ramsey, DeKoster, and Kennedy	340
1075 By Kinley and Gluba. A bill for an act relating to the regulation of vehicular traffic at traffic-control signals.	
Introduced, passed on file	272
Referred to judiciary	292
Committee report	326
Recommended passage	326
Subcommittee, Coleman, Shaw, and Riley	340
Committee report adopted	362
Passed Senate. Ayes 48, nays 1 ..	362
Message from House, with amendment	441
Amendment S. 2220 filed	472
Amendment division S. 2220A adopted	506
Amendment division S. 2220B adopted	506
Senate concurred	507
Passed Senate. Ayes 40, nays 8 ..	507
Reported correctly enrolled	708
Signed by President	708
Sent to Governor	708
Signed by Governor	743

S. F.	Page
1076 By Kinley and Gluba. A bill for an act to provide property tax relief for widows for reimbursement of property taxes paid or rent constituting property taxes paid, subject to penalties provided by law.	
Introduced, passed on file	272
Referred to ways and means	292
Subcommittee, Hill, Curtis, and Plymat	341
1077 By Tieden, Kelly, Winkelman, Briles, Ramsey, Miller of Des Moines, Schwieger, Burroughs and Potter (Fisher of Greene, Mendenhall, Fischer of Grundy, Hennessey, Krause, Pellett, Strothman, Husak, Fitzgerald and Grassley). A bill for an act requiring reports from certain corporations owning or leasing lands used or usable for agriculture, or contracting for keeping and feeding poultry or livestock, and providing penalties.	
Introduced, passed on file	282
Referred to agriculture	292
Amendment S. 2127 filed	294
Amendment S. 2128 filed	294
Amendment S. 2129 filed	294
Subcommittee, Miller of Marshall, Rabedeaux, and Van Gilst	341
1078 By Blouin and Orr. A bill for an act relating to official meetings open to the public.	
Introduced, passed on file	283
Referred to state government..	293
Subcommittee, Shaw, Nystrom, and Robinson	408
1079 By Cities and Towns. A bill for an act relating to the overall length of combinations of vehicles permitted in the border cities.	
Introduced, placed on calendar ..	283
Amendment S. 2143 filed	327
Amendment division S. 2143A withdrawn	335
Placed on calendar under unfinished business	335
Committee amendment S. 2152 filed	342
Amendment S. 2149 filed	342
Amendment division S. 2143B withdrawn	375
Committee amendment S. 2152 adopted	375
Amendment S. 2149 lost	376
Amendment S. 2167 filed	376
Point of order raised	376
Ruled out of order S. 2167	376
Passed Senate. Ayes 41, nays 8 ..	377
1080 By Riley (Stromer and O'Halloran). A bill for an act relating to the vocational youth organizational fund.	
Introduced, passed on file	283
Referred to agriculture	293

S. F.	Page	S. F.	Page
Subcommittee, Van Gilst, Priebe, and Rabedaux	341	Introduced, passed on file	290
Committee report	699	Referred to judiciary	301
Recommended passage	699	Fiscal note SCS	
Committee report adopted	1218	Subcommittee, Glenn, Kennedy, and Shaw	408
H.F. 1222 substituted	1219		
Withdrawn	1219		
1081 By Rodgers, Andersen, Murray and Winkelman (Lipsky, Grassley, Harper, Husak and Ferguson). A bill for an act relating to affairs of decedents, missing persons, protected persons, minors, incapacitated persons and certain others and constituting the uniform probate code; consolidating and revising aspects of the law relating to wills and intestacy and the administration and distribution of estates of decedents, missing persons, protected persons, minors, incapacitated persons and certain others; ordering the powers and procedures of the court concerned with the affairs of decedents and certain others; providing for the validity and effect of certain non-testamentary transfers, contracts and deposits which relate to death and appear to have testamentary effect; providing certain procedures to facilitate enforcement of testamentary and other trusts; making uniform the law with respect to decedents and certain others; repealing inconsistent legislation and providing penalties.		1085 By Plymat, Taylor, Orr, Scott, Ramsey, Murray, Mc-Cartney, Gallagher, and Palmer. A bill for an act prohibiting the use of disposable containers for certain beverages, regulating the use of other beverage containers, and providing a penalty for violations thereof.	
Introduced, passed on file	286	Introduced, passed on file	290
Referred to judiciary	293	Referred to natural resources ..	301
Subcommittee, Shaw, Glenn, and Coleman	408	Subcommittee, Tieden, Miller of Des Moines, and Winkelman.	341
1082 By Shaff (Schroeder and Millen). A bill for an act deleting the words "and installation" from lines eleven (11) and twelve (12) of the unnumbered paragraph nine (9) of section four hundred twenty-two point forty-three (422.43) of the Code for the purpose of exempting electrical installations from the retail sales tax.		1086 By Griffin. A bill for an act relating to the limitation of liability for negligence in certain contracts.	
Introduced, passed on file	289	Introduced, passed on file	290
Referred to ways and means ..	301	Referred to judiciary	301
Subcommittee, Schwengels, Palmer, and Burroughs	341	Subcommittee, Kennedy, Willits, and Kelly	408
1083 By Griffin (De Jong). A bill for an act relating to the duties of the department and commissioner of public safety.		1087 By Milligan. A bill for an act making voidable agency action taken illegally by a public agency at a closed session.	
Introduced, passed on file	290	Introduced, passed on file	290
Referred to human and industrial relations	301	Referred to judiciary	301
1084 By Griffin. A bill for an act requiring that the Code of Iowa be published annually in looseleaf form.		Subcommittee, Willits, Kennedy, and Ramsey	408
		Amendment S. 2242 filed	492
		Committee report	1584
		Recommended amendment, passage	1584
		Committee amendment S. 2864 ..	1584
		1088 By Kinley (Caffrey). A bill for an act to permit pari-mutuel betting in Iowa; to create a state racing commission and prescribe its powers and duties; to provide for licensing of certain organizations for the purpose of conducting horse races and racing meets; imposing taxes and fees and providing for their use and disbursement; and declaring certain acts to be unlawful and prescribing penalties for the commission of such acts.	
		Introduced, passed on file	290
		Referred to state government ..	301
		Subcommittee, Junkins, Schwengels, and Schwieger	341
		1089 By Ramsey, Winkelman, Tieden, Taylor, Van Gilst, Miller of Marshall, Potter, Rodgers and Willits (Brunow). A bill for an act relating to the exemption from excise taxes for gasoline used by school districts.	
		Introduced, passed on file	290
		Referred to ways and means ..	301
		Fiscal note SCS	

SENATE RECORD OF SENATE BILLS

2147

S. F.	Page
Subcommittee, Rodgers, Griffin, and Hill	341
Amendment S. 2397 filed	720
1090 By Ramsey. A bill for an act relating to authorization of legal aid for the poor.	
Introduced, passed on file	291
Referred to human resources	301
Subcommittee, Murray, Andersen, and Coleman	341
1091 By Nystrom. A bill for an act granting full powers of peace officers to state highway commission traffic weight officers and creating under the state highway commission a division traffic weight operations.	
Introduced, passed on file	291
Referred to judiciary	301
Subcommittee, Kinley, Glenn, and McCartney	408
1092 By Milligan, Shaff, Hultman, Blouin and Junkins. A bill for an act relating to the allocation of fuel supplies.	
Introduced, passed on file	291
Referred to energy	302
Committee report	341
Recommended passage	581
Committee amendment S. 2150	342
Committee report adopted	363
Committee amendment S. 2150 adopted	363
Placed on calendar under unfinished business	364
Amendment S. 2160 filed	369
Amendment S. 2159 filed	370
Amendment S. 2162 filed	370
Amendment S. 2159 lost	372
Amendment S. 2165 filed	372
Amendment S. 2165 adopted	373
Amendment S. 2160 lost	373
Amendment S. 2162 lost	374
Motion filed to reconsider vote	374
Motion to reconsider vote failed	374
Passed Senate. Ayes 45, nays 4	374
1093 By Shaw, Doderer, Schwieger, Miller of Marshall and Orr (Lipsky). A bill for an act relating to statutory provisions affecting the legal treatment of male and female persons and to make an appropriation.	
Introduced, passed on file	291
Referred to human resources	302
Subcommittee, Schwieger, Coleman, and Plymat	341
Committee report	581
Recommended passage	581
Amendment S. 2546 filed	918
Amendment S. 2561 filed	968
Committee report adopted	987
Amendment S. 2561 adopted	987
Amendment S. 2546 adopted	987
Amendment S. 2569 filed	988
Point of order raised	988
Amendment S. 2569 adopted	988
Amendment S. 2571 filed	989
Amendment S. 2571 adopted	989
Amendment S. 2575 filed	984
Point of order raised	995
Ruled out of order S. 2575	996

S. F.	Page
Passed Senate. Ayes 35, nays 11	996
Motion filed to reconsider vote	1029
Explanation of vote	1058
Motion to reconsider vote withdrawn	1070
Message from House, with amendment	2005
Amendment S. 3033 filed	2070
Point of order raised	2071
Ruled out of order S. 3033	2071
Amendment S. 3038 filed	2071
Amendment S. 3038 withdrawn	2071
Amendment S. 3039 filed	2071
Amendment S. 3039 withdrawn	2071
Senate concurred	2073
Passed Senate. Ayes 40, nays 3	2073
Reported correctly enrolled	2077
Signed by President	2078
Sent to Governor	2078
Signed by Governor	2085
Became law by publication	2100
1094 By Murray and Orr (Hargrave and Readinger). A bill for an act relating to the membership, powers, and duties of the civil rights commission.	
Introduced, passed on file	291
Referred to judiciary	302
Subcommittee, Coleman, Shaw, and Riley	408
Amendment S. 2407 filed	751
1095 By Murray and Orr (Hargrave, Readinger and Hansen). A bill for an act relating to the respondent's statutory right to recover damages from the civil rights commission.	
Introduced, passed on file	291
Referred to judiciary	302
Subcommittee, DeKoster, Potter, and Coleman	408
1096 By Griffin, Blouin, Miller of Des Moines and Tieden (Norpel). A bill for an act repealing the prohibition which disallows a person to hold both a class B and class C beer permit.	
Introduced, passed on file	295
Referred to state government	313
Subcommittee, Schwengels, Hill, and Nystrom	408
1097 By Griffin, Blouin, Miller of Des Moines, Tieden and Gluba (Norpel). A bill for an act relating to the location of the Iowa beer and liquor control department.	
Introduced, passed on file	295
Referred to state government	313
Subcommittee, Schwengels, Hill, and Nystrom	408
1098 By Griffin, Blouin, Miller of Des Moines, Tieden, Kelly and Gluba (Norpel). A bill for an act relating to the Iowa beer and liquor control council.	
Introduced, passed on file	295
Referred to state government	313
Subcommittee, Schwengels, Hill, and Nystrom	408

S. F.	Page	S. F.	Page
1099 By Griffin, Gluba, Blouin, Miller of Des Moines and Tieden (Norpel). A bill for an act to repeal the special fifteen percent tax imposed on retail liquor licensees.		Introduced, passed on file	308
Introduced, passed on file	296	Referred to appropriations	313
Referred to ways and means ...	313	Subcommittee, natural resources	341
Subcommittee, Schwengels, Plymat, and Kinley	408	Amendment S. 2362 filed	692
Fiscal note SCS			
1100 By Kelly. A bill for an act to prohibit discrimination in education.		1105 By Shaw (Kiser). A bill for an act relating to compensation of the clerk of the grand jury.	
Introduced, passed on file	296	Introduced, passed on file	311
Referred to judiciary	313	Fiscal note SCS	
Subcommittee, McCartney, Kelly, and Glenn	408	Referred to judiciary	339
Amendment S. 2214 filed	472	Subcommittee, Potter, McCartney, and Willits	603
1101 By Cities and Towns (Cities and Towns). A bill for an act relating to the effective dates of the provisions of chapter one thousand eighty-eight (1088) of the Acts of the Sixty-fourth General Assembly, 1972 session.		1106 By Hansen, Kelly, Hultman, Kennedy and Briles (Freeman). A bill for an act relating to a religious exemption to the Iowa unfair employment practices standards.	
Introduced, placed on calendar ..	300	Introduced, passed on file	311
Passed Senate. Ayes 46, nays none	348	Referred to judiciary	339
Explanation of votes	369	Subcommittee, Ramsey, DeKoster, and Kennedy	603
Message from House	1532		
Reported correctly enrolled	1734	1107 By Schools (Education). A bill for an act relating to vocational rehabilitation.	
Signed by President	1735	Introduced, placed on calendar ..	311
Sent to Governor	1735	Amendment S. 2153 filed	342
Signed by Governor	1922	Amendment S. 2153 adopted	360
1102 By Andersen. A bill for an act relating to the prohibition of personal interest in urban renewal projects.		Passed Senate. Ayes 48, nays none	360
Introduced, passed on file	307	Message from House	1438
Referred to cities and towns ...	313	Reported correctly enrolled	1514
Subcommittee, Plymat, Scott, and Miller of Marshall	341	Signed by President	1514
1103 By Agriculture. A bill for an act relating to authorizing students of veterinary medicine to perform the duties of a veterinarian under the direction of an instructor of veterinary medicine and under the direct supervision of a licensed veterinarian.		Sent to Governor	1514
Introduced, placed on calendar ..	308	Signed by Governor	1671
Passed Senate. Ayes 46, nays none	359	Became law by publication	2013
Reported correctly enrolled	1012		
Signed by President	1012	1108 By County Government (County Government). A bill for an act relating to the advertisement, letting, and approval of secondary road contracts.	
Sent to Governor	1012	Introduced, placed on calendar ..	311
Signed by Governor	1097	Re-referred to county government	392
1104 By Heying, Riley, Blouin, Gallagher, Plymat, Scott, Tieden, Palmer, Miller of Marshall, Miller of Des Moines, Schaben, Briles, Van Gilst, Bergman, Coleman, Willits, Gluba and Kennedy. A bill for an act making an appropriation to the conservation commission for completion of the Volga Lake project.		Committee report	720
		Recommended passage	720
		Amendment S. 2403 filed	751
		1109 By Gluba (Higgins, Cusack, Brinck, Monroe, Clark of Dubuque, Kiser, Carr and Oakley). A bill for an act relating to the quantity of alcoholic liquor an individual may import into and possess within the state for the purpose of personal consumption.	
		Introduced, passed on file	312
		Referred to commerce	339
		1110 By Doderer. A bill for an act relating to the hiring of state employees.	
		Introduced, passed on file	312
		Referred to state government ...	339
		Subcommittee, Shaw, Glenn, and Hansen	408
		1111 By Palmer, Milligan, Plymat and Willits (Bittle, Caffrey, Connors, Kreamer,	

S. F.	Page
Readerger and Woods). A bill for an act relating to employees of juvenile courts in counties of more than two hundred fifty thousand population.	
Introduced, passed on file	312
Referred to judiciary	339
Subcommittee, Coleman, Shaw, and Riley	603
 1112 By Schaben, Nolin, Winkelman and Coleman (Miller of Calhoun, Hutchins, Bennett, Ferguson, Pellett, Fisher of Greene, Hansen, Danker, Crabb, Menke, Fullerton, Stephens, Husak, Wyckoff and Peterson). A bill for an act making an appropriation from the general fund of the state to the state conservation commission for the dredging of certain specified lakes.	
Introduced, passed on file	312
Referred to appropriations	339
Subcommittee, natural resources.	408
 1113 By Priebe. A bill for an act relating to used car dealer lists.	
Introduced, passed on file	312
Referred to commerce	339
Subcommittee, Rodgers, Hultman, and Briles	481
Committee report	580
Recommended passage	580
Amendment S. 2396 filed	720
Committee report adopted	724
Point of order raised	724
Ruled out of order S. 2396	724
Passed Senate. Ayes 45, nays none	725
Explanation of vote	744
Message from House	1384
Reported correctly enrolled	1514
Signed by President	1514
Sent to Governor	1514
Signed by Governor	1671
 1114 By Heying. A bill for an act making an appropriation from the general fund of the state to finance an experimental project in the production of methane gas.	
Introduced, passed on file	312
Referred to appropriations	339
Subcommittee, education	408
Amendment S. 2323 filed	637
 1115 By Milligan, Shaff, Hultman, Blouin and Junkins. A bill for an act relating to the collection of energy resource data.	
Introduced, passed on file	312
Referred to energy	339
Subcommittee, Bergman, Shaff, and Junkins	408
 1116 By Appropriations. A bill for an act making an appropriation to the department of general services for use of the educational radio and	

S. F.	Page
television facility board for the purpose of making capital improvements relative to transmitters and translators.	
Introduced, placed on calendar	317
Amendment S. 2155 filed	355
Amendment S. 2156 filed	355
Amendment S. 2156 adopted	357
Amendment S. 2155 adopted	357
Passed Senate. Ayes 48, nays none	358
Message from House, with amendment	441
Senate concurred	453
Passed Senate. Ayes 46, nays none	454
Reported correctly enrolled	571
Signed by President	571
Sent to Governor	571
Signed by Governor	627
Became law by publication	820
 1117 By Curtis, Rabedeaux, Riley, Priebe and Gluba (Bittle, Bortell, Wells, and Doyle). A bill for an act relating to the organization, powers and duties of credit unions.	
Introduced, passed on file	317
Referred to commerce	339
Subcommittee, Hultman, Taylor, and Palmer	481
Committee report	821
Recommended amendment, passage	821
Committee amendment S. 2483	821
Committee report adopted	1141
Committee amendment S. 2433 adopted	1142
Passed Senate. Ayes 41, nays 1	1142
Explanation of votes	1173
 1118 By Andersen. A bill for an act relating to the hiring of an attorney for a city civil service commission.	
Introduced, passed on file	317
Referred to cities and towns	339
Subcommittee, Miller of Marshall, Scott, and Potter	408
 1119 by McCartney. A bill for an act relating to interest on judgments for personal injuries.	
Introduced, passed on file	322
Referred to judiciary	339
Subcommittee, Glenn, Kennedy, and Shaw	603
 1120 By McCartney. A bill for an act relating to the filing and publishing of county agricultural extension education fund reports.	
Introduced, passed on file	322
Referred to agriculture	339
Subcommittee, Rabedeaux, Nolin, and Miller of Marshall	408
Committee report	604
Recommended passage	604
Committee report adopted	727
Passed Senate. Ayes 45, nays none	728
Explanation of vote	744
Message from House	1438

S. F.	Page	S. F.	Page
Reported correctly enrolled	1514	construction of private and public buildings and facilities which are intended for use by the general public.	
Signed by President	1514	Introduced, placed on calendar ..	323
Sent to Governor	1514	Passed Senate. Ayes 47, nays none	418
Signed by Governor	1671	Explanation of vote	421
1121 By Appropriations. A bill for an act to make an appropriation to the office of the secretary of state to print copies of the election laws.		Motion filed to reconsider vote ..	444
Introduced, placed on calendar ..	323	Amendment S. 2338 filed	658
Passed Senate. Ayes 47, nays none	346	Amendment S. 2378 filed	699
Explanation of votes	369	Motion to reconsider vote prevailed	706
Message from House, with amendment	394	Amendment S. 2378 adopted	707
Amendment S. 2313 filed	628	Amendment S. 2338 adopted	707
Amendment S. 2402 filed	751	Motion filed to reconsider vote ..	707
Amendment S. 2313 withdrawn ..	836	Motion to reconsider vote prevailed	709
Amendment S. 2402 adopted	837	Motion filed to reconsider vote ..	709
Senate concurred	837	Motion to reconsider vote prevailed	709
Passed Senate. Ayes 45, nays 1 ..	837	Amendment S. 2378 withdrawn ..	709
Explanation of vote	968	Amendment S. 2338 adopted	709
Reported correctly enrolled	1012	Passed Senate. Ayes 47, nays none	710
Signed by President	1012	Message from House, with amendment	1873
Sent to Governor	1012	Senate concurred	1949
Signed by Governor	1097	Passed Senate. Ayes 44, nays none	1949
Became law by publication	1363	Reported correctly enrolled	2077
1122 By Gluba, Riley, Kinley, Rodgers and Blouin (Cusack and Carr). A bill for an act relating to the seizure and destruction of dogs.		Signed by President	2078
Introduced, passed on file	323	Sent to Governor	2078
Referred to judiciary	339	Signed by Governor	2085
Subcommittee, Kennedy, Willits, and Kelly	603	1126 By Heying. A bill for an act to provide a closed season, daily catch limit, possession limit, and minimum length of fish on certain rivers and streams.	
Committee report	1029	Introduced, passed on file	328
Recommended passage	1029	Referred to natural resources ..	354
Committee report adopted	1167	Subcommittee, Hultman, Blouin, and Kelly	408
Amendment S. 2653 filed	1167	Committee report	1268
Amendment S. 2653 adopted	1167	Recommended passage	1268
Passed Senate. Ayes 33, nays 9 ..	1167	Amendment S. 2714 filed	1269
Explanation of vote	1202	Amendment S. 2731 filed	1298
1123 By Plymat, Gluba, Briles, Orr, Blouin, Curtis, Heying, Winkelman, Gallagher and Scott. A bill for an act relating to a moratorium on the construction of nuclear power plants.		1127 By Blouin and Gluba (Carr). A bill for an act relating to the reimbursement for property taxes paid and rent constituting property taxes paid for persons sixty-five years of age or totally disabled.	
Introduced, passed on file	323	Introduced, passed on file	328
Referred to commerce	339	Referred to ways and means	354
Subcommittee, Hultman, Priebe, and Briles	603	Fiscal note SCS	
1124 By Human Resources (Human Resources). A bill for an act relating to curb ramps for the physically handicapped.		Subcommittee, Orr, Van Gilst, and Schwengels	481
Introduced, placed on calendar ..	323	1128 By Blouin, Junkins, Rabe- deaux, Heying, Hansen, An- dersen, Van Gilst, Lamborn, Doderer, Palmer, Orr, Priebe, Glenn, Gluba, Kennedy, and Schaben (Monroe, Readinger, Krause, Rapp, McCormick, Norland, Doyle, Brunow, Fitzgerald, Horn, Dunton, Howell, Middleswart, O'Halloran, Small, Mennenga, Wells, Cusack, Patchett, Wyckoff, Freeman, Miller of Buchanan, Jordan, Rinas,	
Passed Senate. Ayes 45, nays none	417		
Explanation of vote	421		
Message from House, with amendment	1458		
Senate concurred	1487		
Passed Senate. Ayes 47, nays 1 ..	1487		
Reported correctly enrolled	1734		
Signed by President	1735		
Sent to Governor	1735		
Signed by Governor	1922		
1125 By Human Resources. A bill for an act relating to the			

S. F.	Page
Junker, Fullerton, Welden, Jesse, Cochran, Mendenhall, Clark of Lee, Edelen, Tofte, Hansen, Miller of Calhoun, Lippold, Newhard, Carr, Connors, Byerly, Griffee, Norpel, West, Poncy, Avenson, Harper, Hargrave, Clark of Dubuque, Ewing, Schroeder, Grassley, Wulff, Hutchins, Hennessey, Ferguson, Brinck, Higgins, Woods, Miller of Cerro Gordo, Butler, Bortell, Crawford, Peterson, Husak, Crabb, Danker, Drake, De Jong and Dunlap). A bill for an act relating to authority of the department of social services to provide state supplementary cash payments to certain persons, revising the state medical assistance act, and providing a penalty.	
Introduced, passed on file	329
Referred to human resources ...	354
Subcommittee, Murray, Burroughs, and Miller of Des Moines	408
Fiscal note SCS	
1129 By Andersen (Stromer). A bill for an act relating to increasing the amount of income, under which, a state income tax will not be imposed.	
Introduced, passed on file	337
Referred to ways and means ...	354
Subcommittee, Lamborn, Griffin, and Palmer	481
1130 By Andersen. A bill for an act relating to the civil service probation period for firemen.	
Introduced, passed on file	337
Referred to cities and towns ...	354
Subcommittee, Plymat, Hansen, and Scott	481
1131 By Andersen. A bill for an act relating to the appointment of a clerk for the civil service commission.	
Introduced, passed on file	337
Referred to cities and towns ...	354
Subcommittee, Plymat, Hansen, and Scott	481
1132 By Griffin (De Jong). A bill for an act relating to the duties of the department and commissioner of public safety, creating a motor vehicle study, and making an appropriation.	
Introduced, passed on file	337
Referred to state government ...	354
Subcommittee, Nystrom, Junkins, and Robinson	481
1133 By Andersen. A bill for an act relating to standards for licensing of health care facilities.	
Introduced, passed on file	337
Referred to human resources ...	354
Subcommittee, Murray, Andersen, and Miller of Des Moines	408

S. F.	Page
1134 By Griffin (De Jong). A bill for an act creating a motor vehicle safety study and making an appropriation.	
Introduced, passed on file	337
Referred to state government ...	354
Subcommittee, Nystrom, Junkins, and Robinson	481
1135 By Taylor and Potter. A bill for an act relating to the use of water by cities and towns.	
Introduced, passed on file	338
Referred to cities and towns ...	354
Subcommittee, Plymat, Hansen, and Scott	481
1136 By Nystrom, Schaben, Briles, Miller of Des Moines, Heying, Tieden, Bergman, Gluba, Murray, Hansen, Van Gilst, Blouin, Kennedy, Priebe, Rodgers, Willits, Orr, Kinley, Scott and Riley (De Jong, Hansen, Edelen, Doyle, Mendenhall, McCormick, Bortell, Anderson, Clark of Lee, Junker, Jesse, Peterson, Connors, Fisher of Greene, Crabb, Carr, Drake, West, Rapp, Lippold, Newhard, Husak, Norpel, and Freeman). A bill for an act providing for salary increases to persons who are members of the merit employment system and providing a supplemental appropriation.	
Introduced, passed on file	338
Referred to state government ...	354
Amendment S. 2170 filed	382
Subcommittee, Schwengels, Hill, and Schwieger	481
1137 By Potter (Cusack). A bill for an act to require notification of termination of utility services.	
Introduced, passed on file	338
Referred to commerce	354
Amendment S. 2223 filed	472
Subcommittee, Taylor, Priebe, and Rabedeaux	431
1138 By Gluba, Murray, Lamborn, Rabedeaux, Schaben, Hansen, Potter, Kennedy, Tieden, Priebe, Briles, Kinley, Milligan, Doderer, Coleman, Andersen, Miller of Des Moines, Plymat, Blouin, Van Gilst, Winkelman, Riley, Willits, Curtis, Gallagher, Schwieger, Schwengels, Orr, Griffin, Nystrom and Rodgers (Cusack, Harvey, Oakley, Clark of Lee, Readinger, Crawford, Egenes, Ferguson, Stromer, Clark of Dubuque, Higgins, Small, Patchett, Brunow, Miller of Calhoun, Hargrave, Cochran, O'Halloran and Newhard). A bill for an act establishing the Iowa housing development authority, describing its pow-	

S. F.	Page
ers and duties and making an appropriation.	
Introduced, passed on file	352
Referred to state government ..	368
Subcommittee, Murray, Schwieger, and Junkins	698
 1139 By Ways and Means. A bill for an act raising the mileage rate paid to members of the General Assembly and employers of the state or its political subdivisions.	
Introduced, placed on calendar ..	352
Amendment S. 2161 filed	370
Amendment S. 2158 filed	370
Amendment S. 2168 filed	383
Amendment S. 2177 filed	398
Amendment S. 2173 filed	398
Amendment S. 2181 filed	409
Amendment S. 2181 lost	509
Amendment S. 2244 filed	509
Amendment S. 2244 lost	509
Amendment S. 2245 filed	512
Amendment S. 2253 filed	512
Amendment S. 2177 withdrawn ..	551
Amendment S. 2253 lost	552
Amendment S. 2245 adopted	552
Amendment S. 2173 lost	553
Amendment S. 2168 adopted	553
Ruled out of order S. 2161	553
Ruled out of order S. 2158	553
Passed Senate. Ayes 37, nays 9 ..	553
Explanation of votes	579
Explanation of votes	580
Message from House, with amendment	1168
Amendment S. 2676 filed	1210
Amendment S. 2676 adopted	1210
Senate concurred	1210
Passed Senate. Ayes 40, nays 8 ..	1211
Motion filed to reconsider vote ..	1211
Amendment S. 2808 filed	1446
Motion to reconsider vote pre- vailed	1574
Motion filed to reconsider vote ..	1574
Motion to reconsider vote pre- vailed	1574
Amendment S. 2676 withdrawn ..	1574
Amendment S. 2868 filed	1574
Amendment S. 2868 adopted	1574
Amendment S. 2808 withdrawn ..	1574
Amendment S. 2862 filed	1574
Amendment S. 2871 filed	1575
Amendment S. 2871 lost	1575
Amendment S. 2862 adopted	1575
Senate concurred	1575
Passed Senate. Ayes 42, nays 2 ..	1576
Message from House	1693
Reported correctly enrolled	2077
Signed by President	2078
Sent to Governor	2078
Signed by Governor	2085
 1140 By Blouin. A bill for an act to permit state liquor stores to accept personal checks upon showing of proper identification in payment of purchases.	
Introduced, passed on file	352
Referred to state government ..	368
Subcommittee, Junkins, Schwengels, and Schwieger	481
 1141 By State Government. A bill for an act to create a state department of transpor-	

S. F.	Page
tation by transferring certain duties of the state highway commission, Iowa aeronautics commission, Iowa reciprocity board, Iowa state commerce commission, and the department of public safety to a state department of transportation, relating to the dimensions of vehicles, and making coordinating amendments to the Code, including penalty provisions.	
Introduced, placed on calendar ..	352
Amendment S. 2182 filed	409
Amendment S. 2187 filed	421
Amendment S. 2192 filed	422
Amendment S. 2190 filed	423
Amendment S. 2191 filed	424
Fiscal note SCS	
Amendment S. 2191 lost	428
Amendment S. 2193 filed	428
Amendment S. 2193 lost	429
Amendment S. 2182 lost	429
Amendment S. 2187 adopted	431
Amendment S. 2197 filed	432
Amendment S. 2197 lost	433
Amendment S. 2196 filed	433
Amendment S. 2196 lost	433
Amendment S. 2195 filed	433
Amendment S. 2195 adopted	434
Amendment S. 2199 filed	435
Amendment S. 2199 lost	437
Amendment S. 2192 adopted	437
Amendment S. 2190 lost	438
Motion filed to reconsider vote ..	438
Motion to reconsider vote pre- vailed	438
Amendment S. 2195 withdrawn ..	438
Amendment S. 2203 filed	438
Amendment division S. 2203A adopted	439
Amendment division S. 2203B adopted	440
Amendment S. 2204 filed	440
Amendment S. 2204 adopted	440
Passed Senate. Ayes 36, nays 14 ..	440
Motion filed to reconsider vote ..	441
Motion to reconsider vote with- drawn	503
Message from House, with amend- ment	1356
Senate refused to concur	1381
Message from House	1428
Conference committee appointed ..	1429
Conference committee report	1578
Call of the Senate requested	1590
Call of the Senate	1590
Conference committee report adopted	1591
Passed Senate. Ayes 32, nays 17 ..	1591
Message from House	1641
Reported correctly enrolled	2077
Signed by President	2078
Sent to Governor	2078
Signed by Governor	2085
 1142 By Gluba. A bill for an act relating to leave of absence for persons who have filed for or have been nominated or elected to public office.	
Introduced, passed on file	367
Referred to judiciary	378
Amendment S. 2178 filed	398
Subcommittee, Kelly, Ramsey, and Kinley	603

SENATE RECORD OF SENATE BILLS

2153

S. F.	Page
1143 By Kelly, Doderer, Glenn, Milligan and Schwengels Lipsky, Doyle, Knoke, McCormick and Oakley). A bill for an act relating to the rules and regulations of the board of parole.	
Introduced, passed on file	367
Referred to human resources	378
Subcommittee, Burroughs, Andersen, and Coleman	408
1144 By Bergman, Curtis and Coleman (Hansen, Menke and Cochran). A bill for an act relating to the establishment of a state division of alcoholism and providing for a comprehensive program of education, treatment and rehabilitation.	
Introduced, passed on file	367
Referred to state government ...	378
Amendment S. 2200 filed	445
Subcommittee, Murray, Hansen, and Nolin	481
Withdrawn	1838
1145 By Scott (Crabb). A bill for an act relating to the sale of state-owned motor vehicles at public auction.	
Introduced, passed on file	368
Referred to state government ...	378
Subcommittee, Hill, Nystrom, and Nolin	481
1146 By Lamborn and Priebe (Freeman, Cochran, Clark of Lee, Fisher of Greene, and Small). A bill for an act relating to the location of bank offices outside of municipal corporations.	
Introduced, passed on file	368
Referred to commerce	378
1147 By Curtis (Freeman). A bill for an act relating to the accreditation of reinsurance companies.	
Introduced, passed on file	368
Referred to commerce	378
Subcommittee, Glenn, Rabedeaux, and Briles	481
1148 By DeKoster. A bill for an act relating to the selection of official newspapers.	
Introduced, passed on file	371
Referred to judiciary	407
Subcommittee, McCartney, Kelly, and Glenn	603
1149 By Murray (Monroe). A bill for an act relating to the admissibility of evidence in a trial for rape, sodomy, and incest.	
Introduced, passed on file	377
Referred to judiciary	407
Amendment S. 2183 filed	414
Subcommittee, DeKoster, Potter, and Coleman	603
1150 By Judiciary. A bill for an act relating to a complete revision of the substantive	

S. F.	Page
criminal laws, criminal procedure laws, and sentencing and post-conviction procedure laws of this state; providing rules of criminal procedure; providing classifications of public offenses and their consequent penalties and; providing penalties for violations of laws of the state to accord with the revised classifications.	
Introduced, placed on calendar ..	378
Made special order, Feb. 25, 1974 ..	389
Amendment S. 2226 filed	484
Amendment S. 2228 filed	484
Amendment S. 2229 filed	484
Amendment S. 2225 filed	485
Amendment S. 2227 filed	486
Special order	488
Amendment S. 2235 filed	492
Amendment S. 2237 filed	492
Amendment S. 2233 filed	492
Amendment S. 2234 filed	496
Amendment S. 2241 filed	496
Amendment S. 2236 filed	496
Amendment S. 2232 filed	496
Amendment S. 2231 filed	497
Amendment S. 2238 filed	498
Amendment division S. 2226B adopted	504
Amendment division S. 2226A adopted	504
Amendment division S. 2226C adopted	504
Amendment division S. 2226D adopted	504
Amendment S. 2246 filed	513
Amendment S. 2250 filed	513
Amendment S. 2247 filed	513
Amendment S. 2249 filed	514
Amendment S. 2246 adopted	547
Amendment division S. 2226E adopted	547
Amendment S. 2234 adopted	547
Amendment S. 2228 adopted	547
Amendment S. 2241 adopted	548
Amendment S. 2247 adopted	548
Amendment S. 2238 adopted	550
Amendment S. 2269 filed	555
Amendment S. 2266 filed	555
Amendment S. 2270 filed	556
Amendment S. 2268 filed	556
Amendment S. 2273 filed	556
Amendment S. 2261 filed	556
Explanation of votes	580
Amendment S. 2292 filed	584
Amendment S. 2302 filed	605
Amendment S. 2303 filed	605
Amendment S. 2299 filed	605
Amendment S. 2300 filed	606
Amendment division S. 2250A adopted	620
Amendment division S. 2250B withdrawn	620
Amendment division S. 2235A lost	621
Amendment division S. 2235B withdrawn	621
Amendment S. 2312 filed	628
Amendment S. 2320 filed	628
Amendment S. 2319 filed	628
Amendment S. 2273 lost	635
Motion filed to reconsider vote ..	635
Amendment S. 2322 filed	638
Amendment S. 2324 filed	638
Amendment S. 2337 filed	659

S. F.	Page	S. F.	Page
Amendment S. 2339 filed	659	Introduced, placed on calendar ..	396
Amendment S. 2384 filed	700	Fiscal note SCS	
Amendment S. 2381 filed	700	Committee amendment S. 2186	
Amendment S. 2379 filed	701	filed	424
Amendment S. 2383 filed	701	Amendment S. 2213 filed	473
Amendment S. 2380 filed	701	Amendment S. 2217 filed	473
Amendment S. 2382 filed	701	Amendment S. 2240 filed	498
Amendment S. 2385 filed	701	Point of order raised	554
Amendment S. 2388 filed	721	Motion to suspend rules	554
Amendment S. 2389 filed	721	Amendment S. 2264 filed	557
Amendment S. 2390 filed	721	Amendment S. 2287 filed	589
Amendment S. 2391 filed	721	Amendment S. 2304 filed	607
Amendment S. 2410 filed	752	Amendment S. 2365 filed	692
Amendment S. 2464 filed	825	Amendment S. 2611 filed	1084
Amendment S. 2527 filed	923		
Amendment S. 2581 filed	1029	1156 By Hultman, Briles, Han-	
Amendment S. 2410 filed	1270	sen, Rabedeaux, Shaff, Taylor	
Amendment S. 2713 filed	1270	and Tieden. A bill for an act	
Amendment S. 2739 filed	1531	relating to property tax relief	
		and other relief for rail-	
1151 By Hansen. A bill for an		roads.	
act relating to the reimburse-		Introduced, passed on file	396
ment rate at which mileage		Referred to ways and means	407
expense is paid to state em-		Subcommittee, Potter, Kinley, and	
ployees.		Schwengels	481
Introduced, passed on file	395	Fiscal note SCS	
Referred to state government ..	407		
Subcommittee, Hill, Nystrom, and		1157 By Rodgers. A bill for an	
Winkelman	481	act to prohibit the operation	
		of a place of business on Sun-	
1152 By Blouin, Kennedy,		day, with certain exceptions,	
Schaben, Tieden, Kinley,		and to provide injunctive	
Gluba, Kelly, Heying, Rabe-		relief and criminal penalties	
deaux and Potter (Clark of		for violation.	
Dubuque). A bill for an act		Introduced, passed on file	396
providing a rebate on the		Referred to commerce	407
barrel tax for each barrel of			
beer produced in Iowa by an		1158 By Rodgers. A bill for an	
Iowa based brewery produc-		act relating to inheritance	
ing less than fifty thousand		tax exemptions.	
barrels annually, and provid-		Introduced, passed on file	396
ing an appropriation there-		Referred to ways and means	407
for.		Fiscal note SCS	
Introduced, passed on file	396	Subcommittee, Van Gilst, Curtis,	
Referred to ways and means	407	and Plymat	481
Subcommittee, Kinley, Hill, and			
Lamborn	481	1159 By Ramsey (Cusack). A	
Withdrawn	2035	bill for an act relating to the	
		participation of persons in	
1153 By Griffin, Gluba, Blouin,		abortions.	
Miller of Des Moines and		Introduced, passed on file	400
Tieden (Norpel). A bill for		Referred to human resources	421
an act to standardize and		Subcommittee, Burroughs, Mur-	
make uniform the hours and		ray, and Miller of Des Moines.	481
days of the sale of beer and			
alcoholic liquor.		1160 By Judiciary. A bill for an	
Introduced, passed on file	296	act to legalize and validate	
Referred to commerce	407	the proceedings of the board	
		of directors of the Janesville	
1154 By Palmer and Schwieger.		community school district, in	
A bill for an act to appropri-		the counties of Bremer and	
ate funds to encourage estab-		Black Hawk, state of Iowa,	
lishment of, and assist in		in connection with an elec-	
supporting, inner city out-		tion authorizing the issuance	
patient health clinics.		of certain bonds and the levy	
Introduced, passed on file	396	of a tax to pay said bonds	
Referred to appropriations	407	and declaring the validity of	
Subcommittee, human resources..	481	said election and the validity	
		of bonds issued and taxes	
1155 By Ways and Means. A		levied pursuant thereto.	
bill for an act relating to the		Introduced, placed on calendar ..	400
creation of a county finance		Proof of publication certified ..	408
committee, specifying the		Amendment S. 2185 filed	416
duties of the committee, provid-		Amendment S. 2185 adopted	416
ing for the consolidation of		Passed Senate. Ayes 45, nays	
county funds and the limita-		none	417
tion of certain budget expen-		Fiscal note SCS	
ditures for counties.			

SENATE RECORD OF SENATE BILLS

2155

S. F.	Page
Reported correctly enrolled	429
Signed by President	430
Sent to Governor	430
Signed by Governor	430
Became law by publication	719
1161 By Briles (Daggett). A bill for an act relating to municipal cable television.	
Introduced, passed on file	400
Referred to cities and towns	421
Committee report	689
Recommended passage	689
Amendment S. 2570 filed	1607
Amendment S. 2802 filed	1446
1162 By Riley. A bill for an act relating to the guest statute.	
Introduced, passed on file	400
Referred to judiciary	421
Subcommittee, Potter, McCartney, and Willits	603
1163 By Schools. A bill for an act relating to area education agencies, including provisions to replace the county school systems and joint county systems with area education agencies, to require the area education agencies to provide for certain programs and services for the school districts, to transfer certain functions of the county school systems and joint county systems to the department of public instruction and to the area education agencies, to provide a method of identification of children requiring special education, to provide a method for financing programs and services and to provide coordinating amendments.	
Introduced, placed on calendar	401
Amendment S. 2257 filed	514
Amendment S. 2248 filed	515
Amendment S. 2258 filed	523
Amendment S. 2252 filed	524
Amendment S. 2255 filed	543
Amendment S. 2254 filed	543
Amendment S. 2276 filed	557
Amendment S. 2271 filed	564
Amendment S. 2274 filed	565
Amendment S. 2281 filed	590
Amendment S. 2282 filed	591
Amendment S. 2277 filed	591
Amendment S. 2280 filed	591
Amendment S. 2293 filed	591
Amendment S. 2314 filed	629
Amendment S. 2321 filed	638
Explanation of vote	655
Amendment S. 2336 filed	659
Amendment S. 2340 filed	663
Amendment S. 2336 adopted	672
Amendment S. 2340 adopted	672
Amendment S. 2257 adopted	672
Amendment S. 2321 adopted	673
Amendment S. 2349 filed	673
Amendment division S. 2349B withdrawn	674
Amendment division S. 2349A lost	674
Amendment S. 2282 withdrawn	675
Amendment S. 2355 filed	675
Amendment S. 2355 adopted	675

S. F.	Page
Amendment S. 2277 adopted	675
Amendment S. 2346 filed	675
Amendment S. 2346 adopted	675
Amendment S. 2258 withdrawn	675
Amendment S. 2359 filed	675
Amendment S. 2359 lost	677
Amendment S. 2248 adopted	678
Ruled out of order S. 2252	678
Ruled out of order S. 2280	678
Ruled out of order S. 2293	678
Ruled out of order S. 2276	678
Ruled out of order S. 2281	678
Amendment S. 2255 lost	679
Amendment S. 2353 filed	679
Amendment S. 2353 adopted	679
Amendment S. 2254 lost	679
Amendment S. 2347 filed	679
Amendment S. 2356 filed	680
Amendment S. 2356 adopted	680
Amendment S. 2347 adopted	680
Amendment S. 2352 filed	680
Amendment S. 2352 adopted	681
Amendment S. 2357 filed	681
Amendment S. 2357 adopted	681
Amendment S. 2314 adopted	681
Amendment S. 2345 filed	681
Amendment S. 2345 lost	682
Motion filed to reconsider vote	683
Motion to reconsider vote prevailed	683
Amendment S. 2345 adopted	684
Amendment S. 2358 filed	684
Amendment S. 2358 adopted	685
Amendment S. 2344 filed	685
Amendment S. 2344 adopted	685
Amendment S. 2348 filed	686
Amendment S. 2348 adopted	686
Amendment S. 2271 adopted	686
Amendment S. 2274 withdrawn	686
Amendment S. 2366 filed	686
Point of order raised	686
Amendment S. 2368 filed	686
Amendment S. 2368 adopted	686
Amendment S. 2366 adopted	687
Passed Senate, Ayes 41, nays 7	687
Explanation of vote	698
Message from House, with amendment	1284
Amendment S. 2737 filed	1331
Amendment S. 2781 filed	1392
Amendment S. 2788 filed	1420
Amendment S. 2807 filed	1433
Amendment division S. 2781A adopted	1438
Motion to suspend rules to reconsider vote	1438
Amendment S. 2815 filed	1446
Amendment S. 2812 filed	1447
Amendment S. 2816 filed	1447
Motion to suspend rules withdrawn	1450
Motion filed to reconsider vote	1450
Motion to reconsider vote failed	1451
Amendment division S. 2731B adopted	1451
Amendment division S. 2781C adopted	1451
Amendment division S. 2781D lost	1451
Amendment division S. 2781E adopted	1451
Amendment S. 2807 adopted	1451
Amendment S. 2815 adopted	1452
Amendment S. 2737 withdrawn	1452
Amendment S. 2816 adopted	1452
Amendment S. 2788 adopted	1452
Amendment S. 2812 adopted	1452

S. F.	Page	S. F.	Page
Amendment S. 2820 filed	1453	Iowa commission for the blind building.	
Point of order raised	1453	Introduced, placed on calendar ..	406
Ruled out of order S. 2820	1453	Passed Senate. Ayes 41, nays none	478
Senate concurred	1453	Explanation of vote	480
Passed Senate. Ayes 36, nays 7 ..	1453	Explanation of vote	491
Explanation of vote	1494	Message from House, with amend- ment	717
Message from House	1602	Senate concurred	834
Reported correctly enrolled	2077	Passed Senate. Ayes 47, nays none	834
Signed by President	2078	Explanation of vote	968
Sent to Governor	2078	Reported correctly enrolled	867
Signed By Governor	2085	Signed by President	867
		Sent to Governor	867
		Signed by Governor	967
		Became law by publication	1201
1164 By Gallagher. A bill for an act to prohibit unsolicited loan offers and providing a penalty.		1170 By Rodgers, Ramsey, Tay- lor, Priebe, Scott, Winkelman, Gallagher and Heying. A bill for an act relating to travel by state employees or Gen- eral Assembly members.	
Introduced, passed on file	405	Introduced, passed on file	415
Referred to commerce	421	Referred to state government ..	421
Subcommittee, Riley, Hultman, and Kinley	603	Subcommittee, Hansen, Nystrom, and Hill	603
1165 By Appropriations. A bill for an act appropriating from the general fund of the state to the bureau of labor for amusement park inspection.		1171 By Willits (Wells). A bill for an act providing for an automatic cost-of-living salary adjustment to the merit employment system pay schedule, and making an appropriation therefor.	
Introduced, placed on calendar ..	405	Introduced, passed on file	419
Passed Senate. Ayes 41, nays 1 ..	478	Referred to state government ..	421
Explanation of vote	480	Subcommittee, Nystrom, Nolin, and Schwengels	481
Explanation of vote	491	1172 By Griffin and Willits (Freeman and Byerly). A bill for an act relating to benef- fits paid to survivors of cer- tain policemen and firemen.	
Reported correctly enrolled	1012	Introduced, passed on file	419
Signed by President	1012	Referred to state government ..	421
Sent to Governor	1012	Subcommittee, Junkins, Nystrom, and Schwengels	481
Signed by Governor	1097	1173 By Lamborn. A bill for an act requiring that goods and services that qualify certain establishments to sell alco- holic liquor or beer on Sun- day must be sold on Sunday in addition to alcoholic liquor and beer.	
1166 By Appropriations. A bill for an act increasing the ap- propriation to the commission on uniform state laws for the 1974-75 fiscal year.		Introduced, passed on file	419
Introduced, placed on calendar ..	406	Referred to judiciary	421
Amendment S. 2198 filed	445	Subcommittee, Coleman, Shaw, and Riley	603
Amendment S. 2198 adopted	479	1174 By Gluba and Robinson. A bill for an act relating to migratory labor camps and providing penalties.	
Passed Senate. Ayes 45, nays none	479	Introduced, passed on file	420
Explanation of vote	491	Referred to human resources ..	444
Reported correctly enrolled	1012	Subcommittee, Murray, Andersen, and Coleman	481
Signed by President	1012	Committee report	823
Sent to Governor	1012	Recommended amendment, pas- sage	823
Signed by Governor	1097	Committee amendment S. 2481 ..	823
1167 By Potter. A bill for an act making an owner of a motor vehicle subject to penalty for the alteration of his motor vehicle.			
Introduced, passed on file	406		
Referred to judiciary	421		
Subcommittee, Ramsey, DeKoster, and Kennedy	603		
1168 By Potter. A bill for an act relating to retirement benefits paid to members of the peace officers' retirement, accident and disability sys- tem.			
Introduced, passed on file	406		
Referred to state government ..	421		
Subcommittee, Junkins, Nystrom, and Schwengels	481		
1169 By Appropriations. A bill for an act appropriating funds from the general fund of the state to Iowa commis- sion for the blind for re- modeling and repairs of the			

S. F.	Page
1175 By Gluba, Riley and Robinson. A bill for an act relating to migrant workers.	
Introduced, passed on file	420
Referred to human resources ...	444
Subcommittee, Murray, Andersen, and Coleman	481
1176 By Kelly, Doderer, Glenn, Milligan and Schwengels (Lipsky, Doyle, Knoke, McCormick and Oakley). A bill for an act to provide a one hundred dollar allowance to inmates upon release from a penal institution.	
Introduced, passed on file	420
Referred to human resources ...	444
Subcommittee, Murray, Andersen, and Coleman	481
1177 By Lamborn. A bill for an act relating to the licensing of insurance agents and consultants and providing penalties.	
Introduced, passed on file	420
Referred to state government ..	444
Subcommittee, Hansen, Shaw, and Hill	603
1178 By Shaw and Gluba. A bill for an act relating to fair trade practices.	
Introduced, passed on file	421
Referred to commerce	444
1179 By Curtis, Potter, Priebe, Murray, Hansen and Junkins (Dunlap, West, Fisher of Greene, Harper, Kreamer and Bittle). A bill for an act to establish a board of landscape architectural examiners.	
Introduced, passed on file	426
Referred to state government ...	470
Subcommittee, Hansen, Shaw, and Hill	603
Withdrawn	1838
1180 By Doderer and Murray. A bill for an act to amend the uniform controlled substances act with respect to possession and distribution of marijuana.	
Introduced, passed on file	426
Referred to judiciary	470
Subcommittee, Kennedy, Willits, and Kelly	603
1181 By Riley. A bill for an act relating to the taxing of costs, including attorneys fees, in proceedings for modification of orders or decrees in dissolution of marriage, annulment or separate maintenance actions.	
Introduced, passed on file	443
Referred to judiciary	470
Subcommittee, Willits, Kennedy, and Ramsey	603
1182 By Riley. A bill for an act regulating registration of motor vehicles by requiring proof of financial responsi-	

S. F.	Page
bility at time of registration.	
Introduced, passed on file	443
Referred to judiciary	470
Subcommittee, Kinley, Glenn, and McCartney	603
1183 By Gluba, Blouin, Priebe and Shaw (Doyle and Miller of Buchanan). A bill for an act relating to the registration of travel trailers.	
Introduced, passed on file	443
Referred to judiciary	471
Subcommittee, Shaw, Glenn, and Coleman	603
Fiscal note SCS	
1184 By Hill. A bill for an act making transactions in obscene matter and obscene sex shows unlawful and providing a penalty.	
Introduced, passed on file	443
Referred to judiciary	471
Subcommittee, Kelly, Ramsey, and Kinley	603
1185 By Andersen. A bill for an act relating to the covered wages of members of the Iowa public employees' retirement system.	
Introduced, passed on file	443
Referred to state government ..	471
Subcommittee, Shaw, Nystrom, and Nolin	603
1186 By Ramsey. A bill for an act relating to replacement parts for farm machinery and providing a civil remedy.	
Introduced, passed on file	443
Referred to agriculture	471
Subcommittee, Priebe, Taylor, Bergman	603
1187 By Schaben. A bill for an act to require the Iowa state commerce commission to acquire railroad right-of-way.	
Introduced, passed on file	455
Referred to commerce	471
1188 By Hill. A bill for an act requiring licensees who operate games of skill, games of chance, raffles and bingo to maintain an accounting of all moneys received from the operation of licensed games and to separately report gross receipts taxes from those games.	
Introduced, passed on file	455
Referred to judiciary	471
Subcommittee, DeKoster, Potter, and Coleman	603
1189 By Blouin. A bill for an act to require the Iowa state commerce commission to acquire railroad right-of-way and trackage, repair and maintain the rights-of-way and trackage, and to lease this property to railroad companies on a fee basis and making an appropriation.	
Introduced, passed on file	455

S. F.	Page
Fiscal note SCS	
Referred to commerce	471
1190 By Potter (Edelen, Crabb and Harvey). A bill for an act relating to workmen's compensation for loss of hearing.	
Introduced, passed on file	460
Referred to human and industrial relations	490
1191 By Riley. A bill for an act relating to publishing and posting the names of taxpayers who are delinquent in paying personal property taxes.	
Introduced, passed on file	468
Referred to ways and means	490
Subcommittee, Burroughs, Plymat and Potter	603
1192 By Agriculture (Agriculture). A bill for an act relating to the dairy industry commission.	
Introduced, placed on calendar ..	469
Re-referred to ways and means ..	490
Subcommittee, Burroughs, Potter, and Orr	603
Committee report	656
Recommended passage	656
Committee report adopted	696
Amendment S. 2370 filed	696
Amendment S. 2372 filed	702
Amendment S. 2377 filed	702
Amendment S. 2489 filed	825
Amendment S. 2480 filed	826
Amendment S. 2563 filed	968
H.F. 1226 substituted	1070
Withdrawn	1073
1193 By Coleman, Ramsey, Potter, Nystrom and Kennedy (Fischer of Grundy, Bittle, Doyle, Woods and Edelen). A bill for an act relating to the retirement qualifications of policemen and firemen.	
Introduced, passed on file	469
Referred to state government	490
Subcommittee, Shaw, Hill, and Nystrom	603
1194 By Blouin. A bill for an act relating to city and county zoning regulations.	
Introduced, passed on file	469
Referred to cities and towns	490
1195 By Riley, Robinson and Potter. A bill for an act relating to the establishment of zoos or zoological gardens and authorizing the levy of taxes and the issuance of bonds therefor.	
Introduced, passed on file	469
Referred to ways and means	491
Subcommittee, Schwengels, Palmer, and Griffin	603
Amendment S. 2332 filed	663
Withdrawn	1213
1196 By Ways and Means. A bill for an act relating to reference to the Internal Rev-	

S. F.	Page
enue Code in the computation of individual and corporate income tax and the franchise tax.	
Introduced, placed on calendar ..	469
Passed Senate. Ayes 49, nays none	573
Message from House	1191
Reported correctly enrolled	1734
Signed by President	1735
Sent to Governor	1735
Signed by Governor	1923
1197 By Ways and Means. A bill for an act revising penalties imposed on additional taxes due, failure to file reports, and, filing of fraudulent reports under the income, sales and use, chain store, and motor vehicle fuel tax laws.	
Introduced, placed on calendar ..	469
Amendment S. 2291 filed	576
Amendment S. 2291 withdrawn ..	577
Passed Senate. Ayes 30, nays 19 ..	517
Message from House	1334
Reported correctly enrolled	1514
Signed by President	1514
Sent to Governor	1514
Signed by Governor	1671
1198 By Priebe, Potter and Willits. A bill for an act relating to the annual registration of passenger motor vehicles and pickup trucks.	
Introduced, passed on file	469
Referred to judiciary	491
Subcommittee, McCartney, Kelly, and Glenn	603
1199 By Kelly. A bill for an act relating to the private sale, control, distribution and taxation of wine containing not more than seventeen percent alcohol by weight, declaring certain acts relating to wine to be unlawful and prescribing penalties therefor.	
Introduced, passed on file	469
Referred to judiciary	491
Subcommittee, Potter, McCartney, and Willits	603
Amendment S. 2316 filed	629
1200 By Hansen, Murray, Plymat, Willits and Blouin. A bill for an act relating to the campaign disclosure-income tax check-off law.	
Introduced, passed on file	479
Referred to state government	491
Subcommittee, Robinson, Winkelman, and Schwengels	604
Amendment S. 2502 filed	858
Amendment S. 2551 filed	923
Committee report	1147
Recommended amendment, passage	1147
Committee amendment S. 2640 ..	1147
Amendment S. 2965 filed	1860
Committee report adopted	1903
Amendment S. 2984 filed	1904
Amendment S. 3000 filed	1908
Point of order raised	1909
Amendment S. 3001 filed	1909
Amendment S. 3001 adopted	1909

SENATE RECORD OF SENATE BILLS

2159

S. F.	Page
Amendment S. 3000 withdrawn ..	1910
Amendment S. 3003 filed	1910
Amendment S. 3003 lost	1911
Amendment S. 2984 adopted ..	1911
Ruled out of order S. 2640	1911
Ruled out of order S. 2551	1911
Ruled out of order S. 2502	1911
Ruled out of order S. 2965	1911
Amendment S. 2999 filed	1911
Ruled out of order S. 2999	1911
Passed Senate. Ayes 42, nays 2 ..	1912
Message from House	1921
Reported correctly enrolled	2077
Signed by President	2078
Sent to Governor	2078
Signed by Governor	2085
Became law by publication	2098
1201 By Ramsey (Brunow). A bill for an act relating to the treatment of human ailments through prayer.	
Introduced, passed on file	480
Referred to human resources ..	491
Subcommittee, Burroughs, Andersen, and Miller of Des Moines..	604
1202 By Van Gilst. A bill for an act imposing a tax on coal sold in Iowa and establishing a fund for strip-mine rehabilitation.	
Introduced, passed on file	480
Referred to ways and means ..	491
Subcommittee, Plymat, Hill, and Curtis	604
1203 By Schwengels. A bill for an act granting an additional income tax exemption to persons who are eighty percent or more disabled at the close of the tax year.	
Introduced, passed on file	480
Referred to ways and means	491
Subcommittee, Burroughs, Hill, and Griffin	604
Fiscal note SCS	
1204 By Riley. A bill for an act requiring public officials to file copies of state income tax returns for public inspection and providing penalties for violations.	
Introduced, passed on file	488
Referred to state government ..	491
Subcommittee, Nystrom, Junkins, and Winkelman	604
1205 By Riley. A bill for an act relating to the sale and assignment of a decedent's property, exempt property of a decedent's estate, allocation of the proceeds from a wrongful death action, power of attorney and the filing of a final fiduciary return.	
Introduced, passed on file	488
Referred to judiciary	491
Subcommittee, Ramsey, DeKoster, and Kennedy	604
1206 By Gluba, Griffin, McCartney, Shaw, Lamborn, Kinley, Maultman, Schaben, and Robinson. A bill for an act relat-	

S. F.	Page
ing to health benefits provided through insurance and health service plans.	
Introduced, passed on file	488
Referred to commerce	491
Subcommittee, Rodgers, Curtis, and Rabedeaux	604
1207 By Taylor. A bill for an act prohibiting the importation, distribution, and sale of flammable interior furnishings and providing penalties.	
Introduced, passed on file	488
Referred to human and industrial relations	491
1208 By Hansen. A bill for an act to provide auxiliary services, including transportation, for nonpublic school children.	
Introduced, passed on file	490
Referred to schools	491
Subcommittee, Andersen, Griffin, and Kennedy	604
Fiscal note SCS	
Withdrawn	1698
1209 By Schwieger, Hansen, Miller of Des Moines and Doderer (Byerly and Monrøe). A bill for an act relating to the licensing and regulation of social workers, certified social workers, and master social workers, the deposit of license fees for purposes of administration, and providing penalties for violations.	
Introduced, passed on file	490
Referred to state government ..	491
Subcommittee, Schwengels, Hill, and Robinson	604
1210 By Murray, Tieden and Burroughs (Crawford). A bill for an act relating to mobile home tie-downs and providing a penalty.	
Introduced, passed on file	490
Referred to commerce	491
Subcommittee, Rabedeaux, Pribe, and Briles	604
1211 By Ways and Means. A bill for an act relating to a state fuel tax credit.	
Introduced, placed on calendar ..	490
Passed Senate. Ayes 43, nays 5 ..	575
Message from House, with amendment	1408
Amendment S. 2844 filed	1543
Amendment S. 2844 adopted	1562
Amendment S. 2859 filed	1563
Amendment S. 2859 adopted	1563
Senate concurred	1563
Passed Senate. Ayes 45, nays ..	1563
none	1602
Message from House	2077
Reported correctly enrolled	2077
Signed by President	2078
Sent to Governor	2078
Signed by Governor	2085
1212 By Potter. A bill for an act relating to the retirement qualifications of members of	

S. F.	Page	S. F.	Page
the peace officers' retirement system.		Subcommittee, McCartney, Kelly, and Glenn	698
Introduced, passed on file	500	Committee report	1358
Referred to state government	555	Recommended passage	1358
Subcommittee, Hill, Junkins, and Hansen	698		
1213 By Ways and Means. A bill for an act relating to manufacturer's samples of cigarettes and little cigars and repealing the retailers' cigarette bond.		1218 By Schaben and Priebe (Krause, Freeman, Brunow, Crabb, Hargrave, Rapp, Hennessey, Caffrey, Howell, Ewing, Edelen, Cochran, Monroe, Fitzgerald, Woods and Miller of Calhoun). A bill for an act relating to enforcement by the state of federal railroad safety standards.	
Introduced, placed on calendar	509	Introduced, passed on file	510
Passed Senate, Ayes 39, nays 8	575	Referred to commerce	555
Message from House, with amendment	1873		
Senate concurred	1950	1219 By Hansen. A bill for an act relating to inspection of a food establishment, a food-service establishment, a temporary food-service establishment, and a hotel, and providing a penalty.	
Passed Senate, Ayes 42, nays 2	1950	Introduced, passed on file	510
Reported correctly enrolled	2077	Referred to state government	555
Signed by President	2078	Subcommittee, Nolin, Winkelman, and Robinson	698
Sent to Governor	2078		
Signed by Governor	2085	1220 By Gluba. A bill for an act to create an Iowa railroad commission.	
1214 By Willits and Palmer (Byerly). A bill for an act relating to the restraint of dogs.		Introduced, passed on file	510
Introduced, passed on file	509	Referred to state government	555
Referred to county government	555	Subcommittee, Nystrom, Murray, and Glenn	698
1215 By Schaben, Nystrom, Andersen, Briles, Bergman, Ramsey, Heying, Blouin, Coleman, Scott, Miller of Des Moines, Gluba, Griffin, Murray, Junkins, Van Gilst, Riley, Hansen, Tieden, Kennedy, Priebe, Rodgers, Willits, Orr, Kinley and Milligan (Hansen, Edelen, Doyle, Mendenhall, McCormick, Bortell, Anderson, Dunlap, Junker, Husak, Norpel, Freeman, Middle-swart, Jesse, Connors, Welden, Crabb, Carr, West, Rapp, Stanley, Ferguson, Lippold, Logue, De Jong, Newhard, Lipsky, Strothman, Menke, Peterson and Fisher of Greene). A bill for an act providing for a disability income protection program for full-time state employees and providing an appropriation.		1221 By Rodgers. A bill for an act permitting deposits of public funds to be made in savings and loan associations.	
Introduced, passed on file	510	Introduced, passed on file	546
Referred to state government	555	Referred to commerce	580
Subcommittee, Hill, Junkins, and Schwengels	698	1222 By Energy. A bill for an act relating to a transportation and energy policy for the state by creating an energy policy council, providing tax relief and financial assistance for rail transportation by the energy policy council, requiring the state department of transportation to conduct a study of rail and mass transit facilities, and making appropriations to the energy policy council and the state department of transportation.	
1216 By Murray and Briles (Daggett). A bill for an act relating to the civil defense and emergency planning of this state.		Introduced, placed on calendar	546
Introduced, passed on file	510	Rule suspended	546
Referred to state government	555	Placed on calendar under unfinished business	546
Subcommittee, Nolin, Hansen, and Winkelman	698	Amendment S. 2279 filed	591
		Amendment S. 2296 filed	591
1217 By Riley. A bill for an act relating to the registration of vehicles used for activities for churches and religious orders and providing for retroactive application of this act.		Amendment S. 2278 filed	592
Introduced, passed on file	510	Amendment S. 2285 filed	592
Referred to judiciary	555	Placed on calendar under unfinished business	597
		Amendment S. 2306 filed	607
		Amendment S. 2279 adopted	613
		Amendment S. 2296 lost	614
		Amendment S. 2278 withdrawn	614
		Amendment S. 2307 filed	614
		Amendment division S. 2307A lost	614

S. F.	Page
Amendment division S. 2307B	
lost	615
Amendment S. 2310 filed	615
Amendment S. 2310 adopted	616
Amendment S. 2308 filed	616
Amendment S. 2308 adopted	616
Amendment division S. 2285A	
adopted	617
Amendment division S. 2285B	
lost	617
Amendment S. 2311 filed	617
Amendment S. 2311 adopted	618
Point of order raised	618
Ruled out of order S. 2306	618
Passed Senate. Ayes 46, nays 2	618
Message from House	1978
Senate refused to concur	1982
Message from House	1999
Conference committee appointed	1999
Conference committee report	2047
Conference committee report	2051
adopted	2051
Passed Senate. Ayes 38, nays 9	2051
Message from House	2063
Reported correctly enrolled	2077
Signed by President	2078
Sent to Governor	2078
Signed by Governor	2085
Became law by publication	2100
1223 By Judiciary. A bill for an act relating to the powers of nonprofit corporations.	
Introduced, placed on calendar	546
Passed Senate. Ayes 46, nays none	729
Explanation of vote	744
Message from House, with amendment	1912
Amendment S. 3007 filed	1953
Amendment S. 3008 filed	1953
Amendment S. 3008 adopted	1953
Amendment S. 3007 adopted	1953
Senate concurred	1953
Passed Senate. Ayes 43, nays none	1953
1224 By Ramsey and Hill. A bill for an act to prohibit the use by profit-seeking food businesses of drawings and other games for the distribution of cash or other merchandise to specially selected customers for the purpose of enhancing sales, and providing a penalty.	
Introduced, passed on file	554
Referred to Judiciary	580
Subcommittee, Glenn, Kennedy, and Shaw	698
1225 By Doderer, Lamborn, Schwengels, Gluba, Willits, Potter, Palmer, Orr, Kinley, Nolin, Milligan, Priebe, Rodgers, Gallagher, Blouin, Riley, Shaw, Miller of Marshall, Nystrom, Hultman, Kennedy, Schaben, Robinson, Schwieger, Murray and Burroughs (Bittle, Connors, Stargrave, Lipsky, Caffrey, Stanley, Egenes, West, Butler, Crabb, Brunow, Newhard, Hill, Avenson, Lippold, Patchett, Ferguson, Oakley, Cusack, O'Halloran, Readinger, Kiser, Harper and Kreamer). A bill	

S. F.	Page
for an act relating to child abuse, the creation of a bureau of the central registry for child abuse information and providing penalties.	
Introduced, passed on file	554
Referred to human resources Subcommittee, Gluba, Milligan, and Murray	604
Committee report	823
Recommended amendment, passage	823
Committee amendment S. 2482	823
Committee report adopted	1107
Committee amendment S. 2482 adopted	1108
Amendment S. 2623 filed	1109
Amendment S. 2623 adopted	1109
Amendment S. 2621 filed	1109
Amendment S. 2621 adopted	1109
Motion filed to reconsider vote	1111
Motion to reconsider vote prevailed	1111
Amendment S. 2629 filed	1111
Amendment S. 2629 adopted	1111
Amendment S. 2633 filed	1113
Amendment S. 2633 adopted	1113
Amendment S. 2623 withdrawn	1113
Amendment S. 2636 filed	1113
Amendment S. 2636 adopted	1114
Amendment S. 2637 filed	1114
Amendment S. 2637 lost	1114
Amendment S. 2638 filed	1114
Amendment S. 2638 adopted	1114
Passed Senate. Ayes 39, nays 1	1114
Explanation of vote	1146
Explanation of vote	1173
Message from House, with amendment	1641
Senate concurred	1684
Passed Senate. Ayes 45, nays 1	1684
Explanation of vote	1814
Reported correctly enrolled	2077
Signed by President	2078
Sent to Governor	2078
Signed by Governor	2086
1226 By Blouin. A bill for an act providing for the extinction of mechanics' liens upon property when that property is conveyed to a good faith purchaser for personal or family residence, and providing a penalty.	
Introduced, passed on file	571
Referred to Judiciary	580
Subcommittee, Kennedy, Willits, and Kelly	699
1227 By County Government. A bill for an act relating to the filing of claims with a county.	
Introduced, placed on calendar	571
Passed Senate. Ayes 44, nays 1	726
Explanation of vote	744
Message from House	1384
Reported correctly enrolled	1514
Signed by President	1514
Sent to Governor	1514
Signed by Governor	1671
1228 By Potter and Scott. A bill for an act relating to dates of service in the armed forces.	
Introduced, passed on file	571
Referred to ways and means Subcommittee, Schwengels, Hill, and Griffin	602
	841

S. F.	Page	S. F.	Page	
1229				
By Bergman. A bill for an act providing that annexation of territory to a municipal corporation which is a part of a sanitary district shall constitute annexation of the same territory to the sanitary district.				
Introduced, passed on file	571	gaged in farming, and providing that small family-type corporations may engage in farming and ranching operations within limitations, and requiring reports and providing penalties.	579	
Referred to cities and towns	580	Referred to judiciary	602	
Subcommittee, Schwengels, Hansen, and Junkins	841	Subcommittee, Shaw, Glenn, and Coleman	699	
1230		1233		
By Kinley, Taylor, Schaben, Miller of Des Moines, Tieden, Briles, Robinson, Nystrom, Heying, Scott, Riley, Winkelman, Palmer, Gallagher, Gluba, Priebe, Rodgers, Junkins Plymat, Hultman, Kennedy, Coleman, Blouin, Van Gilst, Hill, Nolin, Andersen, Curtis, Bergman, Kelly, Schwengels and Ramsey (Grassley, Cochran, Fischer of Grundy, Wells, De Jong, McCormick, Schroeder, Stromer, Brunow, Fitzgerald, Griffee, Brinck, Norpel, Carr, Krause, Freeman, Wyckoff, Clark of Dubuque, Mendenhall, Hansen, Middleswart, Edelen, Caffrey, Hutchins, Hennessey, Harper, Strothman, Branstad, Wulff, Ferguson, Jordan, Mennenga, Den Herder, Miller of Buchanan, Rinas, Junker, Miller of Cerro Gordo, Woods, Horn, Bortell, Crabb, Roorda, Monroe, Rapp, Harvey, Anderson, Pellett, Daggett, O'Halloran, Clark of Lee, Husak, Miller of Calhoun, Fullerton, Howell, Small, and Higgins). A bill for an act relating to the performance of abortions and making certain acts unlawful.				
Introduced, passed on file	572	Introduced, placed on calendar	579	
Referred to human resources	580	Fiscal note SCS		
Amendment S. 2305 filed	609	1234		
Amendment S. 2315 filed	629	By County Government. A bill for an act relating to the registration of school bonds.		
Amendment S. 2309 filed	630	Introduced, placed on calendar	579	
Subcommittee, Burroughs, Murray, and Miller of Des Moines	699	Passed Senate. Ayes 45, nays 1	726	
Amendment S. 2881 filed	1613	1235		
Amendment S. 2907 filed	1674	By Agriculture (Agriculture). A bill for an act to regulate the manufacture and distribution of commercial feeds in this state and providing penalties.		
1231		Introduced, placed on calendar	597	
By Gluba (Monroe and Small). A bill for an act making an appropriation to the Iowa aeronautics commission for allocation to the civil air patrol.				
Introduced, passed on file	572	Amendment S. 2514 filed	893	
Referred to appropriations	580	Amendment S. 2514 adopted	991	
Subcommittee, human resources	699	Passed Senate. Ayes 47, nays none	991	
1232		Explanation of vote	1058	
By Briles, Blouin and Tieden (Small and Rapp). A bill for an act prohibiting certain corporations from engaging in farming and ranching operations, providing a method whereby such corporations shall dispose of agricultural or ranch lands, to prohibit deduction of farm losses by corporations en-				
Introduced, passed on file	572	Message from House, with amendment	1260	
Referred to appropriations	580	Senate concurred	1319	
Subcommittee, human resources	699	Passed Senate. Ayes 42, nays none	1319	
		Reported correctly enrolled	1458	
		Signed by President	1458	
		Sent to Governor	1458	
		Signed by Governor	1541	
		1236		
		By Potter. A bill for an act relating to the continuation of teachers' contracts.		
		Introduced, passed on file	597	
		Referred to schools	602	
		Subcommittee, Taylor, Shaw, and Rodgers	841	
		1237		
		By Rodgers. A bill for an act relating to vital statistics.		
		Introduced, passed on file	597	
		Referred to county government	602	
		Committee report	858	
		Recommended amendment, passage	858	
		Committee amendment S. 2507	858	
		Amendment S. 2508 filed	856	
		Committee report adopted	1215	
		Committee amendment S. 2707 adopted	1215	
		Amendment S. 2508 adopted	1216	
		Passed Senate. Ayes 44, nays none	1216	
		Message from House	1912	
		Reported correctly enrolled	2077	
		Signed by President	2078	
		Sent to Governor	2078	
		Signed by Governor	2086	
		Became law by publication	2698	
		1238		
		By Kelly, Doderer, Glenn, Milligan and Schwengels (Lip-		

S. F.	Page
sky, Doyle, Knoke, McCormick and Oakley). A bill for an act relating to the review of cases of persons serving life terms by the board of parole.	
Introduced, passed on file	597
Referred to judiciary	602
Subcommittee, Kelly, Ramsey, and Kinley	699
1239 By Blouin. A bill for an act making an appropriation to the state historical society for the purpose of allocating funds to local historical societies.	
Introduced, passed on file	602
Referred to appropriations	602
Subcommittee, state department..	699
1240 By Riley, Tieden, Gluba, Kelly, Kinley, Shaff, Curtis, Lamborn, Potter, Priebe, Gallagher, Burroughs, Taylor, Coleman, Ramsey, Willits, Schwieger, Winkelman, Robinson, Schaben, Plymat, Doderer, Bergman, Blouin, DeKoster, Murray, Van Gilst, Rodgers and Heying. A bill for an act to provide for fair trade practices in the marketing and distribution of motor fuel and special fuel and providing a penalty.	
Introduced, passed on file	602
Referred to commerce	602
1241 By County Government. A bill for an act relating to the seal used by a court, public office or officer, or public or private corporation.	
Introduced, placed on calendar ...	602
Passed Senate. Ayes 45, nays none	728
Explanation of vote	744
1242 By Ramsey. A bill for an act relating to the use of medical procedures to prolong life.	
Introduced, passed on file	602
Referred to human resources	602
Subcommittee, Andersen, Burroughs, and Coleman	699
1243 By Ways and Means. A bill for an act relating to individual income tax deductions.	
Introduced, placed on calendar ...	612
Amendment S. 2434 filed	793
Fiscal note SCS	
Fiscal note SCS	
Withdrawn	1888
1244 By DeKoster. A bill for an act relating to employment security liens.	
Introduced, passed on file	623
Referred to judiciary	636
Subcommittee, Potter, McCartney, and Willits	841
1245 By Plymat, Taylor, Van Gilst, Miller of Marshall, Rodgers, Scott and Hill. A bill for an act relating to	

S. F.	Page
liquor and beer control, and providing for the closing of licensed or permitted establishments at 10:00 p.m. daily and limiting the sale of liquor and beer on Sundays to establishments serving food.	
Introduced, passed on file	623
Referred to judiciary	636
Subcommittee, Ramsey, DeKoster, and Kennedy	841
1246 By Ways and Means. A bill for an act relating to the service tax on storage of goods.	
Introduced, placed on calendar ...	623
Fiscal note SCS	
1247 By Gluba (Small and O'Halloran). A bill for an act relating to rights of hospital patients and residents.	
Introduced, passed on file	623
Referred to human resources	636
Subcommittee, Burroughs, Andersen, and Coleman	699
1248 By Gluba. A bill for an act relating to persons employed in a food establishment.	
Introduced, passed on file	623
Referred to human resources	636
Subcommittee, Plymat, Andersen, and Miller of Des Moines	699
1249 By Plymat, Murray, Palmer, Doderer and Orr (Higgins and Patchett). A bill for an act relating to advertising by public utilities.	
Introduced, passed on file	623
Referred to commerce	636
1250 By Ways and Means. A bill for an act relating to assessment changes and notices.	
Introduced, placed on calendar ...	623
Passed Senate. Ayes 47, nays none	652
Received, referred to ways and means	878
Message from House, with amendment	1094
Senate concurred	1139
Passed Senate. Ayes 42, nays none	1139
Explanation of votes	1173
Reported correctly enrolled ...	1229
Signed by President	1230
Sent to Governor	1230
Signed by Governor	1296
Became law by publication	1707
1251 By Ways and Means. A bill for an act relating to the abatement of assessment of taxes interest and penalties.	
Introduced, placed on calendar ...	623
Passed Senate. Ayes 46, nays none	652
Message from House, with amendment	1488
Senate concurred	1484
Passed Senate. Ayes 45, nays none	1485
Reported correctly enrolled ...	1734
Signed by President	1735

S. F.	Page	S. F.	Page
Sent to Governor	1735	Introduced, passed on file	636
Signed by Governor	1923	Referred to state government	688
 1252 By Blouin. A bill for an act to establish a fund in the state treasury to be used in contracting for railroad passenger service and making an appropriation.		Subcommittee, Murray, Schwieger, and Robinson	978
Introduced, passed on file	635	 1260 By Andersen. A bill for an act relating to the fixing of salaries of juvenile court officers and employees.	
Referred to state government ..	688	Introduced, passed on file	636
Subcommittee, Nystrom, Schwengels, and Murray	978	Referred to judiciary	688
 1253 By Rodgers. A bill for an act to prohibit the underground storage of gas within the corporate limits of a city or town.		Subcommittee, Kinley, Glenn, and McCartney	841
Introduced, passed on file	635	 1261 By Andersen. A bill for an act relating to the method of paying salaries and expenses of the lieutenant governor and members of the General Assembly.	
Referred to commerce	688	Introduced, passed on file	641
Subcommittee, Taylor, Priebe, and Curtis	841	Referred to state government ..	688
Committee report	1443	Subcommittee, Nystrom, Junkins, and Murray	978
Reported without recommendation	1443	 1262 By Gluba, Blouin, Kinley, Willits, Glenn and Orr (Clark of Dubuque). A bill for an act establishing a minimum wage standard and providing penalties.	
 1254 By Gluba. A bill for an act relating to the payment of civil rights commission appointees.		Introduced, passed on file	654
Introduced, passed on file	635	Referred to commerce	688
Referred to human resources ..	688	 1263 By County Government. A bill for an act to include and define the position of jaller in the county civil service.	
Subcommittee, Burroughs, Andersen, and Coleman	841	Introduced, placed on calendar ..	654
 1255 By Potter. A bill for an act relating to increases in retirement benefits paid to members of the peace officers' retirement system.		Amendment S. 2494 filed	845
Introduced, passed on file	635	Amendment S. 2554 filed	929
Referred to state government ..	688	Amendment S. 2554 adopted	993
Subcommittee, Nystrom, Hill, and Murray	978	Amendment S. 2494 withdrawn ..	993
 1256 By Gluba. A bill for an act relating to the payment of relocation assistance to persons displaced by public projects.		Passed Senate. Ayes 35, nays 13 ..	593
Introduced, passed on file	636	Explanation of vote	1058
Referred to human resources ..	638	 1264 By State Government. A bill for an act relating to credit related transactions, acts, practices and conduct, enacting the Iowa consumer credit code, establishing the department of financial affairs and consumer credit protection containing the divisions of banking, savings and loans, supervised loan licensees, credit unions, and consumer credit protection to facilitate enforcement of the Iowa consumer credit code, making coordinating amendments to the code, and providing penalties for violations.	
Subcommittee, Burroughs, Andersen, and Coleman	841	Introduced, placed on calendar ..	654
 1257 By Winkelman and Coleman. A bill for an act changing the method of appointment of the director of the Iowa development commission.		Amendment S. 2333 filed	665
Introduced, passed on file	636	Amendment S. 2376 filed	702
Referred to state government ..	688	Amendment S. 2371 filed	702
Subcommittee, Curtis, Nystrom, and Junkins	978	Amendment S. 2375 filed	702
 1258 By Winkelman. A bill for an act relating to the distribution of miniature photographic copies of county records.		Amendment S. 2374 filed	703
Introduced, passed on file	636	Amendment S. 2394 filed	722
Referred to county government ..	688	Amendment S. 2387 filed	722
 1259 By Kennedy, Miller of Des Moines and Schaben. A bill for an act relating to the authorized strength of the highway safety patrol.		Amendment S. 2417 filed	753
		Amendment S. 2425 filed	753
		Amendment S. 2412 filed	758
		Amendment S. 2431 filed	759
		Amendment S. 2408 filed	759
		Amendment S. 2427 filed	759

SENATE RECORD OF SENATE BILLS

2165

S. F.	Page
Amendment S. 2415 filed	760
Amendment S. 2428 filed	760
Amendment S. 2409 filed	760
Amendment S. 2416 filed	760
Amendment S. 2418 filed	761
Amendment S. 2429 filed	761
Amendment S. 2430 filed	761
Amendment S. 2420 filed	761
Amendment S. 2423 filed	761
Amendment S. 2422 filed	762
Amendment S. 2421 filed	762
Amendment S. 2432 filed	763
Amendment S. 2426 filed	763
Amendment S. 2413 filed	764
Fiscal note SCS	
Committee of the whole	768
Amendment S. 2417 adopted	769
Amendment S. 2433 filed	770
Amendment S. 2433 adopted	770
Amendment S. 2425 lost	770
Amendment division S. 2394A adopted	771
Amendment division S. 2394B adopted	772
Amendment division S. 2394C lost	772
Amendment S. 2450 filed	773
Amendment S. 2450 adopted	773
Amendment division S. 2394D lost	773
Explanation of vote	787
Amendment S. 2458 filed	794
Amendment S. 2445 filed	794
Amendment S. 2444 filed	794
Amendment S. 2442 filed	795
Amendment S. 2435 filed	796
Amendment S. 2440 filed	796
Amendment S. 2447 filed	796
Amendment S. 2438 filed	796
Amendment S. 2446 filed	797
Amendment S. 2437 filed	800
Amendment S. 2439 filed	800
Amendment S. 2412 withdrawn	812
Amendment S. 2461 filed	812
Point of order raised	812
Amendment S. 2461 lost	813
Amendment S. 2458 withdrawn	813
Amendment S. 2460 filed	813
Amendment S. 2462 filed	813
Amendment S. 2462 adopted	814
Amendment S. 2460 adopted	815
Motion filed to reconsider vote	815
Amendment S. 2374 lost	817
Amendment S. 2469 filed	826
Amendment S. 2470 filed	828
Amendment S. 2466 filed	828
Amendment S. 2478 filed	828
Amendment S. 2476 filed	828
Amendment S. 2467 filed	828
Amendment S. 2465 filed	828
Amendment S. 2468 filed	829
Amendment S. 2471 filed	829
Amendment S. 2473 filed	829
Amendment S. 2474 filed	829
Amendment S. 2472 filed	829
Amendment S. 2475 filed	829
Amendment S. 2477 filed	830
Amendment S. 2487 filed	830
Amendment S. 2488 filed	830
Amendment S. 2501 filed	859
Amendment S. 2520 filed	893
Amendment S. 2524 filed	894
Call of the Senate requested	899
Call of the Senate	899
Call of the Senate lifted	900
Amendment S. 2541 filed	930
Amendment S. 2545 filed	931
Amendment S. 2542 filed	931

S. F.	Page
Amendment S. 2544 filed	931
Amendment S. 2530 filed	931
Amendment S. 2538 filed	931
Amendment S. 2539 filed	931
Amendment S. 2528 filed	932
Amendment S. 2537 filed	932
Amendment S. 2529 filed	932
Amendment S. 2534 filed	932
Amendment S. 2536 filed	933
Amendment S. 2535 filed	933
Amendment S. 2533 filed	933
Amendment S. 2532 filed	933
Amendment S. 2531 filed	934
Amendment S. 2540 filed	934
Amendment S. 2543 filed	934
Referred to commerce	942
Explanation of vote	968
Withdrawn	1838

1265 By Judiciary. A bill for an act relating to the membership, powers, and duties of the civil rights commission.	
Introduced, placed on calendar	654
Amendment S. 2455 filed	800
Amendment S. 2560 filed	969
Amendment S. 2560 adopted	998
Amendment S. 2578 filed	998
Amendment S. 2578 adopted	998
Amendment S. 2455 adopted	998
Amendment S. 2577 filed	998
Amendment division S. 2577A lost	998
Amendment division S. 2577B adopted	999
Amendment S. 2579 filed	999
Amendment S. 2579 lost	999
Motion filed to reconsider vote	1000
Motion to reconsider vote failed	1000
Motion to suspend rules to reconsider vote	1000
Motion to suspend rules to reconsider vote failed	1001
Passed Senate. Ayes 33, nays 12.	1001
Explanation of vote	1029
Message from House, with amendment	1839
Senate concurred	1891
Passed Senate. Ayes 44 nays none	1891
Explanation of vote	1924
Reported correctly enrolled	2077
Signed by President	2078
Sent to Governor	2078
Signed by Governor	2086

1266 By Glenn. A bill for an act relating to vacancies in the general assembly.	
Introduced, passed on file	655
Referred to state government	688
Subcommittee, Nolin, Junkins, and Schwengels	973
Committee report	1058
Recommended passage	1058
Committee report adopted	1166
Placed on calendar under unfinished business	1167
Amendment S. 2684 filed	1240

1267 By Ways and Means. A bill for an act relating to a sickness and accident disability fund.	
Introduced, placed on calendar	655
Amendment S. 2361 filed	693
Amendment S. 2361 adopted	696
Passed Senate. Ayes 48, nays none	696

S. F.	Page	S. F.	Page
Motion filed to reconsider vote ..	698	Passed Senate. Ayes 44, nays none	1893
Motion to reconsider vote with- drawn	705	Explanation of vote	1925
1268 By McCartney. A bill for an act relating to the attach- ment of the proceeds of a lia- bility insurance policy of a nonresident.		Reported correctly enrolled	2077
Introduced, passed on file	655	Signed by President	2078
Referred to judiciary	688	Sent to Governor	2078
Subcommittee, Kennedy, Willits, and Kelly	841	Signed by Governor	2086
1269 By State Government. A bill for an act relating to is- surance and redemption of warrants.		1273 By Gluba (Cusack). A bill for an act relating to the issuance of environmental impact statements by private and public agencies.	
Introduced, placed on calendar ..	670	Introduced, passed on file	687
H.F. 1394 substituted	1218	Referred to natural resources ..	698
Withdrawn	1218	1274 By Gluba. A bill for an act appropriating from the general fund of the state for the employment of two addi- tional migrant labor camp inspectors by the state depart- ment of health and stipulat- ing conditions of employ- ment.	
1270 By Kennedy. A bill for an act relating to the length of a truck tractor and single semitrailer combination used on the highways.		Introduced, passed on file	697
Introduced, passed on file	670	Referred to appropriations	698
Referred to state government ..	698	Subcommittee, human resources ..	841
Subcommittee, Schwengels, Jun- kins, and Nolin	978	1275 By Gluba. A bill for an act relating to state income tax deductions.	
1271 By Rabedeaux and Kelly. A bill for an act creating a state elevator code, requir- ing the owners of elevators to register and comply with rules of the labor commis- sioner, authorizing the labor commissioner to promulgate standards for the construc- tion, maintenance, and use of elevators, establishing li- censing requirements and procedures for elevator in- spectors, and requiring lia- bility insurance and fees and providing penalties for vio- lations.		Introduced, passed on file	697
Introduced, passed on file	670	Referred to ways and means ..	698
Referred to human and indus- trial relations	698	Subcommittee, Curtis, Orr, and Schwengels	841
1272 By Ways and Means. A bill for an act relating to va- luation of property and prop- erty tax limitations by chang- ing assessed and taxable val- ue of property to one hundred percent of actual value, chang- ing general property tax levies computed in mills to tax levies computed in dol- lars and cents per thousand dollars of assessed value, and making coordinating amend- ments.		1276 By Coleman. A bill for an act to provide registration plates to members of the Iowa National Guard at one- half of the registration fee.	
Introduced, placed on calendar ..	687	Introduced, passed on file	697
Amendment S. 2414 filed	764	Referred to state government ..	698
Amendment S. 2453 filed	800	Subcommittee, Nystrom, Hill, and Murray	978
Amendment S. 2495 filed	859	1277 By Potter. A bill for an act to permit compensation of school board treasurers.	
Amendment S. 2453 adopted	871	Introduced, passed on file	697
Amendment S. 2414 adopted	871	Referred to schools	698
Amendment S. 2495 adopted	871	Subcommittee, Griffin, Shaff, and Kennedy	841
Passed Senate. Ayes 43, nays none	871	1278 By Murray, Nystrom, Ander- sen, Miller of Des Moines, Briles, Hultman, Taylor, Schwengels, Heying, Tieden, Willits, Bergman, Griffin, Jun- kins, Van Gilst, Riley, Han- sen, Schaben Kennedy, Priebe, Rodgers, Kinley, Scott and Milligan (West, Hansen, Men- denhall, Doyle, McCormick, Bortell, Anderson, Butler, Crabb, De Jong, Junker, Nor- pel, Middleswart, Jesse, Con- nors, Carr, Drake Weiden, Rapp Ferguson, Lippold, Logue, Newhard, Lipsky, Hu- sak, Strothman and Menke). A bill for an act relating to the computation of net in- come for tax purposes by the subtraction or addition of amounts contributed or re- ceived under the Iowa public employees' retirement system.	
Explanation of vote	968	Introduced, passed on file	697
Message from House, with amend- ment	1839		
Senate concurred	1892		

S. F.	Page
Referred to ways and means	698
Subcommittee, Curtis, Orr, and Schwengels	841

1279 By Commerce (Commerce).
A bill for an act relating to the definition of security and providing for the clarification and modification of certain exemptions under the Iowa securities law; relating to the registration requirements of those operating as dealers in securities, and to the licensing and examination fees payable by dealers and salesmen of securities, and increasing the amount of the surety bond to be obtained prior to being registered as a securities dealer; relating to the requirements of escrow agreements entered into under the Iowa securities law; relating to the public disclosure of information required to be furnished the commissioner of insurance; and providing penalties.

Introduced, placed on calendar . .	697
Motion for special order	941
Call of the Senate requested	941
Call of the Senate	941
Motion for special order failed . .	942
Call of the Senate lifted	942
H.F. 1432 substituted	1124
Withdrawn	1128

1280 By Appropriations. A bill for an act relating to the salary rate of the director of the Iowa state arts council.

Introduced, placed on calendar . .	705
Passed Senate, Ayes 39, nays 2 . .	873
Explanation of vote	968
Message from House, with amendment	1438
Senate concurred	1485
Passed Senate, Ayes 44, nays 1 . .	1485
Reported correctly enrolled	1931
Signed by President	1932
Sent to Governor	1932
Signed by Governor	2086

1281 By Appropriations. A bill for an act relating to the salary rate of the state librarian.

Introduced, placed on calendar . .	705
Passed Senate, Ayes 41, nays 1 . .	873
Explanation of vote	968
Message from House	1143
Reported correctly enrolled	1229
Signed by President	1230
Sent to Governor	1230
Signed by Governor	1296

1282 By Appropriations. A bill for an act relating to the salary rate of the court administrator of the supreme court.

Introduced, placed on calendar . .	705
Passed Senate, Ayes 37, nays 7 . .	874
Explanation of vote	968
Message from House	1143
Reported correctly enrolled	1229
Signed by President	1230
Sent to Governor	1250
Signed by Governor	1296

1283 By Appropriations. A bill for an act relating to the salary rate of the state geologist.

Introduced, placed on calendar . .	705
Passed Senate, Ayes 32, nays 12 . .	882
Explanation of vote	917
Explanation of vote	968
Message from House	1284
Reported correctly enrolled	1340
Signed by President	1340
Sent to Governor	1341
Signed by Governor	1442

1284 By Appropriations. A bill for an act relating to funding for an adjustment to the merit system and executive council pay plans and other exempt positions included in the state comptroller's centralized payroll system creating a state employees disability insurance program for designated state employees, and making appropriations for such purposes.

Introduced, placed on calendar . .	705
Amendment S. 2511 filed	876
Amendment division S. 2511A lost	877
Amendment S. 2519 filed	877
Amendment S. 2519 adopted	877
Amendment division S. 2511B withdrawn	877
Call of the Senate requested	877
Call of the Senate	877
Call of the Senate lifted	877
Amendment division S. 2511C lost	878
Amendment S. 2516 filed	878
Amendment S. 2521 filed	880
Amendment S. 2521 adopted	880
Amendment S. 2522 filed	880
Amendment S. 2522 adopted	880
Amendment S. 2516 lost	881
Passed Senate, Ayes 47, nays none	881
Explanation of vote	917
Explanation of vote	968
Message from House, with amendment	1197
Senate refused to concur	1277
Message from House	1356
Conference committee appointed . .	1361
Conference committee report	1537
Conference committee report adopted	1638
Passed Senate, Ayes 42, nays none	1639
Message from House	1810
Reported correctly enrolled	2077
Signed by President	2078
Sent to Governor	2078
Signed by Governor	2086

1285 By Appropriations. A bill for an act making an appropriation to establish a cost of living salary increase for employees of the state highway commission.

Introduced, placed on calendar . .	718
Amendment S. 2453 filed	806
Amendment S. 2453 adopted	875
Passed Senate, Ayes 44, nays none	875
Explanation of vote	917
Explanation of vote	968

S. F.	Page	S. F.	Page
Message from House, with amendment	1094	scribe contracts for newly born children.	
Amendment S. 2837 filed	1544	Introduced, placed on calendar ..	740
Amendment S. 2837 adopted	1553	Amendment S. 2564 filed	979
Senate concurred	1553	Amendment S. 2564 adopted	1221
Passed Senate. Ayes 45, nays 1 ..	1553	Passed Senate. Ayes 47, nays none	1221
Message from House	1602	Message from House	1408
Reported correctly enrolled	1931	Reported correctly enrolled	1514
Signed by President	1932	Signed by President	1514
Sent to Governor	1932	Sent to Governor	1514
Signed by Governor	2086	Signed by Governor	1671
1286 By Appropriations. A bill for an act amending the appropriated funds to the Iowa state commerce commission and the law regulating grain dealers.		1291 By County Government. A bill for an act relating to public improvements by counties, and providing procedures for the levy of special assessments and issuance of bonds.	
Introduced, placed on calendar ..	718	Introduced, placed on calendar ..	740
Passed Senate. Ayes 41, nays 4 ..	832	Point of order raised	1820
Explanation of vote	968	Passed Senate. Ayes 26, nays 15	1820
Message from House, with amendment	1873	Motion filed to reconsider vote ..	1821
Amendment S. 3009 filed	1954	Explanation of vote	1857
Amendment S. 3009 lost	1954	Amendment S. 2970 filed	1860
Senate concurred	1955	Amendment S. 2980 filed	1861
Passed Senate. Ayes 41 nays 4 ..	1955	Motion to reconsider vote with drawn	1898
Reported correctly enrolled	2077	 	
Signed by President	2078	1292 By DeKoster. A bill for an act relating to the movement of oversized structures on the highways of this state.	
Sent to Governor	2078	Introduced, passed on file	740
Item veto	2093	Referred to state government	820
Signed by Governor	2086	Subcommittee, Nystrom, Hill, and Murray	978
Became law by publication	2101	 	
 		1293 By Blouin. A bill for an act relating to the issuance of a new certificate of title for a demolished or destroyed vehicle which has been issued a certificate of inspection.	
1287 By State Government. A bill for an act to delete the requirement for the claimant's certification on vouchers.		Introduced, passed on file	740
Introduced, placed on calendar ..	718	Referred to county government ..	820
Passed Senate. Ayes 43, nays none	1220	Committee report	917
Message from House	1693	Recommended passage	917
Reported correctly enrolled	1931	Amendment S. 2594 filed	1060
Signed by President	1932	Committee report adopted	1217
Sent to Governor	1932	Amendment S. 2594 adopted	1217
Signed by Governor	2086	Passed Senate. Ayes 45, nays none	1217
 		Explanation of vote	1265
1288 By Agriculture. A bill for an act relating to reporting of nonfamily corporate farms to the secretary of state and providing a penalty.		 	
Introduced, placed on calendar ..	724	1294 By Blouin. A bill for an act relating to authority of the department of social services to arrange foster care placements for children committed to the commissioner of social services or his designee, children transferred to the custody of the department, or children whose parents or guardians have so authorized the department, permitting the department to pay foster parents directly for foster care, and authorizing the department to maintain accounts in the names of such children in which the funds of the children may be placed.	
Amendment S. 2485 filed	830	Introduced, passed on file	740
Amendment S. 2505 filed	861	Referred to human resources	820
Amendment S. 2598 filed	1060	 	
Amendment S. 2600 filed	1085	1295 By County Government. A bill for an act relating to changing names of streets.	
H.F. 1360 substituted	1972		
Withdrawn	1978		
1289 By Appropriations. A bill for an act increasing the salary of the director of the educational radio and television facility board.			
Introduced, placed on calendar ..	740		
Passed Senate. Ayes 41, nays 3 ..	833		
Explanation of vote	917		
Explanation of vote	968		
Reported correctly enrolled	1101		
Signed by President	1101		
Sent to Governor	1145		
Signed by Governor	1201		
1290 By Human Resources. A bill for an act relating to individual and group health insurance policies and sub-			

S. F.	Page
Introduced, placed on calendar ..	786
Passed Senate. Ayes 40, nays none	1143
Explanation of votes	1173
Message from House	1693
Reported correctly enrolled	1931
Signed by President	1932
Sent to Governor	1932
Signed by Governor	2086
1296 By Judiciary. A bill for an act permitting the advertisement of beer by brand name on the inside of fences surrounding ballparks.	
Introduced, placed on calendar ..	786
Amendment S. 2624 filed	1823
Amendment S. 2624 adopted	1823
Passed Senate. Ayes 35, nays 12	1824
1297 By Judiciary. A bill for an act to establish the office of prosecuting attorneys coordination and to prescribe its powers and duties.	
Introduced, placed on calendar ..	786
Passed Senate. Ayes 49, nays none	1227
1298 By Rabedeaux. A bill for an act relating to the occupational safety and health and providing penalties.	
Introduced, passed on file	834
Referred to human and industrial relations	840
Committee report	1240
Recommended passage	1240
Amendment S. 2992 filed	1926
Committee report adopted	1965
Amendment S. 2992 withdrawn ..	1966
Amendment S. 3004 filed	1966
Amendment S. 3004 adopted	1966
Passed Senate. Ayes 44, nays 4 ..	1966
1299 By State Government (State Government). A bill for an act to revise certain statutes relating to elections which were amended or affected by passage of House File 745, Acts of the Sixty-fifth General Assembly, 1973 session, and which appear in chapters thirty-nine (39), forty-three (43), forty-four (44), forty-nine (49), fifty (50), fifty-two (52), fifty-three (53), sixty-nine (69), two hundred seventy-three (273), two hundred seventy-five (275), two hundred seventy-seven (277), two hundred seventy-eight (278), two hundred seventy-nine (279), two hundred eighty A (280A), two hundred ninety-six (296), two hundred ninety-eight (298), three hundred sixty-three (363), and six hundred nine (609) of the Code, chapter one thousand eighty-eight (1088), Acts of the Sixty-fourth General Assembly, 1972 session, and chapter two hundred (200), Acts of the Sixty-fifth General Assembly, 1973 session, and to revise and clarify a temporary statute appear-	

S. F.	Page
ing in chapter one hundred thirty-six (136), Acts of the Sixty-fifth General Assembly, 1973 session.	
Introduced, placed on calendar ..	818
Committee amendment S. 2479 filed	831
Made special order, Apr. 15, 1974 ..	1283
Special order	1341
H.F. 1399 substituted	1341
Withdrawn	1356
1300 By Doderer. A bill for an act relating to publication of names of persons subscribing to telephone service.	
Introduced, passed on file	819
Referred to commerce	840
1301 By Appropriations. A bill for an act to appropriate from the general fund of the state to the state comptroller for restoration of the old capitol building in Iowa City, Iowa.	
Introduced, placed on calendar ..	819
Passed Senate. Ayes 42, nays 1 ..	884
Explanation of vote	968
Message from House	1873
Reported correctly enrolled	2077
Signed by President	2078
Sent to Governor	2078
Signed by Governor	2086
1302 By Blouin and Murray. A bill for an act relating to the establishment and construction of large energy facilities.	
Introduced, passed on file	819
Referred to commerce	840
1303 By Judiciary. A bill for an act relating to the reproduction and duplication of sound recordings and providing a penalty.	
Introduced, placed on calendar ..	819
Passed Senate. Ayes 46, nays none	1215
Explanation of vote	1265
1304 By Murray. A bill for an act relating to the use of bicycles upon the public roads and highways and providing penalties for violations.	
Introduced, passed on file	819
Referred to judiciary	841
Subcommittee, Potter, McCartney, and Willits	1223
1305 By Schools. A bill for an act to provide auxiliary services, including transportation, for nonpublic school children.	
Introduced, placed on calendar ..	834
Withdrawn	1450
1306 By Ways and Means. A bill for an act to correlate the statute granting property tax relief to persons sixty-five years of age and older or totally disabled with the statute providing for an extended fiscal year.	
Introduced, placed on calendar ..	840
Amendment S. 2523 filed	895

S. F.	Page	S. F.	Page
Amendment S. 2523 adopted	900	1312 By Natural Resources. A bill for an act to make an appropriation from the general fund of the state to the department of environmental quality for the water supply program.	
Passed Senate. Ayes 42, nays none	900	Introduced, placed on calendar	891
Message from House	1810	Re-referred to appropriations	1906
Reported correctly enrolled	1931	Subcommittee, natural resources	1098
Signed by President	1932	Committee report	1503
Sent to Governor	1932	Recommended passage	1503
Signed by Governor	2086	Amendment S. 2850 filed	1544
Became law by publication	2099	Committee report adopted	1557
		Amendment S. 2850 adopted	1557
1307 By Energy. A bill for an act to provide for fair trade practices in the marketing and distribution of motor fuel and special fuel and providing a penalty.		Passed Senate. Ayes 42, nays none	1557
Introduced, placed on calendar	840	Message from House, with amendment	2005
Amendment S. 2553 filed	969	Senate concurred	2047
H.F. 1402 substituted	1829	Passed Senate. Ayes 41, nays none	2047
Withdrawn	1831	Reported correctly enrolled	2077
		Signed by President	2078
1308 By Ways and Means. A bill for an act to provide additional property tax relief for owners of mobile homes who are sixty-five years of age and older or are totally disabled.		Sent to Governor	2078
Introduced, placed on calendar	840	Signed by Governor	2086
Amendment S. 2548 filed	902	Became law by publication	2098
Amendment S. 2548 adopted	903		
Amendment S. 2547 filed	903	1313 By Ramsey. A bill for an act to require candidates and public officials to file financial statements and providing a penalty for violations.	
Amendment S. 2547 adopted	903	Introduced, passed on file	891
Passed Senate. Ayes 47, nays none	903	Referred to state government	917
Message from House	1810	Subcommittee, Nystrom, Nolin, and Schwieger	1223
Reported correctly enrolled	2077		
Signed by President	2078	1314 By Judiciary. A bill for an act to define certain additional substances as controlled substances under chapter two hundred four (204) of the Code.	
Sent to Governor	2078	Introduced, placed on calendar	891
Signed by Governor	2086	Amendment S. 2888 filed	1614
Became law by publication	2098		
		1315 By Judiciary. A bill for an act amending the uniform commercial code and making coordinating amendments, relating to security interests, securities depositories, sales contracts, rights of buyers, warranties, commercial paper, bank deposits and collections, letters of credit, and warehouseman's liens, establishing effective dates and transition provisions, and imposing a penalty.	
1309 By Blouin. A bill for an act to appropriate funds from the general fund of the state to the counties for replacement and repair of unsafe bridges.		Introduced, placed on calendar	891
Introduced, passed on file	857	Made special order, Mar. 27, 1971	892
Referred to appropriations	892	Amendment S. 2586 filed	1630
Subcommittee, transportation	978	Amendment S. 2588 filed	1040
		Amendment S. 2585 filed	1031
1310 By Agriculture (Agriculture). A bill for an act relating to the sale or transfer of livestock and providing a penalty for violations.		Special order	1034
Introduced, placed on calendar	857	Amendment S. 2586 adopted	1035
		Amendment S. 2589 filed	1035
1311 By Agriculture (Agriculture). A bill for an act relating to the use and application of pesticides and providing penalties for violations.		Amendment S. 2589 adopted	1036
Introduced, placed on calendar	891	Amendment S. 2585 adopted	1036
Amendment S. 2562 filed	970	Amendment S. 2588 withdrawn	1036
Amendment S. 2620 filed	1099	Passed Senate. Ayes 45, nays none	1036
Amendment S. 2562 withdrawn	1111	Explanation of vote	1058
Amendment S. 2625 filed	1111	Message from House	1693
Amendment S. 2625 adopted	1112	Amendment S. 2913 filed	1700
Amendment S. 2620 adopted	1112	Amendment S. 2913 adopted	1701
Passed Senate. Ayes 30, nays 6	1113		
Explanation of vote	1146		
Explanation of vote	1173		
Message from House	1438		
Reported correctly enrolled	1734		
Signed by President	1735		
Sent to Governor	1735		
Signed by Governor	1923		

SENATE RECORD OF SENATE BILLS

2171

S. F.	Page
Senate concurred	1701
Passed Senate. Ayes 45, nays 2 ..	1701
Explanation of vote	1814
Message from House	1810
Reported correctly enrolled	2077
Signed by President	2078
Sent to Governor	2078
Signed by Governor	2086
 1316 By Glenn. A bill for an act relating to state income tax rates and providing a temporary deduction.	
Introduced, passed on file	915
Referred to ways and means	967
Subcommittee, Burroughs, Van Gilst, and Curtis	1223
 1317 By Shaw, Miller of Marshall, Doderer, Riley, Murray, and Gluba. A bill for an act relating to discrimination in credit.	
Introduced, passed on file	915
Referred to commerce	967
 1318 By Ways and Means. A bill for an act to define property which is assessed and taxed as real property.	
Introduced, placed on calendar ..	915
Amendment S. 2596 filed	1060
Amendment S. 2595 filed	1060
Amendment S. 2596 adopted	1075
Amendment S. 2595 adopted	1075
Passed Senate. Ayes 38, nays 4 ..	1076
Explanation of vote	1098
Message from House	1930
Senate concurred	1960
Passed Senate. Ayes 47, nays 1 ..	1961
Reported correctly enrolled	2077
Signed by President	2078
Sent to Governor	2078
Signed by Governor	2087
 1319 By Andersen. A bill for an act relating to the employment of consultants by a public agency.	
Introduced, passed on file	915
Referred to state government	967
Subcommittee, Shaw, Hill, and Winkelman	1223
 1320 By Cities and Towns. A bill for an act to legalize and validate the proceedings of the board of trustees of the municipal electric plant and system of the city of Harlan, Iowa, authorizing and providing for the issuance of electric revenue bonds of said city and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said city.	
Introduced, referred to judiciary ..	915
Proof of publication certified	917
Subcommittee, Ramsey, DeKoster, and Kennedy	1223
Committee report	1267
Recommended passage	1267
Passed Senate. Ayes 43, nays none	1307
Message from House	1693
Reported correctly enrolled	1931

S. F.	Page
Signed by President	1932
Sent to Governor	1932
Signed by Governor	2087
Became law by publication	2099
 1321 By Doderer. A bill for an act providing for reparations to victims of criminally injurious conduct and creating a board to administer the act.	
Introduced, passed on file	966
Referred to judiciary	977
Subcommittee, Coleman, Shaw, and Riley	1223
 1322 By Rabedeaux. A bill for an act relating to publication rates for notice of tax sales.	
Introduced, passed on file	977
Referred to judiciary	1028
Subcommittee, Glenn, Kennedy, and Shaw	1223
 1323 By Appropriations. A bill for an act establishing a program to research and discover a cure for the disease known as transmissible gastro enteritis and other enteric diseases affecting swine and making an appropriation.	
Introduced, placed on calendar ..	982
Passed Senate. Ayes 45, nays none	1050
 1324 By Appropriations. A bill for an act making an appropriation from the primary road fund to the state highway commission for construction of a new materials laboratory.	
Introduced, placed on calendar ..	982
Amendment S. 2587 filed	1032
Amendment S. 2587 lost	1051
Amendment S. 2591 filed	1051
Amendment S. 2591 adopted	1052
Passed Senate. Ayes 33, nays 14 ..	1052
Message from House	1839
Reported correctly enrolled	2077
Signed by President	2078
Sent to Governor	2078
Signed by Governor	2087
 1325 By Appropriations. A bill for an act appropriating from the general fund of the state to the state historical society for capital improvements of state historical sites and for the planning and study of a new historical site.	
Introduced, placed on calendar ..	982
Passed Senate. Ayes 45, nays none	1052
Message from House, with amendment	1439
Senate refused to concur	1438
Message from House	1602
Conference committee appointed ..	1648
Conference committee report	1926
Conference committee report adopted	1936
Passed Senate. Ayes 44, nays none	1937
Message from House	1991
Reported correctly enrolled	2077
Signed by President	2078

S. F.	Page	S. F.	Page
Sent to Governor	2078	Passed Senate. Ayes 47, nays	1064
Item veto	2094	none	1064
Signed by Governor	2087	Message from House, with amend-	1603
		ment	1603
1326 By Appropriations. A bill		Senate refused to concur	1897
for an act to make an appro-		Message from House	1991
priation from the general		Reported correctly enrolled	2077
fund of the state to the state		Signed by President	2078
historical society.		Sent to Governor	2078
Introduced, placed on calendar ..	982	Signed by Governor	2087
Passed Senate. Ayes 46, nays			
none	1053	1332 By Appropriations. A bill	
Message from House	1260	for an act making an appro-	
Reported correctly enrolled	1305	priation from the general	
Signed by President	1305	fund of the state to the Iowa	
Sent to Governor	1305	law enforcement academy for	
Signed by Governor	1363	the construction of a building.	
		Introduced, placed on calendar ..	983
1327 By Appropriations. A bill		Amendment S. 2584 filed	1024
for an act to make an appro-		Point of order raised	1024
priation from the general		Amendment S. 2584 lost	1025
fund of the state to the Iowa		Amendment S. 2583 filed	1025
state law library.		Amendment S. 2583 withdrawn ..	1025
Introduced, placed on calendar ..	982	Passed Senate. Ayes 40, nays 5 ..	1026
Passed Senate. Ayes 47, nays		Message from House	1234
none	1054	Reported correctly enrolled	1340
Explanation of vote	1265	Signed by President	1340
Message from House	1260	Sent to Governor	1341
Reported correctly enrolled	1305	Signed by Governor	1442
Signed by President	1305		
Sent to Governor	1305	1333 By County Government. A	
Signed by Governor	1363	bill for an act relating to	
		obstructions on public high-	
1328 By Appropriations. A bill		ways, establishing procedures	
for an act to make an appro-		for the removal of obstruc-	
priation from the general		tions, and providing for the	
fund of the state to the com-		assessment and collection of	
mission on the status of		costs.	
women.		Introduced, placed on calendar ..	1003
Introduced, placed on calendar ..	982	Amendment S. 2659 filed	1132
Passed Senate. Ayes 45, nays		Amendment S. 2742 filed	1332
none	1054	Amendment S. 2817 filed	1447
Message from House	1603	Amendment S. 2809 filed	1447
Reported correctly enrolled	1734	Amendment S. 2810 filed	1447
Signed by President	1735	Amendment S. 2742 adopted	1825
Sent to Governor	1735	Amendment S. 2817 adopted	1826
Signed by Governor	1923	Amendment S. 2659 adopted	1826
		Amendment S. 2809 withdrawn ..	1826
1329 By Appropriations. A bill		Amendment S. 2810 withdrawn ..	1826
for act amending an appro-		Passed Senate. Ayes 48, nays	1826
priation to the commission on		none	1826
aging.		Message from House	1991
Introduced, placed on calendar ..	982	Reported correctly enrolled	2077
Passed Senate. Ayes 45, nays		Signed by President	2078
none	1055	Sent to Governor	2078
Message from House	1261	Signed by Governor	2087
Reported correctly enrolled	1305		
Signed by President	1305	1334 By Appropriations. A bill	
Sent to Governor	1305	for act amending the appro-	
Signed by Governor	1363	priated funds to the district	
		courts.	
1330 By Appropriations. A bill		Introduced, placed on calendar ..	1003
for an act relating to the		Passed Senate. Ayes 46, nays	1065
salary rate of the director of		none	1065
civil defense.		Message from House	1234
Introduced, placed on calendar ..	982	Reported correctly enrolled	1340
Passed Senate. Ayes 35, nays 9 ..	1056	Signed by President	1340
		Sent to Governor	1341
1331 By Appropriations. A bill		Signed by Governor	1442
for an act making an appro-		Became law by publication	2013
priation to the department of			
public safety for construc-		1335 By Appropriations. A bill	
tion of three public safety		for an act making an appro-	
district office headquarters.		priation to the state library	
Introduced, placed on calendar ..	982	commission for the purposes	
Amendment S. 2592 filed	1060	of substituting for or replac-	
Amendment S. 2592 adopted	1064	ing federal funds which may	

SENATE RECORD OF SENATE BILLS

2173

S. F.	Page
not become available to the state.	
Introduced, placed on calendar ..	1004
Passed Senate. Ayes 45, nays none ..	1065
Message from House ..	1284
Reported correctly enrolled ..	1340
Signed by President ..	1340
Sent to Governor ..	1341
Signed by Governor ..	1443
 1336 By Priebe. A bill for an act to extend loans to grain dealers to be used to upgrade and repair railroad right-of-way and making an appropriation therefor.	
Introduced, passed on file ..	1004
Referred to appropriations ..	1028
 1337 By Appropriations. A bill for an act appropriating additional funds to the department of soil conservation for the soil and water conservation cost-sharing program and for the employment of an engineer-technician.	
Introduced, placed on calendar ..	1004
Passed Senate. Ayes, 46, nays none ..	1044
Explanation of vote ..	1053
Message from House ..	1261
Reported correctly enrolled ..	1305
Signed by President ..	1305
Sent to Governor ..	1305
Signed by Governor ..	1363
Became law by publication ..	1707
 1338 By Schaben. A bill for an act to establish and define powers and duties of a state department of veterans affairs, and making an appropriation.	
Introduced, passed on file ..	1027
Referred to state government ..	1083
Subcommittee. Nystrom, Nolin, and Schwieger ..	1223
 1339 By Ways and Means. A bill for an act to provide for the imposition of an excise tax on the sale of beef cattle and veal calves in lieu of the tax presently collected and to alter the amount of funds allocated to the national livestock and meat board.	
Introduced, placed on calendar ..	1027
Amendment S. 2607 filed ..	1067
Amendment S. 2607 lost ..	1067
Amendment S. 2608 filed ..	1067
Amendment S. 2608 lost ..	1068
Amendment S. 2609 filed ..	1068
Amendment S. 2609 lost ..	1068
Passed Senate. Ayes 37, nays 8 ..	1068
Motion filed to reconsider vote ..	1069
Motion to reconsider vote prevailed ..	1195
Amendment S. 2671 filed ..	1195
Amendment S. 2671 adopted ..	1195
Passed Senate. Ayes 40, nays 8 ..	1196
Message from House, with amendment ..	1839
Senate concurred ..	1894
Passed Senate. Ayes 34, nays 9 ..	1894
Explanation of vote ..	1925

S. F.	Page
Reported correctly enrolled ..	2077
Signed by President ..	2078
Sent to Governor ..	2078
Signed by Governor ..	2987
 1340 By Judiciary. A bill for an act to authorize and direct the issuance of a patent to certain real estate to Maude Goltry, of Ottumwa, Iowa, by the governor and secretary of state.	
Introduced, placed on calendar ..	1027
Passed Senate. Ayes 42, nays none ..	1129
Explanation of vote ..	1173
 1341 By Appropriations. A bill for an act relating to the membership of the Iowa law enforcement academy council and making an appropriation.	
Introduced, placed on calendar ..	1027
Amendment S. 2604 filed ..	1066
Amendment S. 2604 lost ..	1066
Passed Senate. Ayes 47, nays 1 ..	1066
Message from House ..	1261
Reported correctly enrolled ..	1340
Signed by President ..	1340
Sent to Governor ..	1341
Signed by Governor ..	1443
 1342 By Ways and Means. A bill for an act relating to the qualifications of city and county assessors.	
Introduced, placed on calendar ..	1034
Passed Senate. Ayes 43, nays none ..	1104
Message from House, with amendment ..	1810
Senate concurred ..	1898
Passed Senate. Ayes 49, nays none ..	1898
Reported correctly enrolled ..	2077
Signed by President ..	2078
Sent to Governor ..	2078
Signed by Governor ..	2087
 1343 By Appropriations. A bill for an act appropriating from the general fund of the state of Iowa to the Annie Wittenmyer home, Davenport for the fiscal year beginning July 1, 1974 and ending June 30, 1975.	
Introduced, placed on calendar ..	1057
Amendment S. 2617 filed ..	1093
Amendment S. 2617 adopted ..	1093
Passed Senate. Ayes 39, nays 7 ..	1993
Message from House ..	2052
Senate concurred ..	2056
Passed Senate. Ayes 44, nays 1 ..	2056
Reported correctly enrolled ..	2077
Signed by President ..	2078
Sent to Governor ..	2078
Item veto ..	2095
Signed by Governor ..	2087
 1344 By Appropriations. A bill for an act to make an appropriation from the Iowa public employees' retirement system fund to the employment security commission for additional costs of the administra-	

S. F.	Page	S. F.	Page
tion of the Iowa public employees' retirement system.		in conjunction with Senate confirmation.	
Introduced, placed on calendar	1057	Introduced, passed on file	1083
Amendment S. 2605 filed	1078	Referred to state government	1097
Amendment S. 2605 adopted	1078		
Passed Senate. Ayes 33, nays 12	1194	1352 By Commerce. A bill for an act relating to filing for increases in utility rates, charges, schedules, or regulations.	
Message from House	1532	Introduced, placed on calendar	1088
Reported correctly enrolled	1734		
Signed by President	1735	1353 By Cities and Towns. A bill for an act relating to conflicts of interest of public officers and employees.	
Sent to Governor	1735	Introduced, placed on calendar	1096
Signed by Governor	1923	Amendment S. 2715 filed	1271
Became law by publication	2098		
1345 By Appropriations. A bill for an act relating to the reversion of funds appropriated for community-based pilot programs.		1354 By State Government. A bill for an act relating to the establishment of a division on alcoholism and the Iowa commission on alcoholism, providing for a comprehensive program for the treatment, education, and rehabilitation of alcoholics in Iowa and making an appropriation.	
Introduced, placed on calendar	1057	Introduced, placed on calendar	1116
Passed Senate. Ayes 44, nays none	1104	Made special order, Apr. 9, 1974	1124
		Amendment S. 2697 filed	1240
1346 By Hansen. A bill for an act relating to providing resident senior citizens fishing and hunting licenses at no charge.		Amendment S. 2693 filed	1240
Introduced, passed on file	1057	Amendment S. 2692 filed	1241
Referred to ways and means	1083	Amendment S. 2696 filed	1241
Subcommittee, Burroughs, Van Gilst, and Curtis	1223	Amendment S. 2695 filed	1241
		Amendment S. 2680 filed	1241
1347 By Hansen. A bill for an act relating to state income tax on pension and retirement annuity income.		Special order	1245
Introduced, passed on file	1057	Point of order raised	1246
Subcommittee, Burroughs, Van Gilst, and Curtis	1223	Motion to suspend rules	1246
		Motion to suspend rules prevailed	1246
1348 By Cities and Towns. A bill for an act relating to the financing of industrial and agricultural projects including pollution control facilities by cities, towns and counties.		Amendment S. 2705 filed	1246
Introduced, placed on calendar	1058	Amendment division S. 2705A adopted	1247
H.F. 719 substituted	2031	Amendment division S. 2705B adopted	1248
Withdrawn	2033	Amendment division S. 2697A adopted	1248
		Amendment division S. 2697B adopted	1248
1349 By County Government. A bill for an act relating to contributing to the delinquency of a minor.		Amendment division S. 2697C adopted	1248
Introduced, placed on calendar	1058	Amendment division S. 2697D adopted	1248
Re-referred to judiciary	1084	Amendment S. 2704 filed	1249
Subcommittee, Kennedy, Willits, and Kelly	1223	Amendment S. 2704 adopted	1249
		Amendment division S. 2693A adopted	1249
1350 By Blouin. A bill for an act relating to surface mining, and prescribing penalties for violations.		Amendment division S. 2693B adopted	1249
Introduced, passed on file	1083	Amendment S. 2716 filed	1249
Referred to natural resources	1097	Amendment S. 2716 adopted	1250
		Amendment division S. 2693C lost	1251
1351 By Palmer, Blouin, Coleman, Doderer, Gallagher, Glenn, Gluba, Heying, Junkins, Kennedy, Miller of Des Moines, Nolin, Orr, Priebe, Rodgers, Schaben, Scott, Van Gilst and Willits. A bill for an act relating to vacancies occurring in state positions which were originally filled by gubernatorial appointment		Amendment S. 2698 filed	1251
		Amendment S. 2698 adopted	1251
		Amendment S. 2702 filed	1252
		Amendment S. 2692 adopted	1252
		Amendment S. 2702 withdrawn	1253
		Amendment S. 2711 filed	1253
		Amendment division S. 2711A adopted	1253
		Amendment S. 2721 filed	1253
		Amendment S. 2721 adopted	1253
		Amendment division S. 2711B adopted	1253

S. F.	Page
Amendment S. 2717 filed	1253
Amendment division S. 2717A adopted	1254
Amendment division S. 2717B adopted	1254
Amendment S. 2706 filed	1254
Amendment S. 2722 filed	1255
Amendment S. 2722 adopted	1255
Amendment S. 2696 lost	1256
Amendment S. 2706 adopted	1256
Amendment S. 2710 filed	1256
Point of order raised	1256
Ruled out of order S. 2710	1256
Amendment S. 2699 filed	1256
Amendment S. 2719 filed	1256
Amendment S. 2719 adopted	1256
Amendment S. 2699 adopted	1256
Amendment S. 2701 filed	1257
Amendment S. 2708 filed	1257
Amendment S. 2708 adopted	1257
Amendment S. 2701 adopted	1257
Amendment S. 2709 filed	1257
Amendment division S. 2709A withdrawn	1258
Amendment S. 2720 filed	1258
Amendment S. 2720 adopted	1258
Amendment division S. 2709B adopted	1258
Amendment S. 2680 adopted	1259
Motion filed to reconsider vote	1259
Motion to reconsider vote failed	1259
Amendment S. 2696 withdrawn	1259
Amendment S. 2723 filed	1259
Amendment S. 2723 adopted	1260
Motion filed to reconsider vote	1296
Explanation	1297
Motion filed to reconsider vote	1329
Amendment S. 2741 filed	1332
Amendment S. 2753 filed	1332
Amendment S. 2743 filed	1332
Amendment S. 2750 filed	1333
Amendment S. 2740 filed	1333
Amendment S. 2751 filed	1334
Amendment S. 2752 filed	1334
Amendment S. 2775 filed	1392
Amendment S. 2782 filed	1392
Amendment S. 2784 filed	1393
Amendment S. 2783 filed	1393
Motions filed to reconsider vote	1429
Amendment S. 2811 filed	1448
Amendment S. 2741 adopted	1471
Amendment S. 2753 adopted	1471
Motion filed to reconsider vote	1471
Motion to reconsider vote pre- vailed	1471
Amendment S. 2740 adopted	1472
Amendment S. 2698 adopted	1472
Motion filed to reconsider vote	1472
Motion to reconsider vote pre- vailed	1472
Motion filed to reconsider vote	1473
Motion to reconsider vote pre- vailed	1473
Amendment S. 2719 withdrawn	1473
Amendment S. 2751 withdrawn	1473
Amendment S. 2782 adopted	1473
Amendment S. 2699 adopted	1473
Motion filed to reconsider vote	1474
Motion to reconsider vote pre- vailed	1474
Amendment S. 2752 withdrawn	1474
Amendment S. 2783 adopted	1474
Motion filed to reconsider vote	1474
Motion to reconsider vote pre- vailed	1474
Amendment S. 2723 withdrawn	1475
Amendment S. 2784 adopted	1476

S. F.	Page
Amendment division S. 2743A adopted	1476
Amendment division S. 2743B adopted	1476
Amendment division S. 2743C adopted	1476
Amendment division S. 2743D adopted	1476
Amendment S. 2775 adopted	1477
Motion filed to reconsider vote	1477
Motion to reconsider vote pre- vailed	1477
Amendment S. 2822 filed	1478
Amendment S. 2822 withdrawn	1478
Amendment S. 2750 adopted	1479
Amendment S. 2823 filed	1479
Amendment S. 2823 adopted	1479
Amendment S. 2680 adopted	1479
Amendment S. 2811 adopted	1480
Amendment S. 2829 filed	1488
Amendment S. 2829 adopted	1488
Amendment division S. 2709B adopted	1488
Passed Senate. Ayes 38, nays 6	1488
Explanation of vote	1541
Message from House	1873
Reported correctly enrolled	2077
Signed by President	2078
Sent to Governor	2078
Signed by Governor	2087
1355 By Commerce. A bill for an act relating to participation loans by savings and loan associations, and to supervision and examination of savings and loan associations. Introduced, placed on calendar	1116
1356 By Judiciary. A bill for an act to legalize and validate procedures of Iowa great lakes sanitary district, the county auditors and county treasurers of Dickinson county, Iowa in connection with annexations with municipalities in the Iowa great lakes sanitary district, since the creation of said district. Introduced, placed on calendar	1144
Proof of publication certified	1146
Amendment S. 2654 filed	1382
Amendment S. 2654 adopted	1601
Passed Senate. Ayes 46, nays none	1602
Message from House	1510
Reported correctly enrolled	1931
Signed by President	1932
Sent to Governor	1932
Signed by Governor	2087
1357 By County Government. A bill for an act to create a county compensation commission and to specify its powers and duties. Introduced, placed on calendar	1144
Made special order, Apr. 15, 1974	1283
Amendment S. 2754 filed	1334
Special order postponed	1348
Made special order, Apr. 16, 1974	1348
Amendment S. 2769 filed	1364
Amendment S. 2771 filed	1368
Amendment S. 2755 filed	1269
Special order	1371

S. F.	Page	S. F.	Page
Amendment division S. 2771A lost	1373	providing penalties for viola- tions	
Amendment division S. 2771B adopted	1373	Introduced, passed on file	1170
Amendment S. 2773 filed	1373	Referred to human and industrial relations	1201
Amendment S. 2773 adopted	1373		
Amendment S. 2774 filed	1373	1362 By Appropriations. A bill for an act making an appro- priation from the general fund of the state to Iowa state university of science and technology to carry out a coal research project within the state.	
Amendment S. 2774 lost	1374	Introduced, placed on calendar	1200
Amendment division S. 2771C adopted	1374	Call of the Senate requested	1403
Amendment S. 2769 lost	1374	Call of the Senate	1403
Amendment S. 2776 filed	1375	Amendment S. 2789 filed	1404
Amendment S. 2776 lost	1377	Amendment S. 2789 lost	1405
Amendment S. 2754 adopted	1377	Amendment S. 2792 filed	1405
Ruled out of order S. 2755	1377	Amendment S. 2792 lost	1405
Amendment S. 2777 filed	1377	Amendment S. 2791 filed	1406
Amendment S. 2777 adopted	1377	Amendment S. 2791 adopted	1406
Point of order raised	1377	Amendment S. 2794 filed	1406
Motion to suspend rules	1377	Amendment S. 2794 lost	1406
Motion to suspend rules pre- vailed	1378	Motion to suspend rules	1406
Passed Senate. Ayes 36, nays 10 ..	1378	Motion to suspend rules pre- vailed	1407
		Failed to pass Senate. Ayes 23, nays 26	1407
1358 By County Government. A bill for an act relating to the establishment and operation solid waste disposal grounds. Introduced, placed on calendar ..	1144	Motion filed to reconsider vote ..	1407
Passed Senate. Ayes 42, nays 6 ..	1828	Call of the Senate lifted	1526
		Motion to reconsider vote pre- vailed	1526
1359 By Appropriations. A bill for an act making a sup- plemental appropriation from the general fund to the Iowa employment security commis- sion. Introduced, placed on calendar ..	1144	Amendment S. 2838 filed	1527
Passed Senate. Ayes 45, nays none	1161	Amendment S. 2843 filed	1528
Explanation of vote	1202	Amendment S. 2843 lost	1528
Message from House	1408	Amendment S. 2845 filed	1528
Reported correctly enrolled	1514	Amendment S. 2845 lost	1529
Signed by President	1514	Amendment S. 2847 filed	1529
Sent to Governor	1514	Amendment S. 2847 lost	1529
Signed by Governor	1671	Amendment S. 2849 filed	1529
Became law by publication	2097	Amendment S. 2849 lost	1529
		Amendment S. 2841 filed	1529
1360 By Appropriations. A bill for an act extending the ap- propriation of the Iowa american revolution bicen- tennial commission. Introduced, placed on calendar ..	1144	Amendment S. 2841 adopted	1530
Passed Senate. Ayes 45, nays none	1165	Amendment S. 2838 adopted	1530
Explanation of vote	1202	Passed Senate. Ayes 33, nays 17 ..	1530
Message from House	1408	Message from House	1978
Reported correctly enrolled	1514	Senate concurred	1987
Signed by President	1514	Passed Senate. Ayes 34, nays 11 ..	1987
Sent to Governor	1514	Reported corrected enrolled	2077
Signed by Governor	1671	Signed by President	2078
		Sent to Governor	2078
1361 By Rabedeaux and Kelly. A bill for an act creating a state elevator code, requiring the owners of elevators to register and comply with rules of the labor commis- sioner, authorizing the labor commissioner to promulgate standards for the construc- tion, maintenance, and use of elevators establishing licensing requirements and procedures for elevator in- spectors, and requiring liabil- ity insurance and fees and	1671	Signed by Governor	2088
		Became law by publication	2098
		1363 By Kelly and Andersen. A bill for an act relating to the assessment and equalization of special purpose commercial and industrial property. Introduced, passed on file	1200
		Referred to ways and means	1239
		Subcommittee, Griffin, Potter, and Hill	1331
		1364 By Appropriations. A bill for an act making an in- creased appropriation from moneys received by the board of physical therapy examiners fund to the state board of physical therapy examiners. Introduced, placed on calendar ..	1263
		Passed Senate. Ayes 45, nays none	1309
		Message from House	1532

S. F.	Page
Reported correctly enrolled	1734
Signed by President	1735
Sent to Governor	1735
Signed by Governor	1923
Became law by publication	2098
1365 By Appropriations. A bill for an act increasing the salary of the director of the drug abuse authority.	
Introduced, placed on calendar	1263
Amendment S. 2727 filed	1298
Amendment S. 2727 lost	1308
Passed Senate. Ayes 42, nays 1	1308
1366 By Appropriations. A bill for an act relating to the disposition of intoxicating liquors.	
Introduced, placed on calendar	1263
Passed Senate. Ayes 43, nays 1	1309
Message from House	1532
Reported correctly enrolled	1734
Signed by President	1735
Sent to Governor	1735
Signed by Governor	1923
1367 By Appropriations. A bill for an act to make an appropriation from the general fund of the state to Iowa natural resources council for the development of water management plans.	
Introduced, placed on calendar	1263
Passed Senate. Ayes 41, nays none	1312
Explanation of vote	1330
Message from House	1532
Reported correctly enrolled	1734
Signed by President	1735
Sent to Governor	1735
Signed by Governor	1983
1368 By Appropriations. A bill for an act making an allocation to the department of general services for the use of the educational radio and television facility board.	
Introduced, placed on calendar	1263
Passed Senate. Ayes 44, nays none	1312
Message from House	1603
Reported correctly enrolled	1734
Signed by President	1735
Sent to Governor	1735
Signed by Governor	1923
Became law by publication	2099
1369 By Judiciary. A bill for an act to legalize the proceedings of the board of supervisors of Cerro Gordo county in connection with contracts made for improvements to the Cerro Gordo county home located west of Mason City, Iowa.	
Introduced, placed on calendar	1263
Proof of publication certified	1266
Passed Senate. Ayes 36, nays 12	1600
Message from House	1999
Reported correctly enrolled	2077
Signed by President	2078
Sent to Governor	2078
Signed by Governor	2088
Became law by publication	2099

S. F.	Page
1370 By Human and Industrial Relations. A bill for an act creating a state elevator code, requiring the owners of elevators to register and comply with rules of the labor commissioner, authorizing the labor commissioner to promulgate standards for the construction, maintenance, and use of elevators, establishing licensing requirements and procedures for elevator inspectors, and requiring fees for inspection, permits and licenses and providing penalties for violations.	
Introduced, placed on calendar	1264
Amendment S. 2786 filed	1397
Amendment S. 2786 adopted	1397
Passed Senate. Ayes 43, nays 4	1397
Message from House, with amendment	1840
Senate concurred	1895
Passed Senate. Ayes 41, nays 3	1895
Reported correctly enrolled	2077
Signed by President	2078
Sent to Governor	2078
Signed by Governor	2088
1371 By County Government. A bill for an act to permit severance of certain land from an established drainage or levee district if it is found that the land receives no material benefit from the district.	
Introduced, placed on calendar	1264
Passed Senate. Ayes 34, nays 6	2027
Explanation of vote	2076
1372 By Judiciary. A bill for an act relating to the award of annual rental charges to a landowner in addition to other damages in eminent domain proceedings by pipeline companies.	
Introduced, placed on calendar	1264
Amendment S. 2778 filed	1393
Amendment S. 2778 withdrawn	1621
Passed Senate. Ayes 44, nays 1	1621
1373 By Judiciary. A bill for an act relating to restraint of trade, and defining unlawful agreements, acts and practices and specifying the penalties therefor.	
Introduced, placed on calendar	1294
1374 By Human Resources. A bill for an act relating to the granting of furloughs to inmates.	
Introduced, placed on calendar	1294
Passed Senate. Ayes 36, nays 7	1396
1375 By Judiciary. A bill for an act to legalize and validate the proceeding of the board of directors of the Jefferson community school district No. 2, in the county of Greene, State of Iowa, authorizing and providing for the issuance, sale and de-	

S. F.	Page	S. F.	Page
livery of school bonds and for the levy of taxes for the payment of said bonds and declaring the bonds issued pursuant to said proceedings to be enforceable obligations of said school district.		Passed Senate. Ayes 49, nays none	1516
Introduced, placed on calendar ..	1328	Message from House	1913
Proof of publication certified ..	1331	Reported correctly enrolled	2077
Passed Senate. Ayes 46, nays none	1599	Signed by President	2078
Message from House	1810	Sent to Governor	2078
Reported correctly enrolled	1931	Signed by Governor	2088
Signed by President	1932		
Sent to Governor	1932	1382 By Appropriations. A bill for an act relating to the per diem rate of members of the city finance committee.	
Signed by Governor	2088	Introduced, placed on calendar ..	1492
Became law by publication	2099	Withdrawn	1686
1376 By Gluba. A bill for an act to exempt certain vehicles subject to registration from the use tax.		1383 By Appropriations. A bill for an act providing for the establishment of a revolving fund, assessment of administrative expenses, and continuation of the appropriation to the auditor of state's savings and loan division.	
Introduced, passed on file	1329	Introduced, placed on calendar ..	1492
Referred to ways and means	1363	Passed Senate. Ayes 41, nays 3 ..	1573
1377 By Gluba and Orr. A bill for an act to appropriate additional funds for the aid to dependent children program for the 1974-1975 fiscal years, and relating to procedures by the department of social services to insure that aid to dependent children payments are made only to persons who are actually eligible therefor.		Message from House	1873
Introduced, passed on file	1361	Reported correctly enrolled	2077
Referred to appropriations	1390	Signed by President	2078
Subcommittee, human resources ..	1464	Sent to Governor	2078
1378 By Appropriations. A bill for an act to appropriate from the general fund of the state to the sewage works treatment construction fund.		Signed by Governor	2088
Introduced, placed on calendar ..	1386	1384 By Appropriations. A bill for an act increasing the appropriation for the service compensation fund and changing the date on which the funds revert to the general fund of the state.	
Passed Senate. Ayes 47, nays none	1299	Introduced, placed on calendar ..	1492
Message from House	1603	Passed Senate. Ayes 47, nays none	1517
Reported correctly enrolled	1734	Message from House	1603
Signed by President	1735	Reported correctly enrolled	1734
Sent to Governor	1735	Signed by President	1735
Signed by Governor	1923	Sent to Governor	1735
Became law by publication	2098	Signed by Governor	1923
1379 By Judiciary. A bill for an act repealing the Code provisions relating to three-card monte.		Became law by publication	2097
Introduced, placed on calendar ..	1415	1385 By Appropriations. A bill for an act to make an allocation of state aid to certain county fairs or agricultural societies for premium awards.	
1380 By Murray. A bill for an act to establish and prescribe the powers and duties of the Iowa research foundation, and making an appropriation for the Iowa research foundation fund.		Introduced, placed on calendar ..	1492
Introduced, passed on file	1492	Passed Senate. Ayes 47, nays 1 ..	1517
Referred to appropriations	1541	Message from House	1603
Subcommittee, education	1673	Reported correctly enrolled	1734
1381 By Appropriations. A bill for an act increasing the appropriation to the treasurer of state.		Signed by President	1735
Introduced, placed on calendar ..	1492	Sent to Governor	1735
		Signed by Governor	1923
		Became law by publication	2097
		1386 By Appropriations (Appropriations). A bill for an act making a supplemental appropriation and reallocating prior appropriations from the general fund to the state board of regents and institutions under the control of the state board of regents, including Iowa state university of science and technology college of veterinary medicine for the prevention and cure for transmissible gastro enteritis and other enteric diseases affecting swine, and	

S. F.	Page
making appropriations to the state board of regents for capital projects for state institutions.	
Introduced, placed on calendar	1436
Amendment S. 2856 filed	1554
Amendment S. 2856 adopted	1555
Amendment S. 2857 filed	1555
Amendment S. 2857 lost	1556
Passed Senate. Ayes 45, nays none	1556
Explanation of vote	1583
Message from House	1641
Reported correctly enrolled	1531
Signed by President	1932
Sent to Governor	1932
Signed by Governor	2088
1387 By Appropriations. A bill for an act making an increased appropriation to the office of the citizens' aide.	
Introduced, placed on calendar	1536
Passed Senate. Ayes 44, nays none	1560
Message from House	2028
Reported correctly enrolled	2077
Signed by President	2078
Sent to Governor	2078
Signed by Governor	2988
1388 By Appropriations (Appropriations). A bill for an act appropriating from the general fund of the state to the department of public instruction for the use of the school budget review committee.	
Introduced, placed on calendar	1576
Passed Senate. Ayes 46, nays 1	1592
Message from House	1913
Reported correctly enrolled	2077
Signed by President	2078
Sent to Governor	2078
Signed by Governor	2088
1389 By Appropriations. A bill for an act to make an appropriation from the general fund of the state to the state comptroller for the payment of certain cost of the centennial observance of the Iowa academy of science.	
Introduced, placed on calendar	1577
Passed Senate. Ayes 47, nays 1	1593
Message from House	1810
Reported correctly enrolled	1931
Signed by President	1932
Sent to Governor	1932
Signed by Governor	2088
1390 By Hansen. A bill for an act to limit certain campaign expenditures by candidates for public office.	
Introduced, passed on file	1577
Referred to state government	1609
1391 By Hansen and Shaw Lipsky, Danker, Hill, Patchett, Hargrave and Hutchins). A bill for an act relating to adoption and providing penalties.	
Introduced, passed on file	1577
Referred to judiciary	1609

S. F.	Page
1392 By Andersen. A bill for an act providing for extending the benefits of the federal old-age and survivors' insurance system to members of the General Assembly.	
Introduced, passed on file	1577
Referred to state government	1609
1393 By County Government. A bill for an act to permit county boards of supervisors to authorize the issuance of warrants for certain purposes when the board is not in session.	
Introduced, placed on calendar	1577
1394 By Judiciary. A bill for an act relating to the commitment of female offenders in a community-based correctional program.	
Introduced, placed on calendar	1577
Passed Senate. Ayes 39, nays 1	1969
1395 By Judiciary. A bill for an act relating to chief deputy sheriffs.	
Introduced, placed on calendar	1577
1396 By Appropriations. A bill for an act to make an appropriation from the general fund of the state to the department of agriculture.	
Introduced, placed on calendar	1577
Amendment S. 2884 filed	1596
Amendment S. 2884 adopted	1597
Passed Senate. Ayes 44, nays 1	1597
Message from House	1931
Reported correctly enrolled	2077
Signed by President	2078
Sent to Governor	2078
Signed by Governor	2089
1397 By Appropriations. A bill for an act to authorize the energy policy council to study, develop, and assist the operations of transportation systems in this state and making an appropriation therefor.	
Introduced, placed on calendar	1577
Amendment S. 2880 filed	1594
Amendment S. 2880 lost	1594
Amendment S. 2879 filed	1594
Amendment S. 2879 adopted	1595
Amendment S. 2885 filed	1595
Amendment S. 2885 adopted	1595
Passed Senate. Ayes 39, nays 10	1595
1398 By Judiciary. A bill for an act relating to regulation of prescription drugs and controlled substances by the board of pharmacy examiners	
Introduced, placed on calendar	1605
1399 By Appropriations (Appropriations). A bill for an act to make an appropriation from the general fund of the state to the state conservation commission for capital improvements.	

S. F.	Page	S. F.	Page
Introduced, placed on calendar ..	1605	ing federal programs relating to community action pro- grams.	
Amendment S. 2896 filed	1639	Introduced, placed on calendar ..	1606
Amendment S. 2896 lost	1640	Passed Senate. Ayes 44, nays 3 ..	1690
Passed Senate. Ayes 42, nays 2 ..	1640	Explanation of vote	1814
Explanation of vote	1707		
Message from House, with amend- ment	1840	1404 By Gluba. A bill for an act relating to filing for in- creases in utility rates, charges, schedules, or regula- tions.	
Amendment S. 2982 filed	1881	Introduced, passed on file	1647
Amendment S. 2982 lost	1882	Referred to commerce	1707
Amendment S. 2983 filed	1882		
Amendment S. 2983 adopted	1882	1405 By Commerce. A bill for an act relating to credit related transactions, acts, practices and conduct, enacting the Iowa consumer credit code, making coordinating amend- ments to the code, and provid- ing civil remedies and criminal penalties for viola- tions.	
Senate refused to concur	1882	Introduced, placed on calendar ..	1698
Message from House	1931	Committee amendment S. 2922 filed	1708
Conference committee appointed ..	1931	Amendment S. 2924 filed	1721
Conference committee report	1992	Amendment S. 2923 filed	1721
Conference committee report adopted	1992	Amendment S. 2927 filed	1721
Passed Senate. Ayes 40, nays 1 ..	1993	Committee amendment division S. 2922A adopted	1743
Message from House	2034	Amendment S. 2947 filed	1743
Reported correctly enrolled	2077	Amendment S. 2947 lost	1744
Signed by President	2078	Amendment S. 2949 filed	1745
Sent to Governor	2078	Amendment S. 2949 adopted	1745
Signed by Governor	2089	Committee amendment division S. 2922B lost	1746
1400 By Appropriations. A bill for an act making an appro- priation to the department of public instruction to pro- vide school food service assistance for the purpose of participating in certain federal child nutrition pro- grams.		Amendment S. 2935 filed	1746
Introduced, placed on calendar ..	1605	Amendment S. 2935 lost	1747
Passed Senate. Ayes 40, nays 3 ..	1686	Amendment S. 2937 filed	1747
Explanation of vote	1707	Amendment S. 2937 lost	1791
Explanation of vote	1814	Amendment S. 2939 filed	1791
Message from House	1873	Amendment S. 2939 lost	1792
Reported correctly enrolled	2077	Amendment S. 2948 filed	1792
Signed by President	2078	Amendment S. 2948 adopted	1793
Sent to Governor	2078	Amendment S. 2952 filed	1793
Signed by Governor	2089	Amendment S. 2952 adopted	1793
1401 By Appropriations. A bill for an act appropriating from the general fund of the state to the department of public instruction for dis- tribution to the merged area schools for salary adjust- ments and equipment re- placement.		Amendment S. 2943 filed	1793
Introduced, placed on calendar ..	1605	Point of order raised	1793
H.F. 1492 substituted	1687	Amendment S. 2943 lost	1794
Withdrawn	1689	Amendment S. 2957 filed	1794
1402 By Appropriations. A bill for an act making an appro- priation for the purpose of improving liquor warehous- ing operations.		Amendment S. 2957 lost	1795
Introduced, placed on calendar ..	1606	Committee amendment division S. 2922C adopted	1795
Passed Senate. Ayes 43, nays 3 ..	1689	Amendment S. 2936 filed	1795
Explanation of vote	1814	Amendment S. 2936 lost	1796
Message from House, with amend- ment	1913	Amendment S. 2959 filed	1796
Senate refused to concur	2005	Amendment S. 2959 lost	1797
1403 By Appropriations. A bill for an act to make an appro- priation from the general fund of the state to the state comptroller for the substitu- tion or replacement of any federal funds which are not available for administrative expenses of previously exist-		Amendment S. 2958 filed	1797
		Point of order raised	1798
		Amendment S. 2958 lost	1798
		Amendment S. 2946 filed	1799
		Amendment S. 2946 adopted	1799
		Amendment S. 2945 filed	1799
		Amendment S. 2945 adopted	1800
		Amendment S. 2941 filed	1800
		Amendment S. 2941 adopted	1800
		Amendment S. 2944 filed	1800
		Amendment S. 2944 lost	1802
		Amendment S. 2924 lost	1802
		Amendment S. 2923 lost	1803
		Amendment S. 2940 filed	1803
		Amendment S. 2940 adopted	1803
		Amendment S. 2950 filed	1803
		Amendment S. 2950 lost	1804

SENATE RECORD OF SENATE BILLS

S. F.	Page
Amendment S. 2933 filed	1804
Amendment division S. 2933A	
adopted	1804
Amendment division S. 2933B	
lost	1805
Amendment S. 2938 filed	1805
Amendment S. 2938 adopted	1805
Amendment S. 2953 filed	1805
Amendment S. 2953 lost	1806
Amendment division S. 2927A	
lost	1807
Amendment division S. 2927B	
withdrawn	1807
Amendment S. 2929 filed	1807
Amendment S. 2929 adopted	1807
Amendment S. 2960 filed	1807
Amendment S. 2960 adopted	1808
Motion filed to reconsider vote ..	1808
Motion to reconsider vote pre-	
valled	1808
Amendment S. 2952 withdrawn ..	1808
Amendment S. 2961 filed	1808
Amendment S. 2961 adopted	1809
Committee amendment division S.	
2922C adopted	1809
Passed Senate. Ayes 33, nays 16..	1809
Message from House, with amend-	
ment	1937
Amendment S. 3023 filed	2021
Amendment S. 3018 filed	2022
Amendment S. 3017 filed	2022
Amendment S. 3020 filed	2022
Amendment S. 3024 filed	2023
Amendment S. 3022 filed	2023
Amendment S. 3021 filed	2023
Amendment S. 3016 filed	2024
Amendment S. 3019 filed	2024
Amendment S. 3025 filed	2024
Point of order raised	2040
Ruled out of order S. 3018	2040
Ruled out of order S. 3017	2040

S. F.	Page
Ruled out of order S. 3016	2040
Ruled out of order S. 3019	2040
Ruled out of order S. 3021	2040
Ruled out of order S. 3022	2040
Ruled out of order S. 3020	2040
Amendment S. 3023 lost	2041
Amendment S. 3024 lost	2042
Amendment S. 3025 lost	2043
Senate refused to concur	2043
Message from House	2077
Reported correctly enrolled	2077
Signed by President	2078
Sent to Governor	2078
Signed by Governor	2089
1406 By Schools. A bill for an	
act relating to the date of	
election of members of the	
boards of directors of area	
education agencies and the	
date on which the boards	
commence functioning.	
Introduced, placed on calendar ..	1811
Passed Senate. Ayes 44, nays	
none	2007
1407 By Appropriations. A bill	
for an act increasing the	
salary of the director of the	
beer and liquor control de-	
partment.	
Introduced, placed on calendar ..	1921
Passed Senate. Ayes 33, nays 10..	1941
1408 By Appropriations. A bill	
for an act to make an ap-	
propriation from the general	
fund of the state to the state	
department of transportation.	
Introduced, placed on calendar ..	1921
Passed Senate. Ayes 40, nays 5 ..	1942

H. F.	Page
Passed Senate. Ayes 42, nays 2 ..	908
Message from House	1999
Signed by President	2078
17 By Transportation. A bill for an act relating to the memorandum of alleged traffic violations.	
Subcommittee, Willits, Kennedy, and Ramsey	213
20 By Transportation. A bill for an act relating to operating a vehicle under control.	
Subcommittee, Kinley, Glenn, and McCartney	213
21 By Transportation. A bill for an act relating to racing on highways.	
Subcommittee, Kelly, Ramsey, and Kinley	213
33 By Hill, Fisher of Greene, Norpel and Jesse (Shaff, Milligan and Robinson). A bill for an act relating to temporary services by retired Supreme Court judges, quorum, and divisions of the Supreme Court.	
Subcommittee, DeKoster, Potter, and Coleman	213
Committee report	303
Recommended passage	303
Committee report adopted	349
Passed Senate. Ayes 45, nays none	249
Explanation of votes	369
Signed by President	571
38 By Knoke, Schroeder, Clark of Lee, Millen, Danker and Butler. A bill for an act relating to salaries for deputy sheriffs in counties where district court is held in two places.	
Returned to county government ..	18
Subcommittee, Orr, Taylor, and Tieden	108
Committee report	1058
Recommended passage	1058
Committee reports adopted	1524
Passed Senate. Ayes 46, nays none	1524
Signed by President	1735
45 By Transportation. A bill for an act relating to the transfer of jurisdiction or sale of real estate between state agencies and political subdivisions of the state.	
Returned to state government ..	18
46 By Grassley. A bill for an act relating to snow tires used on designated snow routes.	
Returned to judiciary	18
Committee report	67
Recommended passage	67
Committee reports adopted	100
Placed on calendar under unfinished business	101

H. F.	Page
Subcommittee, DeKoster, Potter, and Coleman	213
Re-referred to judiciary	1327
59 By Transportation. A bill for an act relating to changes in roads, streams, or dry runs giving the state highway commission powers similar to the board of supervisors, and making chapter four hundred fifty-five A (455A) of the Code applicable.	
Returned to state government ...	18
Committee report	858
Recommended passage	858
Committee reports adopted	1130
Passed Senate. Ayes 43, nays 1 ..	1130
Explanation of vote	1173
Signed by President	1230
67 By Oakley (Kelly). A bill for an act relating to expert witness fees.	
Received, passed on file	91
Referred to judiciary	106
Subcommittee, Coleman, Shaw, and Riley	213
Committee report	789
Recommended passage	789
78 By Doyle. A bill for an act relating to deduction of debts for inheritance tax purposes.	
Returned to ways and means	18
Subcommittee, Plymat, Curtis, and Rodgers	213
92 By Doyle. A bill for an act relating to pleas of no contest in the trial of nonindictable motor vehicle offenses.	
Received, passed on file	1264
Referred to judiciary	1296
95 By Doyle. A bill for an act relating to the penalty for contributing to the delinquency or dependency of a minor child.	
Subcommittee, McCartney, Kelly, and Glenn	213
98 By Freeman. A bill for an act to allow school boards, county school boards, area school boards, the state board of regents and the state board of public instruction to provide group contracts, and the board for the educational radio and television facility to provide group or individual contracts, for tax-sheltered annuities to employees.	
Subcommittee, Curtis, Hultman, and Priebe	285
Committee report	324
Recommended amendment, passage	324
Committee amendment S. 2144 filed	324
Amendment S. 2145 filed	327
Amendment S. 2189 filed	424

H. F.	Page
Amendment S. 2188 filed	425
Amendment S. 2211 filed	457
Amendment S. 2210 filed	459
Amendment S. 2491 filed	846
Committee report adopted	309
Amendment S. 2188 adopted	910
Amendment S. 2210 withdrawn	910
Committee amendment S. 2114 adopted	910
Amendment S. 2145 adopted	910
Amendment S. 2189 adopted	912
Amendment S. 2211 withdrawn	912
Amendment S. 2491 adopted	912
Amendment S. 2555 filed	912
Amendment S. 2555 lost	913
Passed Senate. Ayes 27, nays 18	913
Motion filed to reconsider vote	913
Motion to reconsider vote failed	1157
Message from House	1439
Signed by President	1735
100 By Doyle. A bill for an act relating to traffic violations used as evidence in civil judicial proceedings. Subcommittee, Potter, McCahtney, and Willits	213
117 By Ways and Means. A bill for an act relating to the judicial review of the state board of tax review. Subcommittee, Lamborn, Plymat, and Palmer	213
Committee report	369
Recommended passage	369
Committee report adopted	404
Amendment S. 2272 filed	566
Amendment S. 2272 withdrawn	600
Failed to pass Senate. Ayes 19, nays 24	600
Motion filed to reconsider vote	600
Explanation of vote	602
Explanation of vote	627
Motion to reconsider vote with- drawn	1424
125 By Judiciary and Law En- forcement (Judiciary). A bill for an act relating to provid- ing standard uniforms for county sheriffs and their de- puties. Subcommittee, Ramsey, DeKoster, and Kennedy	213
Committee report	893
Recommended passage	893
Amendment S. 2597 filed	1060
Committee report adopted	1109
Amendment S. 2597 adopted	1109
Amendment S. 69 adopted	1110
Amendment S. 82 adopted	1110
Amendment S. 80 lost	1110
Passed Senate. Ayes 43, nays 2	1110
Message from House	1168
Signed by President	1381
146 By Mendenhall, Tofte, Nor- pel, Schroeder, Edelen, Knoke, Wyckoff, Peterson, Griffee, Horn, Husak and Egenes. A bill for an act relating to an increase in certain county fees. Returned to county government	18
Subcommittee, Gallagher, Ken- nedy, and Miller of Marshall	108
Committee report	1006

H. F.	Page
Recommended passage	1006
Amendment S. 2928 filed	1816
155 By Transportation. A bill for an act relating to the sale of unused right of way by the state highway com- mission by land contract, providing for the payment of interest thereon, and the taxation of land sold on con- tract. Subcommittee, Murray, Schwen- gels, and Hill	108
Committee report	745
Recommended passage	745
Amendment S. 2826 filed	1505
Amendment S. 2824 filed	1505
Committee report adopted	1821
Amendment S. 2826 adopted	1821
Amendment S. 2964 filed	1821
Amendment S. 2964 adopted	1821
Point of order raised	1822
Ruled out of order S. 2824	1822
Passed Senate. Ayes 43, nays none	1822
Signed by President	2078
157 By Natural Resources. A bill for an act repealing pro- vision of the code relating to the shipping, transferring, and sale of skins and hides. Committee report	789
Recommended passage	789
158 By Natural Resources. A bill for an act relating to fish and game. Committee report	1268
Recommended amendment, pas- sage	1268
Committee amendment S. 2703	1268
Committee report adopted	2029
Committee amendment S. 2703 adopted	2029
Passed Senate. Ayes 39, nays 3	2029
Explanation of vote	2076
Message from House	2038
Signed by President	2078
160 By Natural Resources. A bill for an act relating to liability for the unlawful de- struction, taking, or posses- sion of wildlife owned by the state, and imposing civil damages. Committee report	482
Recommended amendment, pas- sage	482
Committee amendment S. 2230	432
Committee report adopted	713
Placed on calendar under un- finished business	714
Committee amendment S. 2230 adopted	1139
Passed Senate. Ayes 33, nays 8	1140
Explanation of votes	1173
Signed by President	1514
170 By Human Resources. A bill for an act relating to escaped convicts. Returned to judiciary	18
Committee report	68
Recommended passage	68
Committee reports adopted	101

SENATE RECORD OF HOUSE BILLS

2185

H. F.	Page
Amendment S. 2021 filed	101
Amendment S. 2021 adopted	101
Subcommittee, Potter, McCartney, and Willits	213
Passed Senate. Ayes 44, nays none	101
Signed by President	571
173 By Peterson, Fullerton and Wyckoff. A bill for an act relating to the fees and mileage of jurors.	
Subcommittee, Coleman, Shaw, and Riley	213
Amendment S. 2114 filed	254
Committee report	1267
Recommended passage	1267
Committee report adopted	2030
Amendment S. 2114 adopted	2030
Passed Senate. Ayes 40, nays 3	2030
Explanation of vote	2076
Message from House	2038
Signed by President	2078
177 By Bennett. A bill for an act increasing the interest penalty on delinquent prop- erty taxes.	
Received, passed on file	268
Referred to ways and means	293
Subcommittee, Curtis, Orr, and Van Gilst	341
Committee report	656
Recommended amendment, pas- sage	656
Committee amendment S. 2329	657
Committee report adopted	848
Committee amendment S. 2329 adopted	850
Passed Senate. Ayes 30, nays 16	850
Explanation of vote	968
Signed by President	1184
190 By Transportation. A bill for an act relating to unlaw- ful truck speed limits.	
Returned to commerce	18
Committee report	79
Recommended passage	79
Committee reports adopted	105
Placed on calendar under un- finished business	105
Re-referred to commerce	218
204 By Agriculture. A bill for an act relating to minimum percentages of plant nutri- ents in fertilizers.	
Subcommittee, Taylor, Priebe, and Van Gilst	213
215 By Doyle, Middleswart, Ful- lerton, Bortell, Egenes, Steph- ens, Newhard, Edelen, Tofte and Miller of Calhoun. A bill for an act relating to the quality of the pipe used for water well construction and providing a penalty for vio- lations.	
Subcommittee, Miller of Marshall, Heying and Miller of Des Moines	285
Committee report	789
Recommended passage	789
Amendment S. 2518 filed	895
Committee report adopted	1325
Amendment S. 2518 adopted	1326

H. F.	Page
Passed Senate. Ayes 38, nays none	1326
Message from House	439
Signed by President	2078
230 By Drake, Edelen, Knoke, Stanley, Cochran, Miller of Buchanan, Carr, Lipsky, Cou- ors, O'Halloran, Jesse, Egenes, Poncy, Newhard, Bittle, Doyle, Lippold, Fisher of Greene, Small, Roorda, Bortell, Horn, Brunow, Fitzgerald, Hill, Butler, Oakley, Cusack, Clark of Dubuque, Holden, Dunton, Junker, Dunlap, Mennenga, Patchett, Rinas, Griffee, Wulff, Readinger and Kiser. A bill for an act to create a state department of transportation by transferring certain duties of the state highway commis- sion, Iowa aeronautics com- mission, Iowa reciprocity board, Iowa state commerce commission, and the depart- ment of public safety to a state department of trans- portation, and making co- ordinating amendments to the Code, including penalty pro- visions.	
Subcommittee, Schwieger, Ny- strom, Hill, Schwengels, and Nolin	285
234 By Holden. A bill for an act relating to the use of eminent domain by county boards of supervisors for any secondary road.	
Subcommittee, Glenn, Kennedy, and Shaw	213
248 By Kreamer. A bill for an act relating to reporting of vehicle accidents.	
Received, passed on file	91
Referred to judiciary	106
Amendment S. 2047 filed	183
Subcommittee, Kinley, Glenn, and McCartney	213
251 By Norpel, Wyckoff and Hansen. A bill for an act re- lating to motor vehicle acci- dent records.	
Subcommittee, Kennedy, Willits, and Kelly	213
269 By Transportation. A bill for an act to change the fil- ing system on motor vehicle registration required in the department of public safety and the county treasurer's offices.	
Returned to state government ..	18
271 By County Government (County Government). A bill for an act relating to errors and omissions insurance for certain county officers and employees.	
Subcommittee, Kelly, Orr, and Ramsey	108

H. F.	Page
Committee report	1417
Recommended passage	1417
272 By Natural Resources. A bill for an act relating to the use of trotlines.	
Returned to natural resources ..	18
Committee report	285
Recommended passage	285
Committee reports adopted	298
Passed Senate. Ayes 43, nays 3 ..	298
Signed by President	571
282 By Natural Resources. A bill for an act relating to water navigation regulations.	
Returned to natural resources ..	18
Committee report	285
Recommended passage	285
Committee reports adopted	298
Passed Senate. Ayes 46, nays none ..	298
Signed by President	571
289 By Commerce. A bill for an act relating to the publications of insurance statistical information.	
Subcommittee, Rabedeaux, Briles, and Glenn	341
290 By Transportation. A bill for an act relating to the imposition of penalties for violations of vehicle laws relating to movement of oversized and overweight vehicles and loads and weights in excess of those for which the vehicle is registered.	
Returned to commerce	18
Committee report	79
Recommended passage	79
Committee reports adopted	835
Amendment S. 2490 filed	835
Amendment S. 2490 lost	835
Passed Senate. Ayes 40, nays 6 ..	836
Explanation of vote	968
Signed by President	1063
299 By Dunton, Den Herder, Avenson, Bortell, Caffrey, Brockett, Carr, Butler, Clark of Dubuque, Crabb, Griffie, Daggett, Hennessey, Danker, Horn, De Jong, Husak, Hutchins, Egenes, Jesse, Ewing, Jordan, Fischer of Grundy, Krause, Fisher of Greene, Mennenga, Fullerton, Middleswart, Grassley, Miller of Cerro Gordo, Harvey, Newhard, Lippold, Nielsen, Logue, Norland, McElroy, Norpel, Mendenhall, O'Halloran, Peterson, Rapp, Rinas, Stromer, Wells, Strothman, Woods, Tofte, Wyckoff and Wulff (Hansen, Palmer, Griffin, Kennedy, Potter, Scott, Miller of Marshall, Van Gilst, Tieden, Nolin, Lamborn, Blouin, Nystrom, Rodgers, Schwengels, Kinley, Priebe, Bergman and Robinson). A bill for an act relating to the practice of chiropractic.	

H. F.	Page
Committee report	656
Without recommendation, but with amendment	656
Placed on calendar	656
Committee amendment S. 2343 ..	656
Amendment S. 2406 filed	764
Amendment S. 2496 filed	863
Amendment S. 2513 filed	895
Amendment S. 2512 filed	896
Amendment S. 2553 filed	934
Amendment S. 2574 filed	1008
Amendment S. 2576 filed	1009
Committee report adopted	1014
Committee amendment S. 2343 adopted	1014
Amendment S. 2574 lost	1015
Amendment S. 2496 adopted	1015
Amendment S. 2576 lost	1018
Amendment S. 2512 lost	1018
Amendment S. 2553 lost	1019
Amendment S. 2406 lost	1019
Point of order raised	1019
Amendment S. 2513 adopted	1020
Amendment S. 2582 filed	1020
Point of order raised	1021
Amendment S. 2582 adopted	1021
Motion filed to reconsider vote ..	1021
Motion to reconsider vote failed ..	1022
Motion filed to reconsider vote ..	1022
Motion to reconsider vote failed ..	1023
Passed Senate. Ayes 37, nays 11 ..	1023
Motion filed to reconsider vote ..	1023
Motion to reconsider vote prevailed ..	1158
Amendment S. 2648 filed	1159
Amendment S. 2657 filed	1159
Amendment division S. 2657A adopted	1160
Amendment division S. 2657B adopted	1160
Amendment S. 2658 filed	1160
Amendment S. 2658 adopted	1160
Amendment S. 2648 adopted	1160
Passed Senate. Ayes 36, nays 11 ..	1160
Explanation of vote	1262
Signed by President	2078
306 By Bittle, Nielsen, Rapp and Mendenhall (Milligan). A bill for an act relating to the recording of liens.	
Received, passed on file	444
Referred to county government ..	471
Committee report	491
Recommended passage	491
Amendment S. 2459 filed	831
Amendment S. 2497 filed	863
Amendment S. 2517 filed	896
Referred to judiciary	942
308 By Transportation. A bill for an act relating to definition of vehicle and legalizing the operation of existing motor vehicles with van boxes fastened thereon.	
Returned to commerce	19
Committee report	79
Recommended passage	79
Amendment S. 2275 filed	566
Committee reports adopted	653
Amendment S. 2275 adopted	653
Passed Senate. Ayes 40, nays 6 ..	653
Message from House, with amendment	914
Senate concurred	972
Passed Senate. Ayes 40, nays 2 ..	972

SENATE RECORD OF HOUSE BILLS

2187

H. F.	Page
Explanation of vote	1006
Signed by President	1184
 310 By Natural Resources. A bill for an act relating to trout stamps	
Committee report	483
Recommended passage	483
Committee report adopted	714
Placed on calendar under unfinished business	714
Amendment S. 2639 filed	1121
Amendment S. 2639 adopted	1166
Passed Senate. Ayes 46, nays 1 ..	1166
Explanation of vote	1202
Message from House	1261
Signed by President	1381
 325 By Edelen, Millen, McCormick, Mendenhall, Fisher of Greene, Cusack, and Nielsen. A bill for an act to clarify the authority of podiatrists to continue to prescribe and dispense prescription drugs including controlled substances.	
Referred to human resources	25
Committee report	80
Recommended passage	80
Committee report adopted	110
Amendment S. 922 withdrawn ..	110
Amendment S. 979 withdrawn ..	110
Passed Senate. Ayes 35, nays none	111
Signed by President	416
 335 By Hill (Riley). A bill for an act relating to annual reports of cooperative associations.	
Committee report	325
Recommended passage	325
Subcommittee, Kinley, Taylor, and Hultman	341
Committee report adopted	362
Passed Senate. Ayes 48, nays none	363
Signed by President	571
 343 By Doyle. A bill for an act relating to the implied consent test for alcohol making certain acts illegal and providing a penalty for their commission.	
Subcommittee, Kinley, Glenn, and McCartney	213
Committee report	1584
Recommended amendment, passage	1584
Committee amendment S. 2865 ..	1584
Committee report adopted	1962
Committee amendment S. 2865 ..	1963
Passed Senate. Ayes 43, nays none	1963
Message from House	1991
Signed by President	2078
 356 By Oakley. A bill for an act relating to the dissemination of autopsy records.	
Subcommittee, Kelly, Ramsey, and Kinley	213
 363 By State Government. A bill for an act relating to the management of state	

H. F.	Page
records and making an appropriation.	
Received, passed on file	137
Referred to state government ..	174
Subcommittee, Shaw, Nolin, and Murray	213
Committee report	790
Recommended amendment, passage	790
Committee amendment S. 2436 ..	790
Committee report adopted	1824
Committee amendment S. 2436 adopted	1824
Passed Senate. Ayes 46, nays 1 ..	1825
Message from House, with amendment	1913
Senate concurred	1940
Passed Senate. Ayes 43, nays none	1940
Signed by President	2078
 384 By Natural Resources. A bill for an act creating an advisory committee to the chemical technology commission of the department of environmental quality.	
Committee report	1268
Recommended passage	1268
 388 By Human Resources. A bill for an act relating to public employee leave of absence with pay.	
Committee report	138
Recommended passage	139
Fiscal note SCS	
Substituted for SF 164	185
Committee report adopted	186
Amendment S. 2057 filed	186
Amendment S. 2057 adopted	186
Passed Senate. Ayes 48, nays none	186
Signed by President	571
 392 By Commerce. A bill for an act relating to the annual statement of insurance companies.	
Subcommittee, Hultman, Rodgers, and Briles	385
Committee report	380
Recommended amendment, passage	580
Committee amendment S. 2294 ..	580
Committee report adopted	730
Committee amendment S. 2294 adopted	730
Passed Senate. Ayes 45, nays none	730
Explanation of vote	744
Signed by President	1063
 407 By Edelen. A bill for an act relating to county contracts requiring bids.	
Received, passed on file	283
Referred to county government ..	293
Subcommittee, Miller of Des Moines, Ramsey, and Taylor ..	341
Committee report	720
Recommended passage	720
 414 By Hutchins. A bill for an act permitting a flashing blue light to be used on a fire-fighting vehicle.	

H. F.	Page
Subcommittee, Nolin, Schwengels, and Nystrom	108
Committee report	745
Recommended amendment, passage	745
Committee amendment S. 2424	745
Committee report adopted	1131
Committee amendment S. 2424 adopted	1133
Passed Senate. Ayes 40, nays none	1133
Explanation of votes	1173
Message from House	1327
Signed by President	1514
416 By Holden and Hill (Hansen, Briles, Doderer, Miller of Marshall, and Robinson). A bill for an act relating to the internship requirements of physicians and surgeons and osteopathic physicians and surgeons.	
Subcommittee, Plymat, Coleman, and Miller of Des Moines	213
Committee report	690
Recommended passage	690
Committee report adopted	736
Passed Senate. Ayes 44, nays none	736
Motion filed to reconsider vote	743
Explanation of vote	787
Amendment S. 2457 filed	806
Motion to reconsider vote prevailed	804
Amendment S. 2457 adopted	905
Passed Senate. Ayes 43, nays none	905
Signed by President	1184
425 By Caffrey. A bill for an act relating to pensions.	
Subcommittee, Winkelman, Nolin, and Hansen	108
Committee report	746
Recommended passage	746
Committee report adopted	2031
Passed Senate. Ayes 37, nays 3	2031
Explanation of vote	2076
Signed by President	2078
453 By Monroe, Wyckoff, Middleswart, Schroeder and Caffrey (Miller of Des Moines, Kennedy, Potter, Coleman, Griffin, Blouin, DeKoster, Willits, McCartney, Junkins, Heying and Gallagher). A bill for an act relating to administration of small estates.	
Received, passed on file	283
Referred to judiciary	293
Committee report	303
Recommended passage	303
Subcommittee, Coleman, Shaw, and Riley	341
Amendment S. 2224 filed	473
Committee report adopted	708
Amendment S. 2224 adopted	709
Placed on calendar under unfinished business	709
Amendment S. 2392 filed	722
Amendment S. 2393 filed	722
Amendment S. 2392 adopted	805
Point of order raised	906
Ruled out of order S. 2393	906

H. F.	Page
Passed Senate. Ayes 47, nays none	906
Signed by President	1184
462 By Education. A bill for an act relating to municipal tort claims.	
Referred to schools	25
Committee report	109
Recommended passage	109
Committee report adopted	200
Amendment S. 2068 filed	200
Amendment S. 2068 adopted	200
Point of order raised	200
Referred to judiciary	200
Amendment S. 2073 filed	214
Subcommittee, Glenn, Kennedy, and Shaw	341
Committee report	789
Recommended amendment, passage	789
Committee amendment S. 2451	789
Committee report adopted	1326
Committee amendment S. 2451 adopted	1327
Ruled out of order S. 2073	1327
Passed Senate. Ayes 40, nays none	1327
Message from House	1439
Signed by President	2078
475 By Anderson, Strothman, West, Pellett, Stephens, Danker, Husak, Wyckoff, Daggett, Miller of Cerro Gordo, Brockett, Clark of Dubuque, Menke, Dunlap, Crabb, Tofte, Kiser, Ewing, Millen, Connors, Schroeder, Middleswart, Brinck, Harper, Dunton, Fisher of Greene, Hansen, Nielsen, Miller of Calhoun, Branstad, Fischer of Grundy, Bortell, Peterson, Fullerton, Den Herder, McElroy, Weiden and Stromer. A bill for an act relating to inheritance tax exemptions and inheritance tax on property passing by right of survivorship to a surviving spouse.	
Received, passed on file	511
Referred to ways and means	555
Amendment S. 2284 filed	592
Amendment S. 2283 filed	592
Amendment S. 2301 filed	609
Amendment S. 2317 filed	630
Amendment S. 2325 filed	638
Subcommittee, Van Glist, Lamborn, and Curtis	841
Fiscal note SCS	
Fiscal note SCS	
Amendment S. 2863 filed	1585
489 By Hargrave. A bill for an act relating to the testing for sickle cell anemia and providing a penalty.	
Subcommittee, Murray, Doderer, and Plymat	481
Committee report	690
Recommended amendment, passage	690
Committee amendment S. 2364	690
Committee report adopted	737

H. F.	Page
Committee amendment S. 2364 adopted	738
Passed Senate. Ayes 42, nays none	738
Explanation of vote	787
Signed by President	1184
501 By Lipsky. A bill for an act relating to the establishment of zoos or zoological gardens and authorizing the levy of taxes and the issuance of bonds therefor.	
Received, passed on file	820
Referred to ways and means	841
Subcommittee, Schwengels, Palmer and Griffin	978
Committee report	1174
Recommended passage	1174
Committee report adopted	1213
Amendment S. 2677 filed	1213
Amendment S. 2677 adopted	1213
Passed Senate. Ayes 40, nays 3	1213
Explanation of vote	1265
Message from House	1385
Signed by President	1514
508 By Human Resources. A bill for an act to terminate the operation of the Iowa Annie Wittenmyer Home and to require the department of social services to submit to the General Assembly a proposal for disposition of the home's physical facilities.	
Subcommittee, Miller of Des Moines, Andersen, and Coleman	213
526 By Commerce. A bill for an act relating to the examination of insurance companies.	
Returned to commerce	19
Committee report	79
Recommended passage	79
Committee report adopted	199
Passed Senate. Ayes 41, nays none	199
Signed by President	571
531 By Grassley. A bill for an act abolishing the revolutionary war memorial commission.	
Subcommittee, Nystrom, Hansen, and Robinson	109
Committee report	746
Recommended passage	747
Committee report adopted	1324
Passed Senate. Ayes 40, nays none	1324
Signed by President	1514
543 By Natural Resources. A bill for an act relating to the accounting of license sale date for county recorders.	
Committee report	483
Recommended passage	483
Committee report adopted	714
Passed Senate. Ayes 48, nays none	715
Signed by President	1063
550 By Agriculture. A bill for an act to provide standards	

H. F.	Page
for the care of animals in animal shelters, pounds, and pet shops, and to regulate dealers, animal wardens, boarding kennels, commercial kennels, hobby kennels, public auctions, and commercial breeders, and provide penalties for violations.	
Received, passed on file	323
Referred to agriculture	339
Committee report	379
Recommended amendment, passage	379
Committee amendment S. 2171	379
Subcommittee, Briles, Schaben, and Miller of Marshall	409
Amendment S. 2222 filed	473
Amendment S. 2256 filed	543
Amendment S. 2262 filed	566
Amendment S. 2263 filed	567
Amendment S. 2260 filed	568
Committee report adopted	854
Amendment division S. 2260A withdrawn	856
Amendment division S. 2260C withdrawn	856
Amendment division S. 2260D adopted	856
Placed on calendar under unfinished business	857
Amendment S. 2510 filed	863
Amendment S. 2509 filed	863
Amendment S. 2498 filed	864
Amendment S. 2503 filed	864
Amendment division S. 2260B lost	885
Amendment S. 2503 lost	885
Committee amendment S. 2171 adopted	885
Amendment S. 2256 adopted	886
Motions filed to reconsider vote	886
Motion to reconsider vote prevailed	826
Motion to reconsider vote prevailed	887
Amendment division S. 2260B adopted	888
Motion filed to reconsider vote	888
Motion to reconsider vote prevailed	888
Amendment division S. 2260D lost	888
Committee amendment S. 2171 adopted	888
Amendment S. 2262 withdrawn	888
Amendment S. 2263 withdrawn	888
Amendment S. 2509 withdrawn	888
Amendment S. 2510 lost	888
Amendment S. 2515 filed	888
Amendment division S. 2515A lost	889
Amendment division S. 2515B withdrawn	889
Amendment S. 2525 filed	889
Amendment S. 2526 filed	890
Amendment S. 2526 adopted	890
Amendment S. 2525 adopted	890
Amendment S. 2222 withdrawn	890
Amendment S. 2498 adopted	890
Passed Senate. Ayes 36, nays 5	890
Explanation of vote	968
Explanation of vote	1084
Signed by President	1381
553 By County Government. A bill for an act relating to the	

H. F.	Page
employment of county relief recipients on government-owned properties, parks, and recreation centers in payment for and as a condition of granting relief.	
Received, passed on file	202
Referred to human resources	232
Subcommittee, Murray, Doderer, and Gluba	341
555 By Harvey. A bill for an act relating to the liability for support for patients at a hospital-school or special unit and liability for support of mentally ill persons.	
Received, passed on file	253
Referred to human resources	293
Subcommittee, Burroughs, Andersen, and Miller of Des Moines.	341
Committee report	581
Recommended passage	581
Committee report adopted	731
Passed Senate. Ayes 47, nays none	731
Explanation of vote	744
Signed by President	1063
569 By Grassley. A bill for an act relating to the statute of limitations governing school fund mortgages.	
Subcommittee, Taylor, Griffin, and Kennedy	109
Committee report	790
Recommended passage	790
Committee report adopted	1521
Passed Senate. Ayes, 40, nays none	1521
Explanation of vote	1541
Signed by President	1735
571 By Natural Resources. A bill for an act relating to the leasing of property under the jurisdiction of the state conservation commission.	
Subcommittee, Kelly, Gallagher, and Miller of Marshall	285
595 By Dunton. A bill for an act relating to an appropriation for the repair, restoration and reconstruction of the buildings and grounds known as Terrace Hill and authorizing the sale of the governor's mansion to provide necessary funds.	
Referred to appropriations	25
Subcommittee, state department.	109
Committee report	1503
Recommended amendment, passage	1503
Committee amendment S. 2831	1503
Amendment S. 2834 filed	1545
Amendment S. 2839 filed	1546
Point of order raised	1568
Amendment S. 2834 lost	1569
Amendment division S. 2839A adopted	1569
Amendment division S. 2839B adopted	1569
Amendment division S. 2839C lost	1569
Amendment S. 2861 filed	1569
Point of order raised	1569

H. F.	Page
Amendment S. 2861 lost	1570
Committee amendment S. 2831 adopted	1570
Ruled out of order S. 1020	1570
Motion to reconsider ruled out of order	1570
Passed Senate. Ayes 30, nays 17.	1570
Message from House	1873
Signed by President	2078
610 By Cities and Towns. A bill for an act relating to cities by correcting certain errors, eliminating conflicting provisions, providing equal levies for a symphony orchestra or band, and clarifying certain requirements in the city code of Iowa.	
Received, passed on file	444
Referred to cities and towns	471
628 By State Government. A bill for an act allowing the director of the Iowa beer and liquor control department to establish, with the approval of the Iowa beer and liquor control council, state liquor stores at any location in the state deemed logical and feasible and eliminating the restriction that state liquor stores may be established only in incorporated cities or towns.	
Returned to state government	19
637 By Commerce. A bill for an act amending the Iowa banking act relating to permissible investments by banks, live-stock loans by banks, and investments of fiduciary accounts by banks.	
Returned to commerce	19
Committee report	80
Recommended passage	80
Committee reports adopted	113
Point of order raised	114
Ruled out of order S. 716	114
Passed Senate. Ayes 45, nays none	114
Signed by President	416
639 By Commerce. A bill for an act relating to the annual certificate of authority of insurance companies.	
Returned to commerce	19
Committee report	80
Recommended passage	80
Committee reports adopted	111
Passed Senate. Ayes 39, nays none	111
Signed by President	416
648 By Ways and Means. A bill for an act relating to a local fuel tax, providing for state administration, and providing penalties.	
Subcommittee, Potter, Griffin, and Van Gilst	213
650 By Commerce. A bill for an act relating to the chairman of the commerce commission.	
Returned to commerce	19

SENATE RECORD OF HOUSE BILLS

2191

H. F.	Page
658 By Cities and Towns. A bill an act relating to the membership of municipal planning and zoning commissions and boards of adjustment.	
Returned to cities and towns	19
Subcommittee, Griffin, Potter, and Willits	213
Committee report	655
Recommended passage	655
Amendment S. 2443 filed	807
Committee reports adopted	1490
Amendment S. 2443 lost	1490
Passed Senate. Ayes 39, nays 3	1490
Explanation of vote	1541
Signed by President	1735
659 By County Government. A bill for an act redesignating county homes as county care facilities, and revising the laws governing operation of those facilities.	
Special order	176
Committee report adopted	176
Amendment division S. 1019A lost	177
Amendment S. 2050 filed	177
Amendment S. 2050 lost	177
Amendment division S. 1019B lost	177
Amendment S. 2051 filed	177
Amendment S. 2051 lost	178
Amendment S. 2052 filed	178
Amendment S. 2052 lost	178
Passed Senate. Ayes 37, nays 9	178
Motion filed to reconsider vote	195
Amendment S. 2184 filed	414
Motion to reconsider vote failed	498
Explanation of vote	627
Signed by President	725
664 By Cities and Towns. A bill for an act relating to the installation of automatic fire extinguishing systems in high-rise buildings, and providing penalties.	
Received, passed on file	291
Referred to cities and towns	302
Amendment S. 2136 filed	306
Amendment S. 2142 filed	316
Subcommittee, Plymat, Scott, and Miller of Marshall	341
Amendment S. 2318 filed	630
Amendment S. 2360 filed	694
Amendment S. 2448 filed	867
Committee report	821
Recommended amendment, passage	821
Amendment S. 2813 filed	1448
671 By Transportation. A bill for an act relating to the overall length of combinations of vehicles.	
Subcommittee, Nystrom, Schwengels, and Junkins	109
Committee report	326
Recommended amendment, passage	326
Committee amendment S. 2146	326
Amendment S. 2180 filed	399
Amendment S. 2202 filed	445
Committee report adopted	447

H. F.	Page
Committee amendment S. 2146 lost	448
Amendment S. 2180 lost	448
Amendment S. 2202 lost	449
Amendment S. 2207 filed	450
Amendment S. 2207 lost	450
Amendment S. 2208 filed	450
Amendment S. 2208 lost	451
Amendment S. 2209 filed	451
Amendment S. 2209 lost	452
Passed Senate. Ayes 26, nays 23	452
Motion filed to reconsider vote	452
Motion to reconsider vote laid on table	452
Motion to reconsider vote laid on table prevailed	453
Explanation of vote	471
Signed by President	571
672 By Transportation. A bill for an act relating to eminent domain procedures.	
Referred to state government	25
Committee report	174
Recommended passage	174
Amendment S. 2048 filed	184
Substituted for S.F. 566	198
Committee report adopted	198
Placed on calendar under unfinished business	199
Subcommittee, Murray, Schwengels, and Nolin	213
Amendment S. 2071 filed	214
Amendment S. 2072 filed	214
Amendment S. 2070 filed	215
Amendment S. 2069 filed	215
Amendment S. 2048 adopted	219
Amendment S. 2070 adopted	219
Point of order raised	220
Ruled germane S. 2069	220
Amendment S. 2078 filed	220
Amendment S. 2078 adopted	220
Amendment S. 2082 filed	220
Amendment S. 2082 adopted	220
Amendment S. 2069 adopted	221
Amendment S. 2079 filed	225
Amendment S. 2097 filed	236
Motion filed to reconsider vote	368
Amendment S. 2138 filed	306
Amendment S. 2251 filed	544
Amendment S. 2298 filed	609
Amendment S. 2341 filed	666
Amendment S. 2331 filed	667
Amendment S. 2079 adopted	1231
Amendment S. 2072 adopted	1231
Amendment S. 2071 withdrawn	1231
Point of order raised	1231
Ruled out of order S. 2341	1231
Point of order raised	1232
Ruled out of order S. 2331	1232
Amendment S. 2138 lost	1233
Amendment S. 2097 adopted	1234
Amendment S. 2683 filed	1234
Amendment S. 2683 adopted	1234
Amendment S. 2685 filed	1234
Motion filed to reconsider vote	1234
Motion to reconsider vote prevailed	1234
Amendment S. 2298 withdrawn	1234
Amendment S. 2689 filed	1235
Amendment S. 2689 adopted	1235
Amendment S. 2688 filed	1235
Amendment S. 2688 lost	1235
Re-referred to state government	1236
Amendment S. 2691 filed	1242
Amendment S. 2690 filed	1242

H. F.	Page
674 By Natural Resources. A bill for an act relating to the cost of uniforms for county conservation officers and employees.	
Returned to natural resources	19
Committee report	285
Recommended passage	285
Committee reports adopted	353
Passed Senate. Ayes 46, nays 1	359
Signed by President	571
680 By Human and Industrial Relations. A bill for an act relating to unemployment compensation coverage for state employees in the General Assembly and providing for retroactive application.	
Received, passed on file	22
Referred to human and industrial relations	25
Subcommittee, Ramsey, Bergman, and Gluba	285
684 By Transportation. A bill for an act relating to the movement of grain storage structures on the highways.	
Returned to agriculture	19
Subcommittee, Briles, Priebe, and Rabedeaux	285
Committee report	1390
Recommended passage	1390
686 By Human and Industrial Relations. A bill for an act relating to the maximum hours a railway company employee may work.	
Subcommittee, Bergman, Robinson, and Gallagher	285
700 By State Government. A bill for an act to add methaqualone to the list of schedule II controlled substances established by the uniform controlled substances act.	
Subcommittee, DeKoster, Potter, and Coleman	213
708 By State Government. A bill for an act relating to licensing and regulation of hearing aid dealers, appropriating license fees for purposes of administration, providing penalties for a violation, and to provide an appropriation.	
Received, passed on file	1535
Referred to appropriations	1580
Subcommittee, state department	1673
Committee report	1925
Recommended passage	1925
Committee report adopted	1942
Passed Senate. Ayes 47, nays none	1943
Signed by President	2078
713 By Natural Resources. A bill for an act relating to the sale of game and providing penalties.	
Received, passed on file	268
Referred to natural resources	269

H. F.	Page
Subcommittee, Tieden, Miller of Des Moines, and Winkelman	341
Committee report	483
Recommended passage	483
Committee report adopted	715
Placed on calendar under unfinished business	715
Passed Senate. Ayes 40, nays 1	1140
Explanation of votes	1173
Signed by President	1230
719 By Cities and Towns. A bill for an act relating to the financing of industrial and agricultural projects including pollution control facilities by cities, towns and counties.	
Received, passed on file	1170
Amendment S. 2738 filed	1335
Amendment S. 2851 filed	1546
Amendment S. 2869 filed	1585
Amendment S. 2917 filed	1721
Substituted for S.F. 1348	2031
Amendment S. 2851 withdrawn	2031
Amendment S. 2869 lost	2052
Amendment S. 2917 adopted	2032
Amendment S. 2738 adopted	2033
Amendment S. 3030 filed	2023
Amendment S. 3030 lost	2033
Passed Senate. Ayes 33, nays 9	2033
Explanation of vote	2076
Message from House	2038
Signed by President	2078
733 By State Government. A bill for an act relating to the practice of medicine and surgery, osteopathic medicine and surgery, and osteopathy and providing penalties.	
Received, passed on file	203
Referred to state government	232
Amendment S. 2096 filed	236
Subcommittee, Shaw, Hansen, and Hill	285
Committee report	747
Recommended passage	747
Amendment S. 2456 filed	807
Committee report adopted	1324
Amendment S. 2096 adopted	1324
Amendment S. 2456 adopted	1325
Passed Senate. Ayes 40, nays none	1325
Message from House	1439
Signed by President	2078
753 By Education. A bill for an act relating to confidential communications with certified guidance counselors.	
Received, passed on file	624
Referred to schools	636
Subcommittee, Shaw, Andersen, and Orr	841
Committee report	1331
Recommended passage	1331
Committee report adopted	2008
Amendment S. 3015 filed	2008
Amendment S. 3015 adopted	2008
Passed Senate. Ayes 41, nays 4	2009
Message from House	2028
Signed by President	2078
771 By Ways and Means. A bill for an act specifying the end-	

SENATE RECORD OF HOUSE BILLS

2193

H. F.	Page
ing date of the Vietnam conflict for the purpose of the military service tax exemption, requiring a minimum period of active duty in order to qualify for the military service tax exemption, and providing that active duty for training only shall not be regarded as active duty for the purpose of the military service tax exemption.	
Subcommittee, Hill, Schwengels, and Griffin	214
Committee report	1059
Recommended passage	1059
Amendment S. 2616 filed	1085
Amendment S. 2618 filed	1099
Committee report adopted	1105
Point of order raised	1105
Ruled out of order S. 2618	1105
Placed on calendar under unfinished business	1106
Amendment S. 2622 filed	1121
Fiscal note SCS	
 772 By Ways and Means. A bill for an act relating to the effective dates of chapters one thousand twenty (1020) and one thousand eighty-eight (1088), Acts of the Sixty-fourth General Assembly, 1972 session.	
Subcommittee, Griffin, Curtis, and Potter	214
 773 By Ways and Means. A bill for an act relating to expenditures for capital improvements by a board of supervisors.	
Subcommittee, Orr, Curtis, and Rodgers	214
Committee report	657
Recommended amendment, passage	657
Committee amendment S. 2330 ..	658
Amendment S. 2400 filed	765
Amendment S. 2454 filed	807
Amendment S. 2463 filed	831
Committee report adopted	850
Amendment S. 2400 adopted	851
Committee amendment S. 2330 adopted	851
Amendment S. 2499 filed	851
Amendment S. 2499 adopted	852
Amendment S. 2500 filed	852
Amendment S. 2500 adopted	852
Amendment S. 2463 lost	852
Point of order raised	854
Amendment S. 2506 filed	864
Amendment S. 2506 adopted	870
Amendment S. 2454 adopted	870
Passed Senate. Ayes 36, nays 7 ..	870
Explanation of vote	968
Signed by President	1184
 787 By Ways and Means. A bill for an act making a correction to House File one hundred eighty-six (186) of the 1973 session of the Sixty-fifth General Assembly.	
Subcommittee, Schwengels, Curtis, and Van Gilst	214
Committee report	483

H. F.	Page
Recommended passage	484
Committee report adopted	574
Passed Senate. Ayes 43, nays none	574
Signed by President	725
 1003 By Doyle. A bill for an act to impose penalties for failure of interstate carriers to register interstate commerce commission authority with the Iowa commerce commission.	
Received, passed on file	1116
Referred to commerce	1145
Subcommittee, Kinley, Curtis, and Briles	1673
Committee report	1989
Recommended passage	1989
 1016 By Brockett and Roorda (Curtis and Plymat). A bill for an act relating to the appropriation for the construction of a state office building.	
Received, passed on file	455
Referred to appropriations	471
Subcommittee, state departments. 481	
Committee report	1609
Recommended amendment, passage	1609
Committee amendment S. 2891	1609
Amendment S. 2900 filed	1674
Committee report adopted	1690
Committee amendment S. 2891 lost	1691
Amendment S. 2900 adopted	1691
Passed Senate. Ayes 35, nays 11 ..	1691
Explanation of vote	1814
Message from House	1811
Signed by President	2078
 1028 By Ways and Means. A bill for an act relating to implementation of the change in the dates of the fiscal year to July first through June thirtieth and correcting conflicting statutes.	
Received, passed on file	300
Referred to ways and means	213
Subcommittee, Potter, Curtis, and Schwengels	409
Committee report	842
Recommended amendment, passage	842
Committee amendment S. 2492 ..	842
Committee amendment S. 2493 ..	842
Committee report adopted	901
Committee amendment S. 2493 adopted	901
Committee amendment S. 2492 lost	902
Amendment S. 2556 filed	934
Amendment S. 2552 filed	935
Motion filed to reconsider vote ..	937
Motion to reconsider vote prevailed	937
Amendment S. 2552 adopted	938
Amendment S. 2492 adopted	938
Amendment S. 2556 adopted	939
Amendment S. 2557 filed	939
Amendment S. 2557 adopted	940
Amendment S. 2559 filed	940
Amendment S. 2559 lost	940

H. F.	Page	H. F.	Page
Failed to pass Senate. Ayes 24, nays 23	940	Amendment S. 2993 withdrawn	1993
Call of the Senate requested	943	Amendment S. 2995 adopted	1994
Call of the Senate	943	Amendment S. 2991 withdrawn	1994
Motion filed to reconsider vote	943	Passed Senate. Ayes 44, nays none	1294
Motion to reconsider vote pre- vailed	944	Message from House	2005
Passed Senate. Ayes 27, nays 22	944	Signed by President	2078
Explanation of vote	977	1046 By Transportation. A bill for an act relating to the use of warning devices.	
Message from House	1056	Received, passed on file	248
Call of the Senate lifted	1091	Referred to commerce	269
Senate insisted	1092	Subcommittee, McCartney, Curtis, and Palmer	341
Conference committee appointed	1092	Committee report	581
Conference committee report	1649	Recommended passage	581
Message from House	1693	Committee report adopted	732
Conference committee report adopted	1702	Passed Senate. Ayes 46, nays 1	732
Passed Senate. Ayes 44, nays none	1702	Explanation of vote	744
Explanation of vote	1814	Signed by President	1063
Signed by President	2078	1052 By Transportation (State Government). A bill for an act relating to the period of time certificates of inspection of motor vehicles are valid.	
1029 By Agriculture (Curtis and Plymat). A bill for an act appropriating funds for the construction of a state agri- cultural building.		Received, passed on file	248
Received, passed on file	455	Referred to commerce	269
Referred to appropriations	471	Subcommittee, McCartney, Curtis, and Palmer	241
Amendment S. 2221 filed	473	Committee report	581
Subcommittee, state departments. Committee report	1674	Recommended passage	581
Recommended passage	1674	Committee report adopted	732
Amendment S. 2926 filed	1722	Passed Senate. Ayes 45, nays none	733
Committee report adopted	2044	Signed by President	1063
Amendment S. 2926 adopted	2044	1057 By Doyle. A bill for an act relating to the opening argu- ments of the attorney for the defense in criminal cases.	
Amendment S. 2221 lost	2045	Received, passed on file	741
Passed Senate. Ayes 44, nays 4	2045	Referred to judiciary	820
Message from House	2057	Subcommittee, Shaw, Glenn, and Coleman	1223
Signed by President	2078	1060 By Lipsky, Holden, New- hard and Fitzgerald. A bill for an act relating to estab- lishment and operation of community mental health cen- ters and to formulation of standards for evaluation of community mental health centers.	
1034 By Brockett and Roorda (Curtis and Plymat). A bill for an act making an appro- priation to the capitol plan- ning commission for the plan- ning of a central mall.		Received, passed on file	552
Received, passed on file	1027	Referred to human resources	368
Referred to appropriations	1083	Subcommittee, Doderer, Bur- roughs, and Plymat	409
Committee report	1266	Committee report	581
Recommended passage	1266	Recommended passage	582
Committee report adopted	1313	Amendment S. 2369 filed	763
Passed Senate. Ayes 41, nays 1	1313	Amendment S. 2398 filed	765
Signed by President	1514	Amendment S. 2404 filed	765
1039 By Transportation. A bill for an act relating to stop- ping on the traveled portion of a highway.		Amendment S. 2405 filed	765
Received, passed on file	203	Amendment S. 2484 filed	831
Referred to judiciary	222	Amendment S. 2504 filed	864
Subcommittee, Kennedy, Willits, and Kelly	341	Amendment S. 2568 filed	980
1042 By Transportation. A bill for an act relating to escort vehicles.		Amendment S. 2369 adopted	933
Received, passed on file	203	Amendment S. 2398 adopted	954
Referred to state government	232	Amendment S. 2404 adopted	984
Subcommittee, Nystrom, Junkins, and Schwengels	285	Amendment S. 2484 lost	985
Committee report	1120	Amendment S. 2568 adopted	985
Recommended passage	1120	Amendment S. 2405 adopted	986
Amendment S. 2993 filed	1926	Point of order raised	986
Amendment S. 2991 filed	1926	Ruled out of order S. 2504	986
Amendment S. 2995 filed	1927		
Committee report adopted	1993		

SENATE RECORD OF HOUSE BILLS

2195

H. F.	Page
Passed Senate. Ayes 44, nays none	587
Message from House	1222
Signed by President	1230
1067 By Dunton, Cochran, Holden, Wells, Kreamer, Stromer, Fischer of Grundy, Anderson, Logue, Drake, Menke, Norpel, Griffie, Harper, Byerly, Stanley, Ewing, Strothman, Mendenhall, Nielsen, Ferguson and Norland. A bill for an act relating to the sale of county-owned property.	
Received, passed on file	323
Referred to county government ..	329
Committee report	491
Recommended amendment, passage	492
Committee amendment S. 2239 ..	492
Amendment S. 2267 filed	569
Amendment S. 2373 filed	703
Committee report adopted	715
Committee amendment S. 2239 adopted	716
Amendment S. 2267 withdrawn ..	716
Amendment S. 2373 adopted	716
Passed Senate. Ayes 49, nays none	716
Signed by President	1184
1071 By Kreamer, Dunlap, Higgins, Hutchins and Wulff (Plymat, Priebe, Ramsey, Robinson and Taylor). A bill for an act to require the taking of blood samples from deceased persons killed in automobile accidents to determine the presence of alcohol and controlled substances.	
Received, passed on file	1666
Referred to judiciary	1648
1072 By Avenson. A bill for an act relating to the use of game and fish licenses and providing penalties.	
Received, passed on file	396
Referred to natural resources ..	407
Subcommittee, Scott, Milligan, and Blouin	482
Committee report	1268
Recommended passage	1265
1077 By Knoke. A bill for an act relating to the granting of furloughs to inmates.	
Received, passed on file	352
Referred to human resources ..	368
Subcommittee, Anderson, Coleman, and Miller of Des Moines ..	409
Committee report	582
Recommended passage	582
Committee report adopted	990
Passed Senate. Ayes 27, nays 18 ..	990
Explanation of vote	1058
Signed by President	1184
1079 By Brunow, Ewing, Poncy and Middleswart (Ramsey). A bill for an act relating to the amortization period of sanitary district bonds.	
Received, passed on file	353
Referred to county government ..	368

H. F.	Page
Committee report	379
Recommended passage	379
Committee report adopted	711
Passed Senate. Ayes 49, nays none	711
Signed by President	1063
1080 By Lipsky. A bill for an act relating to the control, management and use of the unemployment compensation fund to assure entitlement to funds under section nine hundred three (903) of the social security act.	
Received, passed on file	1904
Referred to human and industrial relations	1928
Committee report	1542
Recommended passage	1542
Committee report adopted	1834
Passed Senate. Ayes 45, nays none	1834
Signed by President	2078
1081 By Lipsky, Doyle, Knoke, McCormick and Oakley (Kelly, Doderer, Glenn, Milligan and Schwengels). A bill for an act to provide a one hundred dollar allowance to inmates upon release from a penal institution.	
Received, passed on file	786
Referred to human resources	820
1089 By Knoke (Kelly). A bill for an act relating to custody of probationers and parolees.	
Received, passed on file	741
Referred to judiciary	820
Subcommittee, Kelly, Ramsey, and Kinley	1223
Committee report	1858
Recommended passage	1858
1091 By Transportation. A bill for an act relating to motor vehicle registration reciprocity.	
Received, passed on file	301
Referred to commerce	313
Subcommittee, McCartney, Curtis, and Palmer	341
Committee report	689
Recommended passage	690
Committee report adopted	1321
Passed Senate. Ayes 33, nays none	1321
Signed by President	1514
1102 By Kreamer, Cochran, Wyckoff, Husak, Monroe, Lip-pold, Pellett, Holden, Dunton, Miller of Calhoun, Mendenhall, Roorda, Stromer, Wells, Strothman, Braistad, Tofte, Freeman, Logue, Peterson, Junker, Readinger, Norpel, Fisher of Greene, Harvey, Kiser, Danker, Fischer of Grundy, Clark of Dubuque, Hutchins, Wulff, Hennessey, Stephens, Jordan, Dunlap, Brinck, Harper, Stanley, McElroy, Schroeder, Brockett, Welden, Fullerton, Drake,	

H. F.	Page	H. F.	Page
Grassley, Crabb, West, Bennett, De Jong, Bortell, Den Herder, Menke and Anderson. A bill for an act relating to the dissemination and exhibition of obscene material to minors and lascivious acts with certain minors and providing penalties.		Received, passed on file	301
Received, passed on file	1096	Referred to human resources	313
Referred to judiciary	1117	Subcommittee, Gluba, Burroughs, and Andersen	341
Amendment S. 2643 filed	1159	Committee report	582
Committee report	1417	Recommended amendment, passage	582
Recommended amendment, passage	1417	Committee amendment S. 2297	582
Committee amendment S. 2793	1417	Committee report adopted	733
Amendment S. 2828 filed	1505	Committee amendment S. 2297 adopted	734
Amendment S. 2840 filed	1547	Passed Senate. Ayes 41, nays 6	734
Amendment S. 2833 filed	1548	Explanation of vote	787
Amendment S. 2842 filed	1548	Signed by President	1184
Amendment S. 2854 filed	1586	1105 By Agriculture. A bill for an act relating to indemnification for slaughtered animals.	
Amendment S. 2858 filed	1586	Received, passed on file	301
Amendment S. 2894 filed	1615	Referred to agriculture	313
Amendment S. 2895 filed	1615	Subcommittee, Schaben, Taylor, and Miller of Marshall	341
Committee report adopted	1631	Committee report	841
Amendment S. 2899 filed	1631	Recommended passage	842
Amendment S. 2899 lost	1632	Amendment S. 2969 filed	1862
Point of order raised	1632	1106 By Transportation (State Government). A bill for an act relating to special stops and use of flashing signal lights and stop arms, for school buses.	
Ruled out of order S. 2395	1632	Received, passed on file	397
Amendment S. 2838 filed	1632	Referred to schools	407
Amendment division S. 2898A lost	1632	Subcommittee, Shaff, Taylor, and Rodgers	604
Amendment division S. 2898B withdrawn	1633	1107 By State Government. A bill for an act relating to the interchange of federal, state, and local government employees.	
Amendment division S. 2833A adopted	1633	Received, passed on file	301
Amendment division S. 2833B adopted	1634	Referred to state government	313
Point of order raised	1634	Subcommittee, Schwengels, Glenn, and Murray	341
Ruled out of order S. 2793A	1634	Committee report	656
Amendment S. 2903 filed	1634	Recommended passage	656
Amendment S. 2903 adopted	1634	Committee report adopted	734
Committee amendment division S. 2793B adopted	1634	Passed Senate. Ayes 43, nays none	735
Ruled out of order S. 2643	1634	Explanation of vote	787
Point of order raised	1634	Signed by President	867
Ruled out of order S. 2340	1634	1108 By State Government. A bill for an act relating to grading of spoil banks on land affected by surface mining operations.	
Ruled out of order S. 2353	1634	Received, passed on file	301
Amendment S. 2828 adopted	1635	Referred to natural resources	313
Amendment S. 2842 lost	1637	Subcommittee, Heying, Milligan, and Scott	341
Amendment S. 2854 lost	1637	Committee report	790
Amendment S. 2906 filed	1637	Recommended passage	790
Amendment S. 2906 adopted	1638	Committee report adopted	1522
Amendment S. 2894 lost	1628	Passed Senate. Ayes 44, nays none	1522
Passed Senate. Ayes 46, nays, none	1638	Explanation of vote	1541
Explanation of vote	1707	Signed by President	1735
Message from House	1873	1111 By Transportation. A bill for an act relating to distances to be compiled with when passing motor vehicles.	
Signed by President	2078	Received, passed on file	212
1103 By Transportation. A bill for an act providing that motorcycles must be operated with both wheels in contact with the highway.			
Received, passed on file	323		
Referred to judiciary	339		
Subcommittee, Willits, Kennedy, and Ramsey	604		
1104 By Human Resources (Human Resources). A bill for an act relating to care review committees for health care facilities licensed under chapter one hundred thirty-five C (135C) of the Code.			

SENATE RECORD OF HOUSE BILLS

2197

H. F.	Page
Referred to judiciary	339
Amendment S. 2176 filed	399
Subcommittee, Kinley, Glenn, and McCartney	604
1115 By Holden. A bill for an act relating to the possession, manufacture, and sale of devices fraudulently used to obtain certain services, and providing a penalty.	
Received, passed on file	1535
Referred to commerce	1550
1116 By Patchett and Oakley. A bill for an act to require publication of corrections to delinquent tax lists which are published.	
Received, passed on file	1144
Referred to ways and means	1172
Subcommittee, Burroughs, Plymat, and Potter	1331
Committee report	1989
Recommended passage	1989
Amendment S. 3032 filed	2075
1118 By Transportation. A bill for an act relating to requirements for storm sewer grades.	
Received, passed on file	324
Referred to cities and towns	329
Subcommittee, Schwengels, Hansen, and Junkins	409
Amendment S. 2342 filed	668
Committee report	1443
Recommended passage	1443
1119 By Transportation. A bill for an act to define public scales.	
Received, passed on file	353
Referred to state government	368
Subcommittee, Schwieger, Nollin, and Schwengels	482
1121 By Education. A bill for an act amending the state school foundation program by continuing the two hundred dollar per pupil minimum beyond the school year beginning in 1974, adjusting the method of determining enrollment in special education programs and in school districts which have a decreasing enrollment for the school years beginning July 1, 1974, and July 1, 1975, defining authorized expenditures, permitting districts to spend anticipated receipts from an income surtax before actual receipt, establishing, for the school years beginning in 1974 and 1975, that the state percent of growth will be eight percent and that no school district will receive less than the dollar equivalent of the state percent of growth, repealing the maximum millage reduction and a temporary provision, and making technical amendments.	
Received, passed on file	337

H. F.	Page
Amendment S. 2179 filed	399
Referred to schools	407
Committee amendment S. 2295 filed	593
Committee report	604
Recommended amendment, passage	605
Amendment S. 2326 filed	639
Committee report adopted	641
Committee amendment division S. 2295A lost	644
Amendment S. 2328 filed	644
Amendment S. 2328 adopted	644
Committee amendment division S. 2295B adopted	645
Committee amendment division S. 2295C adopted	645
Committee amendment division S. 2295D adopted	645
Committee amendment division S. 2295E adopted	645
Committee amendment division S. 2295F adopted	645
Committee amendment division S. 2295H withdrawn	645
Committee amendment division S. 2295G adopted	645
Amendment S. 2179 adopted	646
Amendment S. 2327 filed	646
Amendment S. 2327 adopted	646
Amendment S. 2326 lost	646
Amendment S. 2334 filed	647
Amendment S. 2334 lost	649
Amendment S. 2335 filed	649
Point of order raised	650
Amendment S. 2335 lost	656
Passed Senate. Ayes 46, nays 2	651
Explanation of vote	655
Explanation of vote	689
Message from House, with amendment	914
Senate refused to concur	945
Message from House	990
Conference committee appointed	990
Conference committee report	1118
Message from House	1132
Conference committee report adopted	1126
Passed Senate. Ayes 47, nays 1	1138
Explanation of votes	1173
Signed by President	1381
1132 By Hill, Knoke, Oakley and Doyle (Riley). A bill for an act relating to business corporations.	
Received, passed on file	741
Referred to judiciary	841
Subcommittee, McCartney, Kelly, and Glenn	1223
1139 By Natural Resources. A bill for an act relating to commercial fishing licenses.	
Received, passed on file	353
Referred to natural resources	369
Subcommittee, Hevins, Gallagher, and Miller of Marshall	409
Committee report	1269
Recommended passage	1269
1140 By State Government. A bill for an act relating to the requirement of having an attorney in the department of public safety.	

H. F.	Page	H. F.	Page
Received, passed on file	353	Referred to human resources . . .	421
Referred to state government . . .	369	Subcommittee, Gluba, Andersen, and Burroughs	482
Amendment S. 2219 filed	474	Committee report	691
Subcommittee, Shaw, Hill, and Murray	482	Recommended amendment, pas- sage	692
Committee report	1059	Committee amendment S. 2363 . . .	692
Recommended passage	1059	Committee report adopted	1322
Committee report adopted	1827	Committee amendment S. 2363 adopted	1322
Amendment S. 2219 adopted	1827	Passed Senate. Ayes 49, nays none	1827
Passed Senate. Ayes 49, nays none	1827	Message from House	1913
Message from House	1913	Signed by President	2078
Signed by President	2078		
1141 By Natural Resources. A bill for an act relating to re- quired inspections of live bait used in artificial lakes.		1177 By Commerce. A bill for an act to provide for reciprocal enforcement of court orders against insurers.	
Received, passed on file	353	Received, passed on file	420
Referred to natural resources . . .	369	Referred to commerce	421
Subcommittee, Milligan, Galla- gher, and Miller of Marshall . . .	409	Subcommittee, Hultman, Glenn, and Rabedaux	699
Committee report	1269	Committee report	822
Recommended passage	1269	Recommended passage	822
1160 By Bittle, Caffrey, Connors, Kreamer, Readinger, Woods and Byerly (Palmer, Milligan, Plymat and Willits). A bill for an act relating to employ- ees of juvenile courts.		Committee report adopted	1275
Received, passed on file	1415	Passed Senate. Ayes 44, nays none	1275
Referred to judiciary	1460	Signed by President	1296
Committee report	1708		
Recommended passage	1708	1178 By Agriculture. A bill for an act relating to adminis- tration of the department of soil conservation, soil conserva- tion districts and conservancy districts.	
1163 By Natural Resources. A bill for an act relating to the sale of game by a game breeder for food purposes.		Received, passed on file	455
Received, passed on file	419	Referred to agriculture	471
Referred to natural resources . . .	421	Subcommittee, Taylor, Van Gilst, and Priebe	604
Subcommittee, Scott, Milligan, and Blouin	482	Committee report	719
Committee report	1269	Recommended amendment, pas- sage	720
Recommended passage	1269	Committee amendment S. 2386 . . .	720
1174 By Appropriations. A bill for an act to make an appro- priation from the general fund of the state to the de- partment of general services for capital improvements to the capitol building.		Committee report adopted	1323
Received, passed on file	397	Committee amendment S. 2386 adopted	1323
Referred to appropriations	407	Passed Senate. Ayes 40, nays none	1323
Subcommittee, state department . .	482	Message from House	1439
Committee report	699	Signed by President	2078
Recommended passage	699		
Committee report adopted	872	1188 By State Government. A bill for an act relating to the re- quirements, form, and content of motor vehicle dealer license applications and renewal ap- plications and the approval of such applications.	
Passed Senate. Ayes 43, nays none	872	Received, passed on file	455
Explanation of vote	968	Referred to commerce	471
Signed by President	1063	Re-referred to state government . .	637
1176 By Human Resources. A bill for an act to permit li- censure of health care facili- ties under chapter one hun- dred thirty-five C of the Code on the basis of a conditional certificate of compliance with fire hazard and fire safety rules, regulations and stand- ards, in certain circum- stances.		Committee report	656
Received, passed on file	420	Recommended passage	656
		Subcommittee, Schwengels, Schwie- ger, and Hill	699
		Committee report adopted	735
		Passed Senate. Ayes 42, nays 2 . . .	735
		Explanation of vote	757
		Signed by President	1063
		1189 By Agriculture. A bill for an act relating to the bonding and licensing of operators of slaughterhouses.	
		Received, passed on file	456
		Referred to agriculture	471

SENATE RECORD OF HOUSE BILLS

2199

H. F.	Page
Subcommittee, Schaben, Miller of Marshall, and Rabedeaux	604
1190 By Agriculture. A bill for an act relating to corrective changes in laws administered by the department of agriculture.	
Received, passed on file	741
Referred to agriculture	820
Committee report	857
Recommended passage	857
Subcommittee, Priebe, Taylor, and Rabedeaux	978
Committee report adopted	1274
Passed Senate. Ayes 37, nays none	1274
Explanation of vote	1330
Signed by President	1396
1199 By County Government (County Government). A bill for an act relating to snowmobile registrations and operations.	
Received, passed on file	624
Referred to county government	636
Committee report	720
Recommended passage	720
Amendment S. 2441 filed	808
Committee report adopted	1103
Amendment S. 2441 adopted	1103
Passed Senate. Ayes 43, nays none	1103
Message from House	1931
Senate concurred	1958
Passed Senate. Ayes 45, nays none	1958
Signed by President	2078
1200 By State Government. A bill for an act creating an Iowa administrative procedure act.	
Received, passed on file	1038
Referred to judiciary	1097
Committee report	1119
Recommended passage	1119
Made special order, Apr. 11, 1974	1124
Amendment S. 2664 filed	1203
Amendment S. 2725 filed	1298
Amendment S. 2724 filed	1298
Special order	1302
Committee report adopted	1302
Amendment S. 2724 adopted	1303
Amendment division S. 2664A adopted	1303
Amendment division S. 2664B withdrawn	1303
Amendment division S. 2664C adopted	1303
Amendment division S. 2664D adopted	1303
Amendment division S. 2664E adopted	1303
Amendment division S. 2664F adopted	1303
Amendment S. 2725 adopted	1304
Amendment S. 2734 filed	1304
Amendment S. 2734 adopted	1304
Amendment S. 2735 filed	1304
Amendment S. 2735 adopted	1304
Passed Senate. Ayes 44, nays 1	1304
Message from House	1385
Signed by President	2078
1204 By Appropriations. A bill for act amending an appro-	

H. F.	Page
priation for the construction of a nursing care facility at the Iowa Soldiers Home.	
Received, passed on file	456
Referred to appropriations	471
Subcommittee, human resources	482
Committee report	1815
Recommended passage	1815
Committee report adopted	1898
Passed Senate. Ayes 47, nays none	1899
Signed by President	2078
1220 By Appropriations. A bill for an act increasing an appropriation made to the capitol planning commission.	
Received, passed on file	624
Referred to appropriations	636
Subcommittee, state department	699
Committee report	1146
Recommended passage	1146
Committee report adopted	1162
Passed Senate. Ayes 44, nays 1	1162
Explanation of vote	1202
Signed by President	1381
1222 By Stromer and O'Halloran (Riley). A bill for an act relating to the vocational youth organizational fund.	
Received, passed on file	787
Substituted for S.F. 1080	1219
Passed Senate. Ayes 46, nays none	1219
Explanation of vote	1265
Signed by President	1381
1226 By Agriculture. A bill for an act relating to the dairy industry commission.	
Received, passed on file	1028
Substituted for S.F. 1192	1070
Amendment S. 2603 filed	1070
Amendment S. 2603 adopted	1070
Amendment S. 2606 filed	1070
Amendment S. 2606 lost	1071
Amendment S. 2599 filed	1071
Amendment S. 2601 filed	1071
Amendment S. 2601 adopted	1071
Motion to suspend rules to reconsider vote	1072
Motion to suspend rules to reconsider vote failed	1072
Amendment S. 2599 withdrawn	1072
Amendment S. 2610 filed	1073
Point of order raised	1073
Ruled out of order S. 2610	1073
Passed Senate. Ayes 40, nays 6	1073
Message from House	1144
Signed by President	1381
1238 By Mendenhall. A bill for an act relating to the issuance of commercial fishing licenses and certificates to nonresidents and aliens and providing an effective date.	
Received, passed on file	1931
Referred to natural resources	1988
1239 By Lipsky and Stromer. A bill for an act relating to the school census.	
Received, passed on file	1459
Referred to schools	1493
Committee report	1816
Recommended passage	1816

H. F.	Page
1240 By Mendenhall. A bill for an act requiring that the county board of supervisors receive written notice at the time any resident of the county is admitted as a voluntary patient of a mental health institute.	
Received, passed on file	1004
Referred to county government.	1028
Committee report	1119
Recommended passage	1119
Amendment S. 2665 filed	1203
Committee report adopted	1525
Amendment S. 2665 adopted	1525
Passed Senate. Ayes 49, nays none	1525
Message from House	1603
Signed by President	2078
1243 By Clark of Dubuque (Blouin, Kennedy, Schaben, Tieden, Kinley, Gluba, Kelly, Heying, Rabedaux and Potter). A bill for an act providing a rebate on the barrel tax for each barrel of beer produced in Iowa by an Iowa-based brewery producing less than fifty thousand barrels annually, and providing an appropriation therefor.	
Received, passed on file	1442
Referred to ways and means ..	1460
Committee report	1674
Recommended passage	1674
Committee report adopted	2034
Passed Senate. Ayes 36, nays 9 ..	2035
Explanation of vote	2076
Signed by President	2078
1245 By Judiciary and Law Enforcement. A bill for an act to amend the penalty for failure of a warehouseman to comply with the provisions of law relating to bonded warehouses for agricultural products.	
Received, passed on file	741
Referred to judiciary	820
Subcommittee, DeKoster, Potter, and Coleman	1223
1249 By Commerce. A bill for an act relating to the investments of life insurance companies and to life insurance standard valuation and non-forfeiture laws.	
Received, passed on file	1117
Referred to commerce	1145
Subcommittee, Priebe, Rabedaux, and Huitman ..	1673
Committee report	1925
Recommended passage	1925
Committee report adopted	1981
Passed Senate. Ayes 46, nays none	1981
Signed by President	2078
1274 By Natural Resources. A bill for an act relating to the bonding of commercial fishermen.	
Received, passed on file	741
Referred to natural resources ...	\$20

H. F.	Page
Subcommittee, Winkelman, Tieden, and Scott	1331
1276 By Agriculture. A bill for an act relating to the labeling and adulteration of honey and providing a penalty.	
Received, passed on file	741
Referred to agriculture	820
Committee report	857
Recommended passage	857
Subcommittee, Nolin, Taylor, and Miller of Marshall	978
Committee report adopted	1522
Passed Senate. Ayes 45, nays none	1523
Explanation of vote	1541
Signed by President	1735
1297 By Appropriations. A bill for an act making an appropriation from the general fund of the state to the department of agriculture.	
Received, passed on file	718
Referred to appropriations	743
Subcommittee, natural resources	841
Committee report	978
Recommended passage	978
Committee report adopted	1045
Passed Senate. Ayes 45, nays none	1045
Signed by President	1184
1299 By Appropriations. A bill for an act appropriating from the general fund of the state of Iowa to the department of public safety.	
Received, passed on file	624
Referred to appropriations	636
Subcommittee, transportation ..	699
Committee report	978
Recommended passage	978
Committee report adopted	1045
Passed Senate. Ayes 44, nays none	1045
Signed by President	1184
1300 By Appropriations. A bill for an act making an appropriation to the office of auditor of state for increased costs of departmental operating expenses.	
Received, passed on file	624
Referred to appropriations	636
Subcommittee, state department..	699
Committee report	1266
Recommended passage	1266
Committee report adopted	1313
Passed Senate. Ayes 40, nays 3 ..	1314
Signed by President	1514
1302 By Agriculture. A bill for an act relating to the publications by the department of agriculture.	
Received, passed on file	741
Referred to agriculture	820
Committee report	857
Recommended passage	858
Subcommittee, Briles, Van Gilst, and Miller of Marshall	978
Committee report adopted	1523
Passed Senate. Ayes 42, nays none	1523

SENATE RECORD OF HOUSE BILLS

2201

H. F.	Page
Explanation of vote	1541
Signed by President	1755
1304 By Appropriations. A bill for an act amending the appropriation act for the state department of health as it relates to the emergency medical service revolving fund.	
Received, passed on file	624
Referred to appropriations	636
Subcommittee, human resources..	659
Committee report	1266
Recommended passage	1266
Committee report adopted	1314
Passed Senate. Ayes 42, nays none	1314
Signed by President	1514
1305 By Appropriations (Appropriations). A bill for an act relating to the promotion of agricultural products.	
Received, passed on file	718
Referred to appropriations	743
Subcommittee, natural resources.	841
Committee report	978
Recommended passage	979
Committee report adopted	1046
Passed Senate. Ayes 44, nays none	1046
Signed by President	1184
1306 By Appropriations. A bill for an act making an appropriation from the general fund of the state to the Iowa development commission.	
Received, passed on file	718
Referred to appropriations	743
Subcommittee, natural resources.	841
Committee report	979
Recommended passage	979
Committee report adopted	1047
Passed Senate. Ayes 46, nays 1 ..	1047
Signed by President	1184
1307 By Commerce. A bill for an act relating to the creation of a cable television advisory commission and to the powers and duties of the commission.	
Received, passed on file	1459
Referred to commerce	1493
1311 By Human and Industrial Relations. A bill for an act correcting and clarifying certain sections of chapter ninety-six (96), and providing provisions mandated by federal standards.	
Received, passed on file	1329
Referred to human and industrial relations	1363
Committee report	1542
Recommended passage	1542
Committee report adopted	1833
Passed Senate. Ayes 45, nays none	1833
Signed by President	2078
1347 By Byerly. A bill for an act relating to the state park and institutional road system.	

H. F.	Page
Received, passed on file	1876
Referred to appropriations	1988
1351 By Transportation. A bill for an act relating to the movement of oversized mobile homes in this state.	
Received, passed on file	1991
Amendment S. 3028 filed	2625
Referred to state government ..	2038
Committee report	2076
Recommended passage	2076
1359 By Natural Resources. A bill for an act relating to the registration of vessels.	
Received, passed on file	1648
Referred to natural resources ..	1707
Committee report	1815
Recommended passage	1815
Amendment S. 2962 filed	1862
Committee report adopted	2068
Amendment S. 2962 withdrawn ..	2068
Passed Senate. Ayes 41, nays 4 ..	2068
Signed by President	2078
1360 By Agriculture. A bill for an act requiring reports from corporations owning or leasing lands used for agriculture, or contracting for keeping and feeding livestock, and providing penalties.	
Received, passed on file	1329
Amendment S. 2759 filed	1369
Amendment S. 2772 filed	1394
Amendment S. 2887 filed	1615
Amendment S. 2905 filed	1675
Amendment S. 2915 filed	1722
Amendment S. 2981 filed	1862
Amendment S. 2971 filed	1862
Amendment S. 2972 filed	1863
Substituted for S.F. 1288	1972
Amendment S. 2981 adopted	1972
Amendment S. 2905 adopted	1972
Amendment S. 3010 filed	1972
Amendment S. 3010 adopted	1973
Amendment S. 2971 withdrawn ..	1973
Amendment S. 3012 filed	1973
Amendment S. 3012 lost	1974
Amendment S. 2887 lost	1974
Amendment S. 2972 lost	1976
Amendment S. 3014 filed	1976
Amendment S. 3014 lost	1976
Amendment S. 2915 adopted	1976
Ruled out of order S. 2759	1976
Ruled out of order S. 2772	1976
Passed Senate. Ayes 44, nays 3 ..	1977
1362 By Agriculture. A bill for an act relating to the licensing of sheep dealers.	
Received, passed on file	787
Referred to agriculture	820
Committee report	858
Recommended passage	858
Subcommittee, Taylor, Bergman, and Priebe	978
Committee report adopted	1275
Passed Senate. Ayes 46, nays none	1275
Signed by President	1396
1366 By State Government. A bill for an act relating to the printing and custody of cig-	

H. F.	Page	H. F.	Page
arette and little cigar tax stamps.		paign finance disclosure commission.	
Received, passed on file	1004	Received, passed on file	719
Referred to state government	1028	Referred to appropriations	743
Subcommittee, Nystrom, Murray, and Hill	1223	Subcommittee, state department	841
Committee report	1420	Committee report	1146
Recommended passage	1420	Recommended passage	1146
Subcommittee, Nystrom, Murray, and Hill	1464	Committee report adopted	1162
		Passed Senate. Ayes 45, nays 1	1163
		Explanation of vote	1202
		Signed by President	1381
1372 By Appropriations. A bill for an act to appropriate from the general fund of the State of Iowa for deposit in the state conservation fund.		1378 By Appropriations. A bill for an act increasing funds appropriated to the Iowa beer and liquor control department.	
Received, passed on file	719	Received, passed on file	719
Referred to appropriations	743	Referred to appropriations	743
Subcommittee, natural resources	841	Subcommittee, state department	841
Committee report	979	Committee report	1146
Recommended passage	979	Recommended amendment, passage	1146
Committee report adopted	1047	Committee amendment S. 2647	1146
Passed Senate. Ayes 47, nays none	1047	Committee report adopted	1163
Signed by President	1184	Committee amendment S. 2647 adopted	1163
		Passed Senate. Ayes 41, nays 6	1164
		Explanation of vote	1202
		Message from House, with amendment	1408
		Senate concurred	1520
		Passed Senate. Ayes 38, nays 8	1520
		Signed by President	2078
1373 By Appropriations. A bill for an act to appropriate from the state fish and game protection fund for use by the state conservation commission.		1380 By State Government. A bill for an act relating to the method by which state agencies appoint persons from a merit system eligible list.	
Received, passed on file	719	Received, passed on file	1264
Referred to appropriations	743	Amendment S. 2726 filed	1299
Subcommittee, natural resources	841	Substituted for S.F. 44	1943
Committee report	979	Amendment division S. 2726A adopted	1944
Recommended passage	979	Amendment division S. 2726B withdrawn	1944
Committee report adopted	1048	Passed Senate. Ayes 44, nays 2	1945
Passed Senate. Ayes 40, nays 7	1048	Message from House	1991
Motion filed to reconsider vote	1049	Signed by President	2078
Motion to reconsider vote withdrawn	1229		
Signed by President	1381		
1374 By Appropriations. A bill for an act relating to the transfer of funds to the administration fund of the state conservation commission.		1392 By Judiciary and Law Enforcement. A bill for an act relating to correcting erroneous, inconsistent and obsolete sections of the Code.	
Received, passed on file	719	Received, passed on file	1171
Referred to appropriations	743	Referred to judiciary	1201
Subcommittee, natural resources	841	Amendment S. 2687 filed	1242
Committee report	979	Committee report	1419
Recommended passage	979	Recommended passage	1420
Committee report adopted	1049	Amendment S. 2848 filed	1549
Passed Senate. Ayes 42, nays 1	1049	Amendment S. 2874 filed	1617
Explanation of vote	1058	Amendment S. 2886 filed	1617
Signed by President	1184	Amendment S. 2914 filed	1723
		Committee report adopted	1876
		Amendment S. 2914 adopted	1877
		Amendment S. 2874 adopted	1878
		Amendment S. 2687 adopted	1879
		Amendment S. 2848 adopted	1879
		Amendment S. 2886 adopted	1880
		Passed Senate. Ayes 47, nays none	1880
		Message from House	1937
		Senate concurred	1958
1376 By Commerce. A bill for an act relating to the inclusion of nursing and pharmacy within the definition of profession for purposes of the Iowa professional corporation act.			
Received, passed on file	787		
Referred to commerce	820		
Subcommittee, Hultman, Priebe, and Taylor	1223		
Committee report	1443		
Recommended passage	1444		
1377 By Appropriations. A bill for an act to make an appropriation from the general fund of the state to the cam-			

H. F. Page

Passed Senate. Ayes 48, nays none 1959
Signed by President 5078

1394 By State Government. A bill for an act relating to issuance and redemption of warrants.
Received, passed on file 1004
Substituted for S.F. 1269 1218
Passed Senate. Ayes 45, nays none 1218
Explanation of vote 1265
Signed by President 1581

1396 By County Government. A bill for an act relating to compensation for services rendered in aiding the sheriff.
Received, passed on file 787
Referred to county government... 892
Committee report 1006
Recommended passage 1066
Committee report adopted 1520
Passed Senate. Ayes 44, nays none 1521
Signed by President 1735

1397 By Natural Resources. A bill for an act relating to the issuance of trapping licenses to nonresidents and providing an effective date.
Received, passed on file 1004
Referred to natural resources... 1028
Subcommittee, Winkelman, Blouin, and Hultman 1223
Committee report 1269
Recommended passage 1269

1399 By State Government. A bill for an act to revise certain statutes relating to elections which were amended or affected by passage of chapter one hundred thirty-six (136), Acts of the Sixty-fifth General Assembly, 1973 session, and which appear in chapters thirty-nine (39), forty-three (43), forty-four (44), forty-seven (47), forty-nine (49), fifty (50), fifty-two (52), fifty-three (53), sixty-nine (69), two hundred seventy-three (273), two hundred seventy-five (275), two hundred seventy-seven (277), two hundred seventy-eight (278), two hundred seventy-nine (279), two hundred eighty A (280A), two hundred ninety-six (296), two hundred ninety-eight (298), three hundred sixty-three (363), and six hundred nine (609) of the Code, chapter one thousand eighty-eight (1088), Acts of the Sixty-fourth General Assembly, 1972 session, and chapter two hundred (200), Acts of the Sixty-fifth General Assembly, 1973 session, and to revise and clarify a temporary statute appearing in chapter one hundred

H. F. Page

thirty-six (136), Acts of the Sixty-fifth General Assembly, 1973 session.
Received, passed on file 1005
Amendment S. 2590 filed 1060
Amendment S. 2612 filed 1085
Amendment S. 2694 filed 1243
Amendment S. 2730 filed 1299
Amendment S. 2745 filed 1535
Amendment S. 2748 filed 1336
Amendment S. 2747 filed 1337
Amendment S. 2746 filed 1337
Amendment S. 2736 filed 1357
Amendment S. 2749 filed 1338
Substituted for S.F. 1299 1341
Amendment S. 2762 filed 1343
Amendment S. 2762 adopted 1343
Amendment S. 2694 adopted 1344
Amendment division S. 2748A adopted 1345
Amendment division S. 2748B adopted 1345
Amendment division S. 2748C withdrawn 1345
Amendment S. 2757 filed 1345
Amendment S. 2757 adopted 1346
Amendment S. 2758 filed 1346
Amendment S. 2758 adopted 1347
Amendment S. 2746 lost 1347
Amendment S. 2747 lost 1348
Amendment S. 2764 filed 1349
Amendment S. 2764 adopted 1349
Amendment S. 2745 adopted 1349
Amendment S. 2763 filed 1249
Point of order raised 1350
Ruled out of order S. 2763 1350
Motion to suspend rules 1350
Motion to suspend rules withdrawn 1350
Amendment S. 2736 withdrawn 1350
Amendment S. 2756 filed 1350
Amendment S. 2756 adopted 1252
Amendment S. 2612 lost 1352
Amendment S. 2767 filed 1352
Amendment S. 2749 adopted 1353
Amendment S. 2761 filed 1353
Amendment S. 2761 withdrawn 1353
Amendment S. 2766 filed 1353
Amendment S. 2766 adopted 1354
Amendment S. 2730 adopted 1354
Amendment S. 2590 adopted 1354
Amendment S. 2768 filed 1354
Amendment S. 2768 lost 1355
Amendment S. 2770 filed 1355
Amendment S. 2770 adopted 1355
Amendment S. 2767 withdrawn 1355
Passed Senate. Ayes 47, nays none 1355
Explanation of vote 1430
Message from House 1439
Signed by President 1659

1402 By Energy. A bill for an act to provide for fair trade practices in the marketing and distribution of motor fuel and special fuel and providing a penalty.
Received, passed on file 1442
Amendment S. 2819 filed 1464
Amendment S. 2818 filed 1465
Amendment S. 2855 filed 1586
Substituted for S.F. 1307 1829
Amendment S. 2819 withdrawn 1830
Point of order raised 1830
Ruled out of order S. 2855 1830
Amendment S. 2818 adopted 1830

H. F.	Page	H. F.	Page
Passed Senate. Ayes 44, nays 4	1831	Passed Senate. Ayes 42, nays none	1897
Message from House	1913	Signed by President	2078
Signed by President	2078		
1404 By Commerce. A bill for an act relating to loans on residential real property by state banks.		1418 By Cities and Towns. A bill for an act relating to the eligibility for promotions under civil service.	
Received, passed on file	1117	Received, passed on file	1535
Referred to commerce	1146	Referred to cities and towns	1530
Subcommittee, Rodgers, Briles, and Taylor	1673		
1406 By Human and Industrial Relations. A bill for an act relating to workmen's compensation.		1419 By County Government. A bill for an act relating to the compensation of the clerk of the grand jury.	
Received, passed on file	1222	Received, passed on file	1387
Referred to human and industrial relations	1239	Referred to judiciary	1417
Committee report	1542	Committee report	1444
Recommended passage	1542	Recommended passage	1444
Amendment S. 2908 filed	1675		
Committee report adopted	1831	1422 By Natural Resources. A bill for an act to provide for a state land use policy, and to create a department of soil conservation and land use, a state land use policy commission, and intergovernmental advisory board, county land use policy commission, and to specify the powers and duties of such agencies.	
Point of order raised	1832	Received, passed on file	1222
Ruled out of order S. 2908	1832	Referred to state government	1239
Passed Senate. Ayes 45, nays none	1832	Amendment S. 2700 filed	1271
Signed by President	2078	Committee report	1297
		Recommended amendment, passage	1297
1409 By Education. A bill for an act relating to the education of children requiring special education.		Committee amendment S. 2728	1297
Received, passed on file	1387	Amendment S. 2732 filed	1299
Referred to schools	1417	Subcommittee, Winkelman, Junkins, and Schwengels	1321
Committee report	1543	Amendment S. 2780 filed	1394
Recommended passage	1543	Amendment S. 2825 filed	1506
Re-referred to schools	1741	Amendment S. 2872 filed	1618
		Amendment S. 2910 filed	1725
1410 By State Government. A bill for an act relating to statutory preferences for Iowa products and labor, and providing a limitation on that preference.		Amendment S. 2918 filed	1727
Received, passed on file	1415	Amendment S. 2911 filed	1727
Referred to state government	1460	Amendment S. 2934 filed	1816
Committee report	1859	Amendment S. 2930 filed	1817
Recommended passage	1859	Committee report adopted	1838
Committee report adopted	2068	Referred to natural resources	1839
Passed Senate. Ayes 45, nays none	2069	Amendment S. 2976 filed	1863
Signed by President	2078	Amendment S. 2968 filed	1870
		Motion filed to reconsider vote	1872
		Amendment S. 2990 filed	1927
1411 By Human Resources. A bill for an act relating to authority of the department of social services to provide state supplementary cash payments to certain persons, revising the state medical assistance act, relating to claims for medical assistance, and providing a penalty.		1425 By Appropriations. A bill for an act to make an appropriation from the primary road fund to the state highway commission for the support, maintenance and miscellaneous expenses of planning, development and field operation activities and relating to the posting of informational signs.	
Received, passed on file	1442	Received, passed on file	1171
Referred to human resources	1460	Referred to appropriations	1201
Committee report	1583	Committee report	1311
Recommended passage	1583	Recommended amendment, passage	1391
Amendment S. 2866 filed	1587	Committee amendment S. 2735	1391
Committee report adopted	1961	Committee report adopted	1400
Amendment S. 2866 adopted	1962	Committee amendment division S. 2785A adopted	1401
Passed Senate. Ayes 44, nays none	1962		
Message from House	1991		
Senate recessed	1997		

SENATE RECORD OF HOUSE BILLS

2205

H. F.	Page
Committee amendment division S. 2785B lost	1401
Passed Senate. Ayes 43, nays 3	1401
Message from House, with amendment	1403
Senate concurred	1482
Passed Senate. Ayes 44, nays none	1683
Explanation of vote	1814
Signed by President	2078

1426 By Human and Industrial Relations. A bill for an act to provide that the right to workmen's compensation shall be the exclusive remedy to an employee against his employer or fellow employee on account of injury or occupational disease.

Received, passed on file	1442
Referred to human and industrial relations	1460
Committee report	1542
Recommended passage	1543
Amendment S. 2878 filed	1618
Amendment S. 2876 filed	1618
Amendment S. 2889 filed	1618
Committee report adopted	1834
Amendment S. 2967 filed	1834
Amendment S. 2967 lost	1825
Point of order raised	1836
Ruled out of order S. 2889	1836
Amendment S. 2878 lost	1836
Amendment S. 2876 lost	1836
Amendment S. 2973 filed	1836
Amendment S. 2979 filed	1837
Amendment S. 2979 lost	1837
Amendment S. 2973 lost	1837
Passed Senate. Ayes 41, nays 8	1837
Signed by President	2078

1430 By Human Resources. A bill for an act relating to authority of the department of social services to arrange foster care placements for children, permitting the department to pay foster care parents directly for foster care, relating to responsibility for cost of foster care services, and authorizing the department to maintain accounts in the names of such children in which the funds of the children may be placed.

Received, passed on file	1387
Referred to human resources	1417
Committee report	1584
Recommended passage	1584
Amendment S. 2875 filed	1619
Amendment S. 2925 filed	1727
Committee report adopted	1964
Amendment S. 2925 adopted	1964
Amendment S. 2875 adopted	1965
Passed Senate. Ayes 44, nays none	1365
Signed by President	2078

1432 By Commerce (Commerce). A bill for an act relating to the definition of "security" and providing for the clarification and modification of certain exemptions under the Iowa securities law; relating to the

H. F.	Page
registration requirements of those operating as dealers in securities, and to the licensing and examination fees payable by dealers and salesmen of securities, and increasing the amount of the surety bond to be obtained prior to being registered as a securities dealer; relating to the requirements of escrow agreements entered into under the Iowa securities law; relating to the public disclosure of information required to be furnished the commissioner of insurance and; providing penalties.	
Received, passed on file	1028
Amendment S. 2614 filed	1086
Amendment S. 2626 filed	1122
Amendment S. 2628 filed	1122
Substituted for S.F. 1279	1124
Amendment division S. 2614C withdrawn	1125
Amendment division S. 2614B adopted	1125
Amendment division S. 2614A withdrawn	1125
Amendment division S. 2614D adopted	1125
Amendment S. 2626 lost	1126
Amendment S. 2628 adopted	1127
Amendment S. 2641 filed	1127
Amendment S. 2641 lost	1127
Passed Senate. Ayes 47, nays none	1127
Motion filed to reconsider vote	1128
Explanation of vote	1173
Motion to reconsider vote withdrawn	1219
Message from House	1328
Signed by President	1514

1433 By Commerce. A bill for an act related to subdivided land.

Received, passed on file	1415
Referred to commerce	1460
Subcommittee, Priebe, Hultman, and Briles	1673
Committee report	1858
Recommended passage	1858

1438 By Commerce. A bill for an act relating to railways.

Received, passed on file	1415
Referred to commerce	1460

1441 By Cities and towns. A bill for an act relating to general obligation bonds of cities.

Received, passed on file	1329
Referred to cities and towns	1363
Committee report	1583
Recommended passage	1583
Committee report adopted	2066
Passed Senate. Ayes 41, nays 3	2066
Signed by President	2078

1442 By Agriculture. A bill for an act permitting drainage district boards to have repairs costing five thousand dollars or less performed without obtaining an engineer's report.

H. F.	Page
Received, passed on file	1117
Referred to agriculture	1146
1443 By Agriculture. A bill for an act to remove a certain species from the list of noxious weeds.	
Received, passed on file	1415
Referred to agriculture	1460
Committee report	1857
Recommended passage	1857
1444 By Appropriations. A bill for an act relating to reversions of appropriations made for state libraries and providing a supplemental appropriation.	
Received, passed on file	916
Referred to appropriations	967
Subcommittee, state department	1098
Committee report	1147
Recommended passage	1147
Committee report adopted	1211
Passed Senate. Ayes 48, nays none	1211
Signed by President	1381
1445 By Agriculture. A bill for an act relating to illuminating oil.	
Received, passed on file	1415
Referred to agriculture	1460
1449 By Natural Resources. A bill for an act relating to special deer hunting licenses.	
Received, passed on file	1117
Referred to natural resources	1143
Subcommittee, Winkelman, Tieden, and Scott	1331
Amendment S. 2996 filed	1927
Committee report	1939
Recommended passage	1939
1450 By Human Resources. A bill for an act relating to the duration of work release programs for inmates of institutions.	
Received, passed on file	1415
Referred to human resources	1460
1453 By Appropriations. A bill for an act increasing an appropriation from the general fund of the state to the department of social services for group homes and child welfare foster care.	
Received, passed on file	1028
Referred to appropriations	1084
Committee report	1266
Recommended passage	1267
Committee report adopted	1315
Passed Senate. Ayes 44, nays none	1315
Signed by President	1514
1454 By Appropriations. A bill for an act relating to the appropriation for incorporating the Code on magnetic tape.	
Received, passed on file	916
Referred to appropriations	967
Subcommittee, state department	1098
Committee report	1147

H. F.	Page
Recommended passage	1147
Committee report adopted	1154
Passed Senate. Ayes 46, nays none	1164
Explanation of vote	1202
Signed by President	1381
1455 By Appropriations. A bill for an act making an appropriation to the civil rights commission.	
Received, passed on file	1028
Referred to appropriations	1084
Committee report	1541
Recommended passage	1511
Committee report adopted	1560
Passed Senate. Ayes 45, nays none	1561
Signed by President	1735
1456 By County Government. A bill for an act relating to lights of road machinery.	
Received, passed on file	1387
Referred to human and industrial relations	1417
1463 By Education. A bill for an act relating to the education of the handicapped, including but not limited to profoundly handicapped children.	
Received, passed on file	1387
Referred to schools	1417
Committee report	1543
Recommended passage	1543
1465 By Transportation. A bill for an act relating to the great river road and to scenic and recreational parkways.	
Received, passed on file	1361
Referred to national resources	1390
Committee report	1444
Recommended passage	1444
Committee report adopted	1600
Passed Senate. Ayes 47, nays none	1601
Signed by President	2078
1468 By Appropriations. A bill for an act relating to department of social services programs and making an appropriation from the general fund of the state.	
Received, passed on file	1028
Referred to appropriations	1084
Amendment S. 2644 filed	1151
Committee report	1267
Recommended passage	1267
Committee report adopted	1315
Point of order raised	1316
Ruled out of order S. 2644	1316
Passed Senate. Ayes 40, nays none	1316
Signed by President	1514
1469 By Human and Industrial Relations. A bill for an act to remove restrictions on remarriage of the surviving spouse of deceased policemen and firemen.	
Received, passed on file	1525
Referred to human and industrial relations	1580

H. F.	Page
Committee report	1707
Recommended passage	1708
Amendment S. 2916 filed	1728
1470 By Judiciary and Law Enforcement. A bill for an act relating to the Iowa district court, and the administration, funding, personnel and procedures thereof.	
Received, passed on file	1459
Referred to judiciary	1493
Amendment S. 2827 filed	1511
Amendment S. 2821 filed	1511
Amendment S. 2836 filed	1549
Amendment S. 2978 filed	1870
Committee report	1925
Recommended passage	1925
Amendment S. 2997 filed	1928
Amendment S. 2998 filed	1928
Committee report adopted	2000
Amendment S. 2998 adopted	2001
Amendment S. 2836 adopted	2001
Amendment S. 2827 adopted	2001
Amendment S. 2997 adopted	2002
Amendment S. 3005 filed	2002
Amendment S. 3005 adopted	2002
Amendment S. 2978 adopted	2003
Amendment S. 2821 lost	2003
Motion filed to reconsider vote	2003
Motion to reconsider vote prevailed	2003
Amendment S. 3005 withdrawn	2003
Passed Senate. Ayes 42, nays 3	2004
Message from House	2034
Senate concurred	2053
Passed Senate. Ayes 43, nays 2	2053
Signed by President	2078

1471 By Appropriations. A bill for an act to make appropriations for members of the House of Representatives ethics committee and relating to the compensation of non-legislative members of the ethics committees.	
Received, passed on file	1442
Referred to appropriations	1460
Committee report	1583
Recommended amendment, passage	1583
Committee amendment S. 2879	1583
Committee report adopted	1598
Amendment S. 2883 filed	1598
Amendment S. 2883 adopted	1598
Amendment S. 2890 filed	1598
Amendment S. 2890 adopted	1598
Committee amendment S. 2870 withdrawn	1598
Subcommittee, claims	1673
Passed Senate. Ayes 46, nays none	1598
Message from House	1693
Signed by President	2078

1473 By Ways and Means. A bill for an act to legalize contracts awarded by the town of Libertyville, Jefferson County, Iowa, dated February 4th, 1974, for the improvements and extensions to the municipal waterworks in said town.	
Received, passed on file	1083
Referred to judiciary	1084

H. F.	Page
Committee report	1119
Recommended passage	1120
Committee report adopted	1128
Passed Senate. Ayes 43, nays none	1128
Explanation of vote	1173
Signed by President	1134

1474 By Appropriations. A bill for an act appropriating from the general fund of the state to the department of social services for the biennium beginning July 1, 1973 and ending June 30, 1975.	
Received, passed on file	1264
Referred to appropriations	1296
Amendment S. 2760 filed	1370
Amendment S. 2832 filed	1512
Committee report	1610
Recommended passage	1610
Amendment S. 2897 filed	1676
Amendment S. 2901 filed	1676
Amendment S. 2920 filed	1728
Committee report adopted	1735
Amendment S. 2920 adopted	1755
Amendment S. 2897 lost	1736
Amendment S. 2760 lost	1737
Amendment S. 2901 lost	1738
Amendment S. 2832 lost	1739
Passed Senate. Ayes 49, nays none	1759
Motion filed to reconsider vote	1843
Explanation of vote	1857
Motion to reconsider vote withdrawn	1889
Signed by President	2078

1475 By Appropriations. A bill for an act appropriating from the general fund to the Iowa state fair board for capital improvements.	
Received, passed on file	1264
Referred to appropriations	1296
Committee report	1610
Recommended passage	1610
Committee report adopted	1740
Passed Senate. Ayes 43, nays 5	1740
Explanation of vote	1857
Signed by President	2078

1476 By Appropriations. A bill for an act to provide auxiliary services, including transportation, for nonpublic school children and to provide appropriations.	
Received, passed on file	1265
Referred to appropriations	1296
Committee report	1392
Recommended passage	1392
Amendment S. 2790 filed	1420
Committee report adopted	1425
Amendment S. 2790 lost	1425
Amendment S. 2798 filed	1425
Amendment S. 2798 lost	1426
Amendment S. 2801 filed	1426
Amendment S. 2801 lost	1427
Amendment S. 2797 filed	1427
Amendment S. 2797 lost	1428
Amendment S. 2805 filed	1428
Amendment S. 2805 lost	1428
Amendment S. 2804 filed	1429
Amendment S. 2804 lost	1430
Amendment S. 2806 filed	1430

H. F.	Page	H. F.	Page
Amendment S. 2806 withdrawn	1430	Committee report	1610
Amendment S. 2799 filed	1430	Recommended amendment, pas-	1610
Point of order raised	1431	sage	1610
Amendment S. 2799 withdrawn	1431	Committee amendment S. 2892	1610
Amendment S. 2795 filed	1431	Amendment S. 2909 filed	1676
Amendment S. 2795 withdrawn	1431	Amendment S. 2955 filed	1818
Amendment S. 2803 filed	1431	Amendment S. 2985 filed	1923
Amendment S. 2803 lost	1432	Amendment S. 3002 filed	1929
Passed Senate. Ayes 33, nays 16	1432	Committee report adopted	2035
Motion filed to reconsider vote	1460	Committee amendment S. 2892	2035
Explanation of vote	1464	adopted	2036
Motion to reconsider vote with-	1576	Amendment S. 2955 adopted	2036
drawn	1576	Amendment S. 2985 adopted	2036
Signed by President	1838	Amendment S. 3002 adopted	2037
1478 By Appropriations. A bill		Amendment S. 2909 adopted	2037
for an act relating to the per		Passed Senate. Ayes 42, nays 1	2037
diem rate, expenses and		Message from House	2063
duties of specified boards and		Senate concurred	2063
committees.		Passed Senate. Ayes 43, nays	2063
Received, passed on file	1459	none	2063
Referred to appropriations	1493	Signed by President	2078
Committee report	1610	1486 By Appropriations. A bill	
Recommended passage	1610	for an act relating to the	
Subcommittee, state department	1673	construction of the veterinary	
Committee report adopted	1685	biologics facility at Ames,	
Passed Senate. Ayes 43, nays	1635	Iowa.	
none	1635	Received, passed on file	1329
Explanation of vote	1814	Referred to appropriations	1329
Signed by President	2078	Committee report	1392
1479 By Appropriations. A bill		Recommended passage	1392
for an act to appropriate		Committee report adopted	1454
funds from the general fund		Passed Senate. Ayes 43, nays	1454
of the state to the depart-		none	1454
ment of environmental qual-		Signed by President	1735
ity for the purpose of moni-		1487 By Appropriations. A bill	
toring levels of sulfur oxide		for an act to make appropria-	
emissions from power gener-		tions from the general fund	
ating plants.		of the state, the reimburse-	
Received, passed on file	1265	ment fund, and the road use	
Referred to appropriations	1296	tax fund to certain persons	
Committee report	1504	in the settlement of claims	
Recommended passage	1504	made against the State of	
Committee report adopted	1518	Iowa.	
Passed Senate. Ayes 50, nays	1518	Received, passed on file	1459
none	1518	Referred to appropriations	1493
Signed by President	1735	Committee report	1542
1480 By Appropriations. A bill		Recommended passage	1542
for an act making a suppl-		Committee report adopted	1559
emental appropriation from		Subcommittee, claims	1673
the general fund of the Iowa		Passed Senate. Ayes 47, nays	1559
state arts council.		none	1559
Received, passed on file	1265	Signed by President	1735
Referred to appropriations	1296	1488 By Appropriations. A bill	
Committee report	1505	for an act to make an approp-	
Recommended passage	1505	riation from funds received	
Committee report adopted	1519	by the board of accountancy.	
Passed Senate. Ayes 45, nays	1519	Received, passed on file	1416
none	1519	Referred to appropriations	1460
Signed by President	1735	Committee report	1610
1481 By Freeman. A bill for an		Recommended passage	1610
act relating to soliciting pub-		Subcommittee, state department	1673
lic donations within the state.		Committee report adopted	1729
Received, passed on file	1854	Passed Senate. Ayes 38, nays	1720
Referred to commerce	1922	none	1720
Committee report	2021	Explanation of votes	1814
Recommended passage	2021	Explanation of vote	1857
1483 By Appropriations. A bill		Signed by President	2078
for an act making an approp-		1489 By Appropriations. A bill	
riation to supplement funds		for an act making an approp-	
appropriated to the office of		riation from the general	
attorney general.		fund of the state to the de-	
Received, referred to appropria-	1596	partment of general services	
tions	1596	to conduct a study of state	
		aircraft.	

H. F.	Page
Received, passed on file	1535
Referred to appropriations	1580
Committee report	1610
Recommended passage	1611
Subcommittee, state department	1673
Committee report adopted	1730
Passed Senate. Ayes 41, nays 2	1730
Explanation of vote	1814
Explanation of vote	1857
Message from Senate	2267
Signed by President	2078
1490 By Ways and Means. A bill for an act relating to the collection and disposition of fines and forfeited bail in actions based upon municipal ordinance, and providing clerical assistance to judicial officers to simplify collections by and dispositions from district court.	
Received, passed on file	1606
Referred to ways and means	1648
Amendment S. 2904 filed	1679
Committee report	1859
Recommended amendment, passage	1859
Committee amendment S. 2966	1859
Committee report adopted	1998
Committee amendment S. 2966 adopted	1998
Ruled out of order S. 2904	1998
Passed Senate. Ayes 44, nays none	1999
Message from House	2628
Signed by President	2078
1491 By Appropriations. A bill for an act to establish a state historical department with a division of historical museum and archives, a division of the state historical society, and a division of historic preservation to prescribe powers and duties, and to establish a trust fund for life memberships in the state historical society, and to make an appropriation.	
Received, passed on file	1535
Referred to appropriations	1580
Amendment S. 2867 filed	1587
Committee report	1611
Recommended amendment, passage	1611
Committee amendment S. 2893	1671
Subcommittee, state department	1673
Amendment S. 2902 filed	1679
Committee report adopted	1751
Committee amendment division S. 2893A adopted	1733
Amendment S. 2902 lost	1733
Committee amendment division S. 2893B adopted	1733
Ruled out of order S. 2867	1734
Passed Senate. Ayes 45, nays none	1734
Motion filed to reconsider vote	1734
Explanation of vote	1814
Motion to reconsider vote withdrawn	1831
Explanation of votes	1857
Message from House	1913
Senate insisted	1935
Conference committee appointed	1936

H. F.	Page
Message from House	1991
Conference committee report	1995
Conference committee report adopted	1995
Passed Senate. Ayes 40, nays 1	1996
Signed by President	2078
1492 By Appropriations. A bill for an act appropriating from the general fund of the state to the department of public instruction for distribution to the merged area schools for salary adjustments or equipment replacement.	
Received, passed on file	1648
Substituted for S.F. 1401	1687
Amendment S. 2912 filed	1687
Amendment S. 2912 lost	1688
Passed Senate. Ayes 47, nays none	1688
Motion filed to reconsider vote	1692
Explanation of vote	1814
Signed by President	2078
1493 By Ways and Means. A bill for an act to legalize the proceedings of the town of Buffalo, also known as the City of Buffalo, in Scott County, Iowa, whereby the issuance, sale and delivery of sewer bonds were authorized.	
Received, passed on file	1491
Referred to judiciary	1541
Committee report	1815
Recommended passage	1515
Committee report adopted	1979
Passed Senate. Ayes 36, nays none	1979
Signed by President	2078
1494 By Ways and Means. A bill for an act legalizing the transfer of certain property by the joint county system of Black Hawk and Buchanan Counties.	
Received, passed on file	1492
Referred to judiciary	1541
Committee report	1925
Recommended passage	1925
Committee report adopted	1980
Passed Senate. Ayes 38, nays 1	1981
Signed by President	2078
1495 By Ways and Means. A bill for an act to legalize the proceedings of the town of Buffalo, also known as the City of Buffalo, in Scott County, Iowa, whereby the issuance, sale and delivery of water revenue bonds were authorized.	
Received, passed on file	1492
Referred to judiciary	1541
Committee report	1815
Recommended passage	1815
Committee report adopted	1980
Passed Senate. Ayes 36, nays none	1980
Signed by President	2078
1496 By Appropriations. A bill for an act making an appro-	

H. F.	Page	H. F.	Page
priation to the state conservation commission for deposit in the state fish and game protection fund.		1503 By Ways and Means. A bill for an act to create a stabilization fund and making an appropriation therefor.	
Received, passed on file	1535	Received, passed on file	1854
Referred to appropriations	1530	Amendment S. 2975 filed	1870
Committee report	1612	Referred to appropriations	1922
Recommended passage	1612	Committee report	1988
Subcommittee, natural resources	1673	Recommended passage	1988
Committee report adopted	1741	Committee report adopted	1989
Amendment S. 2932 filed	1741	Point of order raised	1990
Amendment S. 2932 lost	1742	Ruled out of order S. 2975	1990
Passed Senate. Ayes 41, nays 4	1742	Amendment S. 3026 filed	2015
Explanation of vote	1857	Amendment S. 3027 filed	2025
Signed by President	2078		
1501 By Appropriations (Appropriations). A bill for an act appropriating from the general fund of the state to the executive council for aid in educating certain Iowa residents or Iowa high school graduates to become osteopathic physicians.		1504 By Appropriations. A bill for an act setting the salary rate for directors of divisions of the state historical department and to make an appropriation.	
Received, passed on file	1812	Received, passed on file	1922
Referred to appropriations	1857	Referred to appropriations	1988
Committee report	1858	Committee report	1988
Recommended passage	1858	Recommended amendment, passage	1988
Committee report adopted	1903	Committee amendment S. 3011	1989
Passed Senate. Ayes 35, nays 15	1903	Committee report adopted	1996
Signed by President	2078	Committee amendment S. 3011 adopted	1996
		Passed Senate. Ayes 38, nays 3	1997
		Message from House	2034
		Signed by President	2078

SENATE CONCURRENT RESOLUTIONS

RELATING TO—

- 9—Senators Heying, Taylor and Van Gilst refrain from legalizing any act that would in any way deny the right of life as described in this resolution. 1974 regular session 408
- 22—Urge Congress change federal laws and regulations, etc. re locker plants. 1974 regular session 213
- 29—Committee to study specifications or standards for fertilizer, diesel fuel, etc., also grading, moisture testing and transportation of grain, also feasibility of border rivers open all year. 1974 regular session 17
- 30—Committee to continue study of regulation of consumer credit during 1973 interim, report. 1974 regular session 17
- 33—Committee to continue study of mental health and juvenile institutions, projections for expansion, consolidation, or closing of facilities. 1974 regular session 17
- 36—Committee to study marriage laws, report. 1974 regular session 17
- 47—Committee to study alcohol-related highway fatalities, and reduction of. 1974 regular session 17
- 48—General Assembly approve Iowa's participation as an associate member of the multistate tax commission, etc. 1974 regular session 213
- 101—Compensation of Chief Clerk and Secretary of the Senate—fulltime permanent employees receive vacation allowances and sick leave—legislative employees may become members of IPERS. 24, 25, 68, 284, 293, 316, 359, 501-503 adopted
- 102—Urge Congress and the President of the United States to promote fast and effective research and development of alternative sources of energy. 24, 25, 284
- 103—Payment of costs and expenses (\$50,000) of actuaries from Milliman & Robertson, Inc. re studies of public pensions and retirement programs. 76-77, 78, 174, 200-201 adopted, 214
- 104—Sioux City-Woodbury County alcohol safety action project be recognized as a demonstration project and that agencies and organizations involved with highway traffic safety be encouraged to utilize the resources and services of this project. (Same as HR 101) 137, 174, 699
- 105—Extend invitation to the Iowa congressional delegation to speak to a joint session on the occupational safety act, highway trust funds, fertilizer shortage, and the energy crisis. 248, 273 adopted
- 106—Request Governor Ray appoint a committee to personally visit United States Secretary of Agriculture to explain need for reasonably priced fertilizer. 248-249, 269, 285, 1147, 1149-1150, 1154-1156 adopted, 1157
- 107—Committee to study county law enforcement. 313-314, 339, 408
- 108—Observe Abraham Lincoln's Birthday, joint convention Tuesday, February 12, 1974 at 1:15 p.m. 314, 318 adopted
- 109—Committee to study corporate farming in Iowa. 338, 354, 481
- 110—Committee to study the duplication of state and local agencies charged with inspection of buildings. 339, 354, 481
- 111—Urge Congress take action to acquire railroads by the federal government. 470, 490
- 112—Urge development commission collect and disseminate information re methods to conserve fuel resources by industry, etc. 511, 555

- 113—Committee to study effects of the construction of Red Rock and Coralville Reservoirs, damages, restitution, etc. (Same as HCR 119) 916-917, 967
- 114—Committee to study bikeways. 1005, 1028
- 115—Committee to review and evaluate or study reorganization of social services re county boards of social welfare. 1096-1097, 1117
- 116—Request Congress declare a moratorium on payments of principal on college and university building loans, make low interest rate, etc. 1117-1118, 1145, 1223, 1297, 1310-1311 adopted, 1330
- 117—Conservation commission study west bank of Iowa River in city of Wapello. 1145, 1172, 1816, 1857
- 118—Waive joint rule 16 re Senate File 531. S.J. 1184 ruled out of order.
- 119—Resolutions calling for interim studies be referred to President of the Senate and Speaker of the House, legislative council determine priorities. 1200, 1318 adopted
- 120—Committee to study feasibility of combining local governmental units. (Similar to HCR 126) 1200-1201, 1239
- 121—Committee to study and review administration of chapter 138 of the 1973 acts during the 1974 political campaigns re disclosure of contributions, expenses, etc. 1222-1223, 1239
- 122—Committee to study mechanic's lien law. 1265, 1296
- 123—Discontinue printing of clip sheets in both House and Senate. 1295, 1329
- 124—National day of humiliation, fasting and prayer, April 30, 1974. (Same as HCR 137) 1387-1388, 1417, 1613
- 125—Childhood development task force, governor appoint, study needs of children and necessity for office. 1388-1389, 1417, 1613, 1968-1969 adopted
- 126—Committee to study current housing needs, also need for a state housing authority. (Same as HCR 141) 1416, 1460
- 127—That the President of the Senate and Speaker of the House be presented with similar chairs such as they are now using. 1461, 1468 adopted
- 128—Members of the General Assembly attending committee meetings be paid upon filing expense accounts. 1461-1462, 1468 adopted.
- 129—Details of closing the 1974 regular session of the 65th General Assembly, interim staff and work, reconvening the 1975 regular session. 1462-1463, 1468-1469 adopted
- 130—Compensation of officers and employees, salary schedule. 1494-1503, 1493, 1543, 1584-1585, 1613, 1673, 1708, 1925
- 131—Capitol cafeteria, legislative council investigate and resolve problems, etc. 1580-1581, 1609
- 132—General Assembly objects to state agencies not paying employees overtime and insist on compensation for same. 1581-1582, 1609
- 133—Congratulate Otto Weber on the 35th anniversary of legislative coverage. 1606, 2046 adopted
- 134—Committee to study, organize and supervise the college student internship program for the General Assembly. (Same as HCR 148) 1606-1607, 1933 withdrawn
- 135—Committee to study eminent domain procedures. 1608, 1648
- 136—Committee to study recycling of solid and liquid wastes. 1608, 1648
- 137—Committee to study existing income tax structure and provide for a more progressive income tax. 1672-1673, 1706
- 138—Committee to study the use of nuclear power, safety and adverse effects. 1812-1813, 1857

- 139—Department of transportation consider planning and coordination and cost of bus service in Iowa as one of its first priorities. 1813, 1857
- 140—Committee to study ADC program. (Same as HCR 152) 1814, 1857
- 141—Committee to study existing tax structure. 1854-1856, 1922
- 142—Committee to review career and vocational needs of the elementary and secondary schools. (Same as HCR 157) 1856-1857, 1922
- 143—Committee to study the problems of livestock health and safety, etc. (Same for HCR 156) 1924, 1922
- 144—Commend the work of the central states boys farm foundation. 2009, 2038
- 145—Committee to continue study of the quality of life of Iowa's elderly citizens. (Same as HCR 160) 2010-2011, 2038
- 146—Committee to study the optometric manpower situation and education. (Same as HCR 167) 2011-2012, 2038
- 147—Committee to study cities financing public improvements. 2012, 2038
- 148—Committee to study and develop a state land use policy. 2075-2076

SENATE RESOLUTIONS

RELATING TO—

- 10—That Congress propose to the states for their ratification an amendment to the U. S. Constitution re abortion. 1974 regular session 408
- 11—That Congress propose to the states for their ratification an amendment to the U. S. Constitution re abortion. 1974 regular session 409
- 101—The Golden Dome Booklet, authorize printing second edition. 77, 84 adopted
- 102—Senate congratulates the citizens of Randalia, Elgin, Clermont, West Union, and Fayette on the 100th or longer anniversaries. 967-977
- 103—Urge Congress direct office of technology assessment study and investigate the entire nuclear cycle from mining through fuel processing and waste management, determine safety, etc. 1171-1172, 1201, 1673
- 104—Committee visit U. S. Secretary of Agriculture to explain need for reasonably priced and an adequate supply of fertilizer, etc. (Similar to SCR 106) 1196-1197 adopted
- 105—Congratulate Ringsted on its 75th Anniversary. 1361, 1390
- 106—Congratulate Fenton on its 75th Anniversary. 1361-1362, 1390
- 107—Congratulate Lone Rock on its 75th Anniversary. 1362, 1390
- 108—Urge U. S. department of justice investigate fertilizer and fuel producing industries, determine whether or not overpriced and price fixing existed or exist. 1362, 1390, 1505
- 109—Interim expenses for the Secretary of the Senate. 1461, 1468 adopted
- 110—Electric typewriters for each Senate Secretary. 1540, 1580

HOUSE CONCURRENT RESOLUTIONS

RELATING TO—

- 25—Committee to study storage of documents and use of microfilming equipment. 1974 regular session 18
- 101—Joint convention January 15, 1974 at 10:00 a.m., Governor Ray's State of the State Message. 14-15 adopted
- 102—Joint convention, Tuesday, January 22, 1974 at 10:00 a.m., special message on energy and transportation by Governor Ray. 75, 94 adopted

- 106—Amend joint rules by adding that lobbyists register with the Chief Clerk and the Secretary of the Senate, stipulate number of bills and resolutions interested in, etc. 179-180, 203, 285
- 112—Pay tribute to the memory of Susan B. Anthony. 405 adopted
- 117—Urge interstate commerce commission to act favorably, merger of Rock Island and Union Pacific Railroads. 818, 841, 978, 1339, 1390
- 119—Committee to study effects of the construction of Red Rock and Coralville Reservoirs, damages, restitution, etc. (Same as SCR 113) 1003, 1028
- 122—Committee to study Iowa securities law. 1056-1057, 1084
- 124—Committee to study problems of the deaf and hearing impaired. 2038-2039
- 129—Joint convention April 17, 1974 at 2:00 p.m., Iowa Congressional Delegation meet with General Assembly. 1262, 1284 adopted
- 130—Authorize payment of expenses for planning and arranging 1975 mid-western conference of the council of state governments. 1412-1413, 1460, 1858, 1970-1971 adopted
- 132—At least one U. S. department of agriculture service center be maintained in each soil conservation district in Iowa, etc. 1386, 1417, 1443, 1469-1470 adopted, 1494
- 134—Claims rejected by joint claims committees, to be considered by the Senate and House, and that action be approved. 1413-1415, 1460, 1494, 1542, 1558 adopted, 1673
- 137—National day of humiliation, fasting and prayer, April 30, 1974. 1646-1647
- 139—That the national science foundation study energy requirements on a statewide, regional and national basis, the effects, costs, wastes, etc. 1647, 1933-1935 adopted
- 140—Dome of the capitol, reactivate lights. 1534, 1580
- 142—Compensation of county officers and employees, authorization to legislative council to expend \$50,000 for employing consultants to study. 1534-1535, 1580
- 145—Committee to study adoption procedures and practices. 1694, 1812
- 146—Adjournment, April 26, 1974 at four o'clock p.m. 1604, 1861, 2075-2076 adopted
- 148—Committee to study, organize and supervise the college student internship program for the General Assembly. 1694-1695, 1721, 1932-1933 adopted
- 160—Committee to continue study of the quality of life of Iowa's elderly citizens. 2039
- 162—Compensation of officers and employees, salary schedule. 2013-2021, 2057-2062 adopted, 2074-2075 adopted

SUBJECT INDEX

ABORTION—
(Also see Birth Control)
General

- Senators Heying, Taylor and Van Gilst refrain from legalizing any act that would in any way deny the right of life as described in this resolution. SCR 9; S.J. 100, 124, 412. 1974 regular session, S.J. 408.
- Abortion, criminal penalty. SF 49, Milligan, et al.; HF 57, Hill, et al.
- Sale, distribution or advertisement of contraceptive products, regulation, etc. of venereal disease prophylactics. SF 85, Kelly; SF 301, human resources. SSM. SF 301 approved 3-4-74.
- Repeal provisions of Code re abortion. HF 144, Holden.
- Abortion, repeal present law, restrictions on abortion information, educational information available, etc. SF 210, human resources.
- That congress propose to the states for their ratification an amendment to the U.S. constitution re abortion. SR 10; S.J. 2136, 2139. 1974 regular session, S.J. 408.
- That congress propose to the states for their ratification an amendment to the U.S. constitution re abortion. SR 11; S.J. 2137, 2139. 1974 regular session, S.J. 409.
- Allow medical personnel to refuse to perform, etc., in an abortion, exception. SF 1159, Ramsey; HF 1236, Cusack (companion)—SF 1230, Kinley, et al.; HF 1357, Grassley, et al. (companion)—HF 1500, appropriations (all similar subject matter).

ACCIDENTS—
General

- Accident reports filed by law enforcement officers not admissible in civil cases. HF 441, Nielsen and Doyle.
- Insurance companies insuring against loss from liability, motor vehicle accidents, must offer additional first party benefits. SF 28, Kelly.
- No-fault motor vehicle insurance. HF 107, Fischer of Grundy; HF 699, commerce. SSM.
- Reporting of vehicle accidents, increase dollar value of damage. HF 248, Kreamer; SF 1022, Priebe, et al. SSM.
- Motor vehicle accident records not maintained unless charged and/or found guilty, etc. HF 251, Norpel, et al.
- No-fault motor vehicle insurance, etc. SF 369, Kinley; HF 445, Fitzgerald and Rapp.
- Motor vehicles involved in accidents must have sticker with number of officer's report, removed after damage repaired, etc. HF 420, McCormick.
- When proof of financial responsibility is required after suspension or revocation of license. SF 391, Lamborn.
- Boating accidents, reporting of. HF 488, Freeman; HF 657, natural resources (same). HF 657 approved 6-29-73.
- Guest statute, repeal, automobile accidents. SF 1162, Riley.
- Public safety, commissioner and department of, establish studies for prevention of motor vehicle accidents and safety programs. SF 1083, Griffin; HF 1223, De Jong, et al.
- Public safety and general services along with others study effectiveness of plural tri light signal system, appropriation. SF 1134, Griffin; HF 1250, De Jong.
- Public safety, commissioner and department of, establish studies for prevention of motor vehicle accidents and safety programs, appropriation. SF 1132, Griffin; HF 1251, De Jong, et al.
- Sickness and accident disability fund. SF 1267, ways and means.

ACCOUNTING—
General

- Public accounting, regulation of, etc. SF 134, Curtis, et al. Approved 6-3-74.
- Members of board of accountancy, compensation, etc. HF 169, Crabb.
- Increase the fees charged by board of accountancy. HF 225, Egenes, et al.
- Accountancy, architectural, banking, engineering, watchmaking examiners, appropriation. SF 232, appropriations. Approved 5-7-73.
- Accountancy, board of, appropriation from funds received. HF 1488, appropriations. Approved 5-27-74—became law by publication 6-7-74.

ACTS—
General

- Effective dates, counties, certain acts and resolutions. HF 1310, county government.

ADC—
General

- Eligibility for assistance in ADC program. HF 13, Hill, et al.; SF 125, Gluba, et al.
- Eligibility to receive the benefits of certain welfare programs re unemployment due to work stoppage. HF 207, Kreamer.

- Counties not required to pay ADC, aid to disabled, and blind assistance. HF 231, Holden, et al.; SF 570, ways and means. SF 570 approved 6-30-73.
- ADC recipients, confidential files open to elected state and county officials. SF 254, Rabedeaux.
- Social services, department of, providing state supplementary cash payments to certain persons, revising laws relative to federally-assisted welfare programs being terminated, penalties, etc., appropriation. SF 587, human resources; HF 789, appropriations. HF 789 approved 7-20-73.
- ADC program, increase appropriation—insure eligibility. SF 1377, Gluba and Orr.
- Committee to study ADC program. HCR 152; H.J. 2208-2209.
- Committee to study ADC program. (Same as HCR 152) SCR 140; S.J. 1814, 1857.

ADDICTS—

(See Drugs and/or Narcotics)

ADJUTANT GENERAL—**General**

- Military library, establishment and maintenance of. HF 1265, Daggett.

ADMINISTRATIVE PROCEDURE—**General**

- Committee to study uniform means of adopting and publicizing administrative rules and regulations, report. SCR 24; S.J. 411, 436.
- Committee to study dividing the state into regions for administrative purposes, etc. HCR 65; H.J. 1869.
- Administrative procedure act. HF 1200, state government. Approved 5-29-74.

ADOPTIONS—

(See Minors)

ADVERTISING—**General**

- Advertising of alcoholic beverages. HF 74, Norpel.
- Sale, distribution or advertisement of contraceptive products, regulation, etc. of venereal disease prophylactics. SF 85, Kelly; SF 301, human resources. SSM, SF 301 approved 3-4-74.
- Advertising and selling courses of instruction. SF 107, judiciary. Approved 5-15-73.
- Beer advertising, eliminate restriction on. HF 104, Norpel.
- Require public utilities to pay advertising cost from profits. HF 340, Higgins and Patchett; SF 1249, Plymat, et al.
- Costs of advertising alcoholic beverages or beer not deductible business expenses. SF 317, Plymat, et al.; HF 447, Butler, et al.
- Political advertising, require political committees to report all moneys spent on. HF 1010, Monroe.
- Emergency power of the governor, outdoor advertising, fuel, etc. HF 1056, Higgins.
- Permit advertisement of beer by brand name on inside of ballpark fences. HF 1272, Horn; SF 1296, judiciary.
- Billboards**
- Billboards, correct references in law relating to. HF 655, transportation. Approved 6-19-73.

ADVISORY COMMITTEES AND/OR COUNCILS—**General**

- Advisory council, appropriation for vocational education, research projects, duties of council, etc. SF 596, appropriations.
- Create an advisory committee for 1973 and 1974 to serve in an advisory capacity to development commission re development of a grain alcohol motor fuel industry. HCR 74; H.J. 2312.

AERONAUTICS—**General**

- Create a state transportation planning commission. HF 35, Welden.
- Enplanement fees, prohibit, cities and counties. HF 43, Crabb.
- Operation of aircraft, liability. HF 187, Middleswart, et al.
- Taxation of motor fuel used in aircraft, use of unclaimed tax refunds. HF 200, Lipsky, et al.; SF 192, Riley. S.
- Transportation, department of, create. HF 230, Drake, et al.; SF 1141, state government. (Same subject matter) SF 1141. Approved 5-29-74.
- School districts, purchase and sale of real estate re technical school to teach vocational education and aviation mechanics. HF 395, Kreamer; SF 420, Milligan, et al. S. HF 395 approved 6-29-73—became law by publication 7-13-73.
- Abolish aeronautics commission, transfer functions to department of public safety. SF 492, Palmer, et al.
- Aeronautics commission, appropriation. SF 499, appropriations. Approved 5-15-73.

Civil air patrol, appropriation to aeronautics commission for. SF 1231, Gluba; HF 1348, Monroe and Small.

General services, department of, appropriation, conduct study of state aircraft. HF 1489, appropriations. Approved 5-27-74.

AGE—**General**

Eighteen, age qualification of members of the General Assembly. SJR 3, Murray, et al.; HJR 2, Hill, et al.

Minimum age requirements for enrollment in public schools, exceptions, SF 102, Willits; HF 389, Monroe.

AGE OF MAJORITY—**General**

Eighteen years—majority. SF 82, state government; HF 113, Clark of Lee and Hill. SF 82 approved 3-7-73.

AGING—**(Also see Senior Citizens)****General**

Prohibit reduction of accident and health insurance coverage of an aged, etc. subscriber without proportionate reduction of premium charged. HF 54, Mendenhall.

Aging, commission on, reduce members, per diem pay. SF 447, Riley and Van Gilst. Approved 6-19-73.

Create a green thumb program for the aging, provide employment, appropriation. HF 632, Avenson and Fitzgerald.

Authorize vocational education board (public instruction) to make disability determinations under federal supplemental security income program for aged, blind, and disabled. SF 527, human resources.

Eliminate certain income from consideration in determining total income of the elderly for additional homestead credit. SF 1127, Blouin and Gluba.

Supplementary cash payments to certain persons, social services provide, revise medical assistance act, penalties. SF 1128, Blouin, et al.; HF 1202, Monroe, et al. (companion); HF 1411, human resources (same subject matter). HF 1411 approved 5-11-74—became law by publication 5-21-74.

Commission on

Aging, commission on, appropriation. HF 291, appropriations; SF 529, appropriations. HF 291 approved 5-8-73.

Aging, commission on, appropriation for salaries, etc. SF 1329, appropriations. Approved 4-15-74.

AGRICULTURE—**General**

Release of federal funds, environmental, emergency loans program, etc. HJR 1, Pellett and Strothman; SJR 1, Priebe and Doderer. HJR 1 sent to secretary of state 2-3-73.

Petition the president and congress of the U.S. to reinstate the rural environmental assistance program or replace with another. HCR 3; H.J. 62.

Agricultural buildings valued and assessed as agricultural property. SF 80 Heying.

Prevent sale of foods containing harmful residues beyond certain tolerance. HF 159, agriculture.

Workmen's compensation—agricultural workers. SF 175, Nystrom; HF 406, Stromer; HF 497, education. SF 175 approved 4-26-73.

Testing of motor fuels by department of agriculture, copies no longer furnished dealers. HF 203, agriculture. Approved 5-24-73.

Diesel fuel, standards for. SF 244, Priebe.

Office building for department of agriculture, appropriation to capitol planning commission. HF 329, agriculture.

Place of filing in order to perfect a security interest, farm operations. HF 334, Hill; SF 344, DeKoster.

Taxation of agricultural and horticultural lands within city or town limits. SF 299, Tieden; SF 300, Doderer. SSM.

Marijuana a noxious weed. SF 309, Tieden.

Veterinarian's liens on any animal, etc. HF 374, agriculture.

Standards for food, establish. HF 382, agriculture; SF 357, agriculture SSM.

(Also see HF 159).

Create a state land use policy division, department of agriculture. SF 338, Heying. (Also see SF 58-HF 65).

Committee to study specifications or standards for fertilizer, diesel fuel, etc., also grading, moisture testing and transportation of grain, also feasibility of border rivers open all year. SCR 29; S.J. 547, 569, 657, 945. 1974 regular session—S.J. 17.

Property tax exemption for certain property used for ponds, dams, etc. HF 474, agriculture.

Bakery products meet specifications and standards for enriched flour, U.S. food and drug administration. HF 478, Egenes.

Cattle feed lots, etc., state approve. SF 444, agriculture. Approved 5-7-73.

- Inspection of food establishments, food-service establishments, licensing, department of agriculture, etc., penalties. HF 540, Freeman, et al.; HF 712, agriculture (same); SF 1219, Hansen (same subject matter).
- Encourage and promote the production, sale and consumption of livestock, dairy and other food products, maintain and improve economy of state and nation. HCR 36; H.J. 761.
- Iowa General Assembly opposes the passage of HR 6168, roll back of livestock prices, by congress, forward this resolution. SCR 34; S.J. 840, 841 adopted, 848; H.J. 818, 873 adopted.
- Retailer may recover part of the price of farm implements, etc., cancellation of a contract by a manufacturer, penalties. HF 660, Hutchins.
- Committee to study promotion of agriculture. HCR 41; H.J. 1014.
- Committee to study promotion of agriculture. (Same as HCR 41) SCR 40; S.J. 1016, 1030, 1114.
- Agriculture department, increase appropriation from commercial feed fund. HF 743, appropriations. Approved 5-24-73—became law by publication 6-1-73.
- Agriculture, department of and various divisions, appropriation. SF 555, appropriations. Approved 7-12-73.
- Agriculture, department of, certain boards, appropriation, increase certain fees. SF 556, appropriations. Approved 7-6-73.
- Capitol planning commission, appropriation for planning and construction of certain state buildings, and space for general assembly. HF 770, appropriations. Approved 7-17-73.
- Development commission, appropriation for expansion of veterinary biologics facility in Ames. HF 786, appropriations. Approved 7-17-73.
- Agricultural building, construction of, appropriation. SF 1007, Curtis and Plymat; HF 1029, agriculture. HF 1029 approved 5-28-74.
- Family farms, prevent monopoly of the agricultural industry. HF 1045, Husak.
- Request Governor Ray appoint a committee to personally visit U.S. secretary of agriculture to explain need for reasonably priced fertilizer. SCR 106; S.J. 248-249, 269, 285, 1147, 1149-1150, 1154-1156 adopted; H.J. 1444-1445, 1493-1494, 1495-1498 lost, 1512.
- Nonfamily or family corporate farms report to Secretary of State. SF 1019, Riley; SF 1288, agriculture (same); SF 1077, Tieden, et al.; HF 1144, Fisher of Greene, et al. (companion) (same subject matter); HF 1360, agriculture (similar)—(all same subject matter).
- Soybean promotion board, increase per diem expenses. HF 1124, Cochran.
- County agricultural extension education funds. reports include all receipts to the fund. SF 1120, McCartney. Approved 4-25-74.
- Corrective changes in acceptance of grants and gifts of funds to department of agriculture, and turkey checkoff. HF 1190, agriculture. Approved 4-19-74.
- Labeling and adulteration of honey, penalty. HF 1276, agriculture. Approved 5-2-74.
- Promotion of agricultural products, advise and consult, etc., development commission. HF 1305, appropriations. Approved 4-8-74.
- Development Commission, appropriation for per diem allowance, regional tourism districts, and agriculture products promotion programs. HF 1306, appropriations. Approved 4-8-74.
- Agriculture, department of, authority to publish pamphlets, pertinent statutes and rules. HF 1302, agriculture. Approved 5-2-74.
- Remove tall hedge (rhamnus frangula) from list of noxious weeds. HF 1342, McElroy and Bittle; HF 1443, agriculture (same).
- Workmen's compensation, defining members of a household, persons engaged in agriculture, etc. HF 1346, Fischer of Grundy; HF 1406, human and industrial relations (same subject matter). HF 1406 approved 5-27-74.
- Drainage district boards having repairs costing \$5,000 or less performed without obtaining an engineer's report. HF 1354, Stromer; HF 1442, agriculture (same).
- Permit severance of certain land from an established drainage or levee district if no material benefit. HF 1355, Stromer; SF 1371, county government.
- Handlers of food or drink in food establishments be free of certain diseases, etc. SF 1248, Gruba.
- Movement of overweight vehicles, 20,000 lbs. per axle. HF 1398, agriculture; HF 1428, agriculture (corrected bill for HF 1398).
- Pesticides, use and application of, penalties. HF 1459 agriculture; SF 1311, agriculture. SF 1311 approved 5-2-74.
- Committee visit U.S. secretary of agriculture to explain need for reasonably priced and an adequate supply of fertilizer, etc. (Similar to SCR 106) SR 104; S.J. 1196-1197 adopted.
- Veterinary biologics facility at Ames, commence construction by July 1, 1973, land revert to state. HF 1486, appropriations. Approved 5-2-74—became law by publication 5-8-74.

At least one U.S. department of agriculture service center be maintained in each soil conservation district in Iowa, etc. HCR 132; H.J. 1628-1629, 1742 adopted; S.J. 1386, 1417, 1433, 1469-1470 adopted, 1494.

Manure spreaders included in implements of husbandry. HF 1497, Husak.

Animals

Cleaning of livestock carriers. SF 174, Hill.

Swine tuberculosis, eradication of. SF 291, agriculture. Approved 5-7-73.

Identification and sale of cattle, auctions. HF 378, Bennett, et al.

Appropriate funds to local taxing districts, reimburse for moneys expended, repeal of personal property tax on certain bovine females. HF 665, Hutchins and Miller of Calhoun.

Exempt livestock from personal property taxation, etc., appropriation. HF 233, Drake, et al.; SF 217, Schaben; HF 730, ways and means; SF 571, ways and means (all SSM).

Committee to study livestock brands and brand inspection (HF 606), report. SCR 45; S.J. 1197-1198, 1248, 1331.

Committee to study livestock brands and brand inspection (HF 606). (Same as SCR 45) HCR 49; 1261-1262.

Committee to study ways to prevent theft of livestock, apprehension of persons, etc. HCR 52; H.J. 1450-1451.

Limit indemnification for slaughtered animals, bovine brucellosis. HF 1105, agriculture.

Sheep dealers, licensing of. HF 1362, agriculture. Approved 4-19-74.

Requirements for sale or transfer of livestock, penalties. SF 1310, agriculture; HF 1466, agriculture.

Excise tax on sale of beef cattle and veal calves in lieu of tax presently collected, etc. SF 1339, ways and means. Approved 5-29-74.

Committee to study the problems of livestock health and safety, sales, etc. HCR 156; H.J. 2252-2253, 2332, 2384-2385.

Committee to study the problems of livestock health and safety, etc. (Same as HCR 156) SCR 143; S.J. 1924, 1922.

Checkoff

Egg checkoff. HF 270, agriculture. Approved 6-13-73.

Soybean promotion board, increase per diem expenses. HF 1124, Cochran.

Establish a corn promotion fund, etc. HF 692, agriculture.

Corrective changes in acceptance of grants and gifts of funds to department of agriculture and turkey checkoff. HF 1190, agriculture. Approved 4-19-74.

Dairy

(Also see Foods, sub-ref. Dairy)

Cheese and cheese products, meet federal standards. HF 32, agriculture; SF 79, agriculture. HF 32 approved 2-9-73.

Egg checkoff. HF 270, agriculture. Approved 6-13-73.

Dairy industry commission, appropriation. SF 489, appropriations. Approved 5-15-73.

Dairy industry commission, checkoff, commission personnel, etc. HF 1226, agriculture; SF 1192, agriculture. HF 1226 approved 4-19-74.

Farm

Farm tenancies, notification of termination. SF 97, Riley and Taylor; HF 262, Stromer. HF 262 approved 4-26-73.

Raise limitation on maximum amount real estate loan on farmland a bank may make to a single customer. HF 409, Krause and Branstad.

Registration fees for special trucks, farm. HF 422, Miller of Cerro Gordo and Norland; SF 412, Scott, et al.

Nonfamily or family corporate farms report to secretary of state. SF 1019, Riley; SF 1288, agriculture (same); SF 1077, Tieden, et al.; HF 1144, Fisher of Greene, et al. (companion) (same subject matter); HF 1360, agriculture (similar)—(all same subject matter).

Farm tractors, etc., prohibit operation of under 16 years of age. SF 1032, Shaw.

Family farms, prevent monopoly of the agricultural industry. HF 1045, Husak.

Farming by domestic and foreign corporations, require reports, 640 acres, etc. HF 1092, Fischer of Grundy; HF 1326, Howell, et al. (similar); SF 1232, Briles, et al.; HF 1415, Small and Rapp (companion)—(all same subject matter).

Committee to study corporate farming in Iowa. SCR 109; S.J. 338, 354, 481.

Replacement parts for farm machinery, civil remedy. SF 1186, Ramsey.

Pesticides, use and application of, penalties. HF 1459 agriculture; SF 1311, agriculture. SF 1311 approved 5-2-74.

Feed

Commercial feeds, regulate manufacture and distribution. SF 1235, agriculture; HF 1381, agriculture. SF 1235 approved 4-23-74.

Fertilizer

Establish minimum percentages of plant nutrients in fertilizers. HF 204, agriculture.

- Request Governor Ray appoint a committee to personally visit U.S. secretary of agriculture to explain need for reasonably priced fertilizer. SCR 106; S.J. 248-249, 269, 285, 1147, 1149-1150, 1154-1156 adopted; H.J. 1444-1445, 1493-1494, 1495-1498 lost, 1512.
- Extend invitation to the Iowa congressional delegation to speak to a joint session on the occupational safety act, highway trust funds, fertilizer shortage, and the energy crisis. SCR 105; S.J. 248, 273 adopted; H.J. 273, 487-488 adopted.
- Committee visit U.S. secretary of agriculture to explain need for reasonably priced and an adequate supply of fertilizer, etc. (Similar to SCR 106) SR 104; S.J. 1196-1197 adopted.
- Urge U.S. department of justice investigate fertilizer and fuel producing industries, determine whether or not overpricing and price fixing existed or exist. SR 108; S.J. 1362, 1390, 1505.

Grain

- Urge president of the U.S. and secretary of agriculture to rescind order to ship commodity credit grain. SJR 7, agriculture.
- Sale, shipment, and delivery of grain. SF 227, Priebe.
- Create a grain resource research division—grain alcohol motor fuel industry—agriculture. SF 288, Priebe, et al.
- Grain dealers, licensing and regulation of, commerce commission. HF 383, agriculture. Approved 7-12-73.
- Corn and soybean purchasers pay premium if moisture content lower than standard. HF 618, Cochran.
- Exempt storage of grain from tax on services. HF 644, Cochran.
- Allow movement of grain storage structures on highways, restrictions. HF 684, transportation.
- Establish a corn promotion fund, etc. HF 692, agriculture.
- Grain dealers, extend loans, to be used to upgrade and repair railroad right-of-way, appropriation. SF 1336, Priebe.
- Commerce commission, warehouse division, appropriation—grain dealers. SF 1286, appropriations; HF 1461, appropriations. SSM. SF 1286 approved 6-3-74; item veto.

Inspection

- Repeal state license fee for restaurants and grocery stores, meat or meat products. HF 1, Fischer of Grundy.
- Sale of meat and meat products, must meet certain standards. HF 2, Fischer of Grundy.
- Inspection of food establishments, food-service establishments, licensing, department of agriculture, etc., penalties. HF 540, Freeman, et al.; HF 712, agriculture (same); SF 1219, Hansen (same subject matter).
- Livestock branding, inspection, regulation of, penalties, etc. HF 606, Hutchins.
- Inspection of meat and poultry, food establishments, penalties, etc., federal inspection. HF 621, Higgins.
- No slaughtering or processing operations be suspended or terminated before a hearing. HF 479, Fischer of Grundy; HF 711, agriculture (same).
- Sale of coal and other bulk commodities by weight, delivery tickets, inspection of hopper scales, etc. SF 517, agriculture.
- Committee to study livestock brands and brand inspection (HF 606), report. SCR 45; S.J. 1197-1198, 1248, 1331.
- Committee to study livestock brands and brand inspection (HF 606). (Same as SCR 45) HCR 49; 1261-1262.

Licenses

(Also see Licenses, sub-ref. Agriculture)

- Inspection of food establishments, food-service establishments, licensing, department of agriculture, etc., penalties. HF 540, Freeman, et al.; HF 712, agriculture (same); SF 1219, Hansen (same subject matter).

Marketing

- Agriculture marketing division, appropriation for continuation of and expansion. HF 1297, appropriations. Approved 4-8-74.
- Marketing board of department of agriculture allowed per diem, mileage and expenses. HF 1303, agriculture.

Meat and Poultry

(Also see Foods)

- No slaughtering or processing operations be suspended or terminated before a hearing. HF 479, Fischer of Grundy; HF 711, agriculture (same).
- Sale of packaged meat food products, transparent package. HF 512, Hill.
- Corrective changes in acceptance of grants and gifts of funds to department of agriculture, and turkey checkoff. HF 1190, agriculture. Approved 4-19-74.

Pesticides—Entomology

(Also see Environmental Preservation)

- Use and application of pesticides, penalties. HF 1459, agriculture.

Secretary of

- Paints and like products, labeling of, penalties, secretary of agriculture. SF 103, Hill.
- Standards for the care of animals in shelters, pounds, pet shops, kennels, regulations, licenses, penalties, etc. SF 190, Riley, et al.; HF 550, agriculture. (Same subject matter) HF 550 approved 4-19-74.
- Create a grain resource research division—grain alcohol motor fuel industry—agriculture. SF 233, Priebe, et al.
- Identification and sale of cattle, auctions. HF 378, Bennett, et al.
- Bakery products meet specifications and standards for enriched flour, U.S. food and drug administration definition. HF 478, Egenes.
- No slaughtering or processing operations be suspended or terminated before a hearing. HF 479, Fischer of Grundy; HF 711, agriculture (same).
- Livestock branding, inspection, regulation of, penalties, etc. HF 606, Hutchins.
- Establish a corn promotion fund, etc. HF 692, agriculture.
- Request Governor Ray appoint a committee to personally visit U.S. secretary of agriculture to explain need for reasonably priced fertilizer. SCR 106; S.J. 248-249, 269, 285, 1147, 1149-1150, 1154-1156 adopted; H.J. 1444-1445, 1493-1494, 1495-1498 lost, 1512.
- Committee visit U.S. secretary of agriculture to explain need for reasonably priced and an adequate supply of fertilizer, etc. (Similar to SCR 106) SR 104; S.J. 1196-1197 adopted.

Seed

- Teasel, prohibit sale, distribution, etc., of. HF 210, agriculture. Approved 4-26-73.
- Marijuana a noxious weed. SF 309, Tieden.
- Permit numbers on containers of agricultural seeds. HF 402, agriculture; SF 423, agriculture. HF 402 approved 4-18-73.

Warehouses**(Also see Warehouses)**

- Failure of a warehouseman to comply with provisions of law re bonded warehouses for agricultural products, reduce penalty. HF 1245, judiciary and law enforcement.

AID TO DISABLED—**General**

- ADC, blind assistance, aid to disabled, counties no longer required to pay portion. HF 231, Holden, et al.; SF 570, ways and means.

AIR POLLUTION—**(See Pollution and/or Environmental Preservation)****AIRCRAFT—****(See Aeronautics)****ALCOHOLIC BEVERAGES****(Also see Liquor Control Commission)****General**

- Alcoholic beverages and beer, hours may be sold, etc. HF 31, Norpel, et al.; SF 47, Shaw and Gluba (companion); HF 130, Knoke, et al.; SF 144, Griffin, et al. (companion); HF 91, Brinck and Monroe; HF 129, Brinck (same subject matter); (all same subject matter). SF 144 approved 6-26-73.
- Regulate use of beverage containers, etc. HF 56, Mendenhall, et al.; SF 1085, Plymat, et al. (similar)—(same subject matter); SF 197, Miller of Marshall and Gluba; H.F. 317, Stanley and O'Halloran (companion).
- Advertising of alcoholic beverages. HF 74, Norpel.
- Beer advertising, eliminate restriction on. HF 104, Norpel.
- Wine sold and obtainable in much the same manner as beer. HF 123, Trowbridge, et al.; SF 138, Kelly, et al. (companion); SF 1199, Kelly (very similar); SF 139, Griffin, et al.; HF 545, Monroe, et al. (companion)—(all same subject matter).
- Veterans organizations, liquor license include beer. HF 127, Fisher of Greene. Approved 6-29-73.
- Eliminate requirement manufacturers and wholesalers of alcoholic beverages in Iowa must pay fee for certificates of compliance. HF 123, Fisher of Greene.
- Sale of liquor by private licensees, eliminate state-owned liquor stores, etc. SF 151, Blouin, et al.; HF 297, Clark of Dubuque, et al.
- Repeal dram shop law. SF 159, Blouin, et al.
- Committee to study removing the alcoholic beverage business from the state and placing it under free enterprise. SCR 19; S.J. 279, 286, 342.
- School boards may regulate smoking by students, prohibit use of alcoholic beverages SF 193, Riley and Robinson.
- Retail sale of beer, setting of minimum prices for. SF 211, Tieden, et al.; HF 434, Carr and Norpel.
- Costs of advertising alcoholic beverages or beer not deductible business expenses. SF 317, Plymat, et al.; HF 447, Butler, et al.

- Operating a motor vehicle while under the influence of alcohol, drugs, etc., redefine the offense for—implied consent, etc. SF 318, Plymat, et al.; HF 552, Oakley, et al.
- Grocery stores, definition of, class C beer permits. HF 354, Wells, et al.
- Local governments authority to limit number of liquor and beer licenses, etc. SF 343, Bergman, et al.
- Establish special liquor distributorships, cities and towns not now having liquor stores. HF 506, Freeman; HF 722, state government.
- Impose excise tax on certain beverage containers, etc., penalty. HF 516, Egenes, et al.
- Gross liquor sales, increase percentage of funds distributed to cities and towns, and counties. SF 485, Gluba, et al.
- Liquor stores establish in any city or town if logical or feasible, director subject to approval, etc. HF 628, state government.
- Retail beer permit fees retained by local authorities. HF 629, state government. Approved 6-19-73.
- Committee to study removing the alcoholic beverage business from the state and placing it under free enterprise. (Same as SCR 19) HCR 45; H.J. 1110-1111.
- Committee to study alcohol-related highway fatalities, and reduction of. SCR 47; S.J. 1330-1331, 1424, 1714. 1974 regular session, S.J. 17.
- Implied consent test for alcohol, officer determine—added section re driving while intoxicated. HF 343, Doyle.
- Course for drinking drivers, clerk of court must be notified upon completion by a school. HF 1043, Knoke.
- Blood samples, require taking from deceased persons killed in automobile accidents, presence of alcohol, etc. SF 1045, Plymat, et al; HF 1071, Kreamer, et al.
- Increase quantity of alcoholic liquor an individual may import into and possess within the state, personal consumption. HF 1059, Junker, et al. (SSM as); HF 1099, Higgins, et al.; SF 1109, Gluba (companion).
- Equip motor vehicles with device preventing intoxicated person from operating the motor vehicle. HF 1088, Knoke.
- Class B and C beer permits, allow persons to have both. SF 1096, Griffin, et al.; HF 1166, Norpel.
- Beer and liquor control department, location of (Polk County). SF 1097, Griffin, et al; HF 1158, Norpel.
- Beer and liquor control council, permit minority of membership to be persons having interest in the industry. SF 1098, Griffin, et al; HF 1224, Norpel.
- Retail liquor licensees, repeal 15 percent tax imposed on. SF 1099, Griffin, et al; HF 1152, Norpel.
- Permit state liquor stores to accept personal checks. SF 1140, Blouin.
- Barrel tax rebate to Iowa breweries, appropriation. SF 1152, Blouin, et al; HF 1243, Clark of Dubuque. HF 1243 approved 5-27-74.
- Sale of beer and alcoholic liquor on Sunday, additional fee, hours may be sold. SF 1153, Griffin, et al.; HF 1225, Norpel. (Very similar).
- Sunday liquor or beer sales, goods and services must be sold also. SF 1173, Lamborn (same subject matter as) HF 1329, Den Herder; SF 1245, Plymat, et al. S.
- Permit advertisement of beer by brand name on inside of ballpark fences. HF 1272, Horn; SF 1296, judiciary.
- Collection of collector's bottles of alcoholic liquor, special permit, penalty. HF 1318, Norpel.
- Intoxicating liquors, disposition of. SF 1366, appropriations. Approved 5-2-74.

ALCOHOLISM— General

- Commitment of alcohol and drug addicts. SF 6, county government. Approved 2-26-73.
- Liquor store sales, 5 percent to counties, used for alcoholism. HF 150, Schroeder.
- Alcoholism, drug addiction, or chemical dependency, include provisions for treatment of, group health and accident policies. HF 1021, Wells; SF 1206, Gluba, et al. (Very similar).
- Sioux City—Woodbury county alcohol safety action project (ASAP) be recognized as a demonstration project and that agencies and organizations involved with highway traffic safety be encouraged to utilize the resources and services of this project. HR 101; H.J. 10. 213 adopted.
- Sioux City—Woodbury county alcohol safety action project be recognized as a demonstration project and that agencies and organizations involved with highway traffic safety be encouraged to utilize the resources and services of this project. (Same as HR 101) SCR 104; S.J. 137, 174.

Commission on

- Alcoholism, commission on, appropriation. SF 540, appropriations. Approved 7-21-73; item veto

Establish a division on alcoholism, etc., education, treatment and rehabilitation, appropriation. SF 150, Doderer, et al.; SF 504, state government; HF 1110, Fisher of Greene, et al.; SF 1144, Bergman, et al.; HF 1255, Hansen, et al. (very similar); SF 1354, state government (all same subject matter). SF 1354 approved 5-29-74.

ALIMONY—**(See Divorce and/or Marriage)****AMBULANCES—****(See Motor Vehicles, sub-ref. Ambulances)****AMERICAN REVOLUTION BICENTENNIAL COMMISSION—****General**

American revolution bicentennial commission, appropriation. HF 766, appropriations. Approved 7-12-73.

American revolution bicentennial commission, extending appropriation. SF 1360, appropriations. Approved 4-25-74.

AMUSEMENT PARKS AND/OR RIDES—**General**

Amusement inspections, funds for. SF 346, appropriations. Approved 5-7-73.

Amusement rides, etc., fees for inspection. HF 724, appropriations; SF 522, ways and means. SF 522 approved 6-29-73.

Amusement park inspection, appropriation to bureau of labor. SF 1165, appropriations. Approved 3-29-74.

ANIMALS—**General**

Shipping, transferring, and sale of skins and hides, repeal certain provision of law. HF 157, natural resources.

Update and eliminate obsolete fish and game provisions of the Code. HF 158, natural resources. Approved 5-27-74.

Wildlife owned by the state, liability for unlawful destruction, taking, or possession of, civil damages. HF 160, natural resources; SF 259, Tieden. Similar. HF 160 approved 4-25-74.

Cleaning of livestock carriers. SF 174, Hill.

Standards for the care of animals in shelters, pounds, pet shops, kennels, regulations, licenses, penalties, etc. SF 190, Riley, et al.; HF 550, agriculture. (Same subject matter). HF 550 approved 4-19-74.

Credit for livestock, appropriation. HF 233, Drake, et al.; SF 217, Schaben; HF 730, ways and means; SF 571, ways and means (all same subject matter). SF 571 approved 7-13-73.

Repeal tax credit on bovine female cattle three years old and older, appropriation. SF 266, county government.

Leg-hold traps, prohibit use, sale, etc. HF 355, Patchett, et al.

Cattle feed lots, etc., state approve. SF 444, agriculture. Approved 5-7-73.

Dog license fees, delinquency of. SF 473, county government. Approved 5-24-73.

Sale of skins and plumage of game birds and animals, certain exceptions. HF 713, natural resources. Approved 4-10-74.

Committee to study livestock brands and brand inspection (HF 606), report. SCR 45; S.J. 1197-1198, 1248, 1331.

Committee to study livestock brands and brand inspection (HF 606). (Same as SCR 45) HCR 49; 1261-1262.

Committee to study ways to prevent theft of livestock, apprehension of persons, etc. HCR 52; H.J. 1450-1451.

Endangered species of wild animals and birds, prohibit sale of the skins, plumage, fur, etc. HF 1036, Patchett, et al.

Operators of slaughterhouses exempt from bonding or proving financial responsibility if bonded, packers and stockyards act. HF 1189, agriculture.

Agriculture, department of, appropriation to carry out HF 550, care, rules and regulations re animals. SF 1396, appropriations. Approved 5-27-74.

Committee to study the problems of livestock health and safety, sales, etc. HCR 156; H.J. 2252-2253, 2382, 2384-2385.

Committee to study the problems of livestock health and safety, etc. (Same as HCR 156) SCR 143; S.J. 1924, 1922.

Diseases

Swine tuberculosis eradication of. SF 291, agriculture. Approved 5-7-73.

Limit indemnification for slaughtered animals, bovine brucellosis. HF 1105, agriculture.

Domesticated Other than Farm

Dog licensing repealed, rabies vaccinations, domestic animal fund. SF 62, Kelly; HF 178, Doyle.

Dogs, licensing of—payment of claims for injuries or damages. SF 528, county government. Approved 5-9-74.

Dogs, seizure and destruction of. HF 1126, Cusack and Carr; SF 1122, Gluba, et al.

Dogs must be restrained or under direct control at all times, etc. SF 1214, Willits and Palmer; HF 1341, Byerly.

Farm

Identification and sale of cattle, auctions. HF 378, Bennett, et al.
Livestock branding, inspection, regulation of, penalties, etc. HF 606, Hutchins.

Sheep dealers, licensing of. HF 1362, agriculture. Approved 4-19-74.

Requirements for sale or transfer of livestock, penalties. SF 1310, agriculture; HF 1466, agriculture.

Excise tax on sale of beef cattle and veal calves in lieu of tax presently collected, etc. SF 1339, ways and means. Approved 5-29-74.

Non-Domesticated

Repeal bounties on certain wild animals. SF 8, Kelly; HF 600, Cusack.

Prohibit open season on certain birds and animals during open season on deer. HF 24, Wyckoff; HF 121, natural resources; SF 143, Tieden.

Confined game birds and animals. HF 174, natural resources. Approved 6-19-73.

Deer, operator of motor vehicle may claim if accidentally killed on highway. SF 419, Coleman, et al.

ANNEXATION—

(Also see Zoning)

General

Annexation of territory by cities and towns, municipal services provided within 5 years. SF 394, Rabedaux; HF 575, Holden. S.

Vacating of streets, agreements to annex, elections, special assessments, charges for services, notices, hearings, etc., procedures and requirements for cities and towns. HF 611, cities and towns.

Annexation of agricultural land. HF 619, Holden.

Muscatine, legalize, annexing certain territory. HF 732, judiciary and law enforcement. Approved 6-19-73—became law by publication 7-6-73.

Annexation of territory to a municipal corporation which is a part of a sanitary district becomes a part of that sanitary district. SF 1229, Bergman.

Committee to study best way to regulate annexation of land. HCR 131; H.J. 1628.

ANNUITIES—

General

School boards, board of regents, public instruction, educational radio and TV provide group or individual contracts for tax sheltered annuities to employees. HF 98, Freeman. Approved 5-2-74.

Exempt from state income tax a portion of annuities received by retired federal employees. SF 129, Andersen, et al.; HF 238, Mendenhall, et al.; HF 1375, Holden (all same subject matter).

Retirement annuities, remove taxation provision. SF 242, Briles; HF 428, Fisher of Greene. SF 242 approved 4-25-74.

Provide tax-sheltered annuities for employees of the state educational radio and television facility board. HF 458, Menke.

Optional variable annuity plan for IPERS, employ actuary to conduct study, appropriation. SJR 12, Doderer.

Variable contracts of annuities and life insurance. SF 328, McCartney; HF 642, commerce. HF 642 approved 7-12-73.

Committee to study IPERS, other pension funds, annuities, etc., report. SCR 38; S.J. 941, 956, 1030.

Life insurance and annuities in divorce actions. HF 1186, Norland.

ANTIQUE—

General

Legalize possession of antique gambling devices, inoperable. SF 285, Rodgers, et al.

ANTITRUST SUITS—

General

Antitrust fees for a county attorney or the attorney general, repeal. SF 2, Hill; HF 61, judiciary and law enforcement. HF 61 approved 4-6-73.

APARTMENTS—

General

Include apartments—illegal obtaining lodging with intent to defraud. HF 243, Wells and Lipsky.

Include motels, apartment houses, and child care facilities in rules and regulations re fire safety and protection. HF 285, Connors, et al.

APPEAL BOARD, STATE—

General

Indemnification of private citizens, injury or damages, crime or rescue of a person, immediate danger of death or injury. HF 1365, Cusack.

Compensating victims of violent crime, penalty. HF 1383, Cusack; SF 1321, Doderer (same subject matter).

**APPEALS—
General**

Condemnation awards, appeal of. HF 116, Nielsen. Approved 5-15-73.
Judicial review of the state board of tax review, appeals on taxes, etc.
HF 117, ways and means.
Attorney's fees re unemployment benefit appeals, fixed by court. HF 598,
Rapp.

**APPLIANCES—
General**

Repair and sale of home appliances. HF 468, Freeman.

**APPOINTEES—
General**

Vacancies, state positions, appointments, confirmation of. SF 1351, Palmer,
et al.

**APPROPRIATIONS—
General**

Create an interim study committee on county statutes, appropriation. SJR 5,
county government.
Governor's youth program, appropriation. SF 83, Blouin.
Funding of mental health and mental retardation services, state aid to
counties, appropriation. SF 89, Griffin and Miller of Des Moines.
Create a legislative audit committee and office of legislative auditor, abolish
budget and financial control committee, and office of legislative
fiscal director, appropriation. SF 27, Hill; HF 80, Cochran, et al.
SSM.
Appropriations' subcommittees recommendations, if for a state agency, do
not exceed 90 percent of actual appropriation made to the agency
by the Sixty-fourth General Assembly. HR 4; H.J. 229.
Credit for livestock, appropriation. HF 233, Drake, et al.; SF 217, Schaben;
HF 730, ways and means; SF 571, ways and means (all same subject
matter). SF 571 approved 7-13-73.
Create a vocational youth organization fund, vocational education, appro-
priation. HF 273, Kreamer.
Regional library system, appropriation. SF 271, Kelly; HF 636, Poncy. SSM.
SF 271 approved 6-29-73.
Veterans' service compensation fund, appropriating state and federal funds,
(\$15,000,000 each), administrative procedures. SF 234, Rodgers; HF
663, Wyckoff and Norpel. S.
Payment of certain damages, action of highway commission, to R. S. and
Donald H. Weber, appropriation. SF 302, Scott.
Salary increases for certain state employees, appropriation. SF 360, Nystrom,
et al.
Create a state grand jury, appropriation. SF 371, Schwieger.
Appropriations, from one department to another, not transferable. HF 448,
appropriations.
Erect new state office building, legislative advisory committee, appropria-
tion. HF 473, Doyle.
Spanish-speaking peoples, appropriation for study. SF 424, Gluba, et al;
HF 561, Cusack, et al. SF 424 approved 4-23-74.
Advisory investment board of IPERS, appropriation, two members, full set-
tlement. HF 572, appropriations. Approved 5-25-73.
Increase disability, accidental disability and retirement benefits for policemen
and firemen. HF 591, Poncy.
Terrace Hill, appropriation for repair, etc.—sale of governor's mansion. HF
595, Dunton. Approved 5-27-74.
War orphans' education aid fund, appropriation. HF 625, appropriations.
Approved 5-8-73.
Veterans' bonus, appropriation. HF 656, appropriations. Approved 7-3-73.
Pay and allowance plan for officers and enlisted men in active state service,
some state authority. SF 498, appropriations.
Appropriate funds to local taxing districts, reimburse for moneys expended,
repeal of personal property tax on certain bovine females. HF 665,
Hutchins and Miller of Calhoun.
Create office of youth opportunity, etc., appropriation. HF 666, Krause, et al.
Create a land use policy commission. SF 53, Winkelman, et al; HF 65, Cochran,
et al. (companion); HF 688, natural resources (added appropriation).
SSM.
Increase compensation paid to members of certain boards and commissions.
HF 704, appropriations. Approved 6-19-73.
Replacement of federal funds, comptroller, appropriation. SF 513, appropria-
tions. Approved 6-19-73.
Amusement rides, etc., fees for inspection. HF 724, appropriations; SF 522,
ways and means. SF 522 approved 6-29-73.
Law enforcement academy, appropriation. SF 525, appropriations. Approved
6-13-73.
General services, departments of, appropriation. SF 533, appropriations.
Approved 6-13-73.

- General services, centralized printing, appropriation and authorize expenditures. SF 534, appropriations. Approved 6-13-73.
- General services, appropriation and authorize expenditures. SF 535, appropriations. Approved 6-13-73.
- Drug abuse authority, appropriation SF 537, appropriations. Approved 5-31-73.
- Public employment relations board, appropriation. SF 544, human and industrial relations. Approved 5-10-74.
- Payments in lieu of contributions for unemployment compensation made to state employees of various state agencies, boards, commissions and departments. HF 751, appropriations. Approved 6-13-73.
- Environmental quality, appropriation. HF 761, appropriations. Approved 7-6-73.
- Environmental quality, department of, appropriate any moneys in operators certification fund of water quality commission. HF 762, appropriations. Approved 7-12-73.
- Midwest nuclear compact, membership, appropriation. SF 560, appropriations. Approved 6-13-73.
- Pioneer lawmakers, Spanish-American war veterans, and commission on status of women, appropriation. SF 563, appropriations. Approved 6-19-73.
- American Revolution Bicentennial Commission, appropriation. HF 766, appropriations. Approved 7-12-73.
- Valley Bank Building renovation, appropriation to general services for. SF 575, appropriations. Approved 6-19-73.
- Cities and towns, sewage works construction fund, appropriation. SF 576, appropriations.
- Citizens' aide, appropriation. SF 578, appropriations. Approved 7-12-73.
- General services, expansion of capitol complex, appropriation. SF 579, appropriations.
- General services, appropriation for capital improvements and repairs for certain buildings and facilities. HF 778, appropriations. Approved 7-12-73.
- Legislative service bureau, fiscal director, and legislative council for mental health delivery systems, appropriation. HF 784, appropriations; SF 607, appropriations. (Similar in part). HF 784 approved 7-20-73.
- Advisory council, appropriation for vocational education, research projects, duties of council, etc. SF 596, appropriations.
- Iowa Soldiers Home, appropriation. HF 790, appropriations. Approved 7-19-73.
- District court judges, etc., appropriation. HF 792, appropriations. Approved 7-6-73.
- Labor, Bureau of, and occupational safety and health review commission, appropriation. HF 799, appropriations.
- Cities and towns, sewage works construction, appropriation. SF 617, cities and towns; HF 1407, Howell, et al.
- Appropriate from moneys received by funeral, etc., fund, dentistry, optometry, medical examiners, physical therapy, chiropractic, nursing and nursing home administrators. HF 574, appropriations.
- Financing increased salaries for state officials, designated employees, and costs for contributions to judicial retirement system. HF 806, appropriations. Approved 7-6-73.
- Cities and towns, sewage works construction, appropriation. HF 807, appropriations. (Same and similar subject matter as SF 576 and SF 617) HF 807. Approved 7-6-73.
- State office building, appropriation for construction of. SF 1011, Curtis and Plymat; HF 1016, Brockett and Roorda. HF 1016 approved 5-28-74.
- Supplement appropriation (SF 184, first session, Sixty-fifth General Assembly) for construction of nursing care facility at Iowa Soldiers Home. HF 1012, West, et al.
- Gastro enteritis and other enteric diseases affecting swine, appropriation for research and cure. SF 1027, Rriebe; SF 1323, appropriations. SSM.
- Rotunda covering, first floor of the capitol, appropriation for. SF 1033, Plymat and Curtis; HF 1030, Brockett and Roorda.
- Members of General Assembly may become members of IPERS, appropriation. SF 1034, Andersen.
- Railroad passenger service between Dubuque and Sioux City or Dubuque and Council Bluffs, establish, appropriation. SF 1044, Gallagher, et al.; HF 1165, Rapp, et al.
- Railroad passenger service between Davenport and Council Bluffs, establish, appropriation. SF 1054, Gluba, et al.; HF 1125, Higgins, et al.
- Law enforcement academy, appropriation for construction of a building. SF 1073, Ramsey, et al.; HF 1151, Edelen, et al. (Companion): SF 1332, appropriations (same subject matter). SF 1332 approved 4-18-74.
- Methane gas, experimental project in production of, appropriation for. SF 1114, Heying.
- Transmitters and translators, appropriation to general services. SF 1116, appropriations; HF 1175, appropriations. SF 1116 approved 3-4-74
—became law by publication 3-9-74.

- Salary increases to persons who are members of the merit employment system, appropriation. SF 1136, Nystrom, et al.; HF 1221, De Jong, et al.
- Capitol building, capital improvements to, appropriation to general services. HF 1174, appropriations. Approved 3-29-74—became law by publication 4-5-74.
- Housing development authority, Iowa, establish, appropriation. SF 1138, Gluba, et al.; HF 1179, Cusack, et al.
- Disability income protection program for full-time state employees, appropriation. HF 1214, Hansen, et al.; SF 1215, Schaben, et al.
- Railroads, study of, appropriation. HJR 1004, Higgins.
- Cost of living adjustments for public employees, appropriation. HF 1257, Crabb.
- Rural development commission, providing tax rebates, appropriation. HF 1280, Poncy.
- Establish recycling centers, appropriation. HF 1295, Brunow, et al.; HF 1389, Avenson (same subject matter).
- Establish an environmental education program, advisory council, appropriation. HF 1301, Pellett, et al.
- Energy policy council, create—study, make recommendations, assistance, etc. Re rail transportation, transit systems, coal and other fuels, etc.—appropriation, SF 1222, energy. Approved 5-30-74—became law by publication 6-13-74.
- Cost of living salary increase for specified state employees, also disability insurance program, appropriation. HF 1367, appropriations; SF 1284, appropriations (similar subject matter). SF 1284 approved 5-30-74.
- Campaign finance disclosure commission, appropriation. HF 1377, appropriations. Approved 4-19-74.
- Railroad passenger service, establish fund for contracting for, appropriation. SF 1252, Blouin.
- Contract with national railroad passenger corporation for passenger service (Clinton to Council Bluffs, stops in between), purchase of railroad depots, appropriation. HF 1417, Patchett, et al. (HF 1125 and SF 1054 are similar subject matter).
- Capital improvements, old capitol building, appropriation. SF 1301, appropriations. Approved 5-11-74.
- Replacement and repair of unsafe bridges, appropriate funds to counties for. SF 1309, Blouin.
- Indirect sources of air pollution, department of environmental quality re authority, penalties, appropriation. HF 1464, natural resources.
- Women, commission on the status of, appropriation. SF 1328, appropriations. Approved 5-2-74.
- District courts, magistrates, amending appropriated funds for expenses, etc. SF 1334, appropriations. Approved 4-18-74—became law by publication 4-26-74.
- Law enforcement academy council, membership of, appropriation for tuition. SF 1341, appropriations. Approved 4-18-74.
- Community-based pilot programs, reversion of funds appropriated for. SF 1345, appropriations.
- American Revolution Bicentennial Commission, extending appropriation. SF 1360, appropriations. Approved 4-25-74.
- Coal research project, Iowa state university of science and technology, appropriation. SF 1362, appropriations. Approved 5-10-74—became law by publication 5-17-74.
- Monitoring levels of sulfur oxide emissions from power generating plants, appropriation to department of environmental quality. HF 1479, appropriations. Approved 5-2-74—became law by publication 5-10-74.
- Drug abuse authority, director of, increase salary. SF 1365, appropriations.
- Educational radio and television facility board, allocation to general services for (see SF 1116). SF 1368, appropriations. Approved 5-2-74—became law by publication 5-10-74.
- Claims, settlement of, appropriation from general fund, reimbursement fund, and road use tax fund. HF 1487, appropriations. Approved 5-2-74.
- General services, department of, appropriation, conduct study of state aircraft. HF 1489, appropriations. Approved 5-27-74.
- Sewage works treatment construction fund, appropriation. SF 1378, appropriations. Approved 5-2-74—became law by publication 5-10-74.
- Research foundation, establish, appropriation. SF 1380, Murray.
- Service compensation fund, Vietnam veterans, appropriation for, change reversion date. SF 1384, appropriations. Approved 5-9-74.
- Citizens' aide, increase appropriation. SF 1387, appropriations. Approved 5-11-74.
- Centennial observance of Iowa Academy of Science, appropriation to controller. SF 1389, appropriations. Approved 5-9-74.
- Energy policy council, authorized to study, develop, and assist operations of transportation systems, appropriation. SF 1397, appropriations.
- Community action programs, appropriation. SF 1403, appropriations.
- Stabilization fund, create, appropriation. HF 1503, ways and means.
- Item veto of appropriation bills, modify the power of the governor. HJR 1005, appropriations.

- Transportation, department of, appropriation. SF 1408, appropriations.
- Persons—Code changes re reference to men or women, appropriation to boards of barber examiners and cosmetology examiners. SF 1093, Shaw, et al.; HF 1137, Lipsky, et al. SF 1093 approved 5-30-74—became law by publication 6-6-74.
- State records, management of, appropriation. HF 12, Welden; HF 363, state government. S. HF 363 approved 5-27-74.
- Accountancy**
- Accountancy, architectural, banking, engineering, watchmaking examiners, appropriation. SF 232, appropriations. Approved 5-7-73.
- Accountancy, board of, appropriation from funds received. HF 1488, appropriations. Approved 5-27-74—became law by publication 6-7-74.
- Aeronautics**
- Aeronautics commission, appropriation. SF 499, appropriations. Approved 5-15-73.
- Civil air patrol, appropriation to aeronautics commission for. SF 1231, Gluba; HF 1348, Monroe and Small.
- Aging**
- Aging, commission on, appropriation. HF 291, appropriations; SF 529, appropriations. HF 291 approved 5-8-73.
- Create a green thumb program for the aging, provide employment, appropriation. HF 632, Avenson and Fitzgerald.
- Aging, commission on, appropriation for salaries, etc. SF 1329, appropriations. Approved 4-15-74.
- Agriculture**
- Dairy industry commission, appropriation. SF 489, appropriations. Approved 5-15-73.
- Agriculture department, increase appropriation from commercial feed fund. HF 743, appropriations. Approved 5-24-73—became law by publication 6-1-73.
- Agriculture, department of and various divisions, appropriation. SF 555, appropriations. Approved 7-12-73.
- Agriculture, department of, certain boards, appropriation, increase certain fees. SF 556, appropriations. Approved 7-6-73.
- Agricultural building, construction of, appropriation. SF 1007, Curtis and Plymat; HF 1029, agriculture. HF 1029 approved 5-28-74.
- Agriculture marketing division, appropriation for continuation of and expansion. HF 1297, appropriations. Approved 4-8-74.
- Agriculture, department of, appropriation to carry out HF 550, care, rules and regulations re animals. SF 1396, appropriations. Approved 5-27-74.
- Alcoholism**
- Alcoholism, commission on, appropriation. SF 540, appropriations. Approved 7-21-73; item veto.
- Establish a division on alcoholism, etc., education, treatment and rehabilitation, appropriation. SF 150, Doderer, et al.; SF 504, state government; HF 1110, Fisher of Greene, et al.; SF 1144, Bergman, et al.; HF 1255, Hansen, et al. (very similar); SF 1354, state government (all same subject matter). SF 1354—approved 5-29-74.
- Architectural Examiners**
- Architectural examiners, board of, appropriation and administration of funds. HF 242, appropriations. Report—H.J. 372. Approved 4-18-73—became law by publication 4-27-73.
- Accountancy, architectural, banking, engineering, watchmaking examiners, appropriation. SF 232, appropriations. Approved 5-7-73.
- Arts Council**
- Arts council, appropriation. SF 580, appropriations. Approved 6-19-73.
- Arts council, supplemental appropriation. HF 1480, appropriations. Approved 5-2-74.
- Attorney General**
- State officials, departments, executive council, and auditors (county, municipal and school), appropriation. SF 605, appropriations; HF 783, appropriations. HF 783 approved 7-12-73.
- Attorney general, appropriation to supplement funds. HF 1483, appropriations. Approved 5-27-74.
- Auditor of State**
- State officials, departments, executive council, and auditors (county, municipal and school), appropriation. SF 605, appropriations; HF 783, appropriation. HF 783 approved 7-12-73.
- Auditor of state, appropriation for increased costs. HF 1300, appropriations.
- Auditor of state's savings and loan division, continue appropriation to, establish revolving fund, assessment of administrative expenses. SF 1383, appropriations. Approved 5-11-74.
- Banking Department, State**
- Accountancy, architectural, banking, engineering, watchmaking examiners, appropriation. SF 232, appropriations. Approved 5-7-73.

- Blind, Commission for the**
Blind, commission for, appropriation. SF 543, appropriations; HF 749, appropriations. SF 543 approved 5-24-73.
- Blind, commission for, appropriation for remodeling and repairs to building. SF 1169, appropriations; HF 1219, appropriations. SF 1169 approved 3-21-74—became law by publication 3-29-74.
- Budget and Financial Control Committee**
Budget and financial control committee or successor committee, appropriation. HF 797, appropriations.
- Buildings and Grounds**
General services, departments of, appropriation. SF 533, appropriations. Approved 6-13-73.
- Capitol Planning Commission**
Office building for department of agriculture, appropriation to capitol planning commission. HF 329, agriculture.
Capitol planning commission, appropriation. HF 763, appropriations. Approved 6-13-73.
Capitol planning commission, appropriation for planning and construction of certain state buildings, and space for General Assembly. HF 770, appropriations. Approved 7-17-73.
- Central mall, planning of, appropriation to capitol planning commission. SF 1030, Curtis and Plymat; HF 1034, Brockett and Roorda. HF 1034 approved 4-25-74.
- Capitol planning commission, increase appropriation to pay per diem and expenses of members. HF 1220, appropriations. Approved 4-19-74.
- Car Dispatcher
(See Vehicle Dispatcher)**
- Cities and Towns**
Create a municipal transportation assistance fund, appropriation. SF 225, Blouin, et al.
Municipal assistance fund, appropriation. HF 275, Kreamer; SSM as HF 756, appropriations; SF 552, appropriations. SF 552 approved 5-24-73.
Cities and towns, sewage works construction fund, appropriation. SF 576, appropriations.
State officials, departments, executive council, and auditors (county, municipal and school), appropriation. SF 605, appropriations; HF 733, appropriations. HF 733 approved 7-12-73.
Cities and towns, sewage works construction, appropriation. SF 617, cities and towns; HF 1407, Howell, et al.
Cities and towns, sewage works construction, appropriation. HF 807, appropriations. (Same and similar subject matter as SF 576 and SF 617). HF 807 approved 7-6-73.
City finance committee, increase per diem rate of members. SF 1382, appropriations (included in HF 1478).
- Civil Rights**
Civil rights commission, appropriation. SF 591, appropriations; HF 785, appropriations. HF 785 approved 7-12-73.
Civil rights commission, appropriation. HF 1455, appropriations. Approved 5-2-74.
- Claims**
Claims, appropriation, settlement of. HF 735, appropriations. Approved 5-24-73.
- Code Editor**
Supreme Court and its divisions, financing of, appropriation. HF 782, appropriations. Approved 7-12-73.
- Commerce Commission**
Commerce commission, appropriation. SF 524, appropriations. Approved 5-24-73.
Commerce commission, warehouse division, appropriation—grain dealers. SF 1286, appropriations; HF 1461, appropriations. SSM. SF 1286 approved 6-3-74—became law by publication 6-14-74—item veto.
Grain dealers, extend loans, to be used to upgrade and repair railroad right-of-way, appropriation. SF 1336, Priebe.
- Comptroller**
Repeal tax credit on bovine female cattle three years old and older, appropriation. SF 266, county government.
Publication costs of Iowa academy of science, appropriation to comptroller. SF 414, Taylor, et al. Approved 7-12-73.
Replacement of federal funds, comptroller, appropriation. SF 513, appropriations. Approved 6-19-73.
Motor vehicle fuel tax fund, appropriation from to comptroller. SF 561, appropriation. Approved 6-13-73.
Comptroller, office of, and its divisions, appropriation. HF 800, appropriations; SF 616, appropriations. HF 800 approved 7-12-73.

Supplement appropriations of various state departments, board of regents, etc., and other exempt positions included in comptroller's centralized payroll system. SF 618, appropriations. Approved 7-17-73.

Centennial observance of Iowa academy of science, appropriation to comptroller. SF 1389, appropriations. Approved 5-9-74.

Conservation Commission

Open space land acquisition, appropriation to conservation commission. HF 224, Butler, et al.; SF 577, appropriations. SF 577 approved 7-5-73.

Conservation commission, appropriation from marine fuel tax fund. HF 716, appropriations. Approved 7-12-73.

Appropriation to conservation commission for specific projects. HF 720, appropriations. Approved 7-17-73.

Conservation commission, administration fund. SF 518, appropriations. Approved 5-24-73.

Conservation commission, appropriate fish and game fund. SF 520, appropriations. Approved 5-24-73.

Conservation commission, appropriation. SF 521, appropriations. Approved 5-24-73.

Conservation commission, appropriation for designated programs. SF 588, appropriations. Approved 7-6-73.

Missouri river riverfront project, appropriation to conservation commission. HF 805, appropriations. Approved 7-12-73.

Volga lake project, appropriation for completion of. SF 1104, Heying, et al.

Dredging of certain specified lakes, appropriation for to conservation commission. SF 1112, Schaben, et al.; HF 1167, Miller of Calhoun, et al.

Conservation commission, appropriation for maintenance of parks, forests, waters and other programs. HF 1372, appropriations. Approved 4-8-74.

Conservation commission, appropriate from fish and game protection fund for fish and game division. HF 1373, appropriations. Approved 4-19-74.

Conservation commission, transfer of funds to administration fund. HF 1374, appropriations. Approved 4-8-74.

Conservation commission, appropriation for capital improvements, Rathbun fish hatchery. HF 1496, appropriations. Approved 5-28-74.

Conservation commission, appropriation for capital improvements. HF 1502, appropriations; SF 1399, appropriations. Similar SF 1399 approved 5-28-74.

Council of State Governments

Interstate cooperation, council of state governments. SF 519, appropriations. Approved 5-24-73.

Counties

Counties, appropriation, moneys and credit replacement fund. HF 750, appropriations. Approved 6-13-73.

State officials, departments, executive council, and auditors (county, municipal and school), appropriation. SF 605, appropriations; HF 783, appropriations. HF 783 approved 7-12-73.

Change method of distributing state funds to assist counties in paying a portion of the cost of mental health and mental retardation services, appropriation. HF 1477, Lipsky, et al.

Crime Commission

Crime commission, appropriation. SF 581, appropriations. Approved 6-19-73.

Crime commission, activities within local government units, appropriation. SF 582, appropriations. Approved 7-12-73.

Development Commission

Development commission, appropriation for salaries, etc., and agriculture promotion. HF 757, appropriations. Approved 7-12-73.

Development commission, appropriation for expansion of veterinary biologics facility in Ames. HF 786, appropriations. Approved 7-17-73.

Development commission, appropriation for per diem allowance, regional tourism districts, and agriculture products promotion programs. HF 1306, appropriations. Approved 4-8-74.

Economic Opportunity, Office of

Planning and programming and office of economic opportunity, appropriation. HF 780, appropriations. Approved 7-21-73; item veto.

Educational Radio and Television

Educational radio and TV facility board, to general services, appropriation. HF 768, appropriations. Approved 7-17-73.

Educational radio and TV facility board, appropriation to general services for purchase of equipment. SF 597, appropriations. Approved 6-3-74.

Educational radio and TV facility board, appropriation for capital improvements, northwest and southwest areas. SF 611, appropriations.

Employment of the Handicapped

Handicapped, employment of, appropriation. SF 523, appropriations. Approved 7-6-73.

Employment Security Commission

- Employment security commission, appropriation from IPERS fund for administration of. HF 403, appropriations. Approved 5-8-73.
- Optional variable annuity plan for IPERS, employ actuary to conduct study, appropriation. SJR 12, Doderer.
- Employment security commission, appropriation for administration of old-age and survivors' insurance system, federal social security system, and retirement system for public school teachers. HF 755, appropriations. Approved 6-13-73.
- Employment security commission, appropriation from IPERS. SF 1344, appropriations. Approved 5-2-74—became law by publication 5-17-74.
- Employment security commission, supplemental appropriation for salaries, etc. SF 1359, appropriations. Approved 4-25-74—became law by publication 5-3-74.

Engineers

- Accountancy, architectural, banking, engineering, watchmaking examiners, appropriation. SF 232, appropriations. Approved 5-7-73.

Ethics Committee

- Ethics committee, legislative and nonlegislative members, compensation of, appropriation. HF 1471, appropriations. Approved 5-27-74.

Executive Council

- Executive council general contingent fund, appropriation. SF 541, appropriations. Approved 6-13-73.
- State officials, departments, executive council, and auditors (county, municipal and school), appropriation. SF 605, appropriations; HF 783, appropriations. HF 783 approved 7-12-73.
- Supplement appropriations of various state departments, board of regents, etc., and other exempt positions included in comptroller's centralized payroll system. SF 618, appropriations. Approved 7-17-73.
- Benefits (legal services, death benefits, etc.) for employees of adult penal and correctional institutions, appropriation. HF 1371, Doyle, et al.
- Osteopathic physicians, appropriation to executive council for aid in education. HF 1501, appropriations. Approved 5-29-74.

Fair Board

- Fair board for capital improvements, appropriation. HF 759, appropriations. Approved 7-12-73.
- State fair board, appropriation, for maintenance of buildings and agricultural societies. HF 760, appropriations. Approved 7-6-73.
- State fair board, appropriation for electrical improvements. HF 1475, appropriations. Approved 5-27-74.

Geological Survey

- Natural resources and geological survey, appropriation. SF 553, appropriations. Approved 6-13-73.

Governors

- Governor's youth program, appropriation. SF 83, Blouin.
- Governor's youth opportunity program, improve railroad branch lines, appropriation. HF 767, appropriations; SF 573, appropriations.
- State officials, departments, executive council, and auditors (county, municipal and school), appropriation. SF 605, appropriations; HF 783, appropriations. HF 783 approved 7-12-73.

Health, Department of

- Health, department of and its divisions, appropriation. HF 752, appropriations. Approved 7-6-73.
- Health, department of, amending appropriation act, emergency medical service revolving fund. HF 1304, appropriations. Approved 4-25-74.
- Two additional migrant labor camp inspectors, appropriation to department of health for. SF 1274, Gluba.
- Health service centers, establish, public health nurses, appropriation. HF 1485, Higgins, et al.

Herbert Hoover Foundation

- Herbert Hoover foundation, and Mississippi parkway, appropriation. SF 488, appropriations. Approved 5-16-73.

Higher Education Facilities Commission

- Tuition grants, appropriation. SF 345, appropriations. Approved 5-17-73.
- Establish a work-study program, higher education, appropriation. SF 373, Murray and Nystrom; HF 465, Crawford.
- State supported scholarship program, appropriation to higher education facilities commission. HF 682, appropriations. Approved 7-17-73.
- Medical student tuition loan program and higher education facilities commission administrative funds, appropriation. HF 683, appropriations. Approved 6-14-73.

Highway Commission

- Appropriation to highway commission, scenic and recreational highway system. HF 294, Clark of Lee.

- Financing, by bond, the freeway-expressway system, appropriation. SF 445, McCartney; SF 491, Schwieger, et al. SSM.
- Political subdivisions may purchase gasoline from highway commission, appropriation. SF 465, Gluba.
- Highway commission, capital improvements, appropriation. SF 508, appropriations; HF 707, appropriations. SF 508 approved 5-15-73.
- Appropriate from primary road fund to highway commission, funding highway commission's share for administration of merit system and pay plan for employees. HF 703, appropriations. Approved 7-17-73.
- Appropriation to traffic weight operations, highway commission. HF 709, transportation.
- Highway commission employees, salary increase, appropriation. SF 1235, appropriations. Approved 5-9-74.
- Highway commission, appropriation for planning, development and field operations. HF 1425, appropriations. Approved 6-3-74—became law by publication 6-13-74.
- Cost of living salary increase for employees of highway commission, appropriation. HF 1436, appropriations.
- Highway commission, appropriation, construction of materials laboratory. SF 1324, appropriations. Approved 5-10-74.
- Historical Society**
- Historical society, appropriation. SF 553, appropriations. Approved 6-13-73.
- Toolsboro mounds and museum area and Gardner log cabin, development and maintenance of, appropriation. HF 791, appropriations. Approved 7-12-73.
- Local historical societies, appropriation to state historical society for allocating funds to. SF 1239, Blouin.
- Historical society, appropriation, capital improvements of historical sites, planning and study of a new historical site. SF 1325, appropriations. Approved 6-3-74; item veto.
- Historical society, appropriation, microfilming of newspapers and salary of a manuscript curator. SF 1326, appropriations. Approved 4-15-74.
- State historical department, setting the salary rate for directors of divisions of, appropriation. HF 1504, appropriations. Approved 5-27-74.
- History and Archives**
- History and archives, appropriation. HF 742, appropriations. Approved 5-24-73.
- Inauguration Ceremonies**
- Inaugural expenses, appropriation. HF 612, appropriations. Approved 5-15-73—became law by publication 5-25-73.
- Industrial Commission**
- Workmen's compensation, highway commission employees, appropriation to industrial commission. SF 503, appropriations. Approved 5-24-73.
- Beer and liquor control department, industrial commission, insurance department, pharmacy examiners, and real estate commission, appropriation. HF 758, appropriations. Approved 7-6-73.
- Insurance**
- Beer and liquor control department, industrial commission, insurance department, pharmacy examiners, and real estate commission, appropriation. HF 758, appropriations. Approved 7-6-73.
- Interstate Cooperation**
- Interstate cooperation, council of state governments. SF 519, appropriations. Approved 5-24-73.
- IPERS**
- Employment security commission, appropriation from IPERS fund for administration of. HF 403, appropriations. Approved 5-8-73.
- Judicial Department, Statistician, etc.**
- Supreme Court and its divisions, financing of, appropriation. HF 782, appropriations. Approved 7-12-73.
- District courts, magistrates, amending appropriated funds for expenses, etc. SF 1334, appropriations. Approved 4-18-74—became law by publication 4-26-74.
- Labor**
- Amusement inspections, funds for. SF 346, appropriations. Approved 5-7-73.
- Labor, bureau of, and occupational safety and health review commission, appropriation. HF 799, appropriations.
- Amusement park inspections, appropriation to bureau of labor. SF 1165, appropriations. Approved 3-29-74.
- Legislative Service Bureau**
- Approve contracting for cost analyses of no-fault insurance legislation, appropriation. HJR 19, appropriations.
- Legislative service bureau, fiscal director, and legislative council for mental health delivery systems, appropriation. HF 784, appropriations; SF 607, appropriations. (Similar in part) HF 784 approved 7-20-73.

Incorporating the Code on magnetic tape, appropriation. HF 1454, appropriations. Approved 4-19-74.

Libraries

Libraries, certain state, appropriation. HF 777, appropriations; SF 589, appropriations. HF 777 approved 6-19-73.

State libraries, reversions of appropriations made for, supplemental appropriation. HF 1444, appropriations. Approved 4-18-74—became law by publication 4-28-74.

Law library, appropriation for salaries, etc. SF 1327, appropriations. Approved 4-15-74.

Library commission, appropriation for substituting or replacing federal funds. SF 1335, appropriations. Approved 4-18-74.

Lieutenant Governor

State officials, departments, executive council, and auditors (county, municipal and school), appropriation. SF 605, appropriations; HF 783, appropriations. HF 783 approved 7-12-73.

Liquor Control Commission

Beer and liquor control department, capital improvements, appropriation. SF 494, appropriations. Approved 7-6-73.

Beer and liquor control department, industrial commission, insurance department, pharmacy examiners, and real estate commission, appropriation. HF 758, appropriations. Approved 7-6-73.

Beer and liquor control department, increase funds appropriated. HF 1378, appropriations. Approved 5-27-74—became law by publication 6-7-74.

Liquor warehousing operations, improve, hire consultant, appropriation. SF 1402, appropriations.

Beer and liquor control department, director of, increase salary. SF 1407, appropriations.

Medical and Other Professions

Establish a rural physicians associate program, appropriation. SF 297, Winkelman; HF 410, Hansen, et al.

Medical student tuition loan program and higher education facilities commission administrative funds, appropriation. HF 683, appropriations. Approved 6-14-73.

Beer and liquor control department, industrial commission, insurance department, pharmacy examiners, and real estate commission, appropriation. HF 758, appropriations. Approved 7-6-73.

Training resident physicians in family practice, establish medical education system, appropriation. SF 598, appropriations. Approved 7-18-73.

Physical therapy examiners, increase appropriation from moneys received. SF 1364, appropriations. Approved 5-2-74—became law by publication 5-8-74.

Osteopathic physicians, appropriation to executive council for aid in education. HF 1501, appropriations. Approved 5-29-74.

Mental Health

Appropriate \$50,000 to committee on mental hygiene to conduct study of mental health delivery systems. SF 352, Shaw.

Change method of distributing state funds to assist counties in paying a portion of the cost of mental health and mental retardation services, appropriation. HF 1477, Lipsky, et al.

Merit System

Merit employment department, appropriation, method of funding. HF 736, appropriations. Approved 5-24-73.

Automatic cost-of-living salary adjustment to merit employment system pay schedule, appropriation. SF 1171, Willits; HF 1285, Wells.

Adjustments in the merit employment department pay plan, appropriation. HF 1337, Byerly.

Mississippi Parkway Planning Commission

Herbert Hoover foundation and Mississippi parkway, appropriation. SF 488, appropriations. Approved 5-15-73.

Natural Resources Council

Natural resources and geological survey, appropriation. SF 553, appropriations. Approved 6-13-73.

Natural resources council, appropriation for development of water management plans. SF 1367, appropriations. Approved 5-2-74.

Nurses and Nursing Homes

Nursing examiners, board of, supplemental appropriation. SF 231, appropriations. Approved 4-2-73.

Pioneer Lawmakers

Pioneer lawmakers, Spanish-American war veterans, and commission on status of women, appropriation. SF 563, appropriations. Approved 6-19-73.

Planning and Programming

Planning and programming and office of economic opportunity, appropriation. HF 780, appropriations. Approved 7-21-73; item veto.

Printing Board

General services, departments of, appropriation. SF 533, appropriations. Approved 6-13-73.

General services, centralized printing, appropriation and authorize expenditures. SF 534, appropriations. Approved 6-13-73.

Public Defense

Public defense, department of, appropriation. SF 567, appropriations. Approved 7-12-73.

Public defense, capital improvements, etc., appropriation. SF 599, appropriations. Approved 7-12-73.

Abolish division of civil defense in department of public defense, establish office of disaster preparedness within department of public defense. HF 794, appropriations.

Public Instruction

School food service assistance, public instruction, appropriation. SF 542, appropriations. Approved 7-12-73.

Public instruction, appropriation. SF 586, appropriations. Approved 7-12-73.

Public instruction, appropriation for use of school budget review committee. SF 595, appropriations. Approved 7-12-73.

Public instruction, appropriation for special education program. SF 614, appropriations.

Construction of area school buildings, purchase of equipment, etc., appropriation to public instruction. HF 1370, Dunton.

Aid to merged area schools for special programs for persons in state institutions, appropriation. HF 1384, Wells.

Public instruction, merged area schools for salary adjustments or equipment replacement, appropriation. HF 1492, appropriations; SF 1401, appropriations. SSM. HF 1492 approved 5-30-74.

School budget review committee, appropriation to public instruction. SF 1388, appropriations. Approved 5-11-74.

School food service assistance, appropriation to department of public instruction for. SF 1400, appropriations. Approved 5-27-74.

Nonpublic school children, provide auxiliary services, including transportation, appropriation. SF 1208, Hansen (same subject matter as) SF 1305, schools; HF 1460, education (companion); HF 1476, appropriations (same as SF 1305 and HF 1460 except HF 1476 includes appropriation). HF 1476 approved 5-6-74.

Public Safety

Reimburse the several counties for costs, changing motor vehicle registration record-keeping system as required by department of public safety, appropriation. SF 432, Priebe and Blouin.

Members of the division of fire protection of department of public safety transferred from IPERS to public safety peace officers' retirement, etc. system, appropriation. SF 469, human and industrial relations; HF 1142, Fischer of Grundy, et al. SSM.

Public safety, department of, appropriation from motor vehicle dealers license fee fund. HF 764, appropriations. Approved 7-6-73.

Public Safety, department of, appropriation from motor vehicle inspection fund. HF 765, appropriations. Approved 6-13-73.

Public safety, radio equipment, appropriation. HF 788, appropriations; SF 600, appropriations. SF 600 approved 7-17-73.

Motor vehicle registration plates, decalcomania emblems, and validation stickers paid from road use tax funds. SF 601, appropriations; HF 793, appropriations. S. HF 793 approved 7-6-73.

Motor vehicle inspection fees, increase; administration of such fees. SF 602, appropriations. Approved 6-29-73.

Public safety and various divisions thereof, appropriation; consolidating divisions. SF 603, appropriations. Approved 7-6-73.

Public safety and general services along with others study effectiveness of plural tri light signal system, appropriation. SF 1134, Griffin; HF 1250, De Jong.

Public safety, commissioner and department of, establish studies for prevention of motor vehicle accidents and safety programs, appropriation. SF 1132, Griffin; HF 1251, De Jong, et al.

Public safety, department of, appropriation for automobile maintenance and replacement costs. HF 1299, appropriations. Approved 4-8-74.

Public safety, department of, appropriation for construction of 3 district office headquarters. SF 1331, appropriations. Approved 5-27-74.

Real Estate

Beer and liquor control department, industrial commission, insurance department, pharmacy examiners, and real estate commission, appropriation. HF 758, appropriations. Approved 7-6-73.

Reciprocity

Reciprocity board, appropriation. HF 721, appropriations. Approved 6-13-73.

Regents, Board of

- Regents, board of, and institutions under, appropriation. HF 776, appropriations. Approved 7-19-73.
- Regents, board of, appropriation for deficiencies, etc. SF 594, appropriations. Approved 7-12-73.
- Regents, board of, appropriation for capital improvements, etc. SF 609, appropriations. Approved 7-12-73.
- Supplement appropriations of various state departments, board of regents, etc., and other exempt positions included in comptroller's centralized payroll system. SF 618, appropriations. Approved 7-17-73.
- Meat laboratory, construction of, ISU of science and technology, appropriation to regents. SF 1038, Friebe, et al.; HF 1055, Edelen, et al.
- Regents revenue bond fund in office of state treasurer, payment of current obligations, etc., appropriation. HF 1201, Holden.
- Regents, board of, appropriation for capital projects for state institutions including Iowa State University of Science and Technology College of Veterinary Medicine (gastro enteritis), supplemental appropriation and reallocating prior appropriations. SF 1386, appropriations; HF 1498, appropriations and HF 1499, appropriations together very similar to SF 1386. SF 1386 approved 5-9-74.

Retirement

- Members of the division of fire protection of department of public safety transferred from IPERS to public safety peace officers' retirement, etc. system, appropriation. SF 469, human and industrial relations.

Revenue, Department of

- Revenue, department of, appropriation for administration. SF 559, appropriations. Approved 6-13-73.
- Motor vehicle fuel tax fund, appropriation to department of revenue. SF 562, appropriations. Approved 6-13-73.

Schools

- School districts, appropriation for certain services and materials. SF 554, appropriations. Approved 7-12-73.
- Education commission of the states, Iowa become member, establish commission, appropriation. HF 774, appropriations. Approved 6-29-73.
- Merged area schools, appropriation and payment of state aid and salaries of area superintendents. HF 775, appropriations. Approved 7-21-73.
- Advisory council, appropriation for vocational education, research projects, duties of council, etc. SF 596, appropriations.
- State officials, departments, executive council, and auditors (county, municipal and school), appropriation. SF 605, appropriations; HF 783, appropriations. HF 783 approved 7-12-73.
- Senior citizens enrolled in certain courses offered by school districts and area schools, reimburse. HF 1467, Byerly, et al.
- Nonpublic school children, provide auxiliary services, including transportation, appropriation. SF 1208, Hansen (same subject matter as) SF 1305, schools; HF 1460, education (companion); HF 1476, appropriations (same as SF 1305 and HF 1460 except HF 1476 includes appropriation). HF 1476 approved 5-6-74.

Secretary of State

- State officials, departments, executive council, and auditors (county, municipal and school), appropriation. SF 605, appropriations; HF 783, appropriations. HF 783 approved 7-12-73.
- Election laws, appropriation to secretary of state to print copies of. SF 1121, appropriations; HF 1173, appropriations. SF 1121 approved 3-29-74; became law by publication 4-7-74.

Social Services

- Correctional programs and services, establish. SF 71, Potter, et al.; HF 85, Lipsky, et al. (companion); SF 482, human resources. SSM. SF 482 approved 7-20-73.
- Licensed child care centers, establish and operation of, appropriation. SF 434, Murray; HF 577, Hill (companion); HF 729, human resources; SF 569 human resources (similar) (all same subject matter). SF 434 approved 6-3-74.
- Correctional programs and services, appropriation. SF 511, appropriations. Approved 7-20-73.
- Social services department, appropriation, division of family and children services. HF 739, appropriations. Approved 7-21-73; item veto.
- Parole, board of, appropriation. SF 538, appropriations. Approved 5-31-73.
- Social services, institutions under bureau of adult corrections. SF 539, appropriations; HF 781, appropriations. SSM. SF 539 approved 7-21-73; item veto.
- Social services department, appropriation, division of mental health and mental retardation services. HF 747, appropriations. Approved 7-21-73; item veto.

- Social services, appropriation for capital improvements, repairs, replacements, etc., for institutions under HF 769, appropriations. Approved 7-21-73; item veto.
- Social services, public assistance programs, ADC, veterans' children, etc., appropriation. SF 604, appropriations. Approved 7-17-73.
- Social services, appropriation for area offices and county services, departmental operations, etc. HF 802, appropriations. Approved 7-21-73; item veto.
- Social services, department of, providing state supplementary cash payments to certain persons, revising laws relative to federally-assisted welfare programs being terminated, penalties, etc., appropriation. SF 587, human resources; HF 789, appropriations. HF 789 approved 7-20-73.
- Supplement appropriation (SF 184, first session, Sixty-fifth General Assembly) for construction of nursing care facility at Iowa soldiers home. HF 1012, West, et al.
- Inner city outpatient health clinics, establish and assist in support of, appropriation. SF 1154, Palmer and Schwieger.
- Nursing care facility at soldiers home, construction of, appropriation. HF 1204, appropriations. Approved 5-28-74.
- Child welfare foster care, and group homes, social services, appropriation. HF 1453, appropriations. Approved 4-24-74.
- Social services programs (increases in food, fuel, etc.), appropriation. HF 1468, appropriations. Approved 4-25-74; became law by publication 5-2-74.
- Annie Wittenmyer Home, appropriation to social services for. SF 1342, appropriations. Approved 6-3-74; item veto.
- Social services, appropriation increasing custodial care, etc. HF 1474, appropriations. Approved 5-29-74; became law by publication 6-7-74.
- ADC program, increase appropriation; insure eligibility. SF 1377, Gluba and Orr.

Soil Conservation

- Soil conservation department, appropriation. HF 737, appropriations. Approved 6-13-73.
- Soil conservation, for soil and water conservation cost-sharing program, appropriation. SF 574, appropriations. Approved 7-17-73.
- Abolish department of mines and minerals, inspection and regulation of, transfer of powers and duties, appropriation. SF 530, state government; HF 779, appropriations. S. HF 779 approved 7-12-73.
- Soil conservation, department of, appropriation additional funds for the soil and water conservation cost-sharing program and employment of an engineer-technician. SF 1337, appropriations. Approved 4-15-74—became law by publication 4-19-74.

Treasurer of State

- State officials, departments, executive council, and auditors (county, municipal and school), appropriation. SF 605, appropriations; HF 783, appropriations. HF 783 approved 7-12-73.
- Treasurer of state, appropriation. SF 1381, appropriations. Approved 5-11-74.
- Stabilization fund, create, appropriation. HF 1503, ways and means.

Uniform Laws, Commission on

- Interstate cooperation, council of state governments. SF 519, appropriations. Approved 5-24-73.
- Uniform state laws, commission on, increase appropriation. SF 1166, appropriations. Approved 3-29-74.

Vehicle Dispatcher

- Vehicle dispatcher, appropriation and authorize expenditures. SF 532, appropriations. Approved 6-13-73.
- Vehicle dispatcher's depreciation fund, appropriation. HF 748, appropriations. Approved 6-13-73.

Veterans

- War orphans' education aid fund, appropriation. HF 625, appropriations. Approved 5-8-73.
- Veterans' public service programs, financing of, appropriation. HF 1215, Rinas, et al.
- Veterans affairs, department of, establish, appropriation. SF 1338, Schaben.

Watchmakers

- Accountancy, architectural, banking, engineering, watchmaking examiners, appropriation. SF 232, appropriations. Approved 5-7-73.

ARCHITECTS—

General

- Architects, registered, increase fees for renewals and reinstatements. HF 229, Egenes, et al.; SF 549, state government. S. HF 229 approved 6-13-73.
- Architectural examiners, board of, appropriation and administration of funds. HF 242, appropriations. Report—H.J. 372. Approved 4-18-73—became law by publication 4-27-73.

Accountancy, architectural, banking, engineering, watchmaking examiners, appropriation. SF 232, appropriations. Approved 5-7-73.
 Addition to highway commission laboratory building, authorize and approve \$500.00 payment to an architect to prepare cost estimate. SR 4; S.J. 1088, 1102 adopted.

Landscape architectural examiners, board of, establish. SF 1179, Curtis, et al.; HF 1317, Dunlap, et al. (similar); HF 1413, state government (same as HF 1317).

AREA VOCATIONAL SCHOOLS—

(See Schools, sub-ref. Area—Area Vocational)

ARMED FORCES—

(See Military and/or Public Defense)

ARTS—

General

Arts council, appropriation. SF 580, appropriations. Approved 6-19-73.

Inclusion of fine arts projects in state building construction projects. HF 1207, Hill, et al.

Arts council, Iowa state, increase salary of director. HF 1316, Kreamer; SF 1280, appropriations. SSM. SF 1280. Approved 5-9-74.

Arts council, supplemental appropriation. HF 1480, appropriations. Approved 5-2-74.

ASSESSMENTS—

General

Improvement bonds, special assessments, property outside cities. SF 3, Griffin; HF 16, Knoke, et al.; HF 362, cities and towns. S. SF 3 approved 4-19-73.

Recording special assessment instruments for cities and towns, county recorder, \$3.00 fee. SF 21, county government.

Improvements to residences, temporary tax exemption. HF 42, Small; HF 603, Cusack. S.

Agricultural buildings valued and assessed as agricultural property. SF 80, Heying.

Valuing and listing certain property granted exemption from property tax. SF 109, ways and means.

Valuation of property, assessments, appraisals, etc. SF 121, ways and means. Special assessment deficiencies, collection of. HF 219, ways and means. Approved 6-13-73.

Apportionment of property valuation of certain electric power generating plants. HF 236, Husak, et al.

Recording special assessment instruments for cities and towns, county treasurer, \$3.00 fee. SF 198, county government; HF 276, county government.

Valuation of property for tax purposes, mortgage remaining on property, etc. SF 262, Heying.

Interest computed and collected on a levee and drainage district assessment. HF 393, Stromer and Schroeder.

Notice of a proposed special assessment. SF 402, Griffin.

Reduce assessed value of property from 27 percent to 22 percent of market value. HF 457, Nielsen.

Sac City, Sac county, legalize, sanitary sewer program. HF 564, Bennett; HF 678, judiciary and law enforcement (same). HF 678 approved 6-19-73—became law by publication 7-6-73.

Vacating of streets, agreements to annex, elections, special assessments, charges for services, notices, hearings, etc., procedures and requirements for cities and towns. HF 611, cities and towns.

Assessed value of property 100 percent of actual value—change millage into dollars and cents, etc. HF 746, Jordan and Miller of Buchanan; SF 584, Orr.

Property taxes and special assessment taxes paid to mortgagor submitted each month to county treasurer. SF 1033, Potter.

Chairman of the conference board and board of review shall select clerk, county assessor cannot serve. HF 1070, Wyckoff.

Exempt railroad right-of-way from special assessments. HF 1154, Fischer of Grundy, et al.; HF 1412, energy (same).

Property tax relief and other relief for railroads. SF 1156, Hultman, et al.; HF 1264, Fischer of Grundy, et al. (Same to a part of SF 1156).

Plats, procedures for obtaining for assessment and taxation purposes. HF 1368, Knoke and Schroeder.

Assessment changes and notices. SF 1250, ways and means. Approved 4-10-74 —became law by publication 4-7-74.

Taxable value of property, change tax levies from mills to dollars and cents, etc. SF 1272, ways and means. Approved 6-3-74.

Public improvements by counties, providing procedures for levy of special assessments and issuance of bonds. SF 1291, county government.

Define property which is assessed and taxed as real property. SF 1318, ways and means. Approved 6-3-74.

Assessment and equalization of special purpose commercial and industrial property. SF 1363, Kelly and Andersen.

ASSESSORS—**General**

Assessors, optional if cities, and/or counties have, also may be combined. SF 255, Willits.
 Description of property on an assessor's tax list may be greater than 40 acres. HF 1065, Menke and Hansen.
 Notice of any percentage reduction in personal property tax credit published. HF 1314, Freeman.
 Plats, procedures for obtaining for assessment and taxation purposes. HF 1368, Knoke and Schroeder.
 Assessment changes and notices. SF 1250, ways and means. Approved 4-10-74—became law by publication 4-17-74.
 Assessors, city and county, qualifications of. SF 1342, ways and means. Approved 5-27-74.

ATHLETICS—**(Also see Schools, sub-ref. Athletics and/or Sports)****General**

Licenses for professional boxing and wrestling matches, qualifications for. SF 86, Briles, et al.; HF 268, natural resources. SSM. SF 86 approved 6-3-74.
 Permit adjacent schools with small enrollments to consolidate their extracurricular athletic teams. SF 311, Rodgers.
 Golf and bowling tournaments, car and horse races, and other exhibitions, participation in lawful. SF 1047, judiciary. Approved 2-12-74—became law by publication 2-22-74.

ATTORNEY GENERAL—**General**

Antitrust fees for a county attorney or the attorney general, repeal. SF 2, Hill; HF 61, judiciary and law enforcement. HF 61 approved 4-6-73.
 Bonding of all public employees, those required. SF 69, Palmer; HF 281, Schroeder and Connors.
 Civil penalties for violations of orders and rules of air quality commission. HF 360, natural resources.
 Create a state grand jury, appropriation. SF 371, Schwieger.
 Suits against employees of the state, provide waiver of sovereign immunity. HF 430, McCormick.
 State reciprocity in enforcement of support decrees, etc. HF 444, Hill and Knoke.
 State officials, departments, executive council, and auditors (county, municipal and school), appropriation. SF 605, appropriations; HF 783, appropriations. HF 783 approved 7-12-73.
 Consumer collection agencies, licensing and regulation of. HF 1025, Jesse.
 Prohibit military service by Iowans outside United States territory in an undeclared war. HF 1401, Cusack, et al.
 Iowa products and labor, statutory preferences for, limitation if enforcement would result in denial of federal funds or services. HF 1410, state government. Approved 5-27-74.
 Employment of consultants by a public agency, approval, etc. SF 1319, Andersen.
 Attorney general, appropriation to supplement funds. HF 1483, appropriations. Approved 5-27-74.
 Restraint of trade, defining unlawful agreements, acts and practices re services as well as commodities. SF 1373, judiciary.

ATTORNEYS—**General**

Appointment of commissioners on uniform state laws, two by legislative council. HF 8, Fischer of Grundy.
 Inspection of patients' records. SF 179, Kelly.
 That each examining board be required to submit in writing to the General Assembly no later than January 14, 1974 its recommendations for legal assistance. HCR 17; H.J. 320, 369 adopted; S.J. 365, 383, 413, 1005, 1785 adopted.
 That each examining board be required to submit in writing to the General Assembly no later than January 14, 1974 its recommendations for legal assistance. (Same as HCR 17) SCR 20; S.J. 323, 324, 342, 1786 withdrawn.
 Payment of attorney fees and court costs for indigents, dissolutions of marriage. HF 300, Monroe.
 Establish a state criminal defense fund, allocate to counties, court-appointed attorney fees or public defender. HF 367, Jordan, et al.
 Attorneys, revise admission to practice, etc. SF 403, Kelly.
 Compensation of administrators, executors, etc., and attorneys—estates. HF 455, Schroeder.
 Allow attorneys to appear for defendants, minor traffic violations. HF 460, Nielsen.
 Attorney's fees re unemployment benefit appeals, fixed by court. HF 598, Rapp.

Committee to study establishing a district attorney system and district public defender system, report. HCR 39; H.J. 879.
 Opening arguments of the attorney for the defense in criminal cases, may waive until closing. HF 1057, Doyle.
 Filing of reports in estates and the closing thereof (speed closings), penalties. HF 1068, Fischer of Grundy.
 County attorney, duties of, malpractice suits. SF 1074, Riley.
 Uniform probate code. SF 1081, Rodgers, et al.
 Public safety, department of, employ attorney. HF 1140, state government. Approved 5-27-74.
 Fees for court-appointed attorneys. HF 1195, Hill.
 Proceedings for modification of orders or decrees in dissolution of marriage, etc., court costs, attorneys fees. SF 1181, Riley.
 Attorney fees, limitations, etc., penalties. HF 1420, Higgins.
 Establish office of prosecuting attorneys coordination, prescribe powers and duties. SF 1297, judiciary.

AUCTIONS— **General**

Identification and sale of cattle, auctions. HF 378, Bennett, et al.
 Casual sales, include sale of tangible personal property at auction, sales tax. SF 334, Scott.
 County-owned property, sale of, public auction, notices. HF 1067, Dunton, et al. Approved 4-8-74.
 Sale of state-owned motor vehicles at public auction, experienced auctioneers. SF 1145, Scott; HF 1232, Crabb.

AUDITOR OF STATE— **General**

Prohibit auditor of state from using same person to audit accounts of any particular department two years in succession. SF 12, Potter.
 Bonding of all public employees, those required. SF 69, Palmer; HF 281, Schroeder and Connors.
 Public funds, deposit of. SF 203, cities and towns; HF 267, county government. S. SF 203 approved 4-2-73.
 Secretary of state not required to be elected—4 year terms for governor, auditor of state, and treasurer of state, etc. HJR 11, Brinck, et al.
 Township clerk, duties of. HF 373, Holden. Approved 5-24-73.
 State banking board, composition of, and regulation of industrial loan companies, auditor's duties transferred to superintendent of banking. HF 548, Egenes and Avenson.
 State officials, departments, executive council, and auditors (county, municipal and school), appropriation. SF 605, appropriations; HF 783, appropriations. HF 783 approved 7-12-73.
 County finance committee, creation and duties of, consolidation of county funds, etc. SF 1155, ways and means.
 Auditor of state, appropriation for increased costs. HF 1300, appropriations.
 Auditor of state's savings and loan division, continue appropriation to establish revolving fund, assessment of administrative expenses. SF 1383, appropriations. Approved 5-11-74.

AUDITS— **General**

Prohibit auditor of state from using same person to audit accounts of any particular department two years in succession. SF 12, Potter.
 State income tax audits. SF 76, ways and means. Approved 7-12-73.
 Create a legislative audit committee and office of legislative auditor, abolish budget and financial control committee, and office of legislative fiscal director, appropriation. SF 27, Hill; HF 80, Cochran, et al. SSM.

AUTOPSY— **General**

Heir to an estate of a deceased person, etc. may obtain a copy of the autopsy report. HF 356, Oakley.
 Autopsies and postmortem examinations, who may consent. SF 509, human resources. Approved 5-2-74.

AUXILIARY SERVICES, ETC.— **General**

Reimbursement to school districts for auxiliary services and materials to nonpublic school students. HF 594, education.

AVIATION— (See Aeronautics)

AWARDS— **General**

Create a distinguished service and achievement award. SF 161, Shaw.

BAIL—

General
 Right to bail of defendants convicted of crimes of violence, restricting. SF 189, Riley.

BAIT—

(See Fish and Game, sub-ref. Bait)

BANDS—**General**

City code, correcting certain errors, conflicting provisions, etc., also providing levies for orchestras or bands, etc. HF 610, cities and towns.

BANKING—**General**

Prohibit operation of mobile units by banks, etc. HF 25, Fischer of Grundy.
 Prohibit certain inducements to open, add to, etc., accounts at financial institutions. HF 26, Fischer of Grundy.
 Accountancy, architectural, banking, engineering, watchmaking examiners, appropriation. SF 232, appropriations. Approved 5-7-73.
 Eliminate requirement superintendent of banking have five years bank executive experience. HF 320, Egenes, et al.
 Direct superintendent of banking immediately implement federal court ruling re interest rates charged consumers. HCR 20; H.J. 442.
 Permit state banking board to establish a retirement system for its employees. SF 327, Briles and Lamborn.
 Prohibit formation of new bank holding companies without certificates of authority, etc. SF 353, Murray, et al.; HF 432, Dunlap, et al.
 Policemen and firemen, retirement systems, investment of funds, banks. HF 400, Drake, et al. Approved 7-6-73.
 Raise limitation on maximum amount real estate loan on farmland a bank may make to a single customer. HF 409, Krause and Branstad.
 Business corporations, nonadmitted organizations, allow to transact business in Iowa. SF 404, Kelly; HF 450, Hill and Stanley.
 Interconnected regional securities depositories, further development of—amend uniform commercial code. SF 450, DeKoster.
 State banking board, composition of, and regulation of industrial loan companies, auditor's duties transferred to superintendent of banking. HF 543, Egenes and Avenson.
 Establish fees for certain applications filed with department of banking. HF 634, commerce; SF 610, commerce. S.
 Suspend bank officers in certain circumstances, authorize superintendent of banking. HF 635, commerce.
 Permissible investments by banks, livestock loans, investments of fiduciary accounts. HF 637, commerce. Approved 2-20-74.
 Investments (bankers acceptances) and administration of state chartered savings and loan associations. SF 551, commerce. Approved 2-12-74.
 Adding a new division to banking act re days and hours of operation of banks and savings and loan associations. SF 608, commerce.
 Loans and contracts involving real estate, holders of be required to pay reasonable interest on funds held for property taxes, insurance, etc. HF 1049, Fischer of Grundy.
 Bank offices outside of municipal corporations. HF 1137, Freeman, et al.
 Bank loans on residential real property, secondary security, conforming with federal law. HF 1312, Bittle; HF 1404, commerce (same).
 Notice be given borrower and bank when required to call in a loan, examination of a bank or other financial institution. HF 1424, Avenson.
 Credit unions, establish a separate department, transfer from banking department. HF 1434, Wells.
 Uniform commercial code, amend. SF 1315, judiciary. Approved 6-3-74.

BANKRUPTCY—**General**

Exemptions from execution, debtors, penalties. HF 438, Hill and Knoke; SF 433, Kelly.
 Committee to study necessity for legislation to insure that employees receive proper consideration in the payment of any and all debts of their employer. HCR 67; H.J. 2020.

BARBERS AND BARBERING—**General**

Prohibit cosmetologists from cutting a male person's hair. HF 260, Fischer of Grundy, et al.; SF 229, Schwieger, et al. S.
 Allow cosmetologists to work on any person. SF 260, Doderer and Murray.
 Persons—Code changes re reference to men or women, appropriation to boards of barber examiners and cosmetology examiners. SF 1093, Shaw, et al.; HF 1137, Lipsky, et al. SF 1093 approved 5-30-74—became law by publication 6-6-74.

BEER—

(See Alcoholic Beverages)

BENEFICIARIES—**General**

Nonprobate transfers, accounts, liens, claims, property, survivors, or beneficiaries. SF 443, Riley; HF 587, Hill.

BENEFITS—

General

Insurance companies insuring against loss from liability, motor vehicle accidents, must offer additional first party benefits. SF 28, Kelly.
 State employee benefits, sick leave, vacation, and overtime. HF 212, Crabb.
 Include survivors of judges who died prior to the effective date of the bill, judicial retirement system. HF 298, Lipsky and Hill.
 Remove one week waiting period before unemployment benefits can be received. HF 347, Rapp and Eyerly.
 Unemployment compensation may extend to 39 weeks. HF 1273, Poncy.

BEVERAGES—

General

Regulate use of beverage containers, etc. HF 56, Mendenhall, et al.; SF 1085, Plymat, et al. (similar); (same subject matter) SF 197, Miller of Marshall and Gluba; HF 317, Stanley and O'Halloran (companion).
 Impose excise tax on certain beverage containers, etc., penalty. HF 516, Egenes, et al.

BICYCLES—

General

Use of reflectorized materials on bicycles. HF 532, Hennessey.
 Use of bicycles upon the public roads and highways, penalties for violations. SF 1304, Murray.
 Storm sewer grates, requirements for (bicycles). SF 1048, Gluba; HF 1118, transportation. S.
 Committee to study bikeways. SCR 114; S.J. 1005, 1028.

BIDDING—

General

County contracts requiring bids for building construction or repairs, increase to \$5,000. HF 407, Edelen.
 Repeal chapter 73, preferences for Iowa products and labor—also bidding procedures re purchase of coal. HF 1061, Bittle.

BILLBOARDS—

(See Advertising, sub-ref. Billboards and/or Signs)

BILLS—

General

Clarification of amendatory acts employing strike-through letters and underlined words re statutes. SF 13, judiciary.
 Senate and House Journals and bills be mailed to Iowa's U.S. senators and congressmen. SCR 5; S.J. 42, 52 adopted; H.J. 65, 203 adopted.
 Recall from governor Senate File 39, title correction. SCR 23; S.J. 406 adopted; H.J. 417-418 adopted.
 Corrective amendments to HF 287. SF 550, state government.
 Amend joint rules by adding that lobbyists register with the Chief Clerk and the Secretary of the Senate, stipulate number of bills and resolutions interested in, etc. HCR 106; H.J. 99-100, 118 adopted; S.J. 179-180, 203, 285.
 Effective dates, counties, certain acts and resolutions. HF 1310, county government.

BINGO—

(Also see Gambling)

General

Bingo, imposing a tax, penalties. SF 53, Blouin, et al.; HF 152, Higgins. S.
 Bingo. SF 108, Lamborn; HF 137, Fisher of Greene. SF 108 approved 5-30-73 —became law by publication 6-2-73.
 Require licensees operating games of skill, bingo, etc., maintain accounting records, provide for revocation of a license. HF 1076, Cusack, et al.; SF 1188, Hill (same subject matter in part).
 Gambling law. HF 1254, Kreamer.
 Games of skill, chance, and other gambling activities, revocation of licenses, injunctive relief and penalties. HF 1268, Hill.

BIRDS—

(See Fish and Game)

BIRTH CERTIFICATES—

General

Issue new birth certificates, persons born outside U.S., adopted in Iowa. HF 323, Eyerly and Clark of Lee.

BIRTH CONTROL—

(Also see Family Planning)

General

State registrar of vital statistics may request clerk of district court open sealed records in adoption proceedings. SF 57, county government.
 Sale, distribution or advertisement of contraceptive products, regulation, etc. of venereal disease prophylactics. SF 85, Kelly; SF 301, human resources. SSM. SF 301 approved 3-4-74.

BIRTH DEFECTS INSTITUTE—**General**

Establish a birth defects institute. SF 52, Doderer.

BLIND—**General**

Counties not required to pay ADC, aid to disabled, and blind assistance. HF 231, Holden, et al.; SF 570, ways and means. SF 570 approved 6-30-73. Transfer of patients, braille and sight-saving and deaf schools, to university hospital. HF 401, education; SF 401, higher education. HF 401 approved 4-18-73.

Authorize vocational education board (public instruction) to make disability determinations under federal supplemental security income program for aged, blind, and disabled. SF 527, human resources.

Commission for the

Blind, commission for, appropriation. SF 543, appropriations; HF 749, appropriations. SF 543 approved 5-24-73.

Blind, commission for, appropriation for remodeling and repairs to building. SF 1169, appropriations; HF 1219, appropriations. SF 1169 approved 3-21-74—became law by publication 3-29-74.

BLOOD—**General**

Blood samples, require taking from deceased persons killed in automobile accidents, presence of alcohol, etc. SF 1045, Plymat, et al.; HF 1071, Kreamer, et al.

Equip motor vehicles with device preventing intoxicated person from operating the motor vehicle. HF 1088, Knoke.

BOARD OF CONTROL—**(See Social Services)****BOARD OF REVIEW—****(See Assessments and/or Property)****BOARD OF TAX REVIEW—****(See Tax Review, Board of)****BOARDS, COMMISSIONS, COMMITTEES AND COUNCILS—****General**

Members of boards and commissions be uniformly compensated. SF 152, Andersen and Gluba.

Hearing aid dealers, licensing and regulation of, establish board, penalties, appropriation. HF 195, Drake, et al.; SF 195, Rabedeaux, et al. (companion); HF 708, state government. SSM. HF 708 approved 5-28-74.

Professional and occupational licensing boards, establishment and administration of, fees, penalties. SF 277, Hansen, et al.; HF 477, Holden and Hill. S. SF 277 approved 5-28-74.

Establish a professional standards board, abolish board of educational examiners and professional teaching practices commission. HF 429, Holden and Hill; HF 573, Stanley, et al. SSM.

Spanish-speaking peoples, appropriation for study. SF 424, Gluba, et al.; HF 561, Cusack, et al. SF 424 approved 4-23-74.

Appropriate from moneys received by funeral, etc. fund, dentistry, optometry, medical examiners, physical therapy, chiropractic, nursing and nursing home administrators. HF 574, appropriations. Approved 7-6-73.

Increase compensation paid to members of certain boards and commissions. HF 704, appropriations. Approved 6-19-73.

Financing increased salaries for state officials, designated employees, and costs for contributions to judicial retirement system. HF 806, appropriations. Approved 7-6-73.

Per diem rate, expenses and duties of specified boards and committees (state fair, city finance, city development, environmental quality). HF 1206, Stromer (same in part to); HF 1478, appropriations. HF 1478 approved 5-27-74.

BOATS—**(See Watercraft)****BODIES—****General**

Disinterment and reburial of dead bodies, transfer of tombstones. HF 1075, Krause, et al.

BONDS—**General**

Improvement bonds, special assessments, property outside cities. SF 3, Griffin; HF 16, Knoke, et al.; HF 362, cities and towns. S. SF 3 approved 4-19-73.

Bonding of all public employees, those required. SF 69, Palmer; HF 281, Schroeder and Connors.

Bond elections, 1 year before resubmission. HF 172, Schroeder.

Licensed motor fuel distributors must purchase bond. SF 206, Palmer.

- Vietnam veterans' service compensation fund (bonus), bonds, property tax levy. SF 209, Griffin, et al.; SF 483, ways and means. S.
- Authorize highway commission to issue \$50,000,000 in bonds, financing of interstate highways, federal funds. HF 266, Welden.
- Saylor township, tax levy, fire protection, legalize. SF 253, Kinley and Willits. Approved 5-15-73.
- Petitions and elections for the establishment of sanitary districts, bond optional. SF 258, Doderer.
- Eliminate statutory requirement that cigarette retailers be bonded. HF 288, Krause.
- Joint city-county buildings, bond elections for. SF 313, judiciary. Approved 5-15-73.
- Lamoni community district, issuance of school bonds, legalize special election. HF 364, Anderson. Approved 5-15-73—became law by publication 6-1-73.
- Stuart, Adair and Guthrie counties, legalize water revenue bonds. HF 366, Bortell; HF 679, judiciary and law enforcement (same). HF 679 approved 6-19-73—became law by publication 7-6-73.
- Authorize area schools to acquire and operate student centers and parking facilities, revenue bonds. HF 368, Dunton, et al.; SF 392, Rodgers, et al. (similar); HF 727, education (same).
- Establishment of sanitary districts, alternative procedure. HF 370, Bittle, et al. (Also see SF 258)
- Grain dealers, licensing and regulation of, commerce commission. HF 383, agriculture. Approved 7-12-73.
- Industrial aid bonds, expand the purposes bonds can be issued—hospitals, etc. SF 378, Hansen, et al.; HF 443, Crabb, et al.
- Zoos or zoological gardens, establishment of. HF 501, Lipsky; SF 1195, Riley, et al. HF 501 approved 4-25-74.
- Simple majority required for elections on bond issues, etc. SF 437, Doderer; HF 531, Monroe.
- Worth county board of supervisors, legalize, drainage districts, assessment bonds. HF 507, Norland; HF 677, judiciary and law enforcement (same). HF 677 approved 6-29-73—became law by publication 7-20-73.
- Sanitary disposal projects, issuance of general obligation bonds. HF 544, Dunlap; HF 693, natural resources (same). HF 693 approved 6-29-73.
- Conservation commission may issue recreational facility bonds for construction purposes, lease facilities, etc. HF 583, Brunow.
- Elections for school bond issues a simple majority. HF 592, O'Halloran, et al.
- Repeal of certain exemptions under securities law, registration requirements, licensing and examination fees, etc. HF 673, commerce.
- Court actions for recovery of property. SF 536, judiciary. Approved 7-12-73.
- Cities, permit certain, to modify and rebuild municipally-owned TV translator facilities and issue bonds to pay the cost. SF 613, cities and towns; HF 803, ways and means. S. HF 803 approved 6-29-73.
- Sanitary district bonds may be amortized over a period of 40 years. HF 1079, Brunow, et al.; SF 1072, Ramsey, et al. HF 1079 approved 3-29-74.
- Bonding of commercial fishermen, repeal section. HF 1138, Freeman; HF 1274, natural resources.
- Operators of slaughterhouses exempt from bonding or proving financial responsibility if bonded, packers and stockyards act. HF 1189, agriculture.
- Regents revenue bond fund in office of state treasurer, payment of current obligations, etc., appropriation. HF 1201, Holden.
- Elections, revise certain statutes relating to. HF 1399, state government; SF 1299, state government; SF 1234, county government (same subject matter included in HF 1399). HF 1399 approved 4-24-74—became law by publication 4-26-74.
- Public improvements by counties, providing procedures for levy of special assessments and issuance of bonds. SF 1291, county government.
- Electric revenue bonds, Harlan, legalize. SF 1320, cities and towns. Approved 5-9-74.
- Legalize proceedings of board of directors, Jefferson community school district No. 2, Greene county, school bonds. SF 1375, judiciary. Approved 5-9-74—became law by publication 5-28-74.
- Legalize proceedings of Buffalo, Scott county, sewer bonds. HF 1493, ways and means. Approved 5-27-74—became law by publication 6-4-74.
- Legalize proceedings of Buffalo, Scott county, water revenue bonds. HF 1495, ways and means. Approved 5-27-74—became law by publication 6-4-74.
- Committee to study all present statutory bonding laws. HCR 158; H.J. 2293.
- Samples of cigarettes and little cigars, permits and affidavits, also repeal retailers' cigarette bond. SF 1213, ways and means. Approved 6-3-74.

Cities and Towns

(See Cities and Towns, sub-ref. Bonds)

BOUNTIES—

(See Animals, sub-ref. General)

BOXING—

(See Sports and/or Athletics)

BRANDING—

(See Animals, sub-ref. Farm and/or General)

BRIDGES—**General**

- Railroads construct and maintain catwalks and handrails on bridges, etc. SF 205, Hansen, et al.
- Construction and maintenance of roads, bridges, etc., public interest take precedence. SF 390, Miller of Des Moines.
- Pedestrian walkways on highway bridges, highway commission construct. HF 615, Butler.
- Require a warning sign at last intersection before an unsafe county bridge, certain vehicles, etc. SF 493, Winkelman.
- Replacement and repair of unsafe bridges, appropriate funds to counties for. SF 1309, Blouin.

BROKERS—**General**

- Real estate broker trust accounts. HF 308, Holden; SF 38, Potter. HF 30 approved 3-23-73.

BRUCELLOSIS—

(See Animals, sub-ref. Diseases)

BUDGET AND FINANCIAL CONTROL COMMITTEE—**General**

- Create a legislative audit committee and office of legislative auditor, abolish budget and financial control committee, and office of legislative fiscal director, appropriation. SF 27, Hill; HF 80, Cochran, et al. SSM.
- Legislative fiscal bureau, establish—abolish budget and financial control committee—establish legislative fiscal committee and committees under legislative council. SF 476, state government. Approved 6-29-73.
- Budget and financial control committee or successor committee, appropriation. HF 797, appropriations.

BUDGETS—**General**

- Joint convention, governor's budget message, Thursday, January 25, 1973 at 6:30 p.m. HCR 7; H.J. 105, 147 adopted; S.J. 124, 126 adopted.
- Annual budgeting and reporting for state departments, agencies, boards, etc. SF 46, Hill.
- Standard budget request forms. HF 498, Schroeder and Jesse. Approved 7-6-73.
- Joint convention, supplemental budget message by Governor Robert D. Ray, Wednesday, April 11, 1973, at 2:00 p.m. HCR 38; H.J. 810 adopted; S.J. 838 adopted, 848.
- Committee to study establishing a uniform fiscal year for budget and tax collection purposes of cities, counties, school districts, etc. HCR 56; H.J. 1573, 1689 adopted; S.J. 1550, 1575.
- Committee to study local budget process, funding of local government operations, expenditures, limitations, etc. SCR 56; S.J. 2137-2138, 2139.

BUILDINGS—**General**

- Agricultural buildings valued and assessed as agricultural property. SF 80, Heying.
- County expenditures for capital improvements—accomplished without tax increase, etc. HF 75, Knoke, et al.; HF 114, Miller of Buchanan; SF 118, judiciary; SF 247, county government; HF 773, ways and means; HF 1298, county government (all same subject matter). HF 773 approved 4-8-74.
- Use of public buildings, etc., cannot refuse due to lack of liability insurance. HF 182, Norpel.
- Value of buildings insured for casualty loss, amount stated in policy. SF 238, Priebe, et al.
- Automatic fire extinguishing systems in high-rise buildings. HF 313, Connors, et al.; HF 664, cities and towns (same).
- Emergency light sources for public buildings. SF 325, Priebe and Scott; HF 483, Krause.
- State flag flown below U.S. flag on all public buildings. HF 358, Horn.
- Notice of mechanic's lien served on property owner and cautionary notice to homeowners—construction. SF 384, Willits; SF 386, Van Gilst. SSM.
- County contracts requiring bids for building construction or repairs. Increase to \$5,000. HF 407, Edelen.
- Mechanic's liens, owner must be notified before contractor paid. SF 408, McCartney, et al.
- Handicapped, buildings and facilities, private and public, constructed for convenient access by handicapped. SF 409, Blouin; SF 1125, human resources. SSM. SF 1125 approved 5-29-74.
- Memorial buildings, cities or towns joint townships. SF 452, Rodgers. Approved 7-12-73.

- Construction of county engineer's office in Orange City, legalize procedures by Sioux county board of supervisors. HF 675, judiciary and law enforcement. Approved 6-29-73—became law by publication 7-20-73.
- Addition to highway commission laboratory building, authorize and approve \$500.00 payment to an architect to prepare cost estimate. SR 4; S.J. 1088, 1102 adopted.
- Committee to study the duplication of state and local agencies charged with inspection of buildings. SCR 110; S.J. 339, 354, 481.
- Inclusion of fine arts projects in state building construction projects. HF 1207, Hill, et al.
- Mobile home tiedowns, require, penalty. SF 1210, Murray, et al.; HF 1452, transportation (same subject matter).
- Use of auditoriums by state employee organizations. SF 77, Andersen; HF 538, Grassley.

BUILDINGS AND GROUNDS, STATE—**General**

- Snow removal, parking areas. SCR 10; S.J. 128 adopted; H.J. 155, 162 amended and adopted; S.J. 134, 135 adopted.
- Provide insurance fund for damage to public buildings. SF 153, Palmer; HF 432, Connors, et al. S.
- Erect new state office building, legislative advisory committee, appropriation. HF 473, Doyle.
- Office building for department of agriculture, appropriation to capitol planning commission. HF 329, agriculture.
- Terrace Hill, appropriation for repair, etc.—sale of governor's mansion. HF 595, Dunton. Approved 5-27-74.
- General services, departments of, appropriation. SF 533, appropriations. Approved 6-13-73.
- General services, expansion of capitol complex, appropriation. SF 579, appropriations.
- General services, appropriation for capital improvements and repairs for certain buildings and facilities. HF 778, appropriations. Approved 7-12-73.
- Inclusion of fine arts projects in state building construction projects. HF 1207, Hill, et al.

BUSES—

(See Motor Vehicles, sub-ref. Buses and/or Schools, sub-ref. Buses and/or Transportation)

BUSINESS—**General**

- Compensating business entities which loses profits as a direct result of a public improvement project. HF 1130, Norland.
- Prohibit operation of a place of business on Sunday, exceptions, penalties. SF 1157, Rodgers.
- Prohibit public records from being used for solicitation of business, penalty. HF 1332, Small.

CAFETERIA—**General**

- Capitol cafeteria, legislative council investigate and resolve problems, etc. SCR 131; S.J. 1580-1581, 1609.

CAMPAIGNS—

(See Political Campaigns)

CANDIDATES—

(See Political Candidates)

CAPITAL IMPROVEMENTS—**General**

- County expenditures for capital improvements—accomplished without tax increase, etc. HF 75, Knoke, et al.; HF 114, Miller of Buchanan; SF 118, judiciary; SF 247, county government; HF 773, ways and means; HF 1298, county government (all same subject matter). HF 773 approved 4-8-74.
- Beer and liquor control department, capital improvements, appropriation. SF 494, appropriations. Approved 7-6-73.
- Highway commission, capital improvements, appropriation. SF 508, appropriations; HF 707, appropriations. SF 508 approved 5-15-73.
- Fair board for capital improvements, appropriation. HF 759, appropriations. Approved 7-12-73.
- General services, appropriation for capital improvements and repairs for certain buildings and facilities. HF 778, appropriations. Approved 7-12-73.
- Public defense, capital improvements, etc., appropriation. SF 599, appropriations. Approved 7-12-73.
- Regents, board of, appropriation for capital improvements, etc. SF 609, appropriations. Approved 7-12-73.

Educational radio and TV facility board, appropriation for capital improvements, northwest and southwest areas. SF 611, appropriations. Transmitters and translators, appropriation to general services. SF 1116, appropriations; HF 1175, appropriations. SF 1116 approved 3-4-74. Capitol building, capital improvements to, appropriation to general services. HF 1174, appropriations. Approved 3-29-74—became law by publication 4-5-74.

Capital improvements, old capitol building, appropriation. SF 1301, appropriations. Approved 5-11-74.

Educational radio and television facility board, allocation to general services for (see SF 1116). SF 1368, appropriations. Approved 5-2-74—became law by publication 5-10-74.

CAPITAL PUNISHMENT—**General**

First and second degree murder, death penalty and/or life imprisonment—specific offenses. HF 336, Brinck, et al.

CAPITOL IMPROVEMENTS—**General**

Central mall, planning of, appropriation to capitol planning commission. SF 1030, Curtis and Plymat; HF 1034, Brockett and Roorda. HF 1034 approved 4-25-74.

Rotunda covering, 1st floor of the capitol, appropriation for. SF 1028, Plymat and Curtis; HF 1030, Brockett and Roorda.

Capitol building, capital improvements to, appropriation to general services. HF 1174, appropriations. Approved 3-29-74—became law by publication 4-5-74.

Capital improvements, old capitol building, appropriation. SF 1301, appropriations. Approved 5-11-74.

Dome of the capitol, reactivate lights. HCR 140; H.J. 1846, 1951 adopted; S.J. 1534, 1580.

CAPITOL PLANNING COMMISSION—**General**

Office building for department of agriculture, appropriation to capitol planning commission. HF 329, agriculture.

Capitol planning commission, appropriation. HF 763, appropriations. Approved 6-13-73.

Capitol planning commission, appropriation for planning and construction of certain state buildings, and space for General Assembly. HF 770, appropriations. Approved 7-17-73.

Agricultural building, construction of, appropriation. SF 1007, Curtis and Plymat; HF 1029, agriculture. HF 1029 approved 5-23-74.

State office building, appropriation for construction of. SF 1011, Curtis and Plymat; HF 1016, Brockett and Roorda. HF 1016 approved 5-28-74.

Central mall, planning of, appropriation to capitol planning commission. SF 1030, Curtis and Plymat; HF 1034, Brockett and Roorda. HF 1034 approved 4-25-74.

Capitol planning commission, increase appropriation to pay per diem and expenses of members. HF 1220, appropriations. Approved 4-19-74.

CAR DISPATCHER—

(See Vehicle Dispatcher)

CARRIERS—**General**

Issuance of temporary certificates of convenience and necessity to liquid transport carriers. SF 99, Schaben; HF 110, Anderson (companion); HF 734, transportation. SSM.

Cleaning of livestock carriers. SF 174, Hill.

Interstate carriers, penalties, failure to register interstate transportation authority. HF 1008, Doyle.

CEMETERIES—

(Also see Funerals)

General

May increase mill levy for certain cemeteries. SF 127, Nystrom.

Create an abandoned cemetery fund, county tax levy. HF 185, Wyckoff.

Cemetery associations, property tax exemption. HF 208, ways and means. Approved 4-6-73.

Disinterment and reburial of dead bodies, transfer of tombstones. HF 1075, Krause, et al.

CENSUS—**General**

Census of children of deceased veterans, law repealed. HF 37, ways and means; SF 51, ways and means. HF 37 approved 2-9-73.

School census, birth to 21 years of age, physically or mentally handicapped children. HF 1239, Lipsky and Stromer.

**CERTIFICATES—
General**

- Issuance of temporary certificates of convenience and necessity to liquid transport carriers. SF 99, Schaben; HF 110, Anderson (companion); HF 734, transportation. SSM.
- Eliminate requirement manufacturers and wholesalers of alcoholic beverages in Iowa must pay fee for certificates of compliance. HF 128, Fisher of Greene.
- Fraudulent alteration of registration plates, certificates, and permits, penalties. HF 197, transportation. Approved 4-6-73.
- Modify filing system in public safety and county treasurer's offices, motor vehicle registration and certificate of title. HF 269, transportation.
- Increase fee for certification of operators of water and sewage treatment plants. HF 404, natural resources.
- Federal tax liens on vehicles requiring a certificate of title. SF 1042, county government. Approved 5-2-74.
- Duplicate certificates of title for vehicles, issuance of by county treasurer. SF 1043, county government. Approved 4-4-74.
- Federal tax liens on motor vehicles, delete requirement noted on a motor vehicle certificate of title. HF 1112, Bittle and Doyle.

**CHARITABLE INSTITUTIONS AND ORGANIZATIONS—
General**

- School bus transportation for students and others. SF 43, Heying; HF 49, Small; SF 147, Doderer (companion); SF 87, Van Gilst, et al.; SF 219, schools (all same subject matter).
- Solicitations of churches, charitable organizations, and others, their expenditures, reporting of, and penalties. HF 105, Doyle.
- Disposition of fish and game confiscated by conservation commission or accidentally killed, processed when practicable, and donated to charity. HF 472, Horn.
- Exempt low-rent housing developments for elderly and handicapped, non-profit, etc. organizations from property taxes. HF 579, Miller of Buchanan, et al.
- Voluntary work for a charitable organization, expenses may be deducted from state income tax. HF 1066, Kreamer.

**CHECKOFF—
General**

- Egg checkoff. HF 270, agriculture. Approved 6-13-73.
- Establish a corn promotion fund, etc. HF 692, agriculture.
- Soybean promotion board, increase per diem expenses. HF 1124, Cochran.
- Corrective changes in acceptance of grants and gifts of funds to department of agriculture, and turkey checkoff. HF 1190, agriculture. Approved 4-19-74.
- Dairy industry commission, checkoff, commission personnel, etc. HF 1226, agriculture; SF 1192, agriculture. HF 1226 approved 4-19-74.
- Campaign disclosure—income tax checkoff law. SF 1200, Hansen, et al. Approved 5-10-74—became law by publication 5-16-74.
- Excise tax on sale of beef cattle and veal calves in lieu of tax presently collected, etc. SF 1339, ways and means. Approved 5-29-74.

**CHECKS—
General**

- Rights of a holder of certain instruments (contracts, agreements, etc.), does not apply to checks. SF 405, McCartney, et al.
- Permit state liquor stores to accept personal checks. SF 1140, Blouin.
- Issuance and redemption of warrants, delete word—write. SF 1269, state government; HF 1394, state government. (very similar) HF 1394 approved 4-19-74.

**CHIEF CLERK—
General**

- Lobbying, require certain disclosures by persons and organizations engaged in, penalty. SF 18, Glenn.
- Compensation of chief clerk and secretary of the Senate—special committee appointed, during the interim, to study salary schedules for officers and employees, and report. HCR 13; H.J. 229, 234-239 adopted, 252; S.J. 224, 235, 238-241, 246, 248-250 adopted; H.J. 274; S.J. 273, 279, 289-292 adopted.
- Directory of state employees assembled by comptroller. SF 467, state government.
- Details of closing the 1973, first regular session of the Sixty-fifth General Assembly, interim staff and work, reconvening 1974, second regular session, etc. SCR 41; S.J. 1171, 1250, 1782-1783 adopted; H.J. 1974, 2208 adopted.
- Secretary of Senate and Chief Clerk of the House authorized to attend national legislative conference. SCR 43; S.J. 1172, 1784 adopted; H.J. 1975, 2208 adopted.
- Interim expenses for the Chief Clerk of the House. HR 8; H.J. 1261, 2280 adopted.

- Request chief clerk install opaque curtain, that may be opened or closed, to cover the voting machine panel. HR 11; H.J. 1867.
- Compensation of chief clerk and Secretary of the Senate—fulltime permanent employees receive vacation allowances and sick leave—legislative employees may become members of IPEERS. SCR 101; S.J. 24, 25, 68, 284, 293, 316, 359, 501-503 adopted; H.J. 661-662, 764 adopted.
- Amend joint rules by adding that lobbyists register with the chief clerk and the Secretary of the Senate, stipulate number of bills and resolutions interested in, etc. HCR 106; H.J. 99-100, 118 adopted; S.J. 179-180, 203, 285.
- Authorize payment of expenses for planning and arranging 1975 midwestern conference of the council of state governments. HCR 130; H.J. 1520, 1774-1775 adopted; S.J. 1412-1413, 1460, 1858, 1970-1971 adopted.

CHILDREN—

(See Minors)

CHIROPRACTORS—

(See Medical—Professional, sub-ref. Chiropractors)

CHURCHES—**General**

- Solicitations of churches, charitable organizations, and other, their expenditures, reporting of, and penalties. HF 105, Doyle.
- Buses used by churches exempt from automobile registration fees. HF 1006, Wells.
- Exempt church buses from payment of registration fees—church bus—license plate, \$5.00. SF 1217, Riley.

CIGARETTES—

(See Tobacco)

CITIES AND TOWNS—**General**

- Purchase of real estate by political subdivisions. HF 6, Norpel.
- Police reserve units, cities 5,000 or more population. HF 14, Knoke and Butler; SF 14, Griffin.
- Prohibit auditor of state from using same person to audit accounts of any particular department two years in succession. SF 12, Potter.
- Recording special assessment instruments for cities and towns, county recorder, \$3.00 fee. SF 21, county government.
- Delinquent sewer charges constitute a lien against property. SF 24, Shaff.
- Provide Code to city assessors. SF 39, ways and means. Approved 3-23-73.
- Transfer of jurisdiction or sale of real estate between state agencies and political subdivisions. SF 41, Kelly; HF 45, transportation.
- Enplanement fees, prohibit, cities and counties. HF 43, Crabb.
- Bonding of all public employees, those required. SF 69, Palmer; HF 281, Schroeder and Connors.
- Prohibit enactment of any state or local law imposing or increasing a tax retroactively. HJR 6, Anderson, et al.
- Liquor store sales, 5 percent to counties, used for alcoholism. HF 150, Schroeder.
- Exempt homesteads of persons 75 years or over from property taxes, exceptions. SF 165, Heying, et al.
- Use of public buildings, etc., cannot refuse due to lack of liability insurance. HF 182, Norpel.
- Bond elections, one year before resubmission. HF 172, Schroeder.
- Reinstate the calendar year as fiscal year for cities and towns, counties, etc. SF 180, Hultman, et al.; HF 265, McElroy and Connors. S.
- Code, correcting erroneous, inconsistent and obsolete sections. HF 209, judiciary and law enforcement. Approved 5-24-73.
- Public funds, deposit of. SF 203, cities and towns; HF 267, county government. S. SF 203 approved 4-2-73.
- Reports of utility company valuations and mileage need not be made to county supervisors, nor to city, town and township trustees. HF 211, county government.
- Regulation of railroads in cities and towns, penalty. SF 213, Robinson.
- Collective bargaining for public employees. HF 263, Welden; SF 273, Griffin; SF 531, human and industrial relations. (All same subject matter) SF 531 approved 4-23-74.
- Peace officers, jurisdiction of. SF 224, judiciary. Approved 5-15-73.
- Create a municipal transportation assistance fund, appropriation. SF 225, Blouin, et al.
- Municipal assistance fund, appropriation. HF 275, Kreamer; SSM as HF 756, appropriations; SF 552, appropriations. SF 552 approved 5-24-73.
- Recording special assessment instruments for cities and towns, county treasurer, \$3.00 fee. SF 198, county government; HF 276, county government.
- Utilities, highway commission pay cities and towns for relocating, etc., due to construction, etc. of highway. SF 240, Miller of Des Moines; HF 371, Monroe.

- Sanitary districts, conveyance of to cities or towns. SF 245, Willits; HF 322, Byerly. SF 245 approved 6-19-73.
- Assessors, optional if cities, and/or counties have, also may be combined. SF 255, Willits.
- Commercial, industrial and agricultural projects supported by cities and towns—also include counties. SF 287, Scott; HF 350, Miller of Cerro Gordo and Norland (companion); SF 422, Winkelman and Schwieger; SF 440, cities and towns; HF 719, cities and towns; SF 1348, cities and towns (similar); (all same subject matter). HF 719 approved 6-3-74.
- Taxation of agricultural and horticultural lands within city or town limits. SF 299, Tieden; SF 300, Doderer. SSM.
- Ambulance service to unincorporated areas, levy therefor on a per capita basis, etc. HF 339, Holden.
- County transfer, by resolution, control of an entire drainage district to a city or town regardless of construction. HF 349, Butler.
- Maintenance and operation of TV translator systems by cities and towns, may use recreation funds. SF 322, Nolin; HF 372, Ferguson. HF 372 approved 5-8-73.
- State flag flown below U.S. flag on all public buildings. HF 358, Horn.
- Local governments authority to limit number of liquor and beer licenses, etc. SF 343, Bergman, et al.
- Separate drainage systems for surface water. SF 364, Gallagher.
- Tort claim insurance purchased, out of general fund, etc., by municipalities for officers and employees—student teachers also covered. SF 377, Hansen; HF 462, education (same subject matter in part).
- School districts, purchase and sale of real estate re technical school to teach vocational education and aviation mechanics. HF 395, Kreamer; SF 420, Milligan, et al. S. HF 395 approved 6-29-73—became law by publication 7-13-73.
- Annexation of territory by cities and towns, municipal services provided within 5 years. SF 394, Rabedeaux; HF 575, Holden. S.
- Local governments, departmental regulations affecting. SF 396, county government. Approved 5-24-73.
- Notice of a proposed special assessment. SF 402, Griffin.
- Require city motor buses be equipped with upright or stack mufflers. SF 418, Robinson.
- Municipal tort claims. HF 462, education; SF 515, schools. HF 462 approved 5-27-74.
- Increase all mileage expense allowances. HF 486, Doyle, et al.; HF 1210, transportation. SSM.
- Embezzlement by public officers, double the penalty for. HF 491, Fischer of Grundy.
- Zoos or zoological gardens, establishment of. HF 501, Lipsky; SF 1195, Riley, et al. HF 501 approved 4-25-74.
- League of Iowa municipalities, annual dues, auditing procedures, no contributions to political candidates and parties. SF 435, cities and towns (withdrawn); SF 456, cities and towns; HF 613, cities and towns (same subject matter). SF 456 approved 3-4-74.
- Simple majority required for elections on bond issues, etc. SF 437, Doderer; HF 581, Monroe.
- Cable television considered city utility. HF 504, Edelen, et al.; HF 718, cities and towns (same).
- Establish special liquor distributorships, cities and towns not now having liquor stores. HF 506, Freeman; HF 722, state government.
- Appearance of employees, specified procedures followed, dismissals. HF 513, Horn.
- Notice of a municipal tort claim, may correct within fifteen days. HF 520, Norland.
- Mass transit systems, SF 448, cities and towns. Approved 5-23-73.
- Memorial buildings, cities or towns join townships. SF 452, Rodgers. Approved 7-12-73.
- City officers, elected, compensation. SF 453, Kelly. Approved 7-12-73.
- Municipal court clerks and employees become associate district court clerks and employees on July 1, 1973. HF 539, Nielsen.
- Means for obtaining state property by a political subdivision of the state. HF 590, Grassley.
- Create the municipal powers of initiative, referendum, and recall, elections, home rule act. HF 593, Connors.
- Municipally-owned utilities participate with others in acquiring and financing of jointly-owned facilities for generation, acquisition or transmission of electric energy. HF 609, ways and means. Approved 6-29-73.
- Vacating of streets, agreements to annex, elections, special assessments, charges for services, notices, hearings, etc., procedures and requirements for cities and towns. HF 611, cities and towns.
- Establish a metropolitan service corporation. SF 479, Milligan.
- City Code, correcting certain errors, conflicting provisions, etc., also providing levies for orchestras or bands, etc. HF 610, cities and towns.

- Annexation of agricultural land. HF 619, Holden.
- Gross liquor sales, increase percentage of funds distributed to cities and towns, and counties. SF 485, Gluba, et al.
- Liquor stores establish in any city or town if logical or feasible, director subject to approval, etc. HF 628, state government.
- Retail beer permit fees retained by local authorities. HF 629, state government. Approved 6-19-73.
- Cities and towns may impose a one (1) cent per gallon fuel tax, streets, etc. HF 643, ways and means.
- Membership of municipal planning and zoning commissions and boards of adjustment, include two appointed by boards of supervisors. HF 658, cities and towns. Approved 5-2-74.
- City-county cooperation, 250,000 population, constructing and maintaining roads. SF 496, county government.
- Group insurance for public employees may include dependents and spouses. SF 502, McCartney, same subject matter as HF 1001, Doyle; SF 1010, Andersen (companion).
- Assessment and taxation, property of municipally-owned electric utilities, joint ownership. SF 516, ways and means. Approved 7-18-73.
- Cities and towns, sewage works construction fund, appropriation. SF 576, appropriations.
- Delay effective dates of fiscal year act and mandatory date of adoption of the city Code for one year. HF 772 ways and means.
- Committee to study establishing a uniform fiscal year for budget and tax collection purposes of cities, counties, school districts, etc. HCR 56; H.J. 1573, 1689 adopted; S.J. 1550, 1575.
- State officials, departments, executive council, and auditors (county, municipal and school), appropriation. SF 605, appropriations; HF 783, appropriations. HF 783 approved 7-12-73.
- Cities, permit certain, to modify and rebuild municipally-owned TV translator facilities and issue bonds to pay the cost. SF 613, cities and towns; HF 803, ways and means. S. HF 803 approved 6-29-73.
- Limitations on property tax levy for budgets of counties, cities, and towns, temporary. SF 615, ways and means.
- Cities and towns, sewage works construction, appropriation. SF 617, cities and towns; HF 1407, Howell, et al.
- Committee to study local budget process, funding of local government operations, expenditures, limitations, etc. SCR 56; S.J. 2137-2138, 2139.
- Cities and towns, sewage works construction, appropriation. HF 807, appropriations. (Same and similar subject matter as SF 576 and SF 617) HF 807 approved 7-6-73.
- Devices used to lock a wheel of a car, prevent cities from using. HF 1011, Patchett and Hargrave.
- Fiscal year, implement change in dates of, and correcting conflicting statutes. HF 1028, ways and means. Approved 5-28-74—became law by publication 6-13-74.
- Revenue, director of, forward copy of personal property tax schedules filed by a taxpayer to county or city assessor. HF 1038, Krause.
- Permit operation of vehicles, from adjoining states, exceeding weight and length limitations in Iowa's border cities. HF 1040, Crabb; HF 1058, Doyle, et al. (similar); SF 1079, cities and towns; HF 1128, transportation SSM. (All same subject matter).
- Public officers and employees (state, county, city, etc.) amend law to make Code of conduct or ethics same. SF 1060, Doderer.
- Municipal utility, prohibit transfer of surplus earnings. HF 1095, Schroeder.
- Interchange of federal, state and local government employees. HF 1107, state government. Approved 3-21-74—became law by publication 3-29-74.
- Official meetings, of a public agency, open to the public, if closed illegally members personally liable. SF 1078, Blouin and Orr; SF 1087, Milligan; HF 1185, Norland (all same subject matter).
- City Code of Iowa, postpone for one year effective and mandatory dates. SF 1101, cities and towns; HF 1130, cities and towns. SF 1101 approved 5-2-74.
- Urban renewal projects, members or employees of agencies shall not have a personal interest in project. SF 1102, Andersen.
- Transfer of law enforcement duties to county sheriff from certain cities and towns. HF 1146, Hansen, et al.
- Excise tax on motor fuel used by cities and towns, exempt. HF 1150, Cusack, et al.
- Clerk, appointment of, civil service commission. SF 1131, Andersen.
- Water permits issued to cities and towns, certain restrictions. SF 1135, Taylor and Potter.
- Require a city or town to provide fire protection. HF 1184, Hutchins.
- Bank offices outside of municipal corporations. HF 1187, Freeman, et al.
- Counties receive 10 percent of municipal fine revenues except for illegal and overtime parking fines. HF 1208, Freeman.
- Municipal cable television may be handled in same manner as other utilities. SF 1161, Briles; HF 1263, Daggett; HF 1440, cities and towns (same).

- Maximum speed limit of 25 mph in a school district. HF 1211, Kreamer.
Municipally-owned utilities under regulation by commerce commission. HF 1218, Schroeder.
- City and county zoning regulations, promote conservation of energy resources. SF 1194, Blouin.
- Rural development commission, providing tax rebates, appropriation. HF 1280, Poncy.
- Cities pay witness fees incurred in criminal actions based on city ordinances, reimbursement to cities recovered from defendants convicted. HF 1284, Doyle.
- Cities may hold municipal elections, major political party labels. HF 1287, Cusack and Brinck.
- Railroad crossings, commerce commission apportion costs in construction, reconstruction, etc., viaducts and underpasses, etc. HF 1289, Fischer of Grundy.
- All governmental agencies publish or make available certain information, confidential exception. HF 1319, Rapp.
- Authorizing cities to require a portion of subdivision land for park and playground purposes, etc. HF 1349, Readinger.
- Annexation of territory to a municipal corporation which is a part of a sanitary district becomes a part of that sanitary district. SF 1229, Bergman.
- Prohibit underground storage of gas within corporate limits of a city or town. SF 1253, Rodgers.
- Payment of relocation assistance to persons displaced by public projects. SF 1256, Gluba.
- Sickness and accident disability fund. SF 1267, ways and means.
- Establish area research center network, history and archives. HF 1391, Avenson.
- Elections, revise certain statutes relating to. HF 1399, state government; SF 1299, state government; SF 1234, county government (same subject matter included in HF 1399). HF 1399 approved 4-24-74—became law by publication 4-26-74.
- Iowa products and labor, statutory preferences for, limitation if enforcement would result in denial of federal funds or services. HF 1410, state government. Approved 5-27-74.
- Committee to study distribution of the moneys of the road use tax fund. HCR 121; H.J. 1124.
- Assessors, city and county, qualifications of. SF 1342, ways and means. Approved 5-27-74.
- Conflicts of interest of public officers and employees, Code of ethics. SF 1353, cities and towns.
- Solid waste disposal grounds, establishment and operation of. SF 1358, county government.
- Per diem rate, expenses and duties of specified boards and committees (state fair, city finance, city development, environmental quality). HF 1206, Stromer (same in part to); HF 1478, appropriations. HF 1478 approved 5-27-74.
- Committee to study feasibility of combining local governmental units. HCR 126; H.J. 1406.
- Committee to study feasibility of combining local governmental units. (Similar to HCR 126) SCR 120; S.J. 1200-1201, 1239.
- Fines and forfeited bail paid by the district court to municipalities, collection and disposition of. HF 1490, ways and means. Approved 5-27-74.
- Sewage works treatment construction fund, appropriation. SF 1378, appropriations. Approved 5-2-74—became law by publication 5-10-74.
- City finance committee, increase per diem rate of members. SF 1382, appropriations (included in HF 1478).
- Community action programs, appropriation. SF 1403, appropriations.
- Committee to study legislation re Iowa's regional, county and city planning agencies. HCR 159; H.J. 2293-2294.
- Committee to study cities financing public improvements. SCR 147; S.J. 2012, 2038.
- Bonds**
- Improvement bonds, special assessments, property outside cities. SF 3, Griffin; HF 16, Knoke, et al.; HF 362, cities and towns. S. SF 3 approved 4-19-73.
- Joint city-county buildings, bond elections for. SF 313, judiciary. Approved 5-15-73.
- Industrial aid bonds, expand the purposes bonds can be issued—hospitals, etc. SF 378, Hansen, et al.; HF 443, Crabb, et al.
- Housing, retaining walls may be financed by obligation bonds by cities. HF 1441, cities and towns. Approved 5-27-74.
- Samples of cigarettes and little cigars, permits and affidavits, also repeal retailers' cigarette bond. SF 1213, ways and means. Approved 6-3-74.
- Civil Service**
- Civil service commission, any size city, may hire an attorney. SF 1118, Andersen,

Councils

- Chief of police and chief of fire department, requirements for. SF 31, Doderer, et al.; HF 36, Small, et al. (companion); HF 547, cities and towns SSM. HF 547 approved 6-29-73.
- Authorize cities, towns, and counties to impose a sales and use tax, also axle tax. SF 33, Andersen and Kelly; HF 47, Junker and Hansen.
- Special assessment deficiencies, collection of. HF 219, ways and means. Approved 6-13-73.
- Establish county law enforcement units, discontinue police department, sheriffs, etc. HF 377, Knoke; HF 1320, Horn (similar subject matter).
- Repair of railway crossings, agreements between cities, counties, and/or highway commission. SF 382, Robinson.
- Civil service commission, any size city, may hire an attorney. SF 1118, Andersen.

Mayor

- Mayor's signature not necessary for an ordinance to take effect. HF 514, Connors, et al.

Ordinances

- Cities pay witness fees incurred in criminal actions based on city ordinances, reimbursement to cities recovered from defendants convicted. HF 1284, Doyle.

Parking

- Exempt municipally-owned parking lots from service tax. HF 77, Lipsky.
- Parking meter revenue may be used to pay costs in maintaining a public passenger transportation system. HF 1212, Norland.

Streets

- Increase tax on motor fuel and special fuel, special fund. SF 10, Griffin.
- Road use tax fund, cities and towns. SF 202, cities and towns. Approved 5-24-73.
- Allocation of the road use tax fund, division of. HF 301, Higgins, et al.
- Cities and towns may impose a one (1) cent per gallon fuel tax, streets, etc. HF 648, ways and means.
- Storm sewer grates, requirements for. SF 1048, Gluba; HF 1118, transportation. S.
- Functional classification and jurisdiction of public streets and roads. SF 1062, state government. Approved 3-4-74.
- Curb ramps and cutouts (streets) for the physically handicapped. SF 1124, human resources. Approved 5-2-74.

CITIZENS' AIDE—**General**

- Assistant citizens' aide, investigate certain complaints. SF 73, Doderer, et al.; HF 82, McCormick, et al.
- Citizens' aide authority and power to also investigate complaints against companies covering large areas of business. HF 284, Miller of Buchanan, et al.
- Citizens' aide, appropriation. SF 578, appropriations. Approved 7-12-73.
- Citizens' aide, increase appropriation. SF 1387, appropriations. Approved 5-11-74.

CIVIL ACTIONS—**General**

- Exclude record of conviction, etc. in a criminal action from influencing results in a civil action. HF 100, Doyle.
- Civil penalties for violations of orders and rules of air quality commission. HF 360, natural resources.

CIVIL DEFENSE—**General**

- Authorize property tax levy for county civil defense. HF 55, Mendenhall.
- Abolish division of civil defense in department of public defense, establish office of disaster preparedness within department of public defense. HF 794, appropriations.
- Committee to study the duplication of state and local agencies charged with inspection of buildings. SCR 110; S.J. 339, 354, 481.
- Civil defense and emergency planning, supplement and strengthen. SF 1216, Murray and Briles; HF 1335, Daggett.
- Civil defense, director of, salary rate. SF 1330, appropriations.

CIVIL PROCEDURE—**General**

- Rules of civil procedure proposed by Supreme Court, amend. SF 514, judiciary. Approved 7-6-73.

CIVIL RIGHTS—**General**

- Prohibit discrimination in education. SF 1100, Kelly.

- Civil rights commission, membership, powers and duties. SF 1265, judiciary. Approved 6-3-74.
- Civil rights commission, appropriation. HF 1455, appropriations. Approved 5-2-74.
- Commission**
- Payment of civil rights commission appointees. HF 168, Hargrave, et al.
- Civil rights commission, appropriation. SF 591, appropriations; HF 785, appropriations. HF 785 approved 7-12-73.
- Civil rights commission may investigate individual complaints but not pattern or practices complaints, etc. SF 593, judiciary.
- Committee to study statutory duties of the civil rights commission, etc. HCR 63; H.J. 1858, 2336 withdrawn.
- Temporary injunctions, state and local civil rights commissions may obtain. HF 1026, Wells and Hargrave.
- Civil rights commission, membership, powers, and duties of. SF 1094, Murray and Orr; HF 1161, Hargrave and Readinger.
- Civil rights commission, delete respondent's statutory right to recover damages from if no reasonable grounds. SF 1095, Murray and Orr; HF 1162, Hargrave, et al.
- Payment of civil rights commission appointees. SF 1254, Gluba.
- Issuance of subpoenas, hearing costs, damages, and providing penalties, civil rights commission. HF 1435, Cusack.
- Prohibit discrimination in credit. SF 1317, Shaw, et al.

CIVIL SERVICE—**General**

- Civil service employment personal qualifications for. HF 4, Small; SF 1012, Murray. SSM. HF 4 approved 5-27-74.
- Chief of police and chief of fire department, requirements for. SF 31, Doderer, et al.; HF 36, Small, et al. (companion); HF 547, cities and towns SSM. HF 547 approved 6-29-73.
- Establishment of civil service for deputy county sheriffs, etc. HF 439, county government; SF 545, county government. HF 439 approved 7-19-73.
- Civil service appointees, length of time of probationary period. SF 1014, Griffin; HF 1145, Woods; SF 1180, Andersen (all same subject matter).
- Increase to one and one-half percent preceding year's total payroll, support of civil service commission for deputy sheriffs. SF 1068, Riley.
- Civil service commission, any size city, may hire an attorney. SF 1118, Andersen.
- Clerk, appointment of, civil service commission. SF 1131, Andersen.
- Civil service employees working beyond retirement age, prohibit from taking promotional examinations. HF 1270, Connors, et al.; HF 1418, cities and towns (same).
- Include matrons under county civil service. SF 1263, county government.
- Chief deputy sheriffs exempt from jurisdiction of county civil service commissions. SF 1395, judiciary.

CLAIMS—**General**

- Jurisdiction and compensation of district court associate judges, redefining small claims, reporters for district associate judges. HF 90, Doyle.
- County engineers, remove restriction on claims for any negligent act, error or omission, etc. HF 271, county government.
- Payment of certain damages, action of highway commission, to R. S. and Donald H. Weber, appropriation. SF 303, Scott.
- Tort claim insurance purchased, out of general fund, etc. by municipalities for officers and employees—student teachers also covered. SF 377, Hansen; HF 462, education (same subject matter in part).
- Municipal tort claims. HF 462, education; SF 515, schools. HF 462 approved 5-27-74.
- Notice of a municipal tort claim, may correct within fifteen days. HF 530, Norland.
- Nonprobate transfers, accounts, liens, claims, property, survivors, or beneficiaries. SF 443, Riley; HF 587, Hill.
- Liens against property of persons admitted or committed to certain state institutions, etc. HF 546, Higgins and Byerly.
- Advisory investment board of IPERS, appropriation, two members, full settlement. HF 573, appropriations. Approved 5-25-73.
- Create a crime victims compensation board. SF 473, Hansen and Gluba; HF 667, Lipsky and De Jong.
- Outdated warrants, reissuance of. HF 696, state government. Approved 6-19-73.
- Consideration of claims. HCR 43; H.J. 1094-1096, 1200, 1317 adopted; S.J. 1267, 1271, 1331, 1355, 1418-1419 adopted.
- Claims, appropriation, settlement of. HF 735, appropriations. Approved 5-24-73.
- Insurance companies pay claims directly to insured unless written permission (exception life and liability insurance). HF 1118, Hargrave.

- Filing of claims with a county, need only claimant's signature.** SF 1327, county government. Approved 4-25-74.
- Benefits (legal services, death benefits, etc.) for employees of adult penal and correctional institutions, appropriation.** HF 1371, Doyle, et al. **Claimant, require copy of original invoice be attached to voucher.** SF 1287, state government. Approved 5-9-74.
- Claims, settlement of, appropriation from general fund, reimbursement fund, and road use tax fund.** HF 1487, appropriations. Approved 5-2-74.
- Claims rejected by joint claims committees, to be considered by the Senate and House, and that action be approved.** HCR 134; H.J. 1665-1667, 1790 adopted; S.J. 1413-1415, 1460, 1494, 1542, 1558 adopted, 1673.

CLIENT SECURITY FUND—

General

- Client security fund not an insurance company, clarifies (established by Supreme Court).** HF 1315, Hill.

CLOTHING—

General

- Sellers of clothing at retail, require nonresidents to file bond.** HF 1014, Clark of Dubuque.

COAL—

General

- Repeal chapter 73, preferences for Iowa products and labor—also bidding procedures re purchase of coal.** HF 1061, Bittle.
- Tax on coal sold in Iowa, establish a fund for strip-mine rehabilitation.** SF 1202, Van Gilst.
- Coal, production of electricity, permit use of.** HF 1487, energy.
- Coal research project, Iowa state university of science and technology, appropriation.** SF 1362, appropriations. Approved 5-10-74—became law by publication 5-17-74.
- Committee to study Iowa's coal resources.** HCR 165; H.J. 2401.

CODE—CODE EDITOR—

General

- Repeal procedure for establishment of a convention to ratify amendments to the U.S. constitution.** SF 5, Doderer.
- Return of marriage document.** SF 7, county government. Approved 2-26-73.
- Code, free copy to boards of supervisors, and others.** HF 23, Monroe; SF 241, county government (companion); SF 95, judiciary; HF 176, Doyle (all same subject matter). HF 28 approved 6-13-73.
- Provide Code to city assessors.** SF 39, ways and means. Approved 3-23-73.
- Repeal provisions of Code re abortion.** HF 144, Holden.
- Board of control, correct obsolete reference in Code.** HF 198, human resources. Approved 4-6-73.
- Code, correcting erroneous, inconsistent and obsolete sections.** HF 209, judiciary and law enforcement. Approved 5-24-73.
- Referee of juvenile court—dependent, delinquent, and neglected children, court—receive copy of Code.** HF 232, Doyle.
- Illegal steel trade practices, repeal section authorizing protection, provided on federal level.** HF 463, Caffrey.
- Billboards, correct references in law relating to.** HF 655, transportation. Approved 6-19-73.
- Effective date of laws, publishing, etc.** HJR 17, appropriations.
- Delay effective dates of fiscal year act and mandatory date of adoption of the city Code for one year.** HF 772, ways and means.
- Supreme Court and its divisions, financing of, appropriation.** HF 782, appropriations. Approved 7-12-73.
- Repeal chapter 73, preferences for Iowa products and labor—also bidding procedures re purchase of coal.** HF 1061, Bittle.
- Persons—Code changes re reference to men or women, appropriation to boards of barber examiners and cosmetology examiners.** SF 1093, Shaw, et al.; HF 1187, Lipsky, et al. SF 1093 approved 5-30-74—became law by publication 6-6-74.
- Code of Iowa be published annually in loose-leaf form.** SF 1084, Griffin.
- City Code of Iowa, postpone for one year effective and mandatory dates.** SF 1101, cities and towns; HF 1120, cities and towns. SF 1101 approved 5-2-74.
- Criminal Code law.** SF 1150, judiciary.
- Guest statute, repeal, automobile accidents.** SF 1162, Riley.
- Change references to the internal revenue Code, tax chapter.** SF 1196, ways and means. Approved 5-3-74.
- Code, correcting erroneous, inconsistent and obsolete sections.** HF 1392, judiciary and law enforcement. Approved 5-27-74.
- Housing, retaining walls may be financed by obligation bonds by cities.** HF 1441, cities and towns. Approved 5-27-74.
- Illuminating oil, licensing, collection of fees and testing, repeal law.** HF 1445, agriculture.

- Incorporating the Code on magnetic tape, appropriation. HF 1454, appropriations. Approved 4-19-74.
 Conflicts of interest of public officers and employees, Code of ethics. SF 1353, cities and towns.
 Three-card monte repeal Code. SF 1379, judiciary.

COLLECTIONS—**General**

- Consumer collection agencies, licensing and regulation of. HF 1025, Jesse.
 Collection of collector's bottles of alcoholic liquor, special permit, penalty. HF 1318, Norpel.

COLLECTIVE BARGAINING—

(Also see Labor and/or Employment and/or State Government sub-ref Employees)

General

- Collective bargaining for public employees. HF 263, Welden; SF 273, Griffin; SF 531, human and industrial relations. (All same subject matter) SF 531 approved 4-23-74.
 Public employment relations board, appropriation. SF 544, human and industrial relations.
 Waive joint rule 16 re Senate file 531. SCR 118; S.J. 1184 ruled out of order.

COLLEGES—UNIVERSITIES—

(Also see Higher Education)

General

- Advertising and selling courses of instruction. SF 107, judiciary. Approved 5-15-73.
 Educational program of schools. SF 126, schools. Approved 4-10-74.
 College at Denison, acquisition and use of. HF 149, Crabb.
 Area XI college, legalize election for levy of a tax. HF 309, Bittle. Approved 5-15-73—became law by publication 6-8-73.
 Faculty of board of regents institutions hired, fired, paid, etc. based on their ability. HF 337, Grassley.
 Establish a work-study program, higher education, appropriation. SF 373, Murray and Nyström; HF 465, Crawford.
 Tort claim insurance purchased, out of general fund, etc., by municipalities for officers and employees—student teachers also covered. SF 377, Hansen; HF 462, education (same subject matter in part).
 Establish a professional standards board, abolish board of educational examiners and professional teaching practices commission. HF 429, Holden and Hill; HF 573, Stanley, et al. SSM.
 Establish a commission for postsecondary education, quality for federal funds. HF 464, Welden, et al. (Same subject matter as) SF 1053, Hansen, et al.; HF 1087, Welden, et al.
 Confidential communications with certified guidance counselors. HF 495, Stromer; HF 753, education (same). HF 753 approved 5-27-74.
 State universities receive state aid for students enrolled in laboratory schools. SF 436, higher education; HF 551, education. HF 551 approved 5-8-73.
 Interstate agreement on qualification of educational personnel, etc. HF 536, Grassley; HF 705, education (same). HF 705 approved 7-12-73.
 Faculty members, rules and regulations on hiring and tenure by board of regents. HF 638, Grassley.
 State supported scholarship program, appropriation to higher education facilities commission. HF 682, appropriations. Approved 7-17-73.
 Regents, board of, and institutions under, appropriation. HF 776, appropriations. Approved 7-19-73.
 Regents, board of, appropriation for deficiencies, etc. SF 594, appropriations. Approved 7-12-73.
 Committee to study post-secondary education. HCR 60; H.J. 1801.
 Gastro enteritis and other enteric diseases affecting swine, appropriation for research and cure. SF 1027, Priebe; SF 1323, appropriations. SSM.
 Free tuition to members of the Iowa national guard at all state universities and area colleges. HF 1153, Branstad.
 Request congress declare a moratorium on payments of principal on college and university building loans, make low interest rate, etc. SCR 116; S.J. 1117-1118, 1145, 1223, 1297, 1310-1311 adopted, 1330; H.J. 1679.
 Committee to study, organize and supervise the college student internship program for the General Assembly. HCR 148; H.J. 2062-2063, 2119, 2188 adopted; S.J. 1694-1695, 1721, 1932-1933 adopted.
 Committee to review career and vocational needs of the elementary and secondary schools. (Same as HCR 157) SCR 142; S.J. 1856-1857, 1922.
 Committee to review career and vocational needs of the elementary and secondary schools. HCR 157; H.J. 2292-2293.

Tuition

- Tuition rates set by board of regents. HF 136, Mendenhall; SF 204, Griffin.
 Tuition grants, appropriation. SF 345, appropriations. Approved 5-17-73.

Medical student tuition loan program and higher education facilities commission administrative funds, appropriation. HF 683, appropriations. Approved 6-14-73.
Committee to study tuition reciprocity agreements between states re colleges, area schools and universities. HCR 153; H.J. 2209-2210.

**COMMERCE—
General**

Prohibit operation of mobile units by banks, etc. HF 25, Fischer of Grundy.
Prohibit certain inducements to open, add to, etc., accounts at financial institutions. HF 26, Fischer of Grundy.
Real estate broker trust accounts. HF 308 Holden; SF 38, Potter. HF 30 approved 3-23-73.
Termination of a licensed agent's contract, other than life, by an insurance company, one-year's written notice, exception. HF 70, Mendenhall.
Sale of credit life and credit accident and health insurance. HF 81, Norpel.
Eliminate requirement superintendent of banking have five years bank executive experience. HF 320, Egenes, et al.
Require public utilities to pay advertising cost from profits. HF 340, Higgins and Patchett; SF 1249, Plymat, et al.
Annual statement of insurance companies, adequate reports. HF 392, commerce. Approved 3-29-74.
Railroads, crossings, signs, fences, signals, etc., revision of. HF 527, Dunlap and Brunow; HF 1433, commerce (same).
Establish a state television commission, regulation and control of cable TV, etc. HF 541, Small.
Establish fees for certain applications filed with department of banking. HF 634, commerce; SF 610, commerce. S.
Suspend bank officers in certain circumstances, authorize superintendent of banking. HF 635, commerce.
Permissible investments by banks, livestock loans, investments of fiduciary accounts. HF 637, commerce. Approved 2-20-74.
Renewal of certificates of authority of insurance companies, extend time for reviewing statements, etc. HF 639, commerce. Approved 2-20-74.
Certificate of group life, accident and health insurance. HF 640, commerce.
Variable contracts of annuities and life insurance. SF 328, McCartney; HF 642, commerce. HF 642 approved 7-12-73.
Repeal of certain exemptions under securities law, registration requirements, licensing and examination fees, etc. HF 673, commerce.
Adding a new division to banking act re days and hours of operation of banks and savings and loan associations. SF 608, commerce.
Farming by domestic and foreign corporations, require reports, 640 acres, etc. HF 1092, Fischer of Grundy; HF 1326, Howell, et al. (similar); SF 1232, Briles, et al.; HF 1415, Small and Rapp (companion)—(all same subject matter).
Insurance companies pay claims directly to insured unless written permission (exception life and liability insurance). HF 1113, Hargrave.
Wire service or credit devices, prohibit sale, possession, advertisement, or manufacture of. HF 1115, Holden.
Consumer credit Code of Iowa. SF 1405, commerce. Approved 6-3-74.

Commission

Public hearings mandatory for rate increases of public utilities. HF 5, Small; SF 60, Blouin. SSM.
Increase rate of interest on public utility refunds to customers. HF 10, Patchett, et al.
Increase tax on motor fuel and special fuel, special fund. SF 10, Griffin.
Create a state transportation planning commission. HF 35, Welden.
Issuance of temporary certificates of convenience and necessity to liquid transport carriers. SF 99, Schaben; HF 110, Anderson (companion); HF 734, transportation. SSM.
Filing for increases in utility rates, etc. HF 106, Egenes, et al.; SF 1352, commerce (similar subject matter).
Transportation, department of, create. HF 230, Drake, et al.; SF 1141, state government. (Same subject matter). SF 1141 approved 5-29-74.
Regulation of railroads in cities and towns, penalty. SF 213, Robinson.
Governor name chairman of commerce commission, 2 year term. HF 361, Knoke; HF 650, commerce. S.
Grain dealers, licensing and regulation of, commerce commission. HF 383, agriculture. Approved 7-12-73.
State banking board, composition of, and regulation of industrial loan companies, auditor's duties transferred to superintendent of banking. HF 548, Egenes and Avenson.
One-year moratorium on installation of cable TV service—committee to study regulation of cable TV. HJR 18, Small; HJR 20, commerce (same).
Commerce commission, appropriation. SF 524, appropriations. Approved 5-24-73.
Interstate carriers, penalties, failure to register interstate transportation authority. HF 1008, Doyle.

- Shuttle carrier service, no certificate of public convenience and necessity. SF 1017, Murray.
- Railroad passenger service between Dubuque and Sioux City or Dubuque and Council Bluffs, establish, appropriation. SF 1044, Gallagher, et al.; HF 1165, Rapp, et al.
- Railroad passenger service between Davenport and Council Bluffs, establish, appropriation. SF 1054, Gluba, et al.; HF 1125, Higgins, et al.
- Federal railroad safety standards, enforcement by the state. HF 1171, Krause, et al.; SF 1218, Schaben and Priebe.
- Bank offices outside of municipal corporations. HF 1187, Freeman, et al.
- Municipally-owned utilities under regulation by commerce commission. HF 1218, Schroeder.
- Postal service for rural mail delivery to all Iowans, contract, appropriation. HF 1227, Miller of Buchanan, et al.
- Commerce commission acquire railroad right-of-way. SF 1187, Schaben.
- Commerce commission acquire railroad right-of-way and trackage, repair and maintain, lease this property to railroad companies on a fee basis, appropriation. SF 1189, Blouin.
- Unsolicited commercial telephone calls, penalty. HF 1269, Patchett and Egenes.
- Create a cable television advisory commission. HF 1307, commerce.
- Railroad crossings, commerce commission apportion costs in construction, reconstruction, etc., viaducts and underpasses, etc. HF 1289, Fischer of Grundy.
- Municipal waterworks rates be subject to regulation by commerce commission. HF 1321, Monroe.
- Railroad passenger service, establish fund for contracting for, appropriation. SF 1252, Blouin.
- Limit late payment charge of public utilities to $\frac{1}{2}$ of one percent per month on balance unpaid after fifteen days. HF 1382, Strothman.
- Commerce commission, warehouse division, appropriation—grain dealers. SF 1286, appropriations; HF 1461, appropriations. SSM SF 1286 approved 6-3-74—became law by publication 6-14-74—item veto.
- Contract with national railroad passenger corporation for passenger service (Clinton to Council Bluffs, stops in between), purchase of railroad depots, appropriation. HF 1417, Patchett, et al. (HF 1125 and SF 1054 are similar subject matter).
- Notice be given borrower and bank when required to call in a loan, examination of a bank or other financial institution. HF 1424, Avenson.
- Energy facilities, establishment and construction of. SF 1302, Blouin and Murray.
- Filing for increases in utility rates, charges, schedules, or regulations. SF 1404, Gluba.

COMMERCIAL—**General**

- Commercial, industrial and agricultural projects supported by cities and towns—also include counties. SF 287, Scott; HF 350, Miller of Cerro Gordo and Norland (companion); SF 422, Winkelman and Schwieger; SF 440, cities and towns; HF 719, cities and towns; SF 1348, cities and towns (similar); (all same subject matter). HF 719 approved 6-3-74.
- Unsolicited commercial telephone calls, penalty. HF 1269, Patchett and Egenes.
- Prohibit public records from being used by commercial enterprises for solicitation of business. HF 1333, Small.
- Assessment and equalization of special purpose commercial and industrial property. SF 1363, Kelly and Andersen.

COMMISSION ON UNIFORM LAWS—

(See Uniform Laws, Commission on)

COMMISSIONERS—

(See Specific Subject, I.E. Insurance, sub-ref. General, etc.)

COMMISSIONS—

(See Specific Commission, I.E. Aging, sub-ref. Commission on)

COMMON CARRIERS—

(See Carriers)

COMMUNICATIONS—

(Also see Schools, sub-ref. Radio and TV)

General

- Consolidate state educational and state-owned commercial networks. HF 44, Crabb.
- Establish a uniform statewide telephone number for police and fire departments. SF 226, Priebe.
- Source and information obtained by news media, etc., radio, television, etc., confidential. SF 243, Kelly, et al.; HF 324, Small, et al.
- Maintenance and operation of TV translator systems by cities and towns, may use recreation funds. SF 322, Nolin; HF 372, Ferguson. HF 372 approved 5-8-73.

- Confidential communications with certified guidance counselors. HF 495, Stromer; HF 753, education (same). HF 753 approved 5-27-74.
- Cable television considered city utility. HF 504, Edelen, et al.; HF 718, cities and towns (same).
- Establish a state television commission, regulation and control of cable TV, etc. HF 541, Small.
- One-year moratorium on installation of cable TV service—committee to study regulation of cable TV. HJR 18, Small; HJR 20, commerce (same).
- Extend congratulations and best wishes to Steve Coon, WOI, for a successful career with Voice of America. HCR 44; H.J. 1096, 1168 adopted; S.J. 1141.
- General services, departments of, appropriation. SF 533, appropriations. Approved 6-13-73.
- Public safety, radio equipment, appropriation. HF 788, appropriations; SF 600, appropriations. SF 600 approved 7-17-73.
- Committee to study total concept of cable television, etc. HCR 64; H.J. 1868. Cities, permit certain, to modify and rebuild municipally-owned TV translator facilities and issue bonds to pay the cost. SF 613, cities and towns; HF 803, ways and means. S. HF 803 approved 6-29-73.
- Light delivery trucks, panel, or pickup trucks may obtain special registration plates with their amateur radio call numbers. SF 1040, Potter and Shaw.
- Transmitters and translators, appropriation to general services. SF 1116, appropriations; HF 1175, appropriations. SF 1116 approved 3-4-74—became law by publication 3-9-74.
- Municipal cable television may be handled in same manner as other utilities. SF 1161, Briles; HF 1263, Daggett; HF 1440, cities and towns (same).
- Unsolicited commercial telephone calls, penalty. HF 1269, Patchett and Egenes.
- Create a cable television advisory commission. HF 1307, commerce.
- Increase salary of the director of the educational radio and television facility board. HF 1414, appropriations; SF 1289, appropriations. SF 1289 approved 4-4-74.
- Discount toll rate, telephone exchange service. HF 1447, Egenes.
- Man and wife listing, prohibit telephone companies, additional fee. SF 1300, Doderer.
- Educational radio and television facility board, allocation to general services for (see SF 1116). SF 1368, appropriations. Approved 5-2-74—became law by publication 5-10-74.
- Possibility of a house-wide intercom system. HR 110; H.J. 1668-1669.

COMMUNITY ACTION—**General**

- Community action programs, appropriation. SF 1403, appropriations.

COMPENSATION—**General**

- Township trustees, increase per diem compensation. HF 53, Mendenhall; SF 1067, Curtis. SF 1067 approved 5-2-74.
- Compensation of the Secretary of the Senate, Carroll A. Lane, vacation pay, etc. SCR 17; S.J. 186, 190 adopted; H.J. 223 adopted.
- Compensation of Chief Clerk and Secretary of the Senate—special committee appointed, during the interim, to study salary schedules for officers and employees, and report. HCR 13; H.J. 229, 234-239 adopted, 252; S.J. 224, 235, 238-241, 246, 248-250 adopted; H.J. 274; S.J. 273, 279, 289-292 adopted.
- Corporation income tax, sales, property and payroll. SF 141, Blouin, et al.; HF 669, Small, et al.
- Members of boards and commissions be uniformly compensated. SF 152, Andersen and Gluba.
- Payment of civil rights commission appointees. HF 168, Hargrave, et al.
- Members of board of accountancy, compensation, etc. HF 169, Crabb.
- Compensation for boarding and caring for prisoners in certain counties. HF 175, county government; SF 356, county government. HF 175 approved 5-24-73.
- Shorthand reporters, district court, compensation paid. HF 223, Bittle, et al.; SF 294, Schwieger. HF 223 approved 7-12-73.
- Compensation of officers and employees of the general assembly. HF 379, Crabb, et al.
- County commissioners of elections, compensation for. SF 336, Briles and Doderer.
- City officers, elected, compensation. SF 453, Kelly. Approved 7-12-73.
- Create a crime victims compensation board. SF 472, Hansen and Gluba; HF 667, Lipsky and De Jong.
- Increase compensation paid to members of certain boards and commissions. HF 704, appropriations. Approved 6-19-73.
- Urge U.S. congress and U.S. army corps of engineers compensate farmers and property owners for flood damages resulting from Coralville**

- reservoir. SCR 52; S.J. 1899-1900, 1933, 1938 adopted; H.J. 2164 adopted.
- Urge U.S. congress and U.S. army corps of engineers compensate farmers and property owners on Iowa river above and below the Coralville dam for damages resulting from Coralville reservoir. (Same as SCR 52) HCR 69; H.J. 2064-2065.
- Establishing legislative compensation to be paid because of a vacancy resulting in the House membership. HJR 23, ways and means.
- Compensation of Chief Clerk and Secretary of the Senate—fulltime permanent employees receive vacation allowance and sick leave—legislative employees may become members of IPERS. SCR 101; S.J. 24, 25, 68, 284, 2-3, 316, 359, 501-503 adopted; H.J. 661-662, 764 adopted.
- Increase maximum amounts payable veteran or heirs may receive, service connected causes, veterans service compensation fund. HF 1033, Wyckoff.
- School board treasurers may be compensated. SF 1037, schools; SF 1277, Murray, et al. (same).
- Ask congress to propose an amendment to allow the states to set the compensation for their respective congressional delegations. SJR 1002, Potter and Ramsey.
- Compensation of nonlegislative members of the ethics committees. SF 1050, Shafl, et al.
- Compensating business entities which loses profits as a direct result of a public improvement project. HF 1180, Norland.
- Compensation for inmates and prisoners. HF 1336, Lipsky, et al.
- Compensating victims of violent crime, penalty. HF 1383, Cusack; SF 1321, Doderer (same subject matter).
- Indemnification of private citizens, injury or damages, crime or rescue of a person, immediate danger of death or injury. HF 1365, Cusack.
- County compensation commission, create. SF 1357, county government.
- Per diem rate, expenses and duties of specified boards and committees (state fair, city finance, city development, environmental quality). HF 1206, Stromer (same in part to); HF 1478, appropriations. HF 1478 approved 5-27-74.
- Employees**
- Compensation of joint legislative employees. SCR 6; S.J. 52 adopted; H.J. 66, 73 adopted.
- Compensation of chaplains, officers and employees of General Assembly. SCR 7; S.J. 55-58 adopted; H.J. 66-68, 73 adopted.
- Compensation of officers and employees, salary schedule. SCR 130; S.J. 1494-1503, 1493, 1543, 1584-1585, 1613, 1673, 1708, 1925-1926.
- General Assembly objects to state agencies not paying employees overtime and insist on compensation for same. SCR 132; S.J. 1581-1582, 1609.
- General Assembly objects to state agencies not paying employees overtime and insist on compensation for same. (Same as SCR 132) HCR 149; H.J. 2126-2127.
- Compensation of officers and employees, salary schedule. HCR 162; H.J. 2374-2382, 2455-2456 adopted; S.J. 2013-2021, 2057-2062 adopted; H.J. 2510-2511 adopted; S.J. 2073-2074 adopted.
- COMPTROLLER OF STATE—**
General
- State records, management of, appropriation. HF 12, Welden; HF 363, state government. S. HF 363 approved 5-27-74.
- Annual budgeting and reporting for state departments, agencies, boards, etc. SF 46, Hill.
- Create a land use policy commission. SF 58, Winkelman, et al.; HF 65, Cochran, et al. (companion); HF 658, natural resources (added appropriation). SSM.
- Veteran's service compensation fund (bonus), one percent increase in sales and use tax for six months for funding. SF 111, Priebe and Scott; HF 115, Wyckoff and Norpel. S.
- Tracts. SF 115, Milligan; HF 145, Hill and Small. SF 115 approved 7-21-73.
- Repeal provisions for a statewide property tax levy. SF 155, Van Gilst; HF 194, Anderson and Dunton.
- Open space land acquisition, appropriation to conservation commission. HF 224, Butler, et al.; SF 577, appropriations. SF 577 approved 7-5-73.
- Counties not required to pay ADC, aid to disabled, and blind assistance. HF 231, Holden, et al.; SF 570, ways and means. SF 570 approved 6-20-73.
- Credit for livestock, appropriation. HF 333, Drake, et al.; SF 217, Schaben; HF 730, ways and means; SF 571, ways and means (all same subject matter). SF 571 approved 7-13-73.
- County engineers, remove restriction on claims for any negligent act, error or omission, etc. HF 271, county government.
- Create a municipal transportation assistance fund, appropriation. SF 235, Blouin, et al.
- Counties recalculation of amounts payable, moneys and credits tax replacement fund. HF 286, Hennessey; SF 375, county government. SF 375 approved 5-16-73.

- Repeal tax credit on bovine female cattle three years old and older, appropriation.** SF 366, county government.
- General services department, duties and functions.** HF 307, Bittle, et al. Approved 7-30-73.
- Payment of certain damages, action of highway commission, to R. S. and Donald H. Weber, appropriation. SF 302, Scott.
- Judicial retirement system, change administration of from comptroller to court administration.** SF 314, judiciary. Approved 5-9-74.
- School foundation program, amended.** HF 359, education; SF 362, schools. SSM. HF 359 approved 5-16-73.
- Establish a general relief fund, general and emergency relief (social welfare), etc., procedures and responsibilities.** HF 381, Higgins.
- Create a state land use policy division, department of agriculture.** SF 338, Heying. (Also see SF 68-HF 65).
- Publication costs of Iowa academy of science, appropriation to comptroller.** SF 414, Taylor, et al. Approved 7-12-73.
- Appropriations, from one department to another, not transferable.** HF 448, appropriations.
- Reimburse the several counties for costs, changing motor vehicle registration record-keeping system as required by department of public safety, appropriation.** SF 432, Priebe and Blouin.
- Optional variable annuity plan for IPERS, employ actuary to conduct study, appropriation. SJR 12, Doderer.
- Standard budget request forms.** HF 498, Schroeder and Jesse. Approved 7-6-73.
- Advisory investment board of IPERS, appropriation, two members, full settlement.** HF 572, appropriations. Approved 5-25-73.
- Appropriate from moneys received by funeral, etc. fund, dentistry, optometry, medical examiners, physical therapy, chiropractic, nursing and nursing home administrators.** HF 574, appropriations. Approved 7-6-73.
- Directory of state employees assembled by comptroller. SF 467, state government.
- Consolidation under employment security commission for investment of retirement system funds. HF 624, Connors, et al.
- Appropriate funds to local taxing districts, reimburse for moneys expended, repeal of personal property tax on certain bovine females. HF 665, Hutchins and Miller of Calhoun.
- Outdated warrants, reissuance of. HF 696, state government. Approved 6-19-73.
- Appropriation to conservation commission for specific projects. HF 720, appropriations. Approved 7-17-73.
- Addition to highway commission laboratory building, authorize and approve \$500.00 payment to an architect to prepare cost estimate. SR 4; S.J. 1088, 1102 adopted.
- Payments in lieu of contributions for unemployment compensation made to state employees of various state agencies, boards, commissions and departments. HF 751, appropriations. Approved 6-13-73.
- Motor vehicle fuel tax fund, appropriation from to comptroller. SF 561, appropriation. Approved 6-13-73.
- Comptroller, office of, and its divisions, appropriation. HF 800, appropriations; SF 616, appropriations. HF 800 approved 7-12-73.
- Supplement appropriations of various state departments, board of regents, etc., and other exempt positions included in comptroller's centralized payroll system. SF 618, appropriations. Approved 7-17-73.
- School foundation program, amend. HF 1121, education. Approved 4-19-74.
- County finance committee, creation and duties of, consolidation of county funds, etc. SF 1155, ways and means.
- Minimum retirement benefit, transfer of funds. HF 1308, Ferguson.
- Salaries and expenses of the lieutenant governor and members of the General Assembly, amount claimed. SF 1261, Andersen.
- Sickness and accident disability fund. SF 1267, ways and means.
- Issuance and redemption of warrants, delete word "write." SF 1269, state government; HF 1394, state government (very similar) HF 1394 approved 4-19-74.
- Cost of living salary increase for specified state employees, also disability insurance program, appropriation. HF 1367, appropriations; SF 1284, appropriations (similar subject matter). SF 1284 approved 5-30-74.
- Capital improvements, old capitol building, appropriation. SF 1301, appropriations. Approved 5-11-74.
- Replacement and repair of unsafe bridges, appropriate funds to counties for. SF 1309, Blouin.
- Employment of consultants by a public agency, approval, etc. SF 1319, Andersen.
- Highway commission, appropriation, construction of materials laboratory.
- Ethics committee, legislative and nonlegislative members, compensation of. SF 1324, appropriations. Approved 5-10-74.
- appropriation. HF 1471, appropriations. Approved 5-27-74.
- State fair board, appropriation for electrical improvements. HF 1475, appropriations. Approved 5-27-74.

- Coal research project, Iowa state university of science and technology, appropriation. SF 1362, appropriations. Approved 5-10-74—became law by publication 5-17-74.
- Centennial observance of Iowa academy of science, appropriation to controller. SF 1389, appropriations. Approved 5-9-74.
- Community action programs, appropriation. SF 1403, appropriations.

CONDEMNATION—**General**

- Eminent domain awards, payment of costs and reasonable attorney fees in condemnation proceedings by applicant. HF 99, Strothman.
- Condemnation awards, appeal of. HF 116, Nielsen. Approved 5-15-73.
- Eminent domain, remove \$500 expense limitation, distance of movement, and possession 180 days. SF 281, Gallagher, et al.
- Eminent domain, condemnation proceedings, notices. HF 351, Monroe; HF 741, judiciary and law enforcement; SF 565, judiciary. SSM. HF 741 approved 7-12-73.
- Condemnation of easements for the development of recreational facilities (lakes, dams, etc.). SF 407, Briles.
- Eminent domain procedures. HF 672, transportation; SF 566, state government—(Also see HF 1353).
- Authorize conservation commission to acquire interests in land and water for certain purposes by condemnation. HF 1209, natural resources.
- Acquisition of private property by state, county, city, etc. HF 1247, Holden.
- Eminent domain procedures (similar subject matter to sections in HF 672 and companion SF 566). HF 1353, natural resources.

CONFERENCE BOARDS—**General**

- Chairman of the conference board and board of review shall select clerk, county assessor cannot serve. HF 1070, Wyckoff.
- Authorize payment of expenses for planning and arranging 1975 midwestern conference of the council of state governments. HCR 130; H.J. 1520, 1774-1775 adopted; S.J. 1412-1413, 1460, 1858, 1970-1971 adopted.

CONFIDENTIAL INFORMATION—**General**

- Source and information obtained by news media, etc., radio, television, etc., confidential. SF 243, Kelly, et al; HF 324, Small, et al.
- Confidential communications with certified guidance counselors. HF 495, Stromer; HF 753, education (same). HF 753 approved 5-27-74.
- State supplementary assistance files opened to elected state and county officials. SF 1049, Rabedaux.

CONFLICT OF INTEREST—**General**

- Conflicts of interest of public officers and employees, Code of ethics. SF 1353, cities and towns.

CONGRESS OF THE UNITED STATES—**General**

- Senate and House journals and bills be mailed to Iowa's U.S. senators and congressmen. SCR 5; S.J. 42, 52 adopted; H.J. 65, 203 adopted.
- Petition the president and congress of the U.S. to reinstate the rural environmental assistance program or replace with another. HCR 3; H.J. 62.
- Request U.S. congress enact legislation terminating our military involvement in Southeast Asia. HCR 5; H.J. 64, 93, 98 tabled.
- Urge congress take action to require sides of railway cars be marked with illuminous paint or tape, safety. HCR 12; H.J. 224.
- Urge congress take action to require sides of railway cars be marked with illuminous paint or tape, safety. (Same as HCR 12) SCR 18; S.J. 202, 203, 342, 368, 725-726 adopted; H.J. 725.
- Urge congress change federal laws and regulations, etc. re locker plants. SCR 22; S.J. 335, 338, 412, 1974 regular session; S.J. 213.
- Request congress amend the federal hatch act. SCR 27; S.J. 509, 526, 731, 909, 1102-1103 adopted; H.J. 1194, 1647 adopted.
- Petition congress to include grain alcohol as an energy resource in their major energy resource studies. HCR 34; H.J. 726.
- Iowa General Assembly opposes the passage of HR 6168, roll back of livestock prices, by congress, forward this resolution. SCR 34; S.J. 840, 841 adopted, 848; H.J. 818, 873 adopted.
- Request congress refuse the request from the department of defense for transfer authority—enforce terms of peace treaty of paris, etc. SR 5; S.J. 1144, 1170-1171 adopted.
- Urge the president and congress to obtain at earliest possible date the return of and complete accounting of all missing in action in Southeast Asia. HCR 51; H.J. 1880, 1482 adopted; S.J. 1388, 1414, 1516.
- Urge U.S. congress and U.S. army corps of engineers compensate farmers and property owners for flood damages resulting from Coralville reservoir. SCR 52; S.J. 1899-1900, 1983, 1988 adopted; H.J. 2162 adopted.

- Urge U.S. congress and U.S. army corps of engineers compensate farmers and property owners on Iowa river above and below the Coralville dam for damages resulting from Coralville reservoir. Same as SCR 52) HCR 69; H.J. 2064-2065.
- That congress propose to the states for their ratification an amendment to the U.S. constitution re abortion. SR 10; S.J. 2136, 2139; 1974 regular session; S.J. 408.
- That congress propose to the states for their ratification an amendment to the U.S. constitution re abortion. SR 11; S.J. 2137, 2139; 1974 regular session; S.J. 409.
- Urge congress and the president of the United States to promote fast and effective research and development of alternative sources of energy. SCR 102; S.J. 24, 25, 284.
- Urge congress to pass legislation preventing future impoundment of duck stamp funds. HCR 107; H.J. 161-162.
- Ask congress to propose an amendment to allow the states to set the compensation for their respective congressional delegations. SJR 1002, Potter and Ramsey.
- Extend invitation to the Iowa congressional delegation to speak to a joint session on the occupational safety act, highway trust funds, fertilizer shortage, and the energy crisis. SCR 105; S.J. 243, 273 adopted; H.J. 278, 487-488 adopted.
- Urge congress to repeal winter daylight savings time. HCR 108; H.J. 212.
- Urge congress take action to acquire railroads by the federal government. SCR 111; S.J. 470, 490, 604.
- Request congress declare a moratorium on payments of principal on college and university building loans, make low interest rate, etc. SCR 116; S.J. 1117-1118, 1145, 1223, 1297, 1310-1311 adopted, 1330; H.J. 1679.
- Urge congress direct office of technology assessment study and investigate the entire nuclear cycle from mining through fuel processing and waste management, determine safety, etc. SR 101; S.J. 1171-1172, 1201, 1673.
- Joint convention April 17, 1974 at 2:00 p.m., Iowa congressional delegation meet with General Assembly. HCR 129; H.J. 1534-1535 adopted; S.J. 1262, 1284 adopted.

CONGRESSIONAL DISTRICTS—

General

- Change membership of state central committees, four from each congressional district. SF 61, Kelly; HF 62, Hill, et al.
- Consolidation of counties. SF 84, Kelly; HF 183, Hill; SF 117, Blouin SSM.
- Ask congress to propose an amendment to allow the states to set the compensation for their respective congressional delegations. SJR 1002, Potter and Ramsey.

CONSCIENTIOUS OBJECTORS—

General

- Civil service employment, personal qualifications for. HF 4, Small; SF 1012, Murray. SSM. HF 4 approved 5-27-74.

CONSERVATION—

General

- Restricted area fee on vehicles operated in state recreational areas. SF 36, Rodgers, et al.
- Create state park advisory committees. SF 37, Doderer, et al; HF 133, Mendenhall, et al.
- Establish a natural and scenic rivers system. HF 7, Welden; SF 172, Willits. Persons over 64 years of age fish without a license. HF 15, Norpel and Small.
- Prohibit open season on certain birds and animals during open season on deer. HF 24, Wyckoff; HF 121, natural resources; SF 143, Tieden.
- Administrative and maintenance facilities for county conservation boards. SF 171, Willits, et al; HF 342, Norpel and Wyckoff (similar); HF 1429, natural resources (same as HF 342).
- Rivers, streams, or creeks with flowing surface water available for public use. SF 460, Tieden; HF 1143, Freeman.
- Change accounting date of fish and game license sales for county recorders. HF 543, natural resources. Approved 3-29-74.
- Uniforms, cost of, for county conservation officers and employees. HF 674, natural resources. Approved 3-4-74.
- Urge President of the United States release impounded duck stamp funds, preservation of migratory waterfowl. HCR 103; H.J. 27, 174 withdrawn.
- Urge congress to pass legislation preventing future impoundment of duck stamp funds. HCR 107; H.J. 161-162.
- Purchase or use of game and fish licenses, licensee must use, penalties. HF 1072, Avenson.
- Soil conservation, department of, soil conservation districts and conservancy districts, administration of. HF 1178, agriculture. Approved 5-27-74.
- Commission**
- Payment of damages caused by hunters. HF 111, Stromer.

- Shipping, transferring, and sale of skins and hides, repeal certain provision of law. HF 157, natural resources.
- Update and eliminate obsolete fish and game provisions of the Code. HF 158, natural resources. Approved 5-27-74.
- Wildlife owned by the state, liability for unlawful destruction, taking, or possession of, civil damages. HF 160, natural resources; SF 259, Tieden. Similar. HF 160 approved 4-25-74.
- Conservation commission officers defined as peace officers. HF 164, natural resources.
- Taking of fish with seines and traps. HF 166, natural resources. Approved 7-12-73.
- Trapping licenses, nonresidents. SF 178, Tieden; HF 246, Mendenhall and Toite. SF 178 vetoed 7-21-73.
- Open space land acquisition, appropriation to conservation commission. HF 224, Butler, et al; SF 577, appropriations. SF 577 approved 7-5-73.
- Game, importing and releasing of. HF 253, natural resources. Approved 6-19-73.
- Use of trotlines. HF 272, natural resources. Approved 3-4-74.
- Conservation commission acquire no more land and water until land previously acquired has been developed, etc. SJR 8, Heying, et al.
- Wake—definition of—water navigation regulations. HF 282, natural resources. Approved 3-4-74.
- Wild turkeys, special license fee, limitation. HF 292, natural resources. Approved 7-12-73.
- Scenic and recreational highway system, establish. HF 293, Clark of Lee and Stanley.
- Special trout license stamp, signature required. HF 310, natural resources. Approved 4-19-74.
- Prohibit water skiing, etc. from sunset to sunrise. HF 327, natural resources.
- Basket traps, fish, conservation commission approve material used for. SF 323, Shaw.
- Establish a land preserve loan authority, prescribe purposes, duties, etc. SF 367, Winkelman.
- Disposition of fish and game confiscated by conservation commission or accidentally killed, processed when practicable, and donated to charity. HF 472, Horn.
- Boating accidents, reporting of. HF 488, Freeman; HF 657, natural resources (same). HF 657 approved 6-29-73.
- Resident hunting and fishing license fees, increase rate. HF 492, Freeman and Brunow; H.F. 630, natural resources (same).
- Protected water areas, designation of. HF 496, Freeman and Welden; SF 461, Tieden. S
- Hiking and equestrian trails, conservation commission. SF 463, Winkelman.
- Free fishing licenses to persons receiving financial assistance. HF 557, Harper; SF 572, Gluba and Blouin; HF 1252, Kiser and Avenson (all similar subject matter).
- Open seasons for bobwhite quail and pheasant hunting same. HF 559, Harper.
- Leasing of property under jurisdiction of conservation commission. HF 571, natural resources.
- Conservation commission may issue recreational facility bonds for construction purposes, lease facilities, etc. HF 583, Brunow.
- Create a green thumb program for the aging, provide employment, appropriation. HF 632, Avenson and Fitzgerald.
- Sale of skins and plumage of game birds and animals, certain exceptions. HF 713, natural resources. Approved 4-10-74.
- Conservation commission, appropriation from marine fuel tax fund. HF 716, appropriations. Approved 7-12-73.
- Appropriation to conservation commission for specific projects. HF 720, appropriations. Approved 7-17-73.
- Rule-making authority of conservation commission, penalties for violations of rules. HF 723, natural resources.
- Conservation commission, administration fund. SF 518, appropriations. Approved 5-24-73.
- Conservation commission, appropriate fish and game fund. SF 520, appropriations. Approved 5-24-73.
- Conservation commission, appropriation. SF 521, appropriations. Approved 5-24-73.
- Conservation commission, appropriation for designated programs. SF 588, appropriations. Approved 7-6-73.
- Missouri river riverfront project, appropriation to conservation commission. HF 805, appropriations. Approved 7-12-73.
- Endangered species of wild animals and birds, prohibit sale of the skins, plumage, fur, etc. HF 1036, Patchett, et al.
- Seasons of game birds and animals established by conservation commission after study. HF 1054, natural resources.
- Bonding of commercial fishermen, repeal section. HF 1138, Freeman; HF 1274, natural resources.
- Commercial fishermen make quarterly reports to conservation commission. HF 1139, natural resources.
- Live bait, required inspection of, repeal. HF 1141, natural resources.

- Volga lake project, appropriation for completion of. SF 1104, Heying, et al.
 Dredging of certain specified lakes, appropriation for to conservation commission. SF 1112, Schaben, et al.; HF 1167, Miller of Calhoun, et al.
 Closed season, daily catch limit, possession limit, and minimum length of fish on Turkey River, etc. SF 1126, Heying.
 Authorize conservation commission to acquire interests in land and water for certain purposes by condemnation. HF 1209, natural resources.
 Tax on coal sold in Iowa, establish a fund for strip-mine rehabilitation. SF 1202, Van Gilst.
 Deer hunting license applicants, drawings, may apply as a group. HF 1281, Mennenga.
 Small game, hunting of, must have small game stamp, revenue used for protecting and propagation of same. HF 1290, Avenson.
 Conservation commission, appropriation for maintenance of parks, forests, waters and other programs. HF 1372, appropriations. Approved 4-8-74.
 Conservation commission, appropriate from fish and game protection fund for fish and game division. HF 1373, appropriations. Approved 4-19-74.
 Conservation commission, transfer of funds to administration fund. HF 1374, appropriations. Approved 4-8-74.
 Great River Road and scenic and recreational parkways, etc. HF 1465, transportation. Approved 5-27-74.
 Snowmobiles, operation and equipping of, issuance of safety certificates for operators, course of instruction, etc. HF 1472, natural resources.
 Conservation commission study west bank of Iowa River in city of Wapello. SCR 117; S.J. 1145, 1172, 1816, 1857.
 Conservation commission, appropriation for capital improvements, Rathbun fish hatchery. HF 1496, appropriations. Approved 5-28-74.
 Conservation commission, appropriation for capital improvements. HF 1502, appropriations; SF 1399, appropriations. Similar. SF 1399 approved 5-28-74.

CONSERVATION COMMISSION—
 (See Conservation, sub-ref. Commission)

CONSTITUTIONAL AMENDMENTS—
General

- Repeal procedure for establishment of a convention to ratify amendments to the U.S. Constitution. SF 5, Doderer.
 Eighteen, age qualification of members of the General Assembly. SJR 3, Murray, et al.; HJR 2, Hill, et al.
 Provide means for General Assembly to convene itself into special session. HJR 3, Hill, et al. Sent to Secretary of State 5-4-74.
 Simplified state income tax law, enable legislature to enact, percentage of federal tax. HJR 5, Mendenhall.
 Persons disqualified from being electors, repeal section of constitution, update statutes. SJR 6, Blouin.
 Prohibit enactment of any state or local law imposing or increasing a tax retroactively. HJR 6, Anderson, et al.
 Four-year terms for members of the House of Representatives. HJR 7, Mendenhall.
 Vacancies in the membership of the General Assembly, appointments, etc. HJR 9, Mendenhall.
 Lieutenant governor, duties of—Senate select officers. HJR 10, Brinck, et al.; SJR 9, Milligan, et al. S
 Secretary of state not required to be elected—four year terms for governor, auditor of state, and treasurer of state, etc. HJR 11, Brinck, et al.
 Joint election of governor and lieutenant governor. HJR 12, Brinck, et al.
 Repeal constitutional sections providing that all fines for breach of the penal laws be applied to schools. HJR 13, Holden, et al. Sent to secretary of state 2-28-74.
 Successors to uncompleted terms of deceased members of General Assembly chosen by conventions of the political party of deceased senator or representative. HJR 15, Freeman; SJR 13, Shaw.
 Composition of the General Assembly, basis for apportionment of members, and time when reapportionment is required. SJR 14, Shaw; HJR 1002, Hill, et al. S
 That congress propose to the states for their ratification an amendment to the U.S. Constitution re abortion. SR 10; S.J. 2136, 2139; 1974 regular session; S.J. 408.
 That congress propose to the states for their ratification an amendment to the U.S. Constitution re abortion. SR 11; S.J. 2137, 2139; 1974 regular session; S.J. 409.
 Motor vehicle registration fees, licenses, and excise taxes on fuel be used exclusively for highway purposes, repeal requirement. HJR 1001, Small; SJR 1005, Gluba.
 Motor vehicle fees and fuel taxes, broaden use of. SJR 1004, Doderer.
 Permit penal institution inmates and former penal institution inmates the right to vote. SJR 1006, Gluba.
 Item veto of appropriation bills, modify the power of the governor. HJR 1005, appropriations.

CONSTITUTIONAL CONVENTION—**General**

- Repeal procedure for establishment of a convention to ratify amendments to the U.S. Constitution. SF 5, Doderer.
 Constitutional convention, whether or not to submit to voters for determination. HF 280, Higgins.

CONSTRUCTION—**General**

- Mechanic's liens, owner must be notified before contractor paid. SF 408, McCartney, et al.
 Handicapped, buildings and facilities, private and public, constructed for convenient access by handicapped. SF 409, Blouin; SF 1125, human resources. SSM. SF 1125 approved 5-29-74.
 Limitation of certain damage actions, improvements or work upon real property. HF 180, Mendenhall.
 Notice of mechanic's lien served on property owned and cautionary notice to homeowners—construction. SF 384, Willits; SF 386, Van Gilst. SSM.
 Homestead owners who pay contractors not liable on mechanic's liens. HF 470, Nielsen.
 Mechanic's lien not foreclosable unless person has first obtained a judgment against original contractor, etc. SF 431, Priebe, et al.; HF 560, Woods, et al.
 Licensing of plumbers, supervision and inspection of, etc. SF 214, Nystrom.
 Construction, negligence, limitation of liability for, certain contracts. SF 1086, Griffin.
 Inclusion of fine arts projects in state building construction projects. HF 1207, Hill, et al.
 Construction of area school buildings, purchase of equipment, etc., appropriation to public instruction. HF 1370, Dunton.
 Housing, retaining walls may be financed by obligation bonds by cities. HF 1441, cities and towns. Approved 5-27-74.

CONSULTANTS—**General**

- Employment of consultants by a public agency, approval, etc. SF 1319, Andersen.
 Compensation of county officers and employees, authorization to legislative council to expend \$50,000 for employing consultants to study. HCR 142; H.J. 1882-1883, 1981-1982 adopted; S.J. 1534-1535, 1580.

CONSUMER CREDIT—**General**

- Consumer credit Code. SF 1264, state government.
 Consumer credit Code of Iowa. SF 1405, commerce. Approved 6-3-74.

CONSUMER—**General**

- Door to door sales. SF 329, McCartney, et al.; HF 391, Fitzgerald, et al. (companion); HF 617, commerce. SSM. SF 329 approved 5-15-73.
 Rights of a holder of certain instruments (contracts, agreements, etc.), does not apply to checks. SF 405, McCartney, et al.
 Committee to continue study of regulation of consumer credit during 1973 interim, report. SCR 30; S.J. 654, 731, 920; 1974 regular session; S.J. 17.
 Committee to continue study of regulation of consumer credit during 1973 interim, report. (Same as SCR 30) HCR 32; H.J. 636.
 Consumer collection agencies, licensing and regulation of. HF 1025, Jesse.
 Unit and total pricing of commodities for sale to consumers. HF 1090, Patchett, et al.
 Consumer credit Code. SF 1264, state government.

CONTAINERS—**General**

- Regulate use of beverage containers, etc. HF 56, Mendenhall, et al.; SF 1085, Plymat, et al. (similar); (same subject matter) SF 197, Miller of Marshall and Gluba; HF 317, Stanley and O'Halloran (companion).
 Sales tax—purchases made by contractors. SF 124, ways and means. Approved 3-23-73.
 Impose excise tax on certain beverage containers, etc., penalty. HF 516, Egenes, et al.
 Exempt from sales tax amount charged on container deposits or coupon refunds. HF 604, O'Halloran.

CONTRACEPTIVE PRODUCTS—**General**

- Sale, distribution or advertisement of contraceptive products, regulation, etc. of venereal disease prophylactics. SF 85, Kelly; SF 301, human resources. SSM. SF 301 approved 3-4-74.

CONTRACTORS—**General**

- Limitation of certain damage actions, improvements or work upon real property. HF 180, Mendenhall.
- Notice of mechanic's lien served on property owner and cautionary notice to homeowners—construction. SF 384, Willits; SF 386, Van Gilst. SSM.
- Mechanic's liens, owner must be notified before contractor paid. SF 408, McCartney, et al.
- Homestead owners who pay contractors not liable on mechanic's liens. HF 470, Nielsen.
- Mechanic's lien not foreclosable unless person has first obtained a judgment against original contractor, etc. SF 431, Priebe, et al.; HF 560, Woods, et al.

CONTRACTS—**General**

- Forfeiture of real estate contracts. SF 42, Kelly.
- Procedures for termination of a teacher's contract. SF 306, Robinson and Schwieger, same subject matter as HF 702, education; HF 1008 Ferguson (S).
- Variable contracts of annuities and life insurance. SF 328, McCartney; HF 642, commerce. HF 642 approved 7-12-73.
- Door to door sales. SF 329, McCartney, et al.; HF 391, Fitzgerald, et al. (companion); HF 617, commerce SSM. SF 329 approved 5-15-73.
- County contracts requiring bids for building construction or repairs, increase to \$5,000. HF 407, Edelen.
- Rights of a holder of certain instruments (contracts, agreements, etc.), does not apply to checks. SF 405, McCartney, et al.
- Variable contracts of annuities and life insurance. HF 642, commerce.
- Retailer may recover part of the price of farm implements, etc., cancellation of a contract by a manufacturer, penalties. HF 660, Hutchins.
- Loans and contracts involving real estate, holders of be required to pay reasonable interest on funds held for property taxes, insurance, etc. HF 1049, Fischer of Grundy.
- Repeal chapter 73, preferences for Iowa products and labor—also bidding procedures re purchase of coal. HF 1061, Bittle.
- Construction, negligence, limitation of liability for, certain contracts. SF 1086, Griffin.
- Eliminate automatic continuation of teachers' contracts, retain hearing procedure. SF 1236, Potter. (Similar subject matter as HF 702 and SF 306).
- Continuing contracts law applicable to county and joint county boards of education teachers. HF 1390, Avenson.
- Employment of consultants by a public agency, approval, etc. SF 1319, Andersen.
- Legalize contracts, Libertyville, Jefferson county, improvements and extensions to waterworks. HF 1473, ways and means. Approved 4-3-74—became law by publication 4-12-74.
- Uniform commercial Code, amended. SF 1315, judiciary. Approved 6-3-74.

CONTRIBUTIONS—**General**

- Phase out contribution ceiling, IPERS. SF 96, Riley; SF 1185, Andersen (same subject matter).
- Disclosure, etc. of campaign contributions and expenditures, etc. SF 4, Glenn; SF 90, Shaff and Plymat; SF 162, Doderer. (All same subject matter).
- Prohibit governmental appointees from being required to give an oath of political allegiance or make a contribution. SF 398, Blouin.
- Campaign contributions, prohibit acceptance of from nonresident persons, penalties. HF 1094, Schroeder.
- Soliciting public donations, corporations and other organizations file a statement of salaries, expenses, etc. HF 1481, Freeman.
- Committee to study and review administration of chapter 138 of the 1973 acts during the 1974 political campaigns re disclosure of contributions, expenses, etc. SCR 121; S.J. 1222-1223, 1239.
- Committee to study methods, etc., for contributing to political candidates and role of political parties re election of candidates. HCR 155; H.J. 2252.

CONVENTIONS—**General**

- Repeal procedure for establishment of a convention to ratify amendments to the U.S. Constitution. SF 5, Doderer.
- State fair board and convention. SF 1021, Priebe.

COOPERATIVE ASSOCIATIONS—**General**

- Cooperative associations, filing requirements. SF 48, ways and means. Approved 2-26-73.

Annual reports of cooperative associations need not be sworn to, just signed. HF 335, Hill. Approved 3-4-74.
 Cooperatives, articles of incorporation of. SF 239, Bergman, et al. Approved 5-24-73.
 Directors of cooperative associations, redistricting every 10 years, elections. SF 457, Rabedeaux.

CORPORATIONS—**General**

Corporate income tax returns, signatures required. SF 64, ways and means; HF 71, ways and means. SF 64 approved 2-26-73.
 Corporation income tax, sales, property and payroll. SF 141, Blouin, et al.; HF 669, Small, et al.
 Group insurance, definition of employees eligible for. HF 156, Freeman, et al. Approved 7-18-73.
 Exempt directors, officers, employees, etc. from personal liability for claims based on an act or omission of duties, nonprofit corporations. HF 258, Kreamer.
 Development corporation, obligations of, loans. SF 239, commerce. Approved 7-12-73.
 Annual reports of corporations need not be sworn to. SF 246, Riley; HF 318, Hill. HF 318 approved 5-24-73.
 Prohibit formation of new bank holding companies without certificates of authority, etc. SF 358, Murray, et al.; HF 482, Dunlap, et al.
 Business corporations, nonadmitted organizations, allow to transact business in Iowa. SF 404, Kelly; HF 450, Hill and Stanley.
 Corporations include attorney fees as an advanceable expense, extend notice of shareholders meeting to 60 days, no verification of annual reports, etc. SF 413, Kelly; HF 529, Hill and Stanley. HF 529 approved 7-6-73.
 Computation of Iowa net income—gains on farm recapture property or non-farm adjusted gross income over \$20,000 treated as ordinary income, etc. HF 652, Krause.
 Apportionment of corporate income for taxation purposes, single factor formula. HF 698, Rapp.
 Corporate names and corporate assumed names, require recording with county recorder. SF 1051, Riley.
 Business corporations, changes, SF 1064, Riley.
 Farming by domestic and foreign corporations, require reports, 640 acres, etc. HF 1092, Fischer of Grundy; HF 1326, Howell, et al (similar); SF 1232, Briles, et al.; HF 1415, Small and Rapp (companion); (all same subject matter).
 Nonfamily or family corporate farms report to secretary of state. SF 1019, Riley; SF 1288, agriculture (same); SF 1077, Tieden, et al.; HF 1144, Fischer of Greene, et al (companion) (same subject matter); HF 1360, agriculture (similar); (all same subject matter).
 Committee to study corporate farming in Iowa. SCR 109; S.J. 338, 354, 481.
 Shares in a professional corporation may be held in trust. HF 1278, Kreamer.
 Nonprofit corporations may purchase and maintain liability insurance. SF 1223, judiciary.
 Court, public office or officer, or public or private corporation using a seal may use an official ink stamp. SF 1241, county government.
 Soliciting public donations, corporations and other organizations file a statement of salaries, expenses, etc. HF 1481, Freeman.
 Restraint of trade, defining unlawful agreements, acts and practices re services as well as commodities. SF 1373, judiciary.
 Committee to study corporation income tax system. HCR 150; H.J. 2127-2128.

CORRECTION CENTERS—**General**

Assistant citizens' aide, investigate certain complaints. SF 73, Doderer, et al.; HF 82, McCormick, et al. SF 73 approved 2-12-74.
 Correctional programs and services, establish. SF 71, Potter, et al.; HF 85, Lipsky, et al (companion); SF 482, human resources SSM. SF 482 approved 7-20-73.
 Commitment of female offenders in a community-based correctional program. SF 1394, judiciary.

COSMETOLOGY—**General**

Prohibit cosmetologists from cutting a male person's hair. HF 260, Fischer of Grundy, et al.; SF 229, Schwieger, et al. S
 Allow cosmetologists to work on any person. SF 260, Doderer and Murray.
 Persons—Code changes re reference to men or women, appropriation to boards of barber examiners and cosmetology examiners. SF 1093, Shaw, et al.; HF 1137, Lipsky, et al. SF 1093 approved 5-30-74—became law by publication 6-6-74.

COUNTIES—SPECIFIC—**Adair**

Stuart, Adair and Guthrie counties, legalize water revenue bonds. HF 366,

- Bortell; HF 679, judiciary and law enforcement (same). HF 679 approved 6-19-73—became law by publication 7-6-73.
- Black Hawk**
- Legalize proceedings of the board of directors of the Janesville community school district, issuance of bonds, etc. SF 1160, judiciary. Approved 2-19-74—became law by publication 3-1-74.
- Legalize transfer of certain property, Black Hawk and Buchanan counties. HF 1494, ways and means. Approved 5-27-74—became law by publication 6-15-74.
- Bremer**
- Legalize proceedings of the board of directors of the Janesville community school district, issuance of bonds, etc. SF 1160, judiciary. Approved 2-19-74—became law by publication 3-1-74.
- Buchanan**
- Legalize transfer of certain property, Black Hawk and Buchanan counties. HF 1494, ways and means. Approved 5-27-74—became law by publication 6-15-74.
- Cerro Gordo**
- Legalize proceedings, Cerro Gordo county, improvements to county home, Mason City. SF 1369, judiciary. Approved 5-11-74—became law by publication 5-30-74.
- Decatur**
- Lamoni community school district, issuance of school bonds, legalize special election. HF 364, Anderson. Approved 5-15-73—became law by publication 6-1-73.
- Dickinson**
- Legalize procedures of Iowa great lakes sanitary district, annexed areas. SF 1356, judiciary. Approved 5-9-74.
- Fayette**
- Congratulate the city of Oelwein on its 100th anniversary. SR 3; S.J. 526. Congratulate the city of Oelwein on its 100th anniversary. (Same as SR 3) HR 6; H.J. 699 adopted.
- Greene**
- Legalize proceedings of board of directors, Jefferson community school district No. 2, Greene county, school bonds. SF 1375, judiciary. Approved 5-9-74—became law by publication 5-28-74.
- Guthrie**
- Stuart, Adair and Guthrie counties, legalize water revenue bonds. HF 366, Bortell; HF 679, judiciary and law enforcement (same). HF 679 approved 6-19-73—became law by publication 7-6-73.
- Jefferson**
- Permit Jefferson county board of supervisors to make payments for purchase of a one-fifth interest in a city-county law enforcement center, and purchase and acquire holding facility. SF 619, judiciary. Approved 6-29-73.
- Legalize contracts, Libertyville, Jefferson county, improvements and extensions to waterworks. HF 1473, ways and means. Approved 4-3-74—became law by publication 4-12-74.
- Marion**
- Sale of real estate, Knoxville community school district. SF 585, judiciary. Approved 6-29-73.
- Mills**
- Nishna Valley community school district, Mills county, legalize sale of real estate. HF 804, ways and means. Approved 6-29-73.
- Muscatine**
- Muscatine, legalize, annexing certain territory. HF 732, judiciary and law enforcement. Approved 6-19-73—became law by publication 7-6-73.
- O'Brien**
- Sanborn, O'Brien county, legalize, management and control of waterworks system. HF 588, Hansen—HF 676, judiciary and law enforcement (same). HF 676 approved 6-19-73—became law by publication 6-29-73.
- Polk**
- Saylor township, tax levy, fire protection, legalize. SF 253, Kinley and Willits. Approved 5-15-73.
- Pottawattamie**
- Legalize Lewis township, Pottawattamie county, election, fire protection. SF 324, Griffin and Hultman. Approved 6-19-73.

Sac

Sac City, Sac county, legalize, sanitary sewer program. HF 564, Bennett; HF 678, judiciary and law enforcement (same). HF 678 approved 6-19-73—became law by publication 7-6-73.

Scott

Legalize proceedings of Buffalo, Scott county, sewer bonds. HF 1493, ways and means. Approved 5-27-74—became law by publication 6-4-74.
 Legalize proceedings of Buffalo, Scott county, water revenue bonds. HF 1495, ways and means. Approved 5-27-74—became law by publication 6-4-74.

Shelby

Electric revenue bonds, Harlan, legalize. SF 1320, cities and towns. Approved 5-9-74—became law by publication 5-21-74.

Sioux

Construction of county engineer's office in Orange City, legalize procedures by Sioux county board of supervisors. HF 675, judiciary and law enforcement. Approved 6-29-73—became law by publication 7-20-73.

Worth

Worth county board of supervisors, legalize, drainage districts, assessment bonds. HF 507, Norland; HF 677, judiciary and law enforcement (same). HF 677 approved 6-29-73—became law by publication 7-20-73.

COUNTY—**General**

Return of marriage document. SF 7, county government. Approved 2-26-73.
 County zoning commissions and boards of adjustment, majority of members must reside in county, but outside the incorporated limits of any city or town. HF 3, Holden. Approved 6-3-74.
 Prohibit auditor of state from using same person to audit accounts of any particular department two years in succession. SF 12, Potter.
 Group insurance for elected county officials. SF 20, county government; HF 63, county government.
 Transfer of jurisdiction or sale of real estate between state agencies and political subdivisions. SF 41, Kelly; HF 45, transportation.
 Enplanement fees, prohibit, cities and counties. HF 43, Crabb.
 Increase salaries of certain county officers. HF 52, Mendenhall.
 Create an interim study committee on county statutes, appropriation. SJR 5, county government.
 Dog licensing repealed, rabies vaccinations, domestic animal fund. SF 62, Kelly; HF 178, Doyle.
 Bonding of all public employees, those required. SF 69, Palmer; HF 281, Schroeder and Connors.
 Consolidation of counties. SF 84, Kelly; HF 183, Hill; SF 117, Blouin, SSM.
 Court reporters for purpose of group insurance considered county employees. HF 93, Doyle.
 Prohibit enactment of any state or local law imposing or increasing a tax retroactively. HJR 6, Anderson, et al.
 Valuing and listing certain property granted exemption from property tax. SF 109, ways and means.
 Payment of damages caused by hunters. HF 111, Stromer.
 Old age assistance for residents of county-owned nursing homes. SF 120, Blouin, et al; HF 147, Carr, et al.
 Salaries of elected county officials. HF 118, Doyle, et al.
 Increase certain county fees. HF 146, Mendenhall, et al.
 Legal settlement, minor in an institution. SF 149, human resources. Approved 4-19-73.
 Establish a division on alcoholism, etc., education, treatment and rehabilitation, appropriation. SF 150, Doderer, et al; SF 504, state government; HF 1110, Fisher of Greene, et al; SF 1144, Bergman, et al; HF 1255, Hansen, et al. (very similar) SF 1354, state government (all same subject matter). SF 1354 approved 5-29-74.
 Eliminate state aid to county and district fairs. SF 154, Doderer.
 Liquor store sales, five percent to counties, used for alcoholism. HF 150, Schroeder.
 Exempt homesteads of persons 75 years or over from property taxes, exceptions. SF 165, Heying, et al.
 Use of public buildings, etc., cannot refuse due to lack of liability insurance. HF 182, Norpel.
 Reinstate the calendar year as fiscal year for cities and towns, counties, etc. SF 180, Hultman, et al; HF 265, McElroy and Connors. S.
 Contesting elections of county officers. HF 196, Small; SF 326, Doderer.
 Code, correcting erroneous, inconsistent and obsolete sections. HF 209, judiciary and law enforcement. Approved 5-24-73.
 Collective bargaining for public employees. HF 263, Welden; SF 273, Griffin; SF 531, human and industrial relations. (All same subject matter) SF 531 approved 4-23-74.
 Peace officers, jurisdiction of. SF 224, judiciary. Approved 5-15-73.

- ADC recipients, confidential files open to elected state and county officials. SF 254, Rabedaux.
- Assessors, optional if cities, and/or counties have, also may be combined. SF 255, Willits.
- Commercial, industrial and agricultural projects supported by cities and towns—also include counties. SF 287, Scott; HF 350, Miller of Cerro Gordo and Norland (companion); SF 422, Winkelman and Schwieger; SF 440, cities and towns; HF 719, cities and towns; SF 1348, cities and towns (similar)—(all same subject matter). HF 719 approved 6-3-74.
- Exempt cases of overtime parking from \$5.00 court costs. HF 326, Doyle.
- Establish a basic school unit in each county with a basic school board, members of boards of all districts in unit. SF 292, Andersen.
- State flag flown below U.S. flag on all public buildings. HF 358, Horn.
- Establish county law enforcement units, discontinue police departments, sheriffs, etc. HF 377, Knoke; HF 1320, Horn (similar subject matter).
- County commissioners of elections, compensation for. SF 336, Briles and Doderer.
- Fees, public officers (employees) not entitled to receive for certifying affidavits, etc., repeal law. SF 341, county government. Approved 2-12-74.
- Inheritance tax, delete obsolete sections, reconcile inconsistent sections, etc. SF 359, DeKoster and Shaff.
- Exempt from requirement county obtain approval of highway commission for use of federal revenue sharing funds for secondary road purposes. HF 427, Jordan and Wells.
- Local governments, departmental regulations affecting. SF 396, county government. Approved 5-24-73.
- Prohibit governmental appointees from being required to give an oath of political allegiance or make a contribution. SF 398, Blouin.
- Increase all mileage expense allowances. HF 486, Doyle, et al.; HF 1210, transportation. SSM.
- Embezzlement by public officers, double the penalty for. HF 491, Fischer of Grundy.
- Zoos or zoological gardens, establishment of. HF 501, Lipsky; SF 1195, Riley, et al. HF 501 approved 4-25-74.
- Simple majority required for elections on bond issues, etc. SF 437, Doderer; HF 581, Monroe.
- Appearance of employees, specified procedures followed, dismissals. HF 513, Horn.
- County officers, salaries. SF 441, county government. Approved 6-30-73.
- Mass transit systems. SF 448, cities and towns. Approved 5-23-73.
- Two official county newspapers may be published in same town if not owned by same person. HF 570, Holden.
- Means for obtaining state property by a political subdivision of the state. HF 590, Grassley.
- Township trustees may levy tax, etc., for fire protection. HF 614, Hutchins.
- Establish a metropolitan service corporation. SF 479, Milligan.
- Gross liquor sales, increase percentage of funds distributed to cities and towns, and counties. SF 485, Gluba, et al.
- Employment security extended benefits, unemployment compensation. HF 623, Poncy; SF 1016, Glenn.
- City-county cooperation, 250,000 population, constructing and maintaining roads. SF 496, county government.
- Group insurance for public employees may include dependents and spouses. SF 502, McCartney, same subject matter as HF 1001, Doyle; SF 1010, Andersen (companion).
- Counties, appropriation, moneys and credit replacement fund. HF 750, appropriations. Approved 6-13-73.
- Delay effective dates of fiscal year act and mandatory date of adoption of the city Code for one year. HF 772, ways and means.
- Committee to study establishing a uniform fiscal year for budget and tax collection purposes of cities, counties, school districts, etc. HCR 56, H.J. 1573, 1989 adopted; S.J. 1550, 1575.
- Committee to study all aspects of compensation system for county officers. etc. (Same as HCR 68), SCR 50; S.J. 1811, 1822
- Committee to study all aspects of compensation system for county officers, etc. HCR 68; H.J. 2021.
- Limitations on property tax levy for budgets of counties, cities, and towns, temporary. SF 615, ways and means.
- County poor relief, shelter. HF 1007, Rinas.
- Court expense fund, expenses incidental to maintenance and operation of courts in a county. HF 1024, Jesse.
- Fiscal year, implement change in dates of, and correcting conflicting statutes. HF 1028, ways and means. Approved 5-23-74—became law by publication 6-13-74.
- Revenue, director of, forward copy of personal property tax schedules filed by a taxpayer to county or city assessor. HF 1038, Krause.
- Community mental health centers, establishment and operation of, etc. HF 1060, Lipsky, et al. Approved 4-10-74.

- State supplementary assistance files opened to elected state and county officials. SF 1049, Rabedeaux.
- Judicial magistrates, take into account number of full-time magistrates assigned to a county when assigning part-time magistrates. SF 1052, Riley.
- County-owned property, sale of, public auction, notices. HF 1067, Dunton, et al. Approved 4-8-74.
- Chairman of the conference board and board of review shall select clerk, county assessor cannot serve. HF 1070, Wyckoff.
- Public officers and employees (state, county, city, etc.) amend law to make Code of conduct or ethics same. SF 1060, Doderer.
- Interchange of federal, state and local government employees. HF 1107, state government. Approved 3-21-74—became law by publication 3-29-74.
- Official meetings, of a public agency, open to the public, if closed illegally members personally liable. SF 1078, Blouin and Orr; SF 1087, Milligan; HF 1185, Norland (all same subject matter).
- Copies of laws affecting county government distributed by Secretary of State to the county attorneys after enactment. HF 1123, Miller of Buchanan, et al.
- Grand jury clerk, increase compensation of, population basis. SF 1105, Shaw; HF 1159, Kiser (companion); HF 1419, county government (same subject matter).
- Second road contracts, increase dollar amount before advertising, letting, and approval of. SF 1108, county government; HF 1196, county government.
- County agricultural extension education funds, reports include all receipts to the fund. SF 1120, McCartney. Approved 4-25-74.
- Committee to study county law enforcement. SCR 107; S.J. 313-314, 339, 408.
- Committee to study the duplication of state and local agencies charged with inspection of buildings. SCR 110; S.J. 339, 354, 481.
- County finance committee, creation and duties of, consolidation of county funds, etc. SF 1155, ways and means.
- Counties receive 10 percent of municipal fine revenues except for illegal and overtime parking fines. HF 1208, Freeman.
- City and county zoning regulations, promote conservation of energy resources. SF 1194, Blouin.
- Effective dates, counties, certain acts and resolutions. HF 1310, county government.
- All governmental agencies publish or make available certain information, confidential exception. HF 1319, Rapp.
- Filing of claims with a county, need only claimant's signature. SF 1227, county government. Approved 4-25-74.
- Payment of relocation assistance to persons displaced by public projects. SF 1256, Gluba.
- Require miniature photographic copies of county records distributed to state department of history and archives. SF 1258, Winkelman.
- Include matrons under county civil service. SF 1263, county government.
- Sickness and accident disability fund. SF 1267, ways and means.
- Establish area research center network, history and archives. HF 1391, Avenson.
- Elections, revise certain statutes relating to. HF 1399, state government; SF 1299, state government; SF 1234, county government (same subject matter included in HF 1399). HF 1399 approved 4-24-74—became law by publication 4-26-74.
- Public improvements by counties, providing procedures for levy of special assessments and issuance of bonds. SF 1291, county government.
- Iowa products and labor, statutory preference for, limitation if enforcement would result in denial of federal funds or services. HF 1410, state government. Approved 5-27-74.
- Create a department of soil conservation and land use, land use policy commission, etc., powers and duties of such agencies. HF 1422, natural resources.
- Replacement and repair of unsafe bridges, appropriate funds to counties for. SF 1309, Blouin.
- Lights of road machinery, repeal sections 321.399, 321.400, and 321.401, out-moded. HF 1456, county government.
- Committee to study distribution of the moneys of the road use tax fund. HCR 121; H.J. 1124.
- Tax sales, publication of notice of, increase compensation for. SF 1322, Rabedeaux.
- Assessors, city and county, qualifications of. SF 1342, ways and means. Approved 5-27-74.
- Conflicts of interest of public officers and employees, Code of ethics. SF 1353, cities and towns.
- County compensation commission, create. SF 1357, county government.
- Solid waste disposal grounds, establishment and operation of. SF 1358, county government.

- Change method of distributing state funds to assist counties in paying a portion of the cost of mental health and mental retardation services, appropriation. HF 1477, Lipsky, et al.
- Committee to study feasibility of combining local governmental units. HCR 126; H.J. 1406.
- Assessment and equalization of special purpose commercial and industrial property. SF 1363, Kelly and Andersen.
- Committee to study feasibility of implementing the institutional plan by social services. HCR 128; H.J. 1442-1443.
- Committee to study feasibility of combining local governmental units. (Similar to HCR 126); SCR 120; S.J. 1200-1201, 1239.
- Compensation of county officers and employees, authorization to legislative council to expend \$50,000 for employing consultants to study. HCR 142; H.J. 1882-1883, 1981-1982 adopted; S.J. 1534-1535, 1580.
- County fairs or agricultural societies for premium awards, allocation of state aid to. SF 1335, appropriations. Approved 5-2-74—became law by publication 5-10-74.
- Community action programs, appropriation. SF 1403, appropriations.
- Committee to study county-wide law enforcement. HCR 154; H.J. 2222.
- Committee to study legislation re Iowa's regional, county and city planning agencies. HCR 159; H.J. 2293-2294.
- Attorneys**
- Antitrust fees for a county attorney or the attorney general, repeal. SF 2, Hill; HF 61, judiciary and law enforcement. HF 61 approved 4-6-73.
- Purchase of real estate by political subdivisions. HF 6, Norpel.
- Salaries of county attorneys. HF 131, Knoke, et al; SF 296, Robinson and Riley.
- Abolish office of county attorney, establish office of elected district prosecutor, boards of supervisors employ legal counsel and provide administrative procedures, etc. SF 471, DeKoster.
- County attorney, duties of, malpractice suits. SF 1074, Riley.
- Legal aid, county attorney and county board of social services design program for, approved by board of supervisors. SF 1090, Ramsey.
- Copies of laws affecting county government distributed by secretary of state to the county attorneys after enactment. HF 1123, Miller of Buchanan, et al.
- Restraint of trade, defining unlawful agreements, acts and practices re services as well as commodities. SF 1373, judiciary.
- Auditors**
- Journals, bills and binders to be furnished free to county auditors. SCR 3; S.J. 10 adopted; H.J. 15, 16 adopted.
- Disclosure, etc. of campaign contributions and expenditures, etc. SF 4, Glenn; SF 90, Shaaf and Plymat; SF 162, Doderer. (All same subject matter).
- Special assessment deficiencies, collection of. HF 219, ways and means. Approved 6-13-73.
- Counties recalculation of amounts payable, moneys and credits tax replacement fund. HF 286, Hennessey; SF 375, county government. SF 375 approved 5-16-73.
- Homestead and military service tax credits, method of filing reports. SF 265, county government. Approved 7-6-73.
- Court reporters, total compensation of, one county in district issue warrant. HF 345, Doyle, et al.; SF 397, Kelly.
- Deputy auditor and deputy treasurer of counties with dual county seats conduct tax sales. HF 380, Clark of Lee and Brinck; SF 484, Junkins. SF 484 approved 3-29-74.
- Dog license fees, delinquency of. SF 473, county government. Approved 5-24-73.
- Dogs, licensing of—payment of claims for injuries or damages. SF 528, county government. Approved 5-9-74.
- State officials, departments, executive council, and auditors (county, municipal and school), appropriation. SF 605, appropriations; HF 783, appropriations. HF 783 approved 7-12-73.
- Community mental health centers, establishment and operation of, etc. HR 1060, Lipsky, et al. Approved 4-10-74.
- Plats, procedures for obtaining for assessment and taxation purposes. HF 1368, Knoke and Schroeder.
- Assessment changes and notices. SF 1250, ways and means. Approved 4-10-74—became law by publication 4-17-74.
- Tax credit for railroad companies for improvements on branch lines, appropriation. HF 1403, energy.
- Streets, changing names of, county auditor enter changes. SF 1296, county government. Approved 5-9-74.
- County boards of supervisors may authorize issuance of warrants for certain purposes. SF 1393, county government.
- Conservation**
- Administrative and maintenance facilities for county conservation boards.

- SF 171, Willits, et al.; HF 342, Norpel and Wyckoff (similar); HF 1429, natural resources (same as HF 342).
- Condemnation of easements for the development of recreational facilities (lakes, dams, etc.). SF 407, Briles.
- Uniforms, cost of, for county conservation officers and employees. HF 674, natural resources. Approved 3-4-74.
- Engineers**
- County engineers, remove restriction on claims for any negligent act, error or omission, etc. HF 271, county government.
- Funds**
- County funds may be expended for membership fees or attendance expenses for county officer associations. HF 418, Knoke.
- Committee to study county funds, analyze need for each fund, expenditures, etc., report. HCR 29; H.J. 589.
- Remove total amount that can be collected from all counties for membership in Iowa association of counties. SF 506, county government.
- Social services, public assistance programs, ADC, veterans' children, etc., appropriation. SF 604, appropriations. Approved 7-17-73.
- Increase to one and one-half percent preceding year's total payroll, support of civil service commission for deputy sheriffs. SF 1068, Riley.
- Health, Boards of**
- County health centers, reduce population requirement from 100,000 to 70,000. SF 1, Doderer.
- Property tax levy of one mill for county health programs. HF 72, county government.
- Funding of mental health and mental retardation services, state aid to counties, appropriation. SF 89, Griffin and Miller of Des Moines.
- Placement of patients admitted or committed to the state hospital—schools for mentally retarded, or outside facilities. SF 91, Griffin and Miller of Des Moines; HF 240, human resources; S. HF 240 approved 6-19-73.
- Local health services, standards for, tax levy. SF 250, Rabedaux and Doderer.
- Support of patients in state mental health institutes. HF 691, human resources. Approved 6-29-73.
- Homes**
(See Homes, sub-ref. County)
- Hospitals**
- Include students of schools of nursing in tuition grant program. SF 101, Shaw.
- Members of commissions on hospitalization, compensation and expenses fixed by judges of district court. SF 106, Riley and Potter.
- Inspection of patients' records. SF 179, Kelly.
- Establish Iowa health services commission. SF 331, Riley, et al.
- Industrial aid bonds, expand the purposes bonds can be issued—hospitals, etc. SF 378, Hansen, et al; HF 443, Crabb, et al.
- Sale or lease of property by a city or county hospital. SF 459, human resources.
- Jails**
- Compensation for boarding and caring for county prisoners. HF 175, county government; SF 356, county government.
- Custody of probationers and parolees, chief parole officer may. HF 1089, Knoke.
- Medical Examiners**
- Heir to an estate of a deceased person, etc., may obtain a copy of the autopsy report. HF 356, Oakley.
- Recorders**
- Recording special assessment instruments for cities and towns, county recorder, \$3.00 fee. SF 21, county government.
- Marginal release of corporate liens. SF 93, county government; HF 141, county government. SF 93 approved 3-7-73.
- Federal tax lien registration, motor vehicles, noted on titles. HF 135, transportation. Approved 4-6-73.
- All instruments affecting real estate and notices of statutory liens filed in county recorder's office, exceptions—court actions re liens. SF 187, Riley and DeKoster; HF 449, Hill.
- Recording of liens by card index system—unemployment contribution and income tax liens. HF 306, Bittle, et al.
- Place of filing in order to perfect a security interest, farm operations. HF 334, Hill; SF 344, DeKoster.
- Motorboats and sailboats, annual registration fee in lieu of personal property taxes, penalties. SF 451, Shaw; HF 690, natural resources. SSM.
- Change accounting date of fish and game license sales for county recorders. HF 543, natural resources. Approved 3-29-74.
- County recorder maintain records of mechanic's liens, marriages, births and deaths. HF 582, Monroe.

Full disclosure of sales price in real estate transfers, penalties. HF 627, Cochran.
 Motorboat registrations, issuance of, increase writing fees. SF 1026, county government.
 Federal tax liens on vehicles requiring a certificate of title. SF 1042, county government. Approved 5-2-74.
 Corporate names and corporate assumed names, require recording with county recorder. SF 1051, Riley.
 Federal tax liens on motor vehicles, delete requirement noted on a motor vehicle certificate of title. HF 1112, Bittle and Doyle.
 Snowmobile registrations and operations. HF 1199, county government. Approved 5-27-74.
 Issuance of snowmobile registrations and transfers, increase writing fees charged by county recorder for. HF 1246, county government.
 Plats, procedures for obtaining for assessment and taxation purposes. HF 1368, Knoke and Schroeder.
 Streets, changing names of, county auditor enter changes. SF 1295, county government. Approved 5-9-74.

Sheriffs

Increase mileage rate paid to county sheriffs. HF 51, Mendenhall and Horn.
 Salaries for deputy sheriffs, district court held in two places. HF 38, Knoke, et al. Approved 5-2-74.
 Standard uniforms for county sheriffs and deputies. HF 125, judiciary and law enforcement. Approved 4-19-74.
 Deputy sheriffs approved by board of supervisors. SF 142, Hill.
 Compensation for boarding and caring for prisoners in certain counties. HF 175, county government; SF 356, county government. HF 175 approved 5-24-73.
 Special and reserve deputy sheriffs, sheriff file report with board of supervisors listing names of. SF 248, Doderer; HF 279, Hill.
 Eminent domain, condemnation proceedings, notices. HF 351, Monroe; HF 741, judiciary and law enforcement; SF 565, judiciary. SSM. HF 741 approved 7-12-73.
 Property unlawfully placed on public or private property, removal of. SF 354, Riley. Approved 5-10-74.
 Establishment of civil service for deputy county sheriffs, etc. HF 439, county government; SF 545, county government. HF 439 approved 7-19-73.
 Transfer of law enforcement duties to county sheriff from certain cities and towns. HF 1146, Hansen, et al.
 Committee to study county law enforcement. SCR 107; S.J. 313-314, 339, 408.
 Establish county law enforcement units, discontinue police depts., sheriffs, etc. HF 377, Knoke; HF 1320, Horn (similar subject matter).
 Compensation for services rendered in aiding the sheriff. HF 1396, county government. Approved 5-2-74.
 Sheriffs' salaries and office expenses paid from court expense fund. HF 1064, Danker.
 Increase to one and one-half percent preceding year's total payroll, support of civil service commission for deputy sheriffs. SF 1068, Riley.

Social Welfare

Recovery of old age assistance payments, repeal double amount. SF 65, Riley and Van Gilst.
 Employment of county relief recipients on county-owned properties, parks, etc. SF 156, county government; HF 553, county government. S.
 Establish a general relief fund, general and emergency relief (social welfare), etc., procedures and responsibilities. HF 381, Higgins.
 Licensed child care centers, establish and operation of, appropriation. SF 434, Murray; HF 577, Hill (companion); HF 729, human resources; SF 569, human resources (similar)—(all same subject matter). SF 434 approved 6-3-74.
 Composition and terms of office of county boards of social welfare. HF 510, Harvey.
 Change terms of members of county boards of social welfare, exclude county supervisors. HF 511, Higgins.
 Committee to study ways to improve various welfare programs, state and county. HCR 61; H.J. 1802.
 Social services, appropriation for area offices and county services, departmental operations, etc. HF 802, appropriations. Approved 7-21-73—item veto.
 Legal aid, county attorney and county board of social services design program for, approved by board of supervisors. SF 1090, Ramsey.
 Notify county board of social welfare before terminating public utility services. SF 1137, Potter; HF 1213, Cusack, et al. (same subject matter).
 Child abuse, create a bureau of the central registry for child abuse information, penalties. SF 1225, Doderer, et al.; HF 1388, Bittle, et al. SF 1225 approved 5-29-74.
 Committee to review and evaluate or study reorganization of social services re county boards of social welfare. SCR 115; S.J. 1096-1097, 1117.

- County boards of supervisors may authorize issuance of warrants for certain purposes. SF 1393, county government.
- Supervisors, Board of**
- Improvement bonds, special assessments, property outside cities. SF 3, Griffin; HF 16, Knoke, et al; HF 362, cities and towns. S. SF 3 approved 4-19-73.
- Repeal bounties on certain wild animals. SF 8, Kelly; HF 600, Cusack.
- Commitment of alcohol and drug addicts. SF 6, county government. Approved 2-26-73.
- Group insurance for elected county officials. SF 20, county government; HF 63, county government.
- Code, free copy to boards of supervisors, and others. HF 23, Monroe; SF 241, county government (companion); SF 95, judiciary; HF 176, Doyle (all same subject matter). HF 28 approved 6-13-73.
- Authorize cities, towns, and counties impose a sales and use tax, also axle tax. SF 33, Andersen and Kelly; HF 47, Junker and Hansen.
- Authorize property tax levy for county civil defense. HF 55, Mendenhall.
- Changes in roads, streams, or dry runs, highway commission and boards of supervisors. HF 598, transportation. Approved 4-10-74—became law by publication 4-19-74.
- Property tax levy of one mill for county health programs. HF 72, county government.
- County property tax levy of one-quarter mill for flood and erosion control. HF 73, county government.
- Sale of property acquired by tax deed, counties. SF 104, Ramsey.
- County expenditures for capital improvements—accomplished without tax increase, etc. HF 75, Knoke, et al.; HF 114, Miller of Buchanan; SF 118, judiciary; SF 247, county government; HF 773, ways and means; HF 1298, county government (all same subject matter). HF 773 approved 4-8-74.
- Assignment of tax sale certificates. SF 116, Ramsey.
- Salaries of elected county officials. HF 118, Doyle, et al.
- Deputy sheriffs approved by board of supervisors. SF 142, Hill.
- Compensation for boarding and caring for prisoners in certain counties. HF 175, county government; SF 356, county government. HF 175 approved 5-24-73.
- Public defender, may establish or abolish, counties. SF 182, Willits and Kinley; HF 1041, Jesse. SF 182 approved 5-2-74.
- Create an abandoned cemetery fund, county tax levy. HF 185, Wyckoff.
- Reports of utility company valuations and mileage need not be made to county supervisors, nor to city, town and township trustees. HF 211, county government.
- Use of eminent domain by county boards of supervisors for any secondary road. HF 234, Holden.
- Special and reserve deputy sheriffs, sheriff file report with board of supervisors listing names of. SF 248, Doderer; HF 279, Hill.
- Local health services, standards for, tax levy. SF 250, Rabedeaux and Doderer.
- Petitions and elections for the establishment of sanitary districts, bond optional. SF 258, Doderer.
- Election returns—allow county board of supervisors to canvass before noon. SF 264, county government.
- Ambulance service to unincorporated areas, levy therefor on a per capita basis, etc. HF 339, Holden.
- County transfer, by resolution, control of an entire drainage district to a city or town regardless of construction. HF 349, Butler.
- Joint city-county buildings, bond elections for. SF 313, judiciary. Approved 5-15-73.
- Establish a state criminal defense fund, allocate to counties, court-appointed attorney fees or public defender. HF 367, Jordan, et al.
- Establishment of sanitary districts, alternative procedure. HF 370, Bittle, et al. (Also see SF 258).
- Establish county law enforcement units, discontinue police departments, sheriffs, etc. HF 377, Knoke; HF 1320, Horn (similar subject matter).
- Repair of railroad crossings, agreements between cities, counties, and/or highway commission. SF 382, Robinson.
- County contracts requiring bids for building construction or repairs, increase to \$5,000. HF 407, Edelen.
- County funds may be expended for membership fees or attendance expenses for county officer associations. HF 418, Knoke.
- Construction and maintenance of roads, bridges, etc., public interest take precedence. SF 390, Miller of Des Moines.
- Secondary road projects approved by highway commission. SF 400, Lamborn.
- Reimburse the several counties for costs, changing motor vehicle registration record-keeping system as required by department of public safety, appropriation. SF 432, Priebe and Blouin.
- County ambulance service, expense fund, levy tax for, etc. HF 533, Brunow, et al.

- County zoning restrictions in unincorporated area of county, county zoning commission members elected, etc. SF 458, Scott, et al.
- Abolish office of county attorney, establish office of elected district prosecutor, boards of supervisors employ legal counsel and provide administrative procedures, etc. SF 471, DeKoster.
- Use of fairgrounds and fairground fund. HF 607, Monroe and Brinck.
- Authorize boards of supervisors to establish revolving funds, expenses for maintenance of drainage or levee districts. HF 633, Mennenga, et al.
- Membership of municipal planning and zoning commissions and boards of adjustment, include two appointed by boards of supervisors. HF 658, cities and towns. Approved 5-2-74.
- Redesignating county homes as county care facilities, revising operation. HF 659, county government. Approved 3-15-74.
- Require a warning sign at last intersection before an unsafe county bridge, certain vehicles, etc. SF 493, Winkelman.
- Eminent domain procedures. HF 672, transportation; SF 566, state government—(also see HF 1353).
- Remove total amount that can be collected from all counties for membership in Iowa association of counties. SF 506, county government.
- Delay effective dates of fiscal year act and mandatory date of adoption of the city code for one year. HF 772, ways and means.
- County poor relief, shelter. HF 1007, Rinas.
- Maintenance of roads and highways, agreement between counties and other governing bodies. HF 1019, Krause.
- Community mental health centers, establishment and operation of, etc. HF 1060, Lipsky, et al. Approved 4-10-74.
- County-owned property, sale of, public auction, notices. HF 1067, Dunton, et al. Approved 4-8-74.
- Increase to one and one-half percent preceeding year's total payroll, support of civil service commission for deputy sheriffs. SF 1068, Riley.
- Legal aid, county attorney and county board of social services design program for, approved by board of supervisors. SF 1090, Ramsey.
- Voluntary patients of a mental health institute, county board of supervisors receive written notice at time of admittance. HF 1240, Mendenhall. Approved 5-27-74.
- Require railroad companies keep crossings in good repair on roads under jurisdiction of counties, penalties. HF 1261, Fischer of Grundy.
- Dogs must be restrained or under direct control at all times, etc. SF 1214, Willits and Palmer; HF 1341, Byerly.
- Plats, procedures for obtaining for assessment and taxation purposes. HF 1368, Knoke and Schroeder.
- Salaries of juvenile court officers and employees, board of supervisors fix. SF 1260, Andersen.
- Obstructions on public highways, procedures for removal, assessment and collection of costs for. SF 1333, county government. Approved 5-11-74.
- Solid waste disposal grounds, establishment and operation of. SF 1358, county government.
- Change method of distributing state funds to assist counties in paying a portion of the cost of mental health and mental retardation services, appropriation. HF 1477, Lipsky, et al.
- County boards of supervisors may authorize issuance of warrants for certain purposes. SF 1393, county government.
- Chief deputy sheriffs exempt from jurisdiction of county civil service commissions. SF 1395, judiciary.
- Tax**
(Also see Tax, sub-ref. County)
- Counties recalculation of amounts payable, moneys and credits tax replacement fund. HF 286, Hennessey; SF 375, county government. SF 375 approved 5-16-73.
- Repeal tax credit on bovine female cattle three years old and older, appropriation. SF 266, county government.
- Treasurers**
- Delinquent mobile home taxes, decrease monthly percentage penalty. SF 19, county government. Approved 4-25-74.
- Numbering of motor vehicle registration plates. SF 130, Priebe and Schwieger; HF 303, Branstad, et al. SF 130 approved 5-24-73.
- Federal tax lien registration, motor vehicles, noted on titles. HF 135, transportation. Approved 4-6-73.
- Fraudulent alteration of registration plates, certificates, and permits, penalties. HF 197, transportation. Approved 4-6-73.
- Garnishment for delinquent personal property taxes. SF 188, Riley.
- Public funds, deposit of. SF 203, cities and towns; HF 267, county government. S. SF 203 approved 4-2-73.
- Nondealers may sell or transfer motor vehicles without inspection, buyer obtain certificate of inspection, etc. HF 250, Crabb.

- County treasurer may refuse to issue a motor vehicle license, outstanding warrant against applicant. HF 264, Kreamer, et al.; SF 274, Milligan, et al.
- Modify filing system in public safety and county treasurer's offices, motor vehicle registration and certificate of title. HF 269, transportation.
- Recording special assessment instruments for cities and towns, county treasurer, \$3.00 fee. SF 198, county government; HF 276, county government.
- Homestead and military service tax credits, method of filing reports. SF 265, county government. Approved 7-6-73.
- Court reporters, total compensation of, one county in district issue warrant. HF 345, Doyle, et al.; SF 397, Kelly.
- Deputy auditor and deputy treasurer of counties with dual county seats conduct tax sales. HF 380, Clark of Lee and Brinck; SF 484, Junkins. SF 484 approved 3-29-74.
- Reimburse the several counties for costs, changing motor vehicle registration record-keeping system as required by department of public safety, appropriation. SF 432, Priebe and Blouin.
- Impose a voluntary tax on specified tax-exempt properties for certain services, etc. HF 517, Husak; SF 470, Orr.
- Dog license fees, delinquency of. SF 473, county government. Approved 5-24-73.
- Odometers, motor vehicles, regulation of. SF 505, state government; HF 694, transportation. HF 694 approved 7-6-73.
- Fences on another's land, removal of, etc. HF 744, Jordan.
- Tax receipts show disbursements in dollars and cents. SF 1018, Potter.
- Property taxes and special assessment taxes paid to mortgagor submitted each month to county treasurer. SF 1033, Potter.
- Federal tax liens on vehicles requiring a certificate of title. SF 1042, county government. Approved 5-2-74.
- Duplicate certificates of title for vehicles, issuance of by county treasurer. SF 1043, county government. Approved 4-4-74.
- Federal tax liens on motor vehicles, delete requirement noted on a motor vehicle certificate of title. HF 1112, Bittle and Doyle.
- User car dealer lists, second installment registration fee. SF 1113, Priebe. Approved 4-25-74.
- Delinquent tax lists which are published, require publication of corrections. HF 1116, Patchett and Oakley; SF 1191, Riley (same subject matter).
- Changing annual registration of passenger motor vehicles and pickup trucks. SF 1198, Priebe, et al.
- One-half of motor vehicle registration fee for members of Iowa national guard. SF 1276, Coleman.
- Tax credit for railroad companies for improvements on branch lines, appropriation. HF 1403, energy.
- Replacement and repair of unsafe bridges, appropriate funds to counties for. SF 1309, Blouin.
- COUNTY GOVERNMENT—**
(See Subject County—Specific sub-ref.)
- COURT—**
(Also see Judiciary)
- General**
- Increase maximum allowable expert witness fee. SF 29, Kelly; HF 67, Oakley.
- Deferred sentences, suspended sentences, probation, restitution victims of crimes. SF 26, DeKoster and Riley. Approved 7-12-73.
- Support payments, provide for payment of a monthly fee for clerk of court's service. HF 58, Knoke.
- Interstate correction compact. SF 75, Lamborn, et al.; HF 84, Lipsky, et al. SF 75 approved 3-7-73.
- Correctional programs for services, establish. SF 71, Potter, et al.; HF 85, Lipsky, et al (companion); SF 482, human resources. SSM. SF 482 approved 7-20-73.
- Court records, original, destruction of. SF 92, county government. HF 108, county government. HF 108 approved 3-9-73.
- Code and other documents, distribution of, courts and county supervisors. HF 28, Monroe; SF 95, judiciary; HF 176, Doyle. (Same subject matter).
- Pleas of no contest in trial of nonindictable motor vehicle offenses. HF 92, Doyle.
- Changing the name of a minor child. SF 113, DeKoster.
- Exclude record of conviction, etc. in a criminal action from influencing results in a civil action. HF 100, Doyle.
- Condemnation awards, appeal of. HF 116, Nielsen. Approved 5-15-73.
- Judicial review of the state board of tax review, appeals on taxes, etc. HF 117, ways and means.
- Dissolution of marriage, costs, support, etc. HF 124, Doyle.
- Common-law marriages, remove legal status. HF 138, Oakley.
- Adoption of children, eliminate delivery of adoption decree. HF 151, Knoke.

- Abolish actions for breach of contract to marry. HF 154, Kreamer.
 Contesting elections of county officers. HF 196, Small; SF 326, Doderer.
 All instruments affecting real estate and notices of statutory liens filed
 in county recorder's office, exceptions; court action re liens. SF 187,
 Riley and DeKoster.
 Right to bail of defendants convicted of crimes of violence, restricting.
 SF 189, Riley.
 Marriage licenses, remove color requirement. SF 191, Riley.
 Judicial qualifications. SF 199, judiciary. Approved 5-24-73.
 Prohibit giving an obscene name to minor children. SF 201, DeKoster.
 County treasurer may refuse to issue a motor vehicle license, outstanding
 warrant against applicant. HF 264, Kreamer, et al.; SF 274, Milligan,
 et al.
 Payment of attorney fees and court costs for indigents, dissolutions of
 marriage. HF 300, Monroe.
 Reopening of estates, additional assets. HF 311, Doyle.
 Index of the dissolution of marriage docket, available to the public. SF 304,
 DeKoster; HF 365, Hill, et al.
 Deceptive trade practices, additional provisions, supplement Iowa law, civil
 remedies. SF 305, DeKoster; HF 490, Freeman.
 Eminent domain, condemnation proceedings, notices. HF 351, Monroe; HF 741,
 judiciary and law enforcement; SF 565, judiciary. SSM. HF 741
 approved 7-12-73.
 Judicial retirement system, change administration of from comptroller to
 court administration. SF 314, judiciary. Approved 5-9-74.
 Operating a motor vehicle while under the influence of alcohol, drugs, etc.,
 redefine the offense for—implied consent, etc. SF 318, Plymat, et al.;
 HF 552, Oakley, et al.
 Create a state grand jury, appropriation. SF 371, Schwieger.
 Joint trials of defendants who are jointly indicted, felony cases, exception.
 SF 372, Schwieger.
 Uniform support of dependents law. SF 383, Robinson. Approved 7-12-73.
 Grant judges discretion to place persons convicted of violation of the uniform
 controlled substances act on probation. HF 426, Higgins, et al.; SF
 395, Doderer and Plymat.
 Suits against employees of the state, provide waiver of sovereign immunity.
 HF 430, McCormick.
 Exemptions from execution, debtors, penalties. HF 438, Hill and Knoke;
 SF 433, Kelly.
 Accident reports filed by law enforcement officers not admissible in civil
 cases. HF 441, Nielsen and Doyle.
 Compensation of administrators, executors, etc., and attorneys—estates. HF
 455, Schroeder.
 Allow attorneys to appear for defendants, minor traffic violations. HF 460,
 Nielsen.
 Increase all mileage expense allowances. HF 486, Doyle, et al.; HF 1210,
 transportation. SSM.
 Action for partition, alternative to sale of property. HF 519, Norland.
 Jury selection, service, disqualifications, etc. HF 530, Knoke; HF 1446,
 judiciary and law enforcement (same subject matter).
 Iowa probate Code. SF 442, Riley; HF 586, Hill. SF 442 approved 4-25-74.
 Committee to study the criminal justice system, report. SCR 31; S.J. 678,
 693, 828.
 Restitution to the victims of crimes. SF 462, Winkelman; HF 597, Lipsky
 and Strothman. SSM.
 Contributory negligence section of Code repeal, enact comparative negligence.
 HF 565, Monroe and Horn.
 Unified trial court act. HF 585, judiciary and law enforcement; SF 477, judi-
 ciary. S. HF 585 approved 6-29-73.
 Attorney's fees re unemployment benefit appeals, fixed by court. HF 598,
 Rapp.
 Presentence investigation reports mandatory in cases of felonies. HF 725,
 human resources.
 Court actions for recovery of property. SF 536, judiciary. Approved 7-12-73.
 Granting immunity to witnesses, criminal proceedings, penalty. SF 568,
 judiciary. Approved 5-27-74.
 Support and alimony payments, may be made directly to person. SF 1005,
 Riley.
 Rape, corroboration of testimony of a victim, repeal requirement—evidence
 of past sexual conduct. SF 1009, Riley and Doderer; HF 1395,
 O'Halloran and Oakley. SF 1009 approved 5-11-74.
 Court expense fund; expense incidental to maintenance and operation of
 courts in a county. HF 1024, Jesse.
 Course for drinking drivers, clerk of court must be notified upon completion
 by a school. HF 1043, Knoke.
 Opening arguments of the attorney for the defense in criminal cases, may
 waive until closing. HF 1057, Doyle.

- Judicial magistrates, take into account number of full-time magistrates assigned to a county when assigning part-time magistrates. SF 1052, Riley.
- Custody of probationers and parolees, chief parole officer may. HF 1089, Knoke.
- Neglected, dependent and delinquent children, access to school records, court may place child under supervision of teacher or counsel, etc. HF 1096, Dunton.
- Adoption, revise, based on revised uniform adoption act. HF 1100, Lipsky, et al; SF 1391, Hansen and Shaw.
- Uniform probate Code. SF 1081, Rodgers, et al.
- Hearing and appeal of the revocation, cancellation or suspension of an operator's license. HF 1120, transportation.
- Marriage, dissolution of, eliminate one-year waiting period and one-year residency, temporary custody, etc. HF 1155, Oakley.
- Admissibility of evidence in a trial for rape, sodomy, and incest. HF 1170, Monroe; SF 1149, Murray (companion); HF 1386, Monroe, et al (same subject matter).
- Provide for reciprocal enforcement of court orders against insurers. HF 1177, commerce. Approved 4-19-74.
- Fees for court-appointed attorneys. HF 1195, Hill.
- Criminal Code law. SF 1150, judiciary.
- Proceedings for modification of orders or decrees in dissolution of marriage, etc., court costs, attorney fees. SF 1181, Riley.
- Orders or judgments for periodic support payments, require employer withhold payments. HF 1229, Knoke.
- Reporter's privilege from giving testimony. HF 1235, Freeman.
- Cities pay witness fees incurred in criminal actions based on city ordinances, reimbursement to cities recovered from defendants convicted. HF 1284, Doyle.
- Court, public office or officer, or public or private corporation using a seal may use an official ink stamp. SF 1241, county government.
- Court administrator of the Supreme Court, increase salary. SF 1282, appropriations. Approved 4-10-74.
- Attorney fees, limitations, etc., penalties. HF 1420, Higgins.
- Grand jury clerk, increase compensation of, population basis. SF 1105, Shaw; HF 1159, Kiser (companion); HF 1419, county government (same subject matter).
- District courts, magistrates, amending appropriated funds for expenses, etc. SF 1334, appropriations. Approved 4-18-74—became law by publication 4-26-74.
- Committee to study and review present formulas for apportionment of district court judges and magistrates. HCR 133; H.J. 1629.
- District**
- Salaries for deputy sheriffs, district court held in two places. HF 38, Knoke, et al. Approved 5-2-74.
- State registrar of vital statistics may request clerk of district court open sealed records in adoption proceedings. SF 57, county government.
- Jurisdiction and compensation of district court associate judges, redefining small claims, reporters for district associate judges. HF 90, Doyle.
- Commissions on hospitalization. SF 106, Riley and Potter. Approved 7-12-73.
- Recovery of costs by owners of property taken for construction of levees, ditches, etc. SF 146, Miller of Des Moines; HF 179, Monroe.
- Garnishment for delinquent personal property taxes. SF 188, Riley.
- Shorthand reporters, district court, compensation paid. HF 223, Bittle, et al; SF 294, Schwieger. HF 223 approved 7-12-73.
- Exempt cases of overtime parking from \$5.00 court costs. HF 326, Doyle.
- Formula for computing number of district judgeships. SF 293, DeKoster and McCartney.
- Establish county law enforcement units, discontinue police departments, sheriffs, etc. HF 377, Knoke; HF 1320, Horn (similar subject matter).
- Jury commissioners, appointment of. SF 389, McCartney. Approved 5-2-74.
- Condemnation of easements for the development of recreational facilities (lakes, dams, etc.). SF 407, Briles.
- State reciprocity in enforcement of support decrees, etc. HF 444, Hill and Knoke.
- No slaughtering or processing operations be suspended or terminated before a hearing. HF 479, Fischer of Grundy; HF 711, agriculture (same).
- County recorder maintain records of mechanic's liens, marriages, births and deaths. HF 582, Monroe.
- Abolish office of county attorney, establish office of elected district prosecutor, boards of supervisors employ legal counsel and provide administrative procedures, etc. SF 471, DeKoster.
- Salaries and expenses of members of the General Assembly, increase. HF 643, state government; HF 796, appropriations and HF 801, appropriations are similar in part. HF 796 approved 7-12-73.
- Visitation rights, grandparents. SF 500, human resources. Approved 4-25-74.

District court judges, etc., appropriation. HF 792, appropriations. Approved 7-6-73.

Deferred judgments, individuals responsible for maintenance and investigation of records. SF 1006, DeKoster.

Temporary injunctions, state and local civil rights commissions may obtain. HF 1026, Wells and Hargrave.

Jury trials under Iowa tort claims act. HF 1035, Oakley.

Sheriffs' salaries and office expenses paid from court expenses fund. HF 1064, Danker.

County attorney, duties of, malpractice suits. SF 1074, Riley.

Civil rights commission, membership, powers, and duties of. SF 1094, Murray and Orr; HF 1161, Hargrave and Readinger.

Provide for reciprocal enforcement of court orders against insurers. HF 1177, commerce. Approved 4-19-74.

Clerks of the district court, judges of the district fix salary. HF 1286, Poncy. Create office of district court administrator. HF 1369, judiciary and law enforcement.

Increase salaries of supreme court justices and district court judges. HF 643, state government; HF 796, appropriations and HF 801, appropriations are similar in part. HF 801 approved 6-29-73.

District court, administration, funding, personnel and procedures thereof—amends parts of unified trial court act. HF 1470, judiciary and law enforcement. Approved 5-27-74—became law by publication 5-31-74.

Restraint of trade, defining unlawful agreements, acts and practices re services as well as commodities. SF 1373, judiciary.

Fines and forfeited bail paid by the district court to municipalities, collection and disposition of. HF 1490, ways and means. Approved 5-27-74.

Commitment of female offenders in a community-based correctional program. SF 1394, judiciary.

Juvenile

Jurisdiction of juvenile courts over parents, guardians and custodians, protective orders. SF 74, Schwieger, et al; HF 88, Doyle and McCormick.

Cost of support, etc. of a child at a state training school. SF 67, Kelly, et al; HF 86, Lipsky, et al.

Cost of care, examination, or treatment of a minor whenever legal custody is transferred by the court, etc. SF 68, Kelly, et al; HF 87, Doyle and McCormick.

Referee of juvenile court—dependent, delinquent, and neglected children, court—receive copy of Code. HF 232, Doyle.

Juvenile courts, counties or more than 250,000 authority to hire competent supervisory help. SF 1111, Palmer, et al; HF 1160, Bittle, et al.

Salaries of juvenile court officers and employees, board of supervisors fix. SF 1260, Andersen.

Municipal

Municipal court clerks and employees become associate district court clerks and employees on July 1, 1973. HF 589, Nielsen.

Reporters

Jurisdiction and compensation of district court associate judges, redefining small claims, reporters for district associate judges. HF 90, Doyle.

Court reporters for purpose of group insurance considered county employees. HF 93, Doyle.

Court reporters, total compensation of, one county in district issue warrant. HF 345, Doyle, et al; SF 397, Kelly.

Court reporters' fees in criminal cases, increase. HF 505, Middleswart, et al.

Shorthand reporters, district court, compensation paid. HF 223, Bittle, et al; SF 294, Schwieger. HF 223 approved 7-12-73.

Supreme

State of the judicial department message. SF 17, Kelly.

Supreme Court, set fees by rule. SF 34, Shaff, et al; HF 34, Hill, et al. HF 34 approved 3-9-73.

Temporary service by retired Supreme Court judges, quorum, and divisions of the Supreme Court. SF 35, Shaff, et al; HF 33, Hill, et al. HF 33 approved 3-4-74.

Code, correcting erroneous, inconsistent and obsolete sections. HF 209, judiciary and law enforcement. Approved 5-24-73.

Establish a state criminal defense fund, allocate to counties, court-appointed attorney fees or public defender. HF 367, Jordan, et al.

Attorneys, revise admission to practice, etc. SF 403, Kelly.

Rules of civil procedure proposed by Supreme Court, amend. SF 514, judiciary. Approved 7-6-73.

Supreme Court and its divisions, financing of, appropriation. HF 782, appropriations. Approved 7-12-73.

Salaries and expenses of members of the General Assembly, increase. HF 643, state government; HF 796, appropriations and HF 801, appropriations are similar in part. HF 796 approved 7-12-73.

Increase salaries of Supreme Court justices and district court judges. HF 643, state government; HF 796, appropriations and HF 801, appropriations are similar in part. HF 801 approved 6-29-73.

CREDIT—

General

Veteran's credit, (bonus) to be used against state income tax. HF 165, Bittle, et al.; SF 170, Murray.
 Regulate revolving charge accounts, interest rate, etc. SF 416, Griffin.
 Committee to continue study of regulation of consumer credit during 1973 interim, report. SCR 30; S.J. 654, 731, 920; 1974 regular session; S.J. 17.
 Nonprobate transfers, accounts, liens, claims, property, survivors, or beneficiaries. SF 443, Riley; HF 587, Hill.
 Committee to continue study of regulation of consumer credit during 1973 interim, report. (Same as SCR 30). HCR 32; H.J. 636.
 Sales tax credit for retailer collecting. SF 455, Hultman.
 Credit service charges for revolving charge accounts, penalties. HF 649, Carr, et al.
 Wire service or credit devices, prohibit sale, possession, advertisement, or manufacture of. HF 1115, Holden.
 Credit unions, organization, powers and duties of. SF 1117, Curtis, et al.; HF 1198, Bittle, et al. (companion); HF 1421, commerce (same subject matter).
 Consumer credit Code. SF 1264, state government.
 Prohibit discrimination in credit. SF 1317, Shaw, et al.
 Consumer credit Code of Iowa. SF 1405, commerce. Approved 6-3-74.
 Uniform commercial Code, amended. SF 1315, judiciary. Approved 6-3-74.

CREDIT CARDS—

General

Use of credit cards for payment of traffic fines, simple misdemeanors. SF 272, Kennedy; HF 338, Doyle.

CREDIT UNIONS—

General

Credit unions, officers may borrow beyond holdings. HF 278, Bortell.
 Credit unions, organization powers and duties of. SF 1117, Curtis, et al.; HF 1198, Bittle, et al. (companion); HF 1421, commerce (same subject matter).
 Credit unions, establish a separate department, transfer from banking department. HF 1484, Wells.

CRIME—

(Also see Law Enforcement)

General

Right to bail of defendants convicted of crimes of violence, restricting. SF 189, Riley.
 Commission of or attempt to commit certain crimes when armed with firearms, etc., increase penalties. SF 215, Miller of Des Moines; HF 305, Monroe and Woods.
 Abolish restriction that actions for forcible entry or detention of property actions cannot be brought in connection with an other actions, etc. HF 254, Knoke, et al.
 Waiver of jury trial in criminal cases. HF 476, Doyle.
 Assaults on peace officers, felony. SF 427, Kennedy; SF 1024, Hultman, et al. SSM.
 Restitution to the victims of crimes. SF 462, Winkelman; HF 597, Lipsky and Strothman. SSM.
 Create a crime victims compensation board. SF 472, Hansen and Gluba; HF 667, Lipsky and De Jong.
 Criminal Code law. SF 1150, judiciary.
 Cities pay witness fees incurred in criminal actions based on city ordinances, reimbursement to cities recovered from defendants convicted. HF 1284, Doyle.
 Indemnification of private citizens, injury or damages, crime or rescue of a person, immediate danger of death or injury. HF 1365, Cusack.
 Compensating victims of violent crime, penalty. HF 1383, Cusack; SF 1321, Doderer (same subject matter).

Commission

Crime commission, appropriation. SF 581, appropriations. Approved 6-19-73.
 Crime commission, activities within local government units, appropriation. SF 582, appropriations. Approved 7-12-73.

CRIMINAL CODE—

General

Criminal Code law. SF 1150, judiciary.

CRIMINAL HISTORY DATA—

General

Tracts. SF 115, Milligan; HF 145, Hill and Small. SF 115 approved 7-21-73.

CRIMINAL PROCEDURE—

General

Committee to study the criminal justice system, report. SCR 31; S.J. 678, 693, 828.
 Granting immunity to witnesses, criminal proceedings, penalty. SF 568, judiciary. Approved 5-27-74.
 Criminal Code law. SF 1150, judiciary.

DAIRY—

(See Foods and/or Agriculture, sub-ref. Dairy)

DAMS—

(Also see Water and/or Lakes)

General

Urge requirement with approved soil conservation practices, land in watershed of proposed United States dams. SJR 4, Winkelman, et al.; HJR 8, natural resources. SJR 4 sent to secretary of state 4-6-73.

Condemnation of easements for the development of recreational facilities (lakes, dams, etc.). SF 407, Briles.

Property tax exemption for certain property used for ponds, dams, etc. HF 474, agriculture.

Committee to study effects of the construction of Red Rock and Coralville reservoirs, damages, restitution, etc. (same as SCR 113) HCR 119; H.J. 1122-1123, 1212 adopted; S.J. 1003, 1028.

Committee to study effects of the construction of Red Rock and Coralville reservoirs, damages, restitution, etc. (Same as HCR 119) SCR 113; S.J. 916-917, 967

DATA PROCESSING—**General**

Tracis. SF 115, Milligan; HF 145, Hill and Small. SF 115 approved 7-21-73.

General services department, duties and functions. HF 307, Bittle, et al. Approved 7-20-73.

Comptroller, office of and its divisions, appropriation. HF 800, appropriations; SF 616, appropriations. HF 800 approved 7-12-73.

DAY CARE—**General**

Committee to study child care, report. HCR 22; H.J. 469.

Day care services, continue funding by department of health, education, and welfare until other sources can be found. HCR 24; H.J. 497.

Urge department of health, education and welfare to rescind or modify its proposed rules. SCR 28; S.J. 525, 533 adopted; H.J. 517, 545 adopted. Communication received. S.J. 1088.

Rules of the fire marshal, day care centers, etc. SF 399, Shaw; HF 481, Holden.

Licensed child care centers, establish and operation of, appropriation. SF 434, Murray; HF 577, Hill (companion); HF 729, human resources; SF 569, human resources (similar); (all same subject matter). SF 434 approved 6-3-74.

DEAF—**General**

Transfer of patients, braille and sight-saving and deaf schools, to university hospital. HF 401, education; SF 401, higher education. HF 401 approved 4-18-73.

Establish a commission for the deaf. HF 620, Connors, et al.

Committee to study problems of the deaf and hearing impaired. HCR 124; H.J. 1292, 2491-2492 adopted; S.J. 2038-2039.

DEATH PENALTY—**General**

First and second degree murder, death penalty and/or life imprisonment; specific offenses. HF 336, Brinck, et al.

DEBTS—**General**

Deduction of debts for inheritance tax purposes spouse and minor children. HF 78, Doyle; SF 185, Hill SSM.

Rights of a holder of certain instruments (contracts, agreements, etc.), does not apply to checks. SF 405, McCartney, et al.

Exemptions from execution, debtors, penalties. HF 438, Hill and Knoke; SF 433, Kelly.

Committee to study the necessity for legislation to insure that employees receive consideration in payment of any and all debts of their employer. SCR 53; S.J. 1932-1933, 1981.

DECEPTION—**General**

Deceptive trade practices, additional provisions, supplement Iowa law, civil remedies. SF 305, DeKoster; HF 490, Freeman.

DECREES—**General**

Interest rates on judgements and decrees. SF 9, Kelly; HF 101, Doyle. SF 9 approved 2-26-73.

DEDUCTIONS—**General**

Double amount of tax credit under Iowa income tax, each personal exemption. SF 1001, Gluba; HF 1331, Small (companion); HF 1253, Lippold (similar subject matter).

DEEDS—**General**

Sale of property acquired by tax deed, counties. SF 104, Ramsey.
Real estate conveyances in trust, prohibit secrecy. HF 1181, Hargrave, et al.

DEFENSE—**General**

Request congress refuse the request from the department of defense for transfer authority—enforce terms of peace treaty of Paris, etc. SR 5; S.J. 1144 1170-1171 adopted.

DEPENDENTS—**General**

Uniform support of dependents law. SF 383, Robinson. Approved 7-12-73.
State reciprocity in enforcement of support decrees, etc. HF 444, Hill and Knoke.

DEPARTMENTAL RULES—**(See Rules)****DEPOSITS—****General**

Unclaimed utility deposits and refunds. SF 22, Doderer and Curtis. Approved 2-26-73.
Real estate broker trust accounts. HF 308, Holden; SF 38, Potter. HF 30 approved 3-23-73.
Rental property deposits, rules and regulations on. HF 188, Small and Byerly; SF 349, Doderer.
Interconnected regional securities depositories, further development of—amend Uniform Commercial Code. SF 450, DeKoster.
Fees and admission charges by school districts, extra-curricular activities, deposited and expended from the general fund. HF 566, O'Halloran, et al.
Interest of 7 percent paid on rental deposits on property. HF 1262, Rapp.
Deposits of public funds may be made in savings and loan associations. SF 1221, Rodgers.

DETERGENTS—**(Also see Pollution and/or Environmental Preservation)****General**

Detergents, prohibit sales of containing any phosphorus compound. SF 194, Riley.

DEVELOPMENT—**General**

Development corporation, obligations of, loans. SF 239, commerce. Approved 7-12-73.
Grain alcohol motor fuel industry, development of. HF 375, agriculture. (Also see SF 288). Approved 6-13-73.
Create an advisory committee for 1973 and 1974 to serve in an advisory capacity to development commission re development of a grain alcohol motor fuel industry. HCR 74; H.J. 2312.
Rural development commission, providing tax rebates, appropriation. HF 1280, Poney.
Issuance of environmental impact statements re development projects. SF 1273, Gluba; HF 1448, Cusack. S.

Commission

Create a state transportation planning commission. HF 35, Welden.
Authorize development commission to assist regional tourism councils, appropriation. SF 221, Heying, et al.
Establish a land preserve loan authority, prescribe purposes, duties, etc. SF 367, Winkelman.
Development commission, appropriation for salaries, etc., and agriculture promotion. HF 757, appropriations. Approved 7-12-73.
Development commission, appropriation for expansion of veterinary biologics facility in Ames. HF 786, appropriations. Approved 7-17-73.
Promotion of agricultural products, advise and consult, etc., development commission. HF 1305, appropriations. Approved 4-8-74.
Development commission appropriation for per diem allowance, regional tourism districts, and agriculture products promotion programs. HF 1306, appropriations. Approved 4-8-74.
Urge development commission collect and disseminate information re methods to conserve fuel resources by industry, etc. SCR 112; S.J. 511, 555.
Director of development commission, change method of appointment. SF 1257, Winkelman and Coleman.

DEVELOPMENT COMMISSION—**(See Development, sub-ref. Commission)****DISABLED—****General**

Duties to disabled (unconscious, incoherent, or otherwise) persons. HF 39, Patchett, et al.
Polling places for elections. HF 139, Dunton; SF 501, human resources. SF 501 approved 5-24-73.

Property tax relief, 65 or over or disabled, appropriation. SF 208, Shaff, et al.; SF 376, ways and means (SSM); SF 490, Gluba, et al.; HF 668, Small, et al. (companion) (all same subject matter). SF 376 approved 7-19-73.

Counties not required to pay ADC, aid to disabled, and blind assistance. HF 231, Holden, et al.; SF 570, ways and means. SF 570 approved 6-30-73.

Free registration plates for certain disabled veterans. HF 261, Holden; SF 348, Lamborn. HF 261 approved 7-6-73.

Exempt repairs and maintenance on taxation on homes owned by persons 65 or older or disabled. HF 645, Doyle.

Authorize vocational education board (public instruction) to make disability determinations under federal supplemental security income program for aged, blind, and disabled. SF 527, human resources.

Homestead tax credit for disabled veterans transferable to new homestead. SF 1029, Potter.

Eliminate certain income from consideration in determining total income of the elderly for additional homestead credit. SF 1127, Blouin and Gluba.

Disability income protection program for full-time state employees, appropriation. HF 1214, Hansen, et al.; SF 1215, Schaben, et al.

Additional income tax exemption, persons 80 percent or more disabled. SF 1203, Schwengels.

Homestead tax credit, 65 or older, or disabled, may file by mail. HF 1279, Poncy.

Sickness and accident disability fund. SF 1267, ways and means.

DISASTERS—

General

Civil defense and emergency planning, supplement and strengthen. SF 1216, Murray and Briles; HF 1335, Daggett.

DISCRIMINATION—

(Also see Civil Rights)

General

Marriage licenses, remove color requirement. SF 191, Riley.

Unfair employment practices. HF 411, Grassley.

Sex discrimination in housing, prohibit. SF 487, human resources; HF 1013, human resources (same subject matter in part). SF 487 approved 5-27-74.

Committee to study and evaluate existing programs serving Spanish-speaking people, their needs, possible establishment of a Chicano information center, etc. HCR 73; H.J. 2311.

Committee to study and evaluate existing programs serving Spanish-speaking people, their needs, possible establishment of a Chicano information center, etc. (Same as HCR 73). SCR 58; S.J. 2138-2139.

Membership in an organization, discriminatory or unfair practices, eliminate, exceptions. HF 1022, Jesse.

Prohibit discrimination in education. SF 1100, Kelly.

Prohibit discrimination in credit. SF 1317, Shaw, et al.

DISEASE—

(Also see Animals, sub-ref. Diseases)

General

Swine tuberculosis, eradication of. SF 291, agriculture. Approved 5-7-73.

Sickle cell anemia, testing for, penalty. SF 366, Gluba; HF 489, Hargrave. HF 489 approved 4-8-74.

Cattle feed lots, etc., state approve. SF 444, agriculture. Approved 5-7-73.

Gastro enteritis and other enteric diseases affecting swine, appropriation for research and cure. SF 1027, Priebe; SF 1323, appropriations. SSM.

DISTINGUISHED SERVICE AND ACHIEVEMENT—

General

Create a distinguished service and achievement award. SF 161, Shaw.

DISTRICT COURT—

(See Court, sub-ref. District)

DISTRICT PROSECUTOR—

(See Prosecutors)

DIVORCE—

General

Dissolution of marriage, eliminate one year wait. SF 11, Doderer.

Dissolution of marriage, costs support, etc. H.F. 124, Doyle.

Full property rights between husband and wife, divorce and/or estates, etc. SF 140, Riley; HF 451, Egenes, et al. SSM.

Payment of attorney fees and court costs for indigents, dissolutions of marriage. HF 300, Monroe.

Index of the dissolution of marriage docket, available to the public. SF 304, DeKoster; HF 365, Hill, et al.

Residency requirements for dissolution of marriage. HF 352, Norpel and Doyle; HF 731, judiciary and law enforcement. SSM.

Committee to study marriage laws, report. SCR 36; S.J. 918, 939; 1974 regular session; S.J. 17.

Support and alimony payments, may be made directly to person. SF 1006, Riley.
 Marriage, dissolution of, eliminate one-year waiting period and one-year residency, temporary custody, etc. HF 1155, Oakley.
 Life insurance and annuities in divorce actions. HF 1186, Norland.
 Visitation rights, grandparents. SF 500, human resources. Approved 4-25-74.
 Proceedings for modification of orders or decrees in dissolution of marriage, etc., court costs, attorneys fees. SF 1181, Riley.
 Orders or judgments for periodic support payments, require employer withhold payments. HF 1229, Knoke.

DOCUMENTS—**General**

Return of marriage document. SF 7, county government. Approved 2-26-73.
 Code and other documents, distribution of, courts and county supervisors. HF 28, Monroe; SF 95, judiciary; HF 176, Doyle. (Same subject matter).
 Committee to study storage of documents and use of microfilming equipment, report. HCR 25; H.J. 525, 570 adopted; S.J. 630, 655, 731, 945; 1974 regular session; S.J. 18.
 Use of medical procedures to prolong life, or not to prolong it. SF 1242, Ramsey.

DONATIONS—**General**

Soliciting public donations, corporations and other organizations file a statement of salaries, expenses, etc. HF 1481, Freeman.

DRAINAGE—**General**

Recovery of costs by owners of property taken for construction of levees, ditches, etc. SF 146, Miller of Des Moines; HF 179, Monroe.
 Sanitary district bonds may be amortized over a period of 40 years. HF 1079, Brunow, et al.; SF 1072, Ramsey, et al. HF 1079 approved 3-29-74.

DRAINAGE DISTRICTS—**General**

Recovery of costs by owners of property taken for construction of levees, ditches, etc. SF 146, Miller of Des Moines; HF 179, Monroe.
 County transfer, by resolution, control of an entire drainage district to a city or town regardless of construction. HF 349, Butler.
 Interest computed and collected on a levee and drainage district assessment. HF 393, Stromer and Schroeder.
 Worth county board of supervisors, legalize, drainage districts, assessment bonds. HF 507, Norland; HF 677, judiciary and law enforcement (same). HF 677 approved 6-29-73—became law by publication 7-20-73.
 Drainage district trustees do not have to be owners of agricultural land. HF 567, Stanley, et al.
 Authorize boards of supervisors to establish revolving funds, expenses for maintenance of drainage or levee districts. HF 633, Mennenga, et al.
 Drainage district boards having repairs costing \$5,000 or less performed without obtaining an engineer's report. HF 1354, Stromer; HF 1442, agriculture (same).
 Permit severance of certain land from an established drainage or levee district if no material benefit. HF 1355, Stromer; SF 1371, county government.

DRAM SHOP LAW—**General**

Repeal dram shop law. SF 159, Blouin, et al.

DRIVER EDUCATION—

(See Schools, sub-ref. Driver Education)

DRIVING—**General**

Duties of operators of vehicles turning left. HF 18, transportation. Approved 4-6-73.
 Driving on right side of roadway, exceptions. HF 19, transportation. Approved 2-23-73.
 Operating a vehicle under control. HF 20, transportation.
 Habitual offenders of traffic laws, revoke driver's license, etc. SF 173, DeKoster, et al.; HF 528, Freeman, et al. SF 173 approved 4-25-74.
 Implied consent test for alcohol, officer determine—added section re driving while intoxicated. HF 343, Doyle. Approved 5-27-74.
 Course for drinking drivers, clerk of court must be notified upon completion by a school. HF 1043, Knoke.
 Temporary driver's work permit, issuance of. HF 1082, Fischer of Grundy.

DRUGS—

(Also see Pharmacy and/or Narcotics)

General

Commitment of alcohol and drug addicts. SF 6, county government. Approved 2-26-73.

- Mandatory revocation of drivers license, conviction of possession of a controlled substance in a motor vehicle. HF 76, Doyle, et al.
- Establish drug abuse authority—powers and duties. SF 122, Murray and Hansen; HF 140, Crawford. SF 122 approved 7-17-73.
- Regulation of controlled drugs, etc. SF 136, Hansen.
- Remove jail sentence for possession of marijuana, unless intent to deliver. HF 256, Higgins and Cusack; SF 316, Plymat, et al.
- Podiatrists, clarify authority of to prescribe and dispense prescription drugs, etc. SF 223, Potter, et al.; HF 325, Edelen, et al. HF 325 approved 2-20-74.
- Operating a motor vehicle while under the influence of alcohol, drugs, etc., redefine the offense for—implied consent, etc. SF 318, Plymat, et al.; HF 552, Oakley, et al.
- Grant judges discretion to place persons convicted of violation of the uniform controlled substances act on probation. HF 426, Higgins, et al.; SF 395, Doderer and Plymat.
- Manner in which prescriptions for drugs and medicines are required to be written and filled. HF 431, Patchett and Crawford.
- Add methaqualone to list of controlled substances. HF 484, Monroe and Brunow; HF 700, state government. SSM.
- Require a prescription for distribution of hypodermic syringes and needles. HF 500, Clark of Lee.
- Violations of the controlled substances law, increase penalties. SF 475, Kennedy.
- Drug abuse authority, appropriation. SF 537, appropriations. Approved 5-31-73.
- Taxes, sales and income, increase deductions and exemptions, (food, prescription drugs, prosthetic, orthotic or orthopedic devices, etc.). SF 1030, Orr, et al; HF 1015, West; HF 1017, Mennenga, et al. (companion and same); SF 1055, ways and means (same subject matter); HF 1074, Avenson; HF 1133, Cusack (similar subject matter). SF 1055 approved 5-30-74.
- Alcoholism, drug addiction, or chemical dependency, include provisions for treatment of, group health and accident policies. HF 1021, Wells; SF 1206, Gluba, et al. (very similar).
- Certain prescription drugs, require retail price of be posted in every pharmacy, also advertising. HF 1037, Krause.
- Possession and distribution of marijuana, personal and private use. SF 1180, Doderer and Murray.
- Narcotic drugs, distribution of to minors, penalty. HF 1260, Danker and Daggett.
- Sample prescription drugs and other controlled substances, regulate distribution of by wholesalers or wholesale salesmen. HF 1358, Monroe.
- Define certain additional substances as controlled substances, conform more with federal laws. SF 1314, judiciary.
- Drug abuse authority, director of increase salary. SF 1365, appropriations.
- Prescription drugs and controlled substances, regulation of by board of pharmacy examiners. SF 1398, judiciary.

DUMP—

(See solid Waste Disposal Grounds)

EASEMENTS—

(Also see land and/or Property)

General

- Condemnation of easements for the development of recreational facilities (lakes, dams, etc.). SF 407, Briles.

ECOLOGY—

(See Environmental Preservation)

ECONOMIC OPPORTUNITY, OFFICE OF—(O.E.O.)**General**

- Planning and programming and office of economic opportunity, appropriation. HF 780, appropriations. Approved 7-21-73—item veto.

EDUCATION—

(See Schools, all sub-refs. and/or Higher Education)

EDUCATIONAL INSTITUTIONS—

(See Schools, sub-ref. Institutions)

EGGS—

(See Foods, sub-ref. Dairy)

ELECTIONS—**General**

- Authorize cities, towns and counties to impose a sales and use tax, also axle tax. SF 33, Andersen and Kelly; HF 47, Junker and Hansen.
- Consolidation of counties. SF 84, Kelly; HF 183, Hill; SF 117, Blouin SSM.
- Persons disqualified from being electors, repeal section of constitution, update statutes. SJR 6, Blouin.
- Polling places for elections. HF 139, Dunton; SF 501, human resources. SF 501 approved 5-24-73.

- Leaves of absence, candidates for election to General Assembly. HF 142, Carr, et al.; HF 274, Crabb. SSM.
- Disclosure, etc. of campaign contributions and expenditures, etc. SF 4, Glenn; SF 90, Shaff and Plymat; SF 162, Doderer. (All same subject matter).
- Create a system of intermediate educational service districts. SF 158, Andersen.
- Bond elections, one year before resubmission. HF 172, Schroeder.
- Contesting elections of county officers. HF 196, Small; SF 326, Doderer.
- Code, correcting erroneous, inconsistent and obsolete sections. HF 209, judiciary and law enforcement. Approved 5-24-73.
- Four-year terms for members of the House of Representatives. HJR 7, Mendenhall.
- Run-off election of officers in school districts—must have 45 percent or more votes. HF 259, Kreamer.
- Constitutional convention, whether or not to submit to voters for determination. HF 280 Higgins.
- Petitions and elections for the establishment of sanitary districts, bond optional. SF 258, Doderer.
- Election returns—allow county board of supervisors to canvass before noon. SF 264, county government.
- Secretary of state not required to be elected—four year terms for governor, auditor of state, and treasurer of state, etc. HJR 11, Brinck, et al.
- Joint election of governor and lieutenant governor. HJR 12, Brinck, et al.
- Presidential preferential primary election. SF 278, Blouin; HF 437, Patchett and Crawford.
- Fifth judicial district and judicial nominating commission, change. HF 316, Roorda and Middleswart.
- Cooperatives articles of incorporation of. SF 289, Bergman, et al. Approved 5-24-73.
- Ambulance service to unincorporated areas, levy therefor on a per capita basis, etc. HF 339, Holden.
- Joint city-county buildings, bond elections for. SF 313, judiciary. Approved 5-15-73.
- Lamoni community school district, issuance of school bonds, legalize special election. HF 364, Anderson. Approved 5-15-73—became law by publication 6-1-73.
- Establishment of sanitary districts, alternative procedure. HF 370, Bittle, et al. (Also see SF 258).
- County commissioners of elections, compensation for. SF 336, Briles and Doderer.
- Four-year term of office for governor lieutenant governor, secretary of state, auditor of state, treasurer of state, secretary of agriculture, and attorney general. HF 442, Crabb.
- Candidates for election may employ persons for services rendered. HF 461, Hill.
- Simple majority required for elections on bond issues, etc. SF 437, Doderer; HF 581, Monroe.
- Divide school districts into director districts on population basis, elections. HF 525, Bittle and Brackett.
- Directors of cooperative associations, redistricting every 10 years, elections. SF 457, Rabedeaux.
- County zoning restrictions in unincorporated area of county, county zoning commission members elected etc. SF 458, Scott, et al.
- Elections for school bond issues a simple majority. HF 592, O'Halloran, et al.
- Create the municipal powers of initiative, referendum, and recall, elections. Home Rule Act. HF 593, Connors.
- Vacating of streets, agreements to annex, elections, special assessments, charges for services, notices, hearings, etc., procedures and requirements for cities and towns. HF 611, cities and towns.
- Effective date of laws, publishing, etc. HJR 17, appropriations.
- Muscatine, legalize, annexing certain territory. HF 732, judiciary and law enforcement. Approved 6-19-73—became law by publication 7-6-73.
- Elections. HF 745, state government. Approved 6-29-73.
- Committee to study HJR's 10, 11, and 12 re joint election of governor and lieutenant governor—secretary of state not an elected official—duties of lieutenant governor, report 1974. HCR 47; H.J. 1198.
- Require reporting of election expenses penalties. SF 548, Gluba.
- Disclosure of campaign contributions and expenditures. SF 583, state government. Approved 7-20-73.
- Request chief clerk install opaque curtain, that may be opened or closed, to cover the voting machine panel. HR 11; H.J. 1867.
- Fifth judicial district divided into three election districts, judicial nominating commission. SF 612, judiciary.
- Election laws, appropriation to secretary of state to print copies of. SF 1121, appropriations; HF 1173, appropriations. SF 1121 approved 3-29-74—became law by publication 4-7-74.
- Candidates for state, county, city and school office elections may sign affidavits required to be attached to nominating petitions. HF 1231, Connors.

- Cities may hold municipal elections, major political party labels. HF 1287, Cusack and Brinck.
- Permit penal institution inmates and former penal institution inmates the right to vote. SJR 1006, Gluba.
- Elections, revise certain statutes relating to. HF 1399, state government; SF 1299, state government; SF 1234, county government (same subject matter included in HF 1399). HF 1399 approved 4-24-74—became law by publication 4-26-74.
- Area education agencies, boards of directors, members elected at director district conventions not later than June 15, take office July 1st. SF 1406, schools.
- Committee to study methods, etc., for contributing to political candidates and role of political parties re election of candidates. HCR 155; H.J. 2252.

ELECTRICITY—**General**

- Release of federal funds, environmental, emergency loans program etc. HJR 1, Pellett and Strothman; SJR 1, Priebe and Doderer. HJR 1 sent to secretary of state 2-8-73.
- Apportionment of property valuation of certain electric power generating plants. HF 236, Husak, et al.
- Municipally-owned utilities participate with others in acquiring and financing of jointly-owned facilities for generation, acquisition or transmission of electric energy. HF 609, ways and means. Approved 6-29-73.
- Formula for taxing electric power generating plants of more than \$12,000,000 in taxable valuations. SF 547, ways and means; SF 557, ways and means. S. SF 557 approved 7-18-73.
- Committee to study energy policy positions—areas of powerplant siting policies, energy supply and use, national energy policy, trade, etc. SCR 54; S.J. 2030-2031, 2032.
- Electrical installations, eliminate sales tax on. SF 1082, Shaff; HF 1192, Schroeder and Millen.
- Collection of energy resource data. SF 1115, Milligan et al.
- Nuclear power plants, moratorium on the construction of. SF 1123, Plymat, et al.; HF 1293, Crawford, et al.
- Energy facilities, establishment and construction of. SF 1302, Blouin and Murray.
- Coal, production of electricity, permit use of. HF 1437, energy.
- Monitoring levels of sulfur oxide emissions from power generating plants, appropriation to department of environmental quality. HF 1479, appropriations. Approved 5-2-74—became law by publication 5-10-74.

ELEVATORS—**General**

- Sale, shipment, and delivery of grain. SF 227, Priebe.
- Corn and soybean purchasers pay premium if moisture content lower than standard. HF 618, Cochran.
- Elevator Code. HF 1023, Jesse; SF 1271, Rabedeaux and Kelly (same subject matter); SF 1361, Rabedeaux and Kelly; SF 1370, human and industrial relations (same); (all similar subject matter). SF 1370 approved 5-28-74.

EMERGENCIES—**General**

- Duties to disabled (unconscious, incoherent, or otherwise) persons. HF 39, Patchett, et al.
- Flashing blue light may be used on a fire-fighting vehicle. HF 244, Doyle; SF 216, Rodgers (companion); HF 414, Hutchins. SSM. HF 414 approved 4-25-74.
- Emergency light sources for public buildings. SF 325, Priebe and Scott; HF 483, Krause.
- State of emergency, governor may reduce speed limits, shortage of fuels. SF 526, state government.
- Abolish division of civil defense in department of public defense, establish office of disaster preparedness within department of public defense. HF 794, appropriations.
- Emergency power of the governor, outdoor advertising, fuel, etc. HF 1056, Higgins.

EMINENT DOMAIN—**General**

- Eminent domain awards, payment of costs and reasonable attorney fees in condemnation proceedings by applicant. HF 99, Strothman.
- Use of eminent domain by county boards of supervisors for any secondary road. HF 234, Holden.
- Eminent domain, remove \$500 expense limitation, distance of movement, and possession 180 days. SF 281, Gallagher, et al.
- Eminent domain procedures. HF 672, transportation; SF 566, state government; (also see HF 1353).
- Condemnation proceedings, court reinstate, certain reasons. HF 351, Monroe; HF 741, judiciary and law enforcement; SF 565, judiciary. SSM.

Eminent domain procedures (similar subject matter to sections in HF 672 and companion SF 566). HF 1353, natural resources.
 Eminent domain proceedings by pipeline companies, annual rental charges in addition to other damages. SF 1372, Judiciary.
 Committee to study eminent domain procedures. SCR 135; S.J. 1608, 1648.

EMPLOYEES—

(See Employment, sub-ref. Employees—Also State Government and/or Schools)

EMPLOYMENT—**General**

Committee to study employment positions in General Assembly. SCR 8; S.J. 63, 79, 342.
 Establish a work-study program, higher education, appropriation. SF 373, Murray and Nystrom; HF 465, Crawford.
 Unfair employment practices. HF 411, Grassley.
 Appearance of employees, specified procedures followed, dismissals. HF 513, Horn.
 Second injury fund benefits, workmen's compensation. SF 449, DeKoster.
 Create a green thumb program for the aging, provide employment, appropriation. HF 632, Avenson and Fitzgerald.
 Public employment relations board, appropriation. SF 544, human and industrial relations. Approved 5-10-74.
 Occupational hearing loss, workmen's compensation. HF 1242, Edelen, et al.; SF 1190, Potter.
 Unemployment compensation may extend to 39 weeks. HF 1273, Poncy.
 Employment security, chapter 96, correct and clarify certain sections, etc. HF 1311, human and industrial relations. Approved 5-27-74.
 Merit system eligible list, method by which state agencies appoint persons from. HF 1380, state government. Approved 5-27-74.
Employees
 (Also see schools, sub-ref. Employees)
 Civil service employment, personal qualifications for HF 4, Small; SF 1012, Murray. SSM. HF 4 approved 5-27-74.
 Additional employees, joint committee appointed. HCR 2; H.J. 14 adopted; S.J. 11 adopted.
 Appointment of clerks, secretaries and pages. HR 2; H.J. 13 adopted.
 Appointment of secretaries. SR 1; S.J. 9 adopted.
 Compensation of joint legislative employees. SCR 6; S.J. 52 adopted; H.J. 66, 73 adopted.
 Compensation of chaplains, officers and employees of General Assembly. SCR 7; S.J. 55-58 adopted; H.J. 66-68, 73 adopted.
 Hiring of employees under merit system, five highest, six months probation period. SF 44, Nystrom.
 Phase out contribution ceiling, IPERS. SF 96, Riley; SF 1185 Andersen (same subject matter).
 Court reporters for purpose of group insurance considered county employees. HF 93, Doyle.
 School boards, board of regents, public instruction, educational radio and TV provide group or individual contracts for tax sheltered annuities to employees. HF 98, Freeman. Approved 5-2-74.
 Group insurance, definition of employees eligible for. HF 156, Freeman, et al. Approved 7-18-73.
 Employment of county relief recipients on county-owned properties, parks, etc. SF 156, county government; HF 553, county government. S.
 Employees paid at least once per month, no unauthorized deductions, penalties. HF 199, Lipsky; HF 1457, commerce (same).
 Procedure allowing state employees to meet and confer with merit employment commission. HF 202, Fisher of Greene and Millen.
 State employee benefits, sick leave, vacation, and overtime. HF 212, Crabb.
 Collective bargaining for public employees. HF 263, Welden; SF 273, Griffin; SF 531, human and industrial relations. (All same subject matter).
 SF 531 approved 4-23-74.
 Changing the computation of basic pay periods for state employees. SF 236, Nystrom.
 Public employees leave of absence with pay. SF 164, Junkins and Schwengels; HF 201, Millen, et al. (companion); SF 235, Nystrom; HF 388, human resources (all same subject matter). HF 388 approved 3-4-74.
 Establish procedure for transfer of certain moneys of retirement systems and pension plans, job changes, etc. HF 283, Miller of Buchanan, et al.
 Overtime pay for employees of highway commission. SF 251, Nystrom.
 Holiday days for state employees. SF 252, Nystrom.
 Officers of certain state employee organizations, provide office space and a leave of absence. SF 268, Schaben, et al.
 Remove one week waiting period before unemployment benefits can be received. HF 347, Rapp and Byerly.
 Request congress amend the federal Hatch Act. SCR 27; S.J. 509, 526, 731, 909, 1102-1103 adopted; H.J. 1194, 1647 adopted.
 Holidays for state employees. SF 342, Plymat, et al.; HF 413, West, et al.; SF 512, human and industrial relations. S. SF 512 approved 6-19-73.

- Group disability insurance program for state employees. SF 355, Schaben, et al.
- Salary increases for certain state employees, appropriation. SF 360, Nystrom, et al.
- Payment of overtime of state employees. SF 374, Andersen, et al.; HF 499, Drake, et al.
- Vacations for state employees. SF 379, Riley, et al.; HF 503, Clark of Lee, et al. HF 503 approved 6-13-73.
- Pay adjustment for state employees, merit system. SF 385, Schwengels, et al.; HF 493, Harvey, et al.
- Maximum hours a railway company employee may work. HF 408, Brunow, HF 686, human and industrial relations (same).
- Longevity pay increases for state employees, merit system. SF 40, Andersen and Nystrom; HF 502, De Jong, et al.; HF 1345, West, et al.
- Lifting of disqualification for voluntarily quitting 12 weeks off job, unemployment benefits. HF 539, Rapp, et al.
- Members of General Assembly may employ related persons as clerks, etc. HF 549, rules. Approved 6-13-73—became law by publication 6-22-73.
- Workmen's compensation. HF 554, Kiser; SF 495, human and industrial relations. SSM. SF 495 approved 6-13-73.
- Directory of state employees assembled by comptroller. SF 467, state government.
- Municipal court clerk and employees become associate district court clerks and employees on July 1, 1973. HF 589, Nielsen.
- Unemployment benefits, pregnancy, return to work, nothing available. HF 605, O'Halloran, et al.
- Employment security extended benefits, unemployment compensation. HF 623, Poncy; SF 1016, Glenn.
- Partial unemployment, increase unemployment benefits. HF 661, Rapp, et al.
- Deferment of work registration—provide all pertinent information to claimant re unemployment compensation. HF 662, Rapp, et al.
- Part-time legislative employees not covered by unemployment compensation. HF 680, human and industrial relations.
- Group insurance for public employees may include dependents and spouses. SF 502, McCartney, same subject matter as HF 1001, Doyle; SF 1010, Andersen (companion).
- Amends two sections in the workmen's compensation law, benefits (should have been included in SF 495). SF 606, human and industrial relations. Approved 4-4-74.
- Committee to study the necessity for legislation to insure that employees receive consideration in payment of any and all debts of their employer. SCR 53; S.J. 1932-1933, 1981.
- Supplement appropriations of various state departments, board of regents, etc., and other exempt positions included in comptroller's centralized payroll system. SF 618, appropriations.
- Increase employer contributions for IPERS. SF 1015, Andersen.
- Workmen's compensation medical benefits, allow employee to choose doctor. SF 1031, Gallagher, et al.
- Compensation of chief clerk and Secretary of the Senate—fulltime permanent employees receive vacation allowances and sick leave—legislative employees may become members of IPERS. SCR 101; S.J. 24, 25, 68, 284, 293, 316, 359, 501-503 adopted; H.J. 661-662, 764 adopted.
- Records and employees of the General Assembly, use of such records to determine legislative intent, evidence. SF 1046, DeKoster; HF 1277, Bittle, et al. S.
- Public officers and employees (state, county, city, etc.) amend law to make Code of conduct or ethics same. SF 1060, Doderer.
- Interchange of federal, state and local government employees. HF 1107, state government. Approved 3-21-74—became law by publication 3-29-74.
- Retirement of veterans who are public employees. HF 1109, state government.
- Religious exemption to the Iowa unfair employment practices standards. SF 1106, Hansen, et al.; HF 1182, Freeman, et al.
- Merit Employment commission may approve rules for reimbursement of prospective professional employees for interviewing expenses, if hired, moving expenses. SF 1110, Doderer.
- Salary increases to persons who are members of the merit employment system, appropriation. SF 1136, Nystrom, et al.; HF 1221, De Jong, et al.
- Automatic cost-of-living salary adjustment to merit employment system pay schedule, appropriation. SF 1171, Willits; HF 1285, Wells.
- Cost of living adjustments for public employees, appropriation. HF 1257, Crabb.
- Civil service employees working beyond retirement age, prohibit from taking promotional examinations. HF 1270, Connors, et al.; HF 1413, cities and towns (same).
- Adjustments in the merit employment department pay plan, appropriation. HF 1337, Byerly.
- Group insurance, definition of employees eligible for, conversion, benefits, etc. HF 1339, Freeman.

- Right to workmen's compensation exclusive remedy of an employee. HF 1364, Edelen, et al.
- Cost of living salary increase for specified state employees, also disability insurance program, appropriation. HF 1367, appropriations; SF 1284, appropriations (similar subject matter). SF 1284 approved 5-30-74.
- Payment of civil rights commission appointees. SF 1254, Gluba.
- Sickness and accident disability fund. SF 1267, ways and means.
- Right to workmen's compensation exclusive remedy to an employee against employer or fellow employee on account of injury or occupational disease. HF 1426, human and industrial relations. Approved 5-27-74.
- Workmen's compensation cases, compromise settlements, also basis for wage computation for individuals making less than regular wages in the industry employed. HF 1462, Freeman.
- Waive joint rule 16 re Senate File 531. SCR 118; S.J. 1184. Ruled out of order.
- Compensation of officers and employees, salary schedule. SCR 130; S.J. 1494-1503, 1493, 1543, 1584-1585, 1613, 1673, 1708, 1925-1926.
- General Assembly objects to state agencies not paying employees overtime and insist on compensation for same. SCR 132; S.J. 1581-1582, 1609.
- General Assembly objects to state agencies not paying employees overtime and insist on compensation for same. (Same as SCR 132). HCR 149; H.J. 2126-2127.
- Compensation of officers and employees, salary schedule. HCR 162; H.J. 2374-2382, 2455-2456 adopted; S.J. 2013-2021, 2057-2062 adopted; H.J. 2510-2511 adopted; S.J. 2073-2074 adopted.
- Salary adjustment for employees of the General Assembly. HCR 163; H.J. 2382.
- Highway commission employees, salary increase, appropriation. SF 1285, appropriations. Approved 5-9-74.
- Employers**
- Persons permitted to inspect certain records and reports of employment security commission. HF 687, state government; SF 510, state government. S. HF 687 approved 6-13-73.
- Committee to study the necessity for legislation to insure that employees receive consideration in payment of any and all debts of their employer. SCR 53; S.J. 1932-1933, 1981.
- Occupational safety and health, penalties. SF 1298, Rabedeaux.
- EMPLOYMENT AGENCIES—**
- General**
- Private employment agency fees. SF 183, Griffin, et al.; HF 217, Crabb, et al. (companion); HF 689, human and industrial relations (same).
- EMPLOYMENT SECURITY COMMISSION—**
- General**
- Employment security commission, appropriation from IPERS fund for administration of. HF 403, appropriations. Approved 5-8-73.
- Optional variable annuity plan for IPERS, employ actuary to conduct study, appropriation. SJR 12, Doderer.
- Workmen's compensation. HF 554, Kiser; SF 495, human and industrial relations. SSM. SF 495 approved 6-13-73.
- Unemployment benefits, pregnancy, return to work, nothing available. HF 605, O'Halloran, et al.
- Employment security extended benefits, unemployment compensation. HF 623, Poncy; SF 1016, Glenn.
- Consolidation under employment security commission for investment of retirement system funds. HF 624, Conours, et al.
- Partial unemployment, increase unemployment benefits. HF 661, Rapp, et al.
- Deferment of work registration—provide all pertinent information to claimant re unemployment compensation. HF 662, Rapp, et al.
- Persons permitted to inspect certain records and reports of employment security commission. HF 687, state government; SF 510, state government. S. HF 687 approved 6-13-73.
- Employment security commission, appropriation for administration of old-age and survivors' insurance system, federal social security system, and retirement system for public school teachers. HF 755, appropriations. Approved 6-13-73.
- Amends two sections in the workmen's compensation law, benefits (should have been included in SF 495). SF 606, human and industrial relations. Approved 4-4-74.
- Unemployment compensation fund, control, management and use of, to assure entitlement to funds, etc. HF 1080, Lipsky. Approved 5-27-74.
- Unemployment benefits, 90 percent disqualification. HF 1258, Freeman.
- Unemployment compensation may extend to 39 weeks. HF 1273, Poncy.
- Employment security, chapter 96, correct and clarify certain sections, etc. HF 1311, human and industrial relations. Approved 5-27-74.
- Right to workmen's compensation exclusive remedy of an employee. HF 1364, Edelen, et al.
- Employment security commission authority to release liens. SF 1244, DeKoster.

Right to workmen's compensation exclusive remedy to an employee against employer or fellow employee on account of injury or occupational disease. HF 1426, human and industrial relations. Approved 5-27-74.

Employment security commission, appropriation from IPERS. SF 1344, appropriations. Approved 5-2-74—became law by publication 5-17-74.

Employment security commission, supplemental appropriation for salaries, etc. SF 1359, appropriations. Approved 4-25-74—became law by publication 5-3-74.

ENERGY—**General**

Joint convention, Tuesday, January 22, 1974 at 10:00 a.m., special message on energy and transportation by Governor Ray. HCR 102; H.J. 26-27, 50 adopted; S.J. 75, 94 adopted.

Urge congress and the president of the United States to promote fast and effective research and development of alternative sources of energy. SCR 102; S.J. 24, 25, 284.

Four ten-hour-day work week for state employees. SJR 1003, Murray, et al.; HJR 1003, De Jong, et al.

Extend invitation to the Iowa congressional delegation to speak to a joint session on the occupational safety act, highway trust funds, fertilizer shortage, and the energy crisis. SCR 105; S.J. 248, 273 adopted; H.J. 273, 487-488 adopted.

Collection of energy resource data. SF 1115, Milligan, et al.

Nuclear power plants, moratorium on the construction of. SF 1123, Plymat, et al.; HF 1293, Crawford, et al.

City and county zoning regulations, promote conservation of energy resources. SF 1194, Blouin.

Energy policy council, create—study, make recommendations, assistance, etc. re rail transportation, transit systems, coal and other fuels, etc.—appropriation. SF 1222, energy. Approved 5-30-74—became law by publication 6-13-74.

Urge development commission collect and disseminate information re methods to conserve fuel resources by industry, etc. SCR 112; S.J. 511, 555.

Energy facilities, establishment and construction of. SF 1302, Blouin and Murray.

Coal, production of electricity, permit use of. HF 1437, energy.

That the national science foundation study energy requirements on a state-wide, regional and national basis, the effects, costs, wastes, etc. HCR 139; H.J. 1818-1819, 2108 adopted; S.J. 1647, 1933-1935 adopted.

Energy policy council, authorized to study, develop, and assist operations of transportation systems, appropriation. SF 1397, appropriations.

Committee to study the use of nuclear power, safety and adverse effects. SCR 138; S.J. 1812-1813, 1857.

ENGINEERS—**General**

Accountancy, architectural, banking, engineering, watchmaking examiners, appropriation. SF 232, appropriations. Approved 5-7-73.

Drainage district boards having repairs costing \$5,000 or less performed without obtaining an engineer's report. HF 1354, Stromer; HF 1442, agriculture (same).

ENVIRONMENTAL PRESERVATION—**General**

Release of federal funds, environmental, emergency loans program, etc. HJR 1, Pellett and Strothman; SJR 1, Friebe and Doderer. HJR 1 sent to secretary of state 2-3-73.

Establish a natural and scenic rivers system. HF 7, Welden; SF 172, Willits.

Petition the president and congress of the U.S. to reinstate the rural environmental assistance program or replace with another. HCR 3; H.J. 62.

Urge requirement with approved soil conservation practices, land in watershed of proposed United States dams. SJR 4, Winkelman, et al.; HJR 8, natural resources. SJR 4 sent to secretary of state 4-6-73.

Regulate use of beverage containers, etc. HF 56, Mendenhall, et al.; SF 1085, Plymat, et al. (similar)—(same subject matter); SF 197, Miller of Marshall and Gluba; HF 317, Stanley and O'Halloran (companion).

County property tax levy of one-quarter mill for flood and erosion control. HF 73, county government.

Prevention, abatement or control of noise pollution. HF 79, Lipsky; SF 181, Shaw.

Minimizing adverse environmental consequences to Ledges state park. SCR 15; S.J. 177, 187, 342, 510, 720-721 adopted; H.J. 725, 2177 adopted.

Grants from sewage works construction fund. SF 123, Andersen, et al.; HF 161, Hutchins, et al. (companion); HF 515, Edelen, et al. SSM.

Prevent sale of foods containing harmful residues beyond certain tolerance. HF 159, agriculture.

Detergents, prohibit sales of containing any phosphorous compound. SF 194, Riley.

Sanitary districts, conveyance of to cities or towns. SF 245, Willits; HF 322, Byerly. SF 245 approved 6-19-73.

- Surface mining, damages, complaints, etc. SF 267, Gallagher.
- Expenditures for air and water pollution control, provide for sales and use tax exemptions on. SF 320, Winkelman, et al.; HF 398, Millen, et al.
- Air and water pollution, limited exemption from property taxation for property used to control—property tax exemption for certain property used for water impoundments. SF 321, Winkelman, et al.; HF 399, Miller, et al. SF 321 approved 6-8-74.
- Civil penalties for violations of orders and rules of air quality commission. HF 360, natural resources.
- Standards for food, establish. HF 382, agriculture; SF 357, agriculture SSM. (Also see HF 159).
- Create an advisory committee to the chemical technology commission of department of environmental quality. HF 384, natural resources.
- Separate drainage systems for surface water. SF 364, Gallagher.
- Increase fee for certification of operators of water and sewage treatment plants. HF 404, natural resources.
- Environmental quality, department of, enter public or private property for conducting investigations. HF 405, natural resources. Approved 7-12-73.
- Require city motor buses be equipped with upright or stack mufflers. SF 418, Robinson.
- Defining simple and aggravated littering, penalty. SF 430, Kelly.
- Protected water areas, designation of. HF 496, Freeman and Welden; SF 461, Tieden, S.
- Diversion of water, industrial coolants, to underground basins or water-courses, alternative methods. HF 497, Krause.
- Impose excise tax on certain beverage containers, etc., penalty. HF 516, Egenes, et al.
- Conveyance and discontinuance of a sanitary district located wholly or partially within boundaries of a city or town, etc. HF 616, cities and towns.
- Authority of the department of environmental quality for water quality, conform to federal requirements, sewage treatment works, constructions, etc. HF 710, natural resources.
- Environmental quality, appropriation. HF 761, appropriations. Approved 7-6-73.
- Cities and towns, sewage works construction fund, appropriation. SF 576, appropriations.
- Cities and towns, sewage works construction, appropriation. SF 617, cities and towns; HF 1407, Howell, et al.
- Cities and towns sewage works construction, appropriation. HF 807, appropriations. (Same and similar subject matter as SF 576 and SF 617). HF 807 approved 7-6-73.
- Residential fireplaces, tax exemption. SF 1002, Potter; HF 1330, Mennenga, S.
- Sanitary district bonds may be amortized over a period of 40 years. HF 1079, Brunow, et al.; SF 1072, Ramsey, et al. HF 1079 approved 3-29-74.
- Four ten-hour-day work week for state employees. SJR 1003, Murray, et al.; HJR 1003, De Jong, et al.
- Release of federal funds for water pollution control programs. HCR 110; H.J. 298.
- Methane gas, experimental project in production of, appropriation for. SF 1114, Heying.
- Collection of energy resource data. SF 1115, Milligan, et al.
- Litter, disposition of, penalty. HF 1169, Freeman; HF 1458, natural resources (same subject matter).
- Litter, control of, tax on certain items, penalties. HF 1203, Freeman.
- Environmental quality, department of, duties, increase compensation and expenses of members of the commissions and executive committee of. HF 1217, Freeman; HF 1427, natural resources (similar subject matter).
- Open space reservations, establish. HF 1228, Butler, et al.
- Establish an environmental education program, advisory council, appropriation. HF 1301, Pellett, et al.
- Regulation of the use of radiation sources. HF 1328, Cochran and Middle-swart.
- Motor vehicle engine noise level. HF 1340, Hennessey.
- Issuance of environmental impact statements re development projects. SF 1273, Gluba; HF 1448, Cusack, S.
- Coal, production of electricity, permit use of. HF 1437, energy.
- Water supply program, appropriation to department of environmental quality. SF 1312, natural resources. Approved 5-27-74.
- Indirect sources of air pollution, department of environmental quality re authority, penalties, appropriation. HF 1464, natural resources.
- Solid waste disposal grounds, establishment and operation of. SF 1358, county government.
- Monitoring levels of sulfur oxide emissions from power generating plants, appropriation to department of environmental quality. HF 1479, appropriations. Approved 5-2-74—became law by publication 5-10-74.

- Urge congress direct office of technology assessment study and investigate the entire nuclear cycle from mining through fuel processing and waste management, determine safety, etc. SR 103; S.J. 1171-1172, 1201, 1673.
- Sewage works treatment construction fund, appropriation. SF 1378, appropriations. Approved 5-2-74—became law by publication 5-10-74.
- That the national science foundation study energy requirements on a statewide, regional and national basis, the effects, costs, wastes, etc. HCR 139; H.J. 1818-1819, 2108 adopted. S.J. 1647, 1933-1935 adopted.
- Committee to study recycling of solid and liquid wastes. SCR 136; S.J. 1608, 1648.
- Committee to study the use of nuclear power, safety and adverse effects. SCR 138; S.J. 1812-1813, 1857.
- Committee to study and develop a state land use policy. SCR 148; S.J. 2075-2076.

EROSION—

(See Land and/or Soil Conservation)

ESCROW—**General**

- Loans and contracts involving real estate, holders of be required to pay reasonable interest on funds held for property taxes, insurance, etc. HF 1049, Fischer of Grundy.

ESTATES—**General**

- Contents of a safety deposit box, of a decedent, may also be given to joint owner. SF 54, Blouin.
- Inheritance tax, time of payment. SF 131, Murray and Ramsey; HF 205, Bittle, et al. SF 131 approved 4-26-73.
- Full property rights between husband and wife, divorce and/or estates, etc. SF 140, Riley; HF 451, Egenes, et al. SSM.
- Reopening of estates, additional assets. HF 311, Doyle.
- Heir to an estate of a deceased persons, etc. may obtain a copy of the autopsy report. HF 356, Oakley.
- Inheritance tax, delete obsolete sections, reconcile inconsistent sections, etc. SF 359, DeKoster and Shaff.
- Administration of small estates. SF 365, Miller of Des Moines, et al; HF 453, Monroe, et al. HF 453 approved 4-8-74.
- Inheritance taxes, one-half of joint property to spouse, increase exemption for spouse. HF 452, Egenes, et al.; HF 475, Anderson, et al.; SF 1158, Rodgers (HF 475 and SF 1158 are same subject matter in part to HF 452).
- Compensation of administrators, executors, etc., and attorneys—estates. HF 455, Schroeder.
- Action for partition, alternative to sale of property. HF 519, Norland.
- Iowa probate Code. SF 442, Riley; HF 586, Hill. SF 442 approved 4-25-74.
- Nonprobate transfers, accounts, liens, claims, property, survivors, or beneficiaries. SF 443, Riley; HF 587, Hill.
- Liens against property of persons admitted or committed to certain state institutions, etc. HF 546, Higgins and Eyerly.
- Liens on real estate owned by old-age assistance recipients, claims against estates, etc. HF 601, Cusack.
- Computation of Iowa net income—gains on farm recapture property or non-farm adjusted gross income over \$20,000 treated as ordinary income, etc. HF 652, Krause.
- Filing of reports in estates and the closing thereof, (speed closings), penalties. HF 1068, Fischer of Grundy.
- Increase share of property received by surviving spouse if decedent dies without a will. HF 1129, Freeman.
- Sale and assignment of a decedent's property, exempt property of a decedent's estate, allocation of the proceeds from a wrongful death action, filing of a final fiduciary return, etc. SF 1205, Riley; HF 1393, Hill, et al. S.
- Intestate succession and rules of inheritance. HF 1294, Jordan.
- Committee to study taxation of estates, inheritance tax. HCR 114; H.J. 603.
- Estate tax based upon a percentage of the federal estate tax, penalties, replace inheritance tax. HF 1482, Bittle.

ETHICS—**General**

- Compensation of nonlegislative members of the ethics committees. SF 1050, Shaff, et al.
- Ethics committee, legislative and nonlegislative members, compensation of, appropriation. HF 1471, appropriations. Approved 5-27-74.

EVIDENCE—

(See Court, all sub-refs.)

EXAMINERS—**General**

- Examination of insurance companies, cost of. HF 526, commerce. Approved 3-4-74.

Participation loans by savings and loan associations, supervision and examination of. HF 1296, Ewing; SF 1355, commerce.
Physical therapy examiners, increase appropriation from moneys received. SF 1364, appropriations. Approved 5-2-74—became law by publication 5-8-74.

EXAMINING BOARDS—**General**

That each examining board be required to submit in writing to the General Assembly no later than January 14, 1974 its recommendations for legal assistance. HCR 17; H.J. 320, 369 adopted; S.J. 365, 383, 413, 1005, 1785 adopted.
That each examining board be required to submit in writing to the General Assembly no later than January 14, 1974 its recommendations for continuing education requirements for licensed or registered members of its occupation or profession. HCR 18; H.J. 321, 369 adopted; S.J. 365, 383, 413, 1005, 1785-1789 adopted.
That each examining board be required to submit in writing to the General Assembly no later than January 14, 1974 its recommendations for legal assistance. (Same as HCR 17) SCR 20; S.J. 323, 324, 342, 1786 withdrawn.
That each examining board be required to submit in writing to the General Assembly no later than January 14, 1974 its recommendations for continuing education requirements for licensed or registered members of its occupation or profession. (Same as HCR 18) SCR 21; S.J. 323, 324, 342, 1786 withdrawn.
Nursing examiners, board of, supplemental appropriation. SF 231, appropriations. Approved 4-2-73.
Professional and occupational licensing boards, establishment and administration of, fees, penalties. SF 277, Hansen, et al.; HF 477, Holden and Hill. S. SF 277 approved 5-28-74.
Examination fee for real estate salesman or broker examinations, establish. SF 339, state government.
Registration of psychologists and establish a psychology examining board. SF 446, Kelly, et al.
Licensing and regulation of social workers, certified social workers, and master social workers, license fees, penalties. HF 1248, West, et al.; SF 1209, Schwieger, et al.

EXECUTIVE COUNCIL—**General**

Holiday days for state employees. SF 252, Nystrom.
Officers of certain state employee organizations, provide office space and a leave of absence. SF 268, Schaben, et al.
General services department, duties and functions. HF 307, Bittle, et al. Approved 7-20-73.
Holidays for state employees. SF 342, Plymat, et al.; HF 413, West, et al.; SF 512, human and industrial relations. S. SF 512 approved 6-19-73.
One-half of paper or paper products purchased by the state made from recycled paper. SF 351, Willits and Blouin.
Merit system classification and pay plans, remove executive council approval. SF 361, Gluba.
Erect new state office building, legislative advisory committee, appropriation. HF 473, Doyle.
Leasing of property under jurisdiction of conservation commission. HF 571, natural resources.
Appropriate from moneys received by funeral, etc., fund, dentistry, optometry, medical examiners, physical therapy, chiropractic, nursing and nursing home administrators. HF 574, appropriations. Approved 7-6-73.
Publishing of notices, etc., executive council settle. HF 670, state government. Approved 7-12-73.
Executive council general contingent fund, appropriation. SF 541, appropriations. Approved 6-13-73.
State officials, departments, executive council, and auditors (county, municipal and school), appropriation. SF 605, appropriations; HF 733, appropriations. HF 733 approved 7-13-73.
Supplement appropriations of various state departments, board of regents, etc., and other exempt positions included in comptroller's centralized payroll system. SF 618, appropriations. Approved 7-17-73.
Repeal chapter 73, preferences for Iowa products and labor—also bidding procedures re purchase of coal. HF 1061, Bittle.
Disability income protection program for full-time state employees, appropriation. HF 1214, Hansen, et al.; SF 1215, Schaben, et al.
Benefits (legal services, death benefits, etc.) for employees of adult penal and correctional institutions, appropriation. HF 1371, Doyle, et al.
Employment of consultants by a public agency, approval, etc. SF 1319, Andersen.

EXECUTIVE OFFICIALS—**General**

Four-year term of office for governor, lieutenant governor, secretary of state, auditor of state, treasurer of state, secretary of agriculture, and attorney general. HF 442, Crabb.

Urge executive branch to initiate and seek cooperation and assistance from citizens and public bodies re planning and assistance for the economic redevelopment of region XV (Ottumwa area). HCR 33; H.J. 682, 747 adopted; S.J. 777, 827, 890, 920, 1028-1029 adopted.

Secretary of state not required to be elected—4 year terms for governor, auditor of state, and treasurer of state, etc. HJR 11, Brinck, et al.

EXEMPTIONS—**General**

Exemptions from execution, debtors, penalties. HF 438, Hill and Knoke; SF 433, Kelly.

Double amount of tax credit under Iowa income tax, each personal exemption. SF 1001, Gluba; HF 1331, Small (companion); HF 1253, Lippold (similar subject matter).

Setting dates for Vietnam conflict for property tax exemptions. HF 1047, Patchett.

Additional income tax exemption, persons 80 percent or more disabled. SF 1208, Schwengels.

Special exemption for individual income tax for one year only. HF 1385, Branstad.

Taxes, sales and income, increase deductions and exemptions, (food, prescription drugs, prosthetic, orthotic or orthopedic devices, etc.). SF 1020, Orr, et al.; HF 1016, West; HF 1017, Mennenga, et al. (companion and same); SF 1055, ways and means (same subject matter); HF 1074, Avenson; HF 1133, Cusack (similar subject matter). SF 1055, approved 5-30-74.

EXHIBITIONS—**General**

Golf and bowling tournaments, car and horse races, and other exhibitions, participation in lawful. SF 1047, judiciary. Approved 2-12-74—became law by publication 2-22-74.

EXPENDITURES—**General**

Disclosure, etc. of campaign contributions and expenditures, etc. SF 4, Glenn; SF 90, Shaff and Plymat; SF 162, Doderer. (All same subject matter).

Limit certain campaign expenditures by candidates. SF 1390, Hansen.

FAIR TRADE PRACTICES—**General**

Fair trade practices, repeal law. SF 1178, Shaw and Gluba.

Fair trade practices in marketing and distribution of motor fuel and special fuel, penalty. SF 1240, Riley, et al; HF 1402, energy; SF 1307, energy (all same subject matter). HF 1402 approved 5-29-74.

FAIRS—**General**

Eliminate state aid to county and district fairs. SF 154, Doderer.

Games of skill, chance, raffles, operation of, penalties. SF 108, Lamborn; HF 137, Fisher of Greene.

State fair board, membership and authority of, also change financial operation. SF 166, Palmer.

Use of fairgrounds and fairground fund. HF 607, Monroe and Brinck.

Fair board for capital improvements, appropriation. HF 759, appropriations. Approved 7-12-73.

State fair board, appropriation, for maintenance of buildings and agricultural societies. HF 760, appropriations. Approved 7-6-73.

State fair board and convention. SF 1021, Priebe.

Per diem rate, expenses and duties of specified boards and committees (state fair, city finance, city development, environmental quality). HF 1206, Stromer (same in part to); HF 1478, appropriations. HF 1478 approved 5-27-74.

State fair board, appropriation for electrical improvements. HF 1475, appropriations. Approved 5-27-74.

County fairs or agricultural societies for premium awards, allocation of state aid to. SF 1385, appropriations. Approved 5-2-74—became law by publication 5-10-74.

FAMILY PLANNING—**(Also see Birth Control)****General**

Provide family planning services, etc. HF 304, Lipsky, et al.

FARMS—**(See Agriculture, all sub-refs.)**

FATHERS—**General**

Father's day; display of flag, proclamation. HF 1002, Krause.

FEDERAL AID AND FUNDS—**General**

- Release of federal funds, environmental, emergency loans program, etc. HJR 1, Pellett and Strothman; SJR 1, Priebe and Doderer. HJR 1 sent to secretary of state 2-8-73.
- Funding of mental health and mental retardation services, state aid to counties, appropriation. SF 89, Griffin and Miller of Des Moines.
- County expenditures for capital improvements—accomplished without tax increase, etc. HF 75, Knoke, et al.; HF 114, Miller of Buchanan; SF 118, judiciary; SF 247, county government; HF 773, ways and means; HF 1298, county government (all same subject matter). HF 773 approved 4-8-74.
- Grants from sewage works construction fund. SF 128, Anderson, et al.; HF 161, Hutchins, et al. (companion); HF 515, Edelen, et al. SSM.
- Open space land acquisition, appropriation to conservation commission. HF 224, Butler, et al.; SF 577, appropriations. SF 577 approved 7-5-73.
- Authorize highway commission to issue \$50,000,000 in bonds, financing of interstate highways, federal funds. HF 266, Welden.
- Day care services, continue funding by department of health, education, and welfare, until other sources can be found. HCR 24; H.J. 497.
- Urge department of health, education and welfare to rescind or modify its proposed rules. SCR 28; S.J. 525, 533 adopted; H.J. 517, 545 adopted. Communication received. S.J. 1088.
- Establish a commission for postsecondary education, qualify for federal funds. HF 464, Welden, et al. (same subject matter as SF 1053, Hansen, et al.; HF 1087, Welden, et al.
- School lunch facilities, authorize schools to erect, acquire, etc. HF 469, Menke; HF 726, education (same). HF 726 approved 6-29-73.
- Retain federal highway trust fund distribution formula, etc. (Same as HCR 40); SCR 35; S.J. 907, 941, 1114.
- Retain federal highway trust fund distribution formula, etc. HCR 40; H.J. 879, 926 adopted; S.J. 955, 966, 970, 975, 992, 1937.
- Replacement of federal funds, comptroller, appropriation. SF 513, appropriations. Approved 6-19-73.
- Appropriation to conservation commission for specific projects. HF 720, appropriations. Approved 7-17-73.
- Authorize vocational education board (public instruction) to make disability determinations under federal supplemental security income program for aged, blind, and disabled. SF 527, human resources.
- Crime commission, activities within local government units, appropriation. SF 582, appropriations. Approved 7-12-73.
- Social services, department of, providing state supplementary cash payments to certain persons, revising laws relative to federally-assisted welfare programs being terminated, penalties, etc., appropriation. SF 587, human resources; HF 789, appropriations. HF 789 approved 7-20-73.
- Release of federal funds for water pollution control programs. HCR 110; H.J. 298.

FEDERAL GOVERNMENT—**General**

- Midwest nuclear board, representation of federal government. SF 45, Doderer. Approved 7-12-73.
- Day care services, continue funding by department of health, education, and welfare until other sources can be found. HCR 24; H.J. 497.
- Request congress amend the Federal Hatch Act. SCR 27; S.J. 509, 526, 731, 909, 1102-1103 adopted; H.J. 1194, 1647 adopted.
- Urge department of health, education and welfare to rescind or modify its proposed rules. SCR 28; S.J. 525, 533 adopted; H.J. 517, 545 adopted. Communication received. S.J. 1088.
- Create a state information and liaison office in Washington, D.C., appropriation. SF 425, Murray.
- Retain federal highway trust fund distribution formula, etc. (Same as HCR 40). SCR 35; S.J. 907, 941, 1114.
- Retain federal highway trust fund distribution formula, etc. HCR 40; H.J. 879, 926 adopted; S.J. 955, 966, 970, 975, 992, 1937.
- Request congress refuse the request from the department of defense for transfer authority—enforce terms of peace treaty of Paris, etc. SR 5; S.J. 1144, 1170-1171 adopted.
- Urge U.S. congress and U.S. army corps of engineers compensate farmers and property owners for flood damages resulting from Coralville reservoir. SCR 52; S.J. 1899-1900, 1933, 1938 adopted; H.J. 2164 adopted.
- Urge U.S. congress and U.S. army corps of engineers compensate farmers and property owners on Iowa river above and below the Coralville dam for damages resulting from Coralville reservoir. (Same as SCR 52); HCR 69; H.J. 2064-2065.

- Interchange of federal, state and local government employees. HF 1107, state government. Approved 3-21-74—became law by publication 3-29-74.
- Public officials file copies of state income tax returns for public inspection, penalties. SF 1204, Riley.
- Urge congress take action to acquire railroads by the federal government. SCR 111; S.J. 470, 490, 604.
- Urge interstate commerce commission to act favorably, merger of Rock Island and Union Pacific railroads. HCR 117; H.J. 696-697, 954-955 adopted; S.J. 818, 841, 978, 1339, 1390.
- Prohibit military service by Iowans outside United States territory in an undeclared war. HF 1401, Cusack, et al.
- At least one U.S. department of agriculture service center be maintained in each soil conservation district in Iowa, etc. HCR 132; H.J. 1628-1629, 1742 adopted; S.J. 1386, 1417, 1443, 1469-1470 adopted, 1494.
- Urge U.S. department of justice investigate fertilizer and fuel producing industries, determine whether or not overpricing and price fixing existed or exist. SR 108; S.J. 1362, 1390, 1505.

FEDERAL INTERNAL REVENUE—

(Also see Tax, sub-ref. Federal Internal Revenue)

General

- Subtraction or addition of IPERS contributed or received for computation of net income for tax purposes. SF 1278, Murray, et al.; HF 1434, West, et al.

FEDERAL TAX LIENS—

General

- Federal tax liens on vehicles requiring a certificate of title. SF 1042, county government. Approved 5-2-74.
- Federal tax liens on motor vehicles, delete requirement noted on a motor vehicle certificate of title. HF 1112, Bittle and Doyle.

FEED—

(See Agriculture, sub-ref. Feed)

FEES—

(Also see Motor Vehicles, sub-ref. Fees)

General

- Antitrust fees for a county attorney or the attorney general, repeal. SF 2, Hill; HF 61, judiciary and law enforcement. HF 61 approved 4-6-73.
- Recording special assessment instruments for cities and towns, county recorder, \$3.00 fee. SF 21, county government.
- Increase maximum allowable expert witness fee. SF 29, Kelly; HF 67, Oakley.
- Supreme Court, set fees by rule. SF 34, Shaff, et al.; HF 34, Hill, et al. HF 34 approved 3-9-73.
- Enplanement fees, prohibit, cities and counties. HF 43, Crabb.
- Increase the fee for a marriage license. HF 64, Schroeder.
- Increase certain county fees. HF 146, Mendenhall, et al.
- Fees and mileage of jurors, increase. HF 173, Peterson, et al. Approved 5-27-74.
- Private employment agency fees. SF 183, Griffin, et al.; HF 217, Crabb, et al. (companion); HF 689, human and industrial relations (same).
- Increase the fees charged by board of accountancy. HF 225, Egenes, et al.
- Architects, registered, increase fees for renewals and reinstatements. HF 229, Egenes, et al.; SF 549, state government. S. HF 229 approved 6-13-73.
- Recording special assessment instruments for cities and towns, county treasurer, \$3.00 fee. SF 198, county government; HF 276, county government.
- Examination fee for real estate salesman or broker examinations, establish. SF 339, state government.
- Fees, public officers (employees) not entitled to receive for certifying affidavits, etc., repeal law. SF 341, county government. Approved 2-12-74.
- Local governments authority to limit number of liquor and beer licenses, etc. SF 343, Bergman, et al.
- Sales of land outside of Iowa must be through Iowa real estate dealers. SF 410, McCartney and Robinson; HF 647, commerce. SSM. HF 647 approved 6-14-73.
- Registration fees for special trucks, farm. HF 422, Miller of Cerro Gordo and Norland; SF 412, Scott, et al.
- Compensation of administrators, executors, etc., and attorneys estates. HF 455, Schroeder.
- Resident hunting and fishing license fees, increase rate. HF 492, Freeman and Brunow; HF 630, natural resources (same).
- Court reporters' fees in criminal cases, increase. HF 505, Middleswart, et al.
- Dog license fees, delinquency of. SF 473, county government. Approved 5-24-73.
- Attorney's fees re unemployment benefit appeals, fixed by court. HF 598, Rapp.
- Retail beer permit fees retained by local authorities. HF 629, state government. Approved 6-19-73.

Inspection of swimming pools, fees, penalties. HF 631, Lipsky.
 Amusement rides, etc., fees for inspection. HF 724, appropriations; SF 522,
 ways and means. SF 522 approved 6-29-73.
Motor vehicle inspection fees, increase—administration of such fees. SF
602, appropriations. Approved 6-29-73.
 Motorboat registrations, issuance of, increase writing fees. SF 1026, county
 government.
 Fees for court-appointed attorneys. HF 1195, Hill.
 Issuance of snowmobile registrations and transfers, increase writing fees
 charged by county recorder for. HF 1246, county government.

FELONY—

(See Law Enforcement)

FENCES—**General**

Partition fences, responsibility for. SF 428, Winkelman; HF 485, Stromer.
 Fences on another's land, removal of, etc. HF 744, Jordan.

FERTILIZER—

(See Agriculture, sub-ref. Fertilizer)

FIDUCIARIES—**General**

Iowa probate Code. SF 442, Riley; HF 586, Hill. SF 442. Approved 4-25-74.
 Interconnected regional securities depositories, further development of; amend
 uniform commercial Code. SF 450, DeKoster.
 Compensation of administrators, executors, etc., and attorneys—estates. HF
 455, Schroeder.
 Permissible investments by banks, livestock loans, investments of fiduciary
 accounts. HF 637, commerce. Approved 2-20-74.
 Sale and assignment of a decedent's property, exempt property of a deced-
 ent's estate, allocation of the proceeds from a wrongful death
 action, filing of a final fiduciary return, etc. SF 1205, Riley; HF 1393,
 Hill, et al. S.

FINES—

(Also see Law Enforcement)

General

Repeal constitutional sections providing that all fines for breach of the
 penal laws be applied to schools. HJR 13, Holden, et al. Sent to
 secretary of state 2-28-74.
 Counties receive ten percent of municipal fine revenues except for illegal
 and overtime parking fines. HF 1208, Freeman.
 Fines and forfeited bail paid by the district court to municipalities, collec-
 tion and disposition of. HF 1490, ways and means. Approved 5-27-74.

FIRE—**General**

Establish a uniform statewide telephone number for police and fire depart-
 ments. SF 226, Priebe.
 Saylor township, tax levy, fire protection, legalize. SF 253, Kinley and
 Willits. Approved 5-15-73.
 Automatic fire extinguishing systems in high-rise buildings. HF 313, Connors,
 et al.; HF 664, cities and towns (same).
 Legalize Lewis township, Pottawattamie county, election, fire protection.
 SF 324, Griffin and Hultman. Approved 6-19-73.
 Tag identification of discharge valves and pipe connections—discharge of
 flammable or combustible liquid. HF 487, Caffrey, et al.
 Members of the division of fire protection of department of public safety
 transferred from IPERS to public safety peace officers' retirement,
 etc. system, appropriation. SF 469, human and industrial relations.
 HF 1142, Fischer of Grundy, et al. SSM.
 Township trustees may levy tax, etc. for fire protection. HF 614, Hutchins.
 Residential fireplaces, tax exemption. SF 1002, Potter; HF 1330, Men-
 nenga. S.
 Require a city or town to provide fire protection. HF 1184, Hutchins.
 Flammable interior furnishing, prohibit importation, distribution, and sale
 of, penalties. SF 1207, Taylor.

Marshal—State

Include motels, apartment houses, and child care facilities in rules and
 regulations re fire safety and protection. HF 285, Connors, et al.
 Automatic fire extinguishing systems in high-rise buildings. HF 313, Connors,
 et al.; HF 664, cities and towns (same).
 Rules of the fire marshal, day care centers, etc. SF 399, Shaw; HF 481,
 Holden.
 Health care facilities, issuance of a conditional certificate of compliance
 with fire hazard and fire safety rules, certain circumstances. HF
 1176, human resources. Approved 5-27-74.
 Fire drills in schools. HF 1282, Lippold.

FIREARMS—

(Also see Weapons)

General

Misuse of firearms, penalties. HF 50, Mendenhall and Horn.
 Commission of or attempt to commit certain crimes when armed with firearms, etc., increase penalties. SF 215, Miller of Des Moines; HF 305, Monroe and Woods.

FIREMEN—

General

Determining average final compensation of policemen and firemen, retirement. SF 169, Kennedy, et al.
 Establish a uniform statewide telephone number for police and fire departments. SF 226, Friebe.
 Policemen and firemen may retire age 50, 22 years service. SF 283, Nystrom, et al.; HF 1216, Hansen and Woods.
 Pension benefits for policemen and firemen, reinstate under chapter 410. SF 380, Briles and Priebe; HF 534, Freeman and Krause (companion); HF 717, cities and towns (same). HF 717 approved 6-13-73.
 Increase disability, accidental liability and retirement benefits for policemen and firemen. HF 591, Poncy.
 Remove remarriage restrictions, etc., surviving spouse of deceased policemen and firemen, increase benefits. HF 1013, Jesse; HF 1469, human and industrial relations (parts of which are similar or same subject matter as HF 1013).
 Civil service appointees, length of time of probationary period. SF 1014, Griffin; HF 1145, Woods; SF 1130, Andersen (all same subject matter).
 Benefits paid to survivors of policemen and firemen, 15 years. SF 1172, Griffin and Willits; HF 1266, Freeman and Eyerly.
 Retirement qualifications of policemen and firemen, 25 years of service. SF 1193, Coleman, et al; HF 1350, Fischer of Grundy, et al.

FISCAL YEAR—

General

Reinstate the calendar year as fiscal year for cities and towns, counties, etc. SF 180, Hultman, et al; HF 265, McElroy and Connors. S.
 Committee to study establishing a uniform fiscal year for budget and tax collection purposes of cities, counties, school districts, etc. HCR 56; H.J. 1573, 1689 adopted; S.J. 1550, 1575.
 Fiscal year, implement change in dates of, and correcting conflicting statutes. HF 1028, ways and means. Approved 5-23-74—became law by publication 6-13-74.

FISH AND GAME—

(Also see Conservation and/or Hunting and/or Licenses, sub-ref. Fish and Game)

General

Persons over 64 years of age fish without a license. HF 15, Norpel and Small.
 Prohibit open season on certain birds and animals during open season on deer. HF 24, Wyckoff; HF 121, natural resources; SF 143, Tieden.
 Juveniles subject to same penalties for violation of specified fish and game laws as adults. HF 66, Knoke.
 Prohibit hunting adjacent to game breeding and shooting preserves. HF 126, Oakley.
 Shipping, transferring, and sale of skins and hides, repeal certain provision of law. HF 157, natural resources.
 Update and eliminate obsolete fish and game provisions of the Code. HF 158, natural resources. Approved 5-27-74.
 Wildlife owned by the state, liability for unlawful destruction, taking, or possession of, civil damages. HF 160, natural resources; SF 259, Tieden. Similar. HF 160 approved 4-25-74.
 Confined game birds and animals. HF 174, natural resources. Approved 6-19-73.
 Game, importing and releasing of. HF 253, natural resources. Approved 6-19-73.
 Use of trotlines. HF 272, natural resources. Approved 3-4-74.
 Wild turkeys, special license fee, limitation. HF 292, natural resources. Approved 7-12-73.
 Special trout license stamp, signature required. HF 310, natural resources. Approved 4-19-74.
 Basket traps, fish, conservation commission approve material used for. SF 323, Shaw.
 Deer, operator of motor vehicle may claim if accidentally killed on highway. SF 419, Coleman, et al.
 Disposition of fish and game confiscated by conservation commission or accidentally killed, processed when practicable, and donated to charity. HF 472, Horn.
 Resident hunting and fishing license fees, increase rate. HF 492, Freeman and Brunow; HF 630, natural resources (same).
 Bow and arrow hunting period and firearm period the same—firearm license for three days, etc. SF 454, Coleman.
 Change accounting date of fish and game license sales for county recorders. HF 543, natural resources. Approved 3-29-74.

- Free fishing licenses to persons receiving financial assistance. HF 557, Harper; SF 572, Gluba and Blouin; HF 1252, Kiser and Avenson (all similar subject matter).
- Open seasons for bobwhite quail and pheasant hunting same. HF 559, Harper. Nongame birds, willfully killing of, destruction of nests, eggs, etc., penalties. SF 468, Gluba, et al.
- Sale of skins and plumage of game birds and animals, certain exceptions. HF 713, natural resources. Approved 4-10-74.
- Urge president of the United States release impounded duck stamp funds, preservation of migratory waterfowl. HCR 103; H.J. 27, 174 withdrawn.
- Endangered species of wild animals and birds, prohibit sale of the skins, plumage, fur, etc. HF 1036, Patchett, et al.
- Seasons on game birds and animals established by conservation commission after study. HF 1054, natural resources.
- Urge congress to pass legislation preventing future impoundment of duck stamp funds. HCR 107; H.J. 161-162.
- Purchase or use of game and fish licenses, licensee must use, penalties. HF 1072, Avenson.
- Bonding of commercial fishermen, repeal section. HF 1138, Freeman; HF 1274, natural resources.
- Commercial fishermen make quarterly reports to conversation commission. HF 1139, natural resources.
- Closed season, daily catch limit, possession limit, and minimum length of fish on Turkey river, etc. SF 1126, Heying.
- Licensed game breeder may sell any kind of game bird or animal for food purposes. HF 1163, natural resources.
- Commercial fishing licenses and certificates to nonresidents and aliens, issuance of, reciprocity. HF 1238, Mendenhall.
- Small game, hunting of, must have small game stamp, revenue used for protecting and propagation of same. HF 1290, Avenson.
- Fishing and hunting by resident senior citizens, 65 or older, without a license. HF 1292, Cusack, et al; SF 1346, Hansen.
- Fishing licenses for senior citizens, reciprocity between states. HF 1325, Howell, et al.
- Conservation commission, appropriation for capital improvements, Rathbun fish hatchery. HF 1496, appropriations. Approved 5-28-74.
- Bait**
- Taking of fish with seines and traps. HF 166, natural resources. Approved 7-12-73.
- Live bait, required inspection of, repeal. HF 1141, natural resources.
- Licenses**
(See Licenses, sub-ref. Fish and Game)
- FLAGS—**
General
- State flag flown below U.S. flag on all public buildings. HF 358, Horn.
- FLAMMABLES—**
General
- Flammable interior furnishings, prohibit importation, distribution, and sale of, penalties. SF 1207, Taylor.
- FLOODS—**
General
- County property tax levy of one-quarter mill for flood and erosion control. HF 73, county government.
- Urge U.S. congress and U.S. army corps of engineers compensate farmers and property owners for flood damages resulting from Coralville reservoir. SCR 52; S.J. 1899-1900, 1933, 1938 adopted. H.J. 2164 adopted.
- Urge U.S. congress and U.S. army corps of engineers compensate farmers and property owners on Iowa river above and below the Coralville dam for damages resulting from Coralville reservoir. (Same as SCR 52). HCR 69; H.J. 2064-2065.
- FOODS—**
General
- Repeal state license fee for restaurants and grocery stores, meat or meat products. HF 1, Fischer of Grundy.
- Sale of meat and meat products, must meet certain standards. HF 2, Fischer of Grundy.
- Require restaurants to state on menus grade of beef served, etc. SF 119, Potter.
- Prevent sale of foods containing harmful residues beyond certain tolerance. HF 159, agriculture.
- Packaging and labeling, dating, meats, eggs, milk, etc. SF 303, Kinley; HF 1085, Patchett, et al.
- Standards for food, establish. HF 382, agriculture; SF 357, agriculture. SSM. (Also see HF 159).
- Bakery products meet specifications and standards for enriched flour, U.S. food and drug administration definition. HF 478, Egenes.

No slaughtering or processing operations be suspended or terminated before a hearing. HF 479, Fischer of Grundy; HF 711, agriculture (same).
 Sale of packaged meat food products, transparent package. HF 512, Hill.
 Inspection of food establishments, food-service establishments, licensing, department of agriculture, etc., penalties. HF 540, Freeman, et al.; HF 712, agriculture (same); SF 1219, Hansen (same subject matter).
 Encourage and promote the production, sale and consumption of livestock, dairy, and other food products, maintain and improve economy of state and nation. HCR 36; H.J. 761.
 Inspection of meat and poultry, food establishments, penalties, etc., federal inspection. HF 621, Higgins.
 Taxes, sales and income, increase deductions and exemptions, (food, prescription drugs, prosthetic, orthotic or orthopedic devices, etc.). SF 1020, Orr, et al.; HF 1015, West; HF 1017, Mannenga, et al (companion and same); SF 1055, ways and means (same subject matter); HF 1074, Avenson; HF 1133, Cusack (similar subject matter). SF 1055 approved 5-30-74.
 Meat laboratory, construction of, ISU of science and technology, appropriation to regents. SF 1038, Priebe, et al; HF 1055, Edelen, et al.
 Unit and total pricing of commodities for sale to consumers. HF 1090, Patchett, et al.
 Labeling and adulteration of honey, penalty. HF 1276, agriculture. Approved 5-2-74.
 Prohibit use by profit-seeking food businesses of drawings and other games, purpose of enhancing sales, penalty. SF 1224, Ramsey and Hill.
 Handlers of food or drink in food establishments be free of certain diseases, etc. SF 1248, Gluba.
 Requirements for sale or transfer of livestock, penalties. SF 1310, agriculture; HF 1466, agriculture.
Dairy
 Cheese and cheese products, meet federal standards. HF 32, agriculture; SF 79, agriculture. HF 32 approved 2-9-73.
 Egg checkoff, HF 270, agriculture. Approved 6-13-73.
 Dairy industry commission, checkoff, commission personnel, etc. HF 1226, agriculture; SF 1192, agriculture. HF 1226 approved 4-19-74.

FRANCHISES—

(Also see Tax, sub-ref. Franchise)

General

Franchise tax rates same as corporate income tax rates. HF 695, Rapp.
 Fair trade practices in marketing and distribution of motor fuel and special fuel, penalty. SF 1240, Riley, et al; HF 1402, energy; SF 1307, energy (all same subject matter). HF 1402 approved 5-29-74.

FUEL—

(Also see Tax, sub-ref. Fuel)

General

Increase tax on motor fuel and special fuel, special fund. SF 10, Griffin.
 Taxation of motor fuel used in aircraft, use of unclaimed tax refunds. HF 200, Lipsky, et al; SF 192, Riley, S.
 Testing of motor fuels by department of agriculture, copies no longer furnished dealers. HF 203, agriculture. Approved 5-24-73.
 Licensed motor fuel distributors must purchase bond. SF 206, Palmer.
 Diesel fuel, standards for. SF 244, Priebe.
 Create a grain resource research division—grain alcohol motor fuel industry—agriculture. SF 288, Priebe, et al.
 Tobacco products subject to state sales tax. HF 314, ways and means; SF 282, ways and means. HF 314 approved 4-6-73.
 Grain alcohol motor fuel industry, development of. HF 375, agriculture. (Also see SF 288). Approved 6-13-73.
 Committee to study specifications or standards for fertilizer, diesel fuel, etc., also grading, moisture testing and transportation of grain, also feasibility of border rivers open all year. SCR 29; S.J. 547, 569, 657, 945; 1974 regular session; S.J. 17.
 Fuel tax credit. SF 381, Tieden and Shaif; HF 456, Schroeder and Hansen (companion); SF 1211, ways and means (same subject matter). SF 1211 approved 5-10-74.
 Tag identification of discharge valves and pipe connections—discharge of flammable or combustible liquid. HF 487, Caffrey, et al.
 Political subdivisions may purchase gasoline from highway commission, appropriation. SF 465, Gluba.
 Petition congress to include grain alcohol as an energy resource in their major energy resource studies. HCR 34; H.J. 726.
 Refunds of tax on special fuels, uncollectible with suitable records. SF 480, ways and means.
 Cities and towns may impose a one (1) cent per gallon fuel tax, streets, etc. HF 648, ways and means.
 Committee to study availability of petroleum supplies, etc. HCR 46; H.J. 1198.
 Committee to study developing a state energy policy. HCR 48; H.J. 1232-1233.

- Urge governor to rescind order, national guard to camps—institute procedures to curtail use of fuels—study use of fuel, etc. SR 8; S.J. 1466, 1498.
- Create an advisory committee for 1973 and 1974 to serve in an advisory capacity to development commission re development of a grain alcohol motor fuel industry. HCR 74; H.J. 2312.
- Committee to study energy policy positions—areas of power-plant siting policies, energy supply and use, national energy policy, trade, etc. SCR 54; S.J. 2030-2031, 2032.
- Price of motor vehicle fuel, display of. SF 1008, Robinson.
- Emergency power of the governor, outdoor advertising, fuel, etc. HF 1056, Higgins.
- Fuel supplies, allocation of, emergency fuel reserve, governor. SF 1092, Milligan, et al.
- Gasoline used by school districts, exempt from excise tax. SF 1089, Ramsey, et al.; HF 1147, Brunow, et al.
- Methane gas, experimental project in production of, appropriation for. SF 1114, Heying.
- Collection of energy resource data. SF 1115, Milligan, et al.
- Excise tax on motor fuel used by cities and towns, exempt. HF 1150, Cusack, et al.
- Price of liquefied petroleum gas posted on vehicles used in transportation, points of distribution, and where sold. HF 1324, Brunow.
- Energy policy council, create—study, make recommendations, assistance, etc. re rail transportation, transit systems, coal and other fuels, etc.; appropriation. SF 1222, energy. Approved 5-30-74—became law by publication 6-13-74.
- Urge development commission collect and disseminate information re methods to conserve fuel resources by industry, etc. SCR 112; S.J. 511, 555.
- Fair trade practices in marketing and distribution of motor fuel and special fuel, penalty. SF 1240, Riley, et al.; HF 1402, energy; SF 1307, energy (all same subject matter). HF 1402 approved 5-29-74.
- Prohibit underground storage of gas within corporate limits of a city or town. SF 1253, Rodgers.
- Illuminating oil, licensing, collection of fees and testing, repeal law. HF 1445, agriculture.
- Energy facilities, establishment and construction of. SF 1302, Blouin and Murray.
- Urge U.S. department of justice investigate fertilizer and fuel producing industries, determine whether or not overpricing and price fixing existed or exist. SR 108; S.J. 1362, 1390, 1505.

FUNDS—

(Also see Schools, sub-ref. Funds and/or Federal Aid and Funds)

General

- Release of federal funds, environmental, emergency loans program, etc. HJR 1, Pellett and Strothman; SJR 1, Priebe and Doderer. HJR 1 sent to secretary of state 2-8-73.
- Real estate broker trust accounts. HF 308, Holden; SF 38, Potter. HF 30 approved 3-23-73.
- Policemen and firemen, retirement systems, investment of funds, banks. HF 400, Drake, et al. Approved 7-6-73.
- Committee to study county funds, analyze need for each fund, expenditures, etc., report. HCR 29; H.J. 589.
- Use of fairgrounds and fairground fund. HF 607, Monroe and Brinck.
- Replacement of federal funds, comptroller, appropriation. SF 513, appropriations. Approved 6-19-73.
- State agencies shall not expend public funds appropriated for entertaining members of the General Assembly. SCR 46; S.J. 1247, 1248, 1250, 1263-1265 adopted; H.J. 1351, 1415-1416 tabled; S.J. 1331.
- Unemployment compensation fund, control, management and use of, to assure entitlement to funds, etc. HF 1080, Lipsky. Approved 5-27-74.
- County agricultural extension education funds, reports include all receipts to the fund. SF 1120, McCartney. Approved 4-25-74.
- Deposits of public funds may be made in savings and loan associations. SF 1221, Rodgers

Counties

- County funds may be expended for membership fees or attendance expenses for county officer associations. HF 418, Knoke.
- Remove total amount that can be collected from all counties for membership in Iowa association of counties. SF 506, county government. Treasurer of State
- Distribution of sales and use tax to road use tax fund. HF 9, Fischer of Grundy.

FUNERALS—

(Also see Cemeteries)

General

- Appropriate from moneys received by funeral, etc. fund, dentistry, optometry, medical examiners, physical therapy, chiropractic, nursing and nursing home administrators. HF 574, appropriations. Approved 7-6-73.

Licensing and inspection of funeral homes, department of health. HF 588, Crabb and McCormick; SF 507, Kennedy, et al.
 Increase funeral benefits for welfare recipients. HF 641, Wells.

FURNISHINGS—**General**

Flammable interior furnishing, prohibit importation, distribution, and sale of, penalties. SF 1207, Taylor.

GAMBLING—**(Also see Bingo and/or Pari-mutuel)****General**

Legalize possession of antique gambling devices, inoperable. SF 285, Rodgers, et al.

Permit pari-mutuel betting, create racing commission, etc. SF 98, Kinley, et al.; HF 167, Brinck (similar) SF 275, Miller of Des Moines; HF 332, Caffrey (companion); SF 1088, Kinley; HF 1172, Caffrey (companion) (All same subject matter).

Require licensees operating games of skill, bingo, etc. Maintain accounting records, provide for revocation of a license. HF 1076, Cusack, et al.; SF 1188, Hill (same subject matter in part).

Gambling law. HF 1254, Kreamer.

Games of skill, chance, and other gambling activities, revocation of licenses, injunctive relief and penalties. HF 1268, Hill.

Golf and bowling tournaments, car and horse races, and other exhibitions, participation in lawful. SF 1047, judiciary. Approved 2-12-74—became law by publication 2-22-74.

Three-card monte, repeal Code. SF 1379, judiciary.

GAMES—CHANCE, SKILL, ETC.—**General**

Bingo, SF 108, Lamborn; HF 137, Fisher of Greene. SF 108 approved 5-30-73—became law by publication 6-2-73.

GARBAGE—**(See Pollution)****GAS—****(See Fuel and/or Tax, sub-ref. Gas or Fuel)****GENERAL ASSEMBLY—****General**

Joint committee to arrange for inauguration. SCR 1; S.J. 10 adopted; H.J. 19 adopted.

Current codes and session laws furnished legislators, staff and press. SCR 2; S.J. 9 adopted; H.J. 15 adopted.

Journals, bills and binders to be furnished free to county auditors. SCR 3; S.J. 10 adopted; H.J. 15, 16 adopted.

Joint convention January 8, 1973, 10:30 p.m.—governor's state of the state message January 9, 1973, 10:00 a.m., canvass of votes. HCR 1; H.J. 10 adopted; S.J. 11 adopted.

Appointment of clerks, secretaries and pages. HR 2; H.J. 13 adopted.

State records, management of, appropriation. HF 12, Welden; HF 363, state government. S. HF 363 approved 5-27-74.

Chaplain committee. HR 1; H.J. 13 adopted.

Additional employees, joint committee appointed. HCR 2; H.J. 14 adopted; S.J. 11 adopted.

Appointment of secretaries. SR 1; S.J. 9 adopted.

Adjournment Friday, March 9, 1973—reconvene Monday, March 19, 1973 at 10:00 a.m. SCR 4; S.J. 42, 52 adopted; H.J. 65, 208 adopted.

Compensation of joint legislative employees. SCR 6; S.J. 52 adopted; H.J. 66, 73 adopted.

Compensation of chaplains, officers and employees of General Assembly. SCR 7; S.J. 55-58 adopted; H.J. 66-68, 73 adopted.

Committee to study employment positions in General Assembly. SCR 8; S.J. 63, 79, 342.

Adjournment Thursday afternoon, January 11, 1973—reconvene 10:00 a.m., Monday, January 15, 1973. HCR 4; H.J. 64, 73 adopted; S.J. 61 adopted.

Eighteen, age qualification of members of the General Assembly. SJR 3, Murray, et al.; HJR 2, Hill, et al.

State of the judicial department message. SF 17, Kelly.

Lobbying, require certain disclosures by persons and organizations engaged in, penalty. SF 18, Glenn.

Supreme court, set fees by rule. SF 34, Shaff, et al.; HF 34, Hill, et al. HF 34 approved 3-9-73.

Provide means for General Assembly to convene itself into special session. HJR 3, Hill, et al. Sent to secretary of state 5-4-74.

Joint convention, governor's budget message, Thursday, January 25, 1973 at 6:30 p.m. HCR 7; H.J. 105, 147 adopted; S.J. 124, 126 adopted.

Create a land use policy commission. SF 53, Winkelman, et al.; HF 65, Cochran, et al (companion); H.F. 688, natural resources (added appropriation). SSM.

Simplified state income tax law, enable legislature to enact, percentage of federal tax. HJR 5, Mendenhall.

- Prohibit enactment of any state or local law imposing or increasing a tax retroactively. HJR 6, Anderson, et al.
- Create a legislative audit committee and office of legislative auditor, abolish budget and financial control committee, and office of legislative fiscal director, appropriation. SF 27, Hill; HF 80, Cochran, et al. SSM.
- Adjournment of the General Assembly. SF 137, Hansen, et al.
- Leaves of absence, candidate for election to General Assembly. HF 142, Carr, et al.; HF 274, Crabb. SSM.
- Terminate operation of Annie Wittenmyer Home, social services report disposition of, etc. to General Assembly. SF 145, Griffin and Miller of Des Moines; HF 508, human resources. SSM.
- Repeal provisions for a statewide property tax levy. SF 155, Van Gilst; HF 194, Anderson and Dunton.
- Adoption of permanent joint rules. HCR 14; H.J. 241-246, 265-266, 275, 279, 300, 282 adopted; S.J. 274-278, 286, 309, 320-321 adopted.
- Joint convention on Monday, February 12, 1973, at 11:00 a.m., Senator McCartney deliver address, Lincoln's birthday. HCR 15; H.J. 266, 282 adopted; S.J. 278, 283 adopted.
- Adjournment of the General Assembly. HF 192, Welden, et al.
- That each examining board be required to submit in writing to the General Assembly no later than January 14, 1974 its recommendations for legal assistance. HCR 17; H.J. 320, 369 adopted; S.J. 365, 383, 413, 1005, 1785 adopted.
- That each examining board be required to submit in writing to the General Assembly no later than January 14, 1974 its recommendations for continuing education requirements for licensed or registered members of its occupation or profession. HCR 18; H.J. 321, 369 adopted; S.J. 365, 383, 413, 1005, 1785-1786 adopted.
- That each examining board be required to submit in writing to the General Assembly no later than January 14, 1974 its recommendations for legal assistance. (Same as HCR 17). SCR 20; S.J. 323, 324, 342, 1786 withdrawn.
- That each examining board be required to submit in writing to the General Assembly no later than January 14, 1974 its recommendations for continuing education requirements for licensed or registered members of its occupation or profession. (Same as HCR 18). SCR 21; S.J. 323, 324, 342, 1786 withdrawn.
- Four-year terms for members of the house of representatives. HJR 7, Mendenhall.
- Vacancies in the membership of the General Assembly, appointments, etc. HJR 9, Mendenhall.
- Lieutenant governor, duties of—senate select officers. HJR 10, Brinck, et al.; SJR 9, Milligan, et al. S.
- Legislative expenses after May 15, odd-numbered years—April 20, even-numbered years. HF 341, Bortell.
- Joint memorial session Wednesday, April 11, 1973 at 7:30 p.m. HCR 23; H.J. 487, 505 adopted; S.J. 524, 558 adopted.
- Compensation of officers and employees of the General Assembly. HF 379, Crabb, et al.
- Create a state land use policy division, department of agriculture. SF 338, Heying. (Also see SF 53-HF 65)
- Successors to uncompleted terms of deceased members of General Assembly chosen by conventions of the political party of deceased senator or representative. HJR 15, Freeman; SJR 13, Shaw.
- Establish a work-study program, higher education, appropriation. SF 373, Murray and Nystrom; HF 465, Crawford.
- Extend social security benefits to members of General Assembly. HF 433, Middleswart, et al.; SF 1392, Andersen.
- Identification and preservation of the burial place and former residence of Iowa's first elected governor, historical landmark. HCR 31; H.J. 606, 637 adopted; S.J. 677.
- Members of General Assembly may employ related persons as clerks, etc. HF 549, rules. Approved 6-13-73—became law by publication 6-22-73.
- Salaries and expenses of members of the General Assembly, increase. HF 643, state government; HF 796, appropriations and HF 801, appropriations are similar in part. HF 796 approved 7-12-73.
- Iowa General Assembly opposes the passage of HR 6163, roll back of livestock prices, by congress, forward this resolution. SCR 34; S.J. 840, 841 adopted, 848; H.J. 818, 873 adopted.
- Joint convention, supplemental budget message by Governor Robert D. Ray, Wednesday, April 11, 1973, at 2:00 p.m. HCR 33; H.J. 810 adopted; S.J. 838 adopted, 848.
- Effective date of laws, publishing, etc. HJR 17, appropriations.
- Authorize printing, 13th edition, How A Bill Becomes A Law. HR 7; H.J. 840, 880 adopted.
- Pay and allowance plan for officers and enlisted men in active state service, some state authority. SF 498, appropriations.
- Part-time legislative employees not covered by unemployment compensation. HF 680, human and industrial relations.

- Composition of the General Assembly, basis for apportionment of members, and time when reapportionment is required. SJR 14, Shaw; HJR 1002, Hill, et al. S.
- Consideration of claims. HCR 43; H.J. 1094-1096, 1200, 1317 adopted; S.J. 1267, 1271, 1331, 1355, 1418-1419 adopted.
- Interim expenses for the Secretary of the Senate. SR 7; S.J. 1171, 1782 adopted.
- Details of closing the 1973, first regular session of the Sixty-fifth General Assembly, interim staff and work, reconvening 1974, second regular session, etc. SCR 41; S.J. 1171, 1250, 1782-1783 adopted; H.J. 1974, 2208 adopted.
- Expenses of legislators, and others, pertaining to operation of legislative services between sessions, be paid after proper authorization. SCR 42; S.J. 1172, 1784 adopted; H.J. 1975, 2208 adopted.
- Interim expenses for the Chief Clerk of the House. HR 8; H.J. 1261, 2280 adopted.
- That the General Assembly recommend that no person serve as governor for more than eight years. HCR 50; H.J. 1323.
- Capitol planning commission, appropriation for planning and construction of certain state buildings, and space for General Assembly. HF 770, appropriations. Approved 7-17-73.
- Express personal sympathy to representative Arlyn E. Danker in the loss of his father, Mr. Emil Danker. HR 10; H.J. 1662 adopted.
- House challenges senate to a softball game. HCR 62; H.J. 1822, 1933 adopted; S.J. 1776, 1822, 2032.
- Request chief clerk install opaque curtain, that may be opened or closed, to cover the voting machine panel. HR 11; H.J. 1867.
- Establishing legislative compensation to be paid because of a vacancy resulting in the House membership. HJR 23, ways and means.
- Adjournment, June 24, 1973. HCR 76; H.J. 2392 adopted; S.J. 2136 adopted.
- Extend fondest regards, congratulations and best wishes to Charles W. and Kathryn Lakin for his years of service and retirement. SR 9; S.J. 2030.
- Express personal sympathy to Representative Russel De Jong in the loss of his father-in-law, Mr. Lane Visser. HR 3; H.J. 165 adopted.
- Members of General Assembly may become members of IPERS, appropriation. SF 1034, Andersen.
- Joint convention January 15, 1974 at 10:00 a.m., Governor Ray's state of the state message. HCR 101; H.J. 2-3 adopted; S.J. 14-15 adopted.
- Joint convention, Tuesday, January 22, 1974 at 10:00 a.m., special message on energy and transportation by Governor Ray. HCR 102; H.J. 26-27, 50 adopted; S.J. 75, 94 adopted.
- The Golden Dome Booklet, authorize printing second edition. SR 101; S.J. 77, 84 adopted.
- Limit number of days (200) a member of the General Assembly may receive expense allowances. HF 1031, Weiden, et al.
- Length of legislative day not extend beyond 9:00 p.m. HCR 105; H.J. 99, 1776-1777.
- Records and employees of the General Assembly, use of such records to determine legislative intent, evidence. SF 1046, DeKoster; HF 1277, Bittle, et al. S.
- Length of legislative day not extend beyond 8:00 p.m. HCR 109; H.J. 223-224.
- Extend invitation to the Iowa congressional delegation to speak to a joint session on the occupational safety act, highway trust funds, fertilizer shortage, and the energy crisis. SCR 105; S.J. 248, 273 adopted; H.J. 278, 487-488 adopted.
- Abolish departmental rules review committee, transfer duties to subcommittees of appropriate standing committees. HF 1148, Patchett, et al.
- Observe Abraham Lincoln's birthday, joint convention Tuesday, February 12, 1974 at 1:15 p.m. SCR 108; S.J. 314, 318 adopted; H.J. 353, 402 adopted.
- Increase mileage rate, members of the General Assembly and employees of state or its political subdivisions. SF 1139, ways and means; SF 1151, Hansen. SSM. SF 1139 approved 5-10-74.
- Departmental rule, approval of. HF 1193, Miller of Buchanan, et al.
- Pay tribute to the memory of Susan B. Anthony. HCR 112; H.J. 448, 473 adopted; S.J. 405 adopted.
- Travel by state employees or General Assembly members. SF 1170, Rodgers, et al.
- Amend rule 12 of joint rules. HCR 113; H.J. 554.
- Create a cable television advisory commission. HF 1307, commerce.
- Civil defense and emergency planning, supplement and strengthen. SF 1216, Murray and Briles; HF 1335, Daggett.
- Congratulate Fenton, Iowa celebrating 75th anniversary. HR 103; H.J. 645-646, 766 adopted.
- Possibility of having a display board within new voting machines. HCR 115; H.J. 645.
- Retirement of sergeant-at-arms, Colonel Ralph A. Lancaster. HR 104; H.J. 722 adopted.

- Increase salaries of supreme court justices and district court judges. HF 643, state government; H.F. 796, appropriations and HF 801, appropriations are similar in part. HF 801 approved 6-29-73.
- Salaries and expenses of the lieutenant governor and members of the General Assembly, amount claimed. SF 1261, Andersen.
- Vacancies in the General Assembly. SF 1266, Glenn.
- Preservation of the house voting machine. HR 102; H.J. 604, 850 adopted.
- General Assembly recommends no one serve as governor of Iowa for longer than eight years. HCR 118; H.J. 934.
- Senate congratulates the citizens of Randalia, Elgin, Clermont, West Union, and Fayette on their 100th or longer anniversaries. SR 102; S.J. 967, 977.
- Vacancies, state positions, appointments, confirmation of. SF 1351, Palmer, et al.
- Study committees restricted to legislators qualified to serve in Sixty-sixth General Assembly. HCR 123; H.J. 1271.
- Express personal sympathy to Mrs. Dolores Abels in the loss of her husband, Mr. Leonard Abels. HR 106; H.J. 1366 adopted.
- Joint convention April 17, 1974 at 2:00 p.m., Iowa congressional delegation meet with General Assembly. HCR 129; H.J. 1534-1535 adopted; S.J. 1262, 1284 adopted.
- Authorize payment of expenses for planning and arranging 1975 midwestern conference of the council of state governments. HCR 130; H.J. 1520, 1774-1775 adopted; S.J. 1412-1413, 1460, 1858, 1970-1971 adopted.
- Congratulate Lone Rock on its 75th anniversary. HR 108; H.J. 1590-1591, 1742 adopted.
- Congratulate Ringsted on its 75th anniversary. HR 107; H.J. 1590, 1742 adopted.
- Discontinue printing of clip sheets in both House and Senate. SCR 123; S.J. 1295, 1329.
- Possibility of a House-wide intercom system. HR 110; H.J. 1668-1669.
- Express personal sympathy to Mrs. Gladys Mendell in the loss of her husband Frank H. Mendell, outstanding soil conservationist. HR 109; H.J. 1668, 1820 adopted.
- Congratulate Ringsted on its 75th anniversary. SR 105; S.J. 1361, 1390.
- Congratulate Fenton on its 75th anniversary. SR 106; S.J. 1361-1362, 1390.
- Congratulate Lone Rock on its 75th anniversary. SR 107; S.J. 1362, 1390.
- National day of humiliation, fasting and prayer, April 30, 1974. HCR 137; H.J. 1705, 1982 adopted, 1996, 2117; S.J. 1646-1647.
- Compensation of county officers and employees, authorization to legislative council to expend \$50,000 for employing consultants to study. HCR 142; H.J. 1882-1883, 1981-1982 adopted; S.J. 1534-1535, 1580.
- National day of humiliation, fasting and prayer, April 30, 1974. (Same as HCR 137) SCR 124; S.J. 1387-1388, 1417, 1613.
- Interim expenses of the Secretary of the Senate. SR 109; S.J. 1461, 1468 adopted.
- That the President of the Senate and the Speaker of the House be presented with similar chairs such as they are now using. SCR 127; S.J. 1461, 1468 adopted; H.J. 1969-1970, 2187 adopted.
- Members of the General Assembly attending committee meetings be paid upon filing expense accounts. SCR 128; S.J. 1461-1462, 1468 adopted; H.J. 1970, 2187 adopted.
- Details of closing the 1974 regular session of the Sixty-fifth General Assembly, interim staff and work, reconvening the 1975 regular session. SCR 129; S.J. 1462-1463, 1468-1469 adopted; H.J. 1971-1972, 2187-2188 adopted.
- Compensation of officers and employees, salary schedule. SCR 130; S.J. 1494-1503, 1493, 1543, 1584-1585, 1613, 1673, 1708, 1925-1926.
- Adjournment, April 26, 1974. HCR 144; H.J. 1964.
- Adjournment, April 26, 1974 at four o'clock p.m. HCR 146; H.J. 1994-1995 adopted, 1996, 2038; S.J. 1604, 1861, 2074-2075 adopted; H.J. 2516-2517 adopted.
- Electric typewriters for each Senate secretary. SR 110; S.J. 1540.
- General Assembly objects to state agencies not paying employees overtime and insist on compensation for same. SCR 132; S.J. 1581-1582, 1609.
- Committee to study, organize and supervise the college student internship program for the General Assembly. HCR 148; H.J. 2062-2063, 2119, 2188 adopted; S.J. 1694-1695, 1721, 1932-1933 adopted.
- Congratulate Otto Weber on the 35th anniversary of legislative coverage. SCR 133; S.J. 1606, 2046 adopted; H.J. 2503-2504 adopted.
- Committee to study, organize and supervise the college student internship program for the General Assembly. (Same as HCR 148). SCR 134; S.J. 1606-1607, 1933 withdrawn.
- General Assembly objects to state agencies not paying employees overtime and insist on compensation for same. (Same as SCR 132) HCR 149; H.J. 2126-2127.
- Extend heartfelt appreciation and thanks for the many faithful years Miss Lillian Loeffert has served as law clerk of the House. HR 111; H.J. 1220-1221, 2265-2266 adopted.

Congratulate Randalia on its 100th anniversary. HR 112; H.J. 2221, 2487 adopted.

Congratulate Fayette on its 100th anniversary. HR 113; H.J. 2221, 2487 adopted.

General Assembly check legalizing acts before adoption. HCR 161; H.J. 2318.

Compensation of officers and employees, salary schedule. HCR 162; H.J. 2374-2382, 2455-2456 adopted; S.J. 2013-2021, 2057-2062 adopted; H.J. 2510-2511 adopted; S.J. 2073-2074 adopted.

Salary adjustment for employees of the General Assembly. HCR 163; H.J. 2382.

Retiring members of the House of Representatives having served for sixteen years be given chairs. HR 114; H.J. 2454 adopted.

Commend the work of the Central States Boys Farm Foundation. (Same as SCR 144). HCR 164; H.J. 2400-2401.

Commend the work of the Central States Boys Farm Foundation. SCR 144; S.J. 2009, 2038.

GENERAL SERVICES— General

Snow removal, parking areas. SCR 10; S.J. 128 adopted; H.J. 155, 162 amended and adopted; S.J. 134, 135 adopted.

Shuttle-bus service during inclement weather. SCR 11; S.J. 128 adopted; H.J. 155, 162 adopted.

Highway commission and board of regents subject to centralized purchasing under general services. HF 96, Schroeder.

Code, correcting erroneous, inconsistent and obsolete sections. HF 209, judiciary and law enforcement. Approved 5-24-73.

Transportation, department of, create. HF 230, Drake, et al.; SF 1141, state government. (Same subject matter). SF 1141 approved 5-29-74.

General services department, duties and functions. HF 307, Bittle, et al. Approved 7-20-73.

One-half of paper or paper products purchased by the state made from recycled paper. SF 351, Willits and Blouin.

Life-size vehicle safety signals, study effectiveness. HF 387, transportation.

General services and other state agencies be encouraged to purchase recycled paper and paper products. HCR 30; H.J. 589, 746 adopted; S.J. 777, 827, 957.

State property and casualty insurance. HF 738, Bittle and Fisher of Greene.

General services, departments of, appropriation. SF 533, appropriations. Approved 6-13-73.

General services, centralized printing, appropriation and authorize expenditures. SF 534, appropriations. Approved 6-13-73.

General services, appropriation and authorize expenditures. SF 535, appropriations. Approved 6-13-73.

Educational radio and TV facility board, to general services, appropriation. HF 768, appropriations. Approved 7-17-73.

Capitol planning commission, appropriation for planning and construction of certain state buildings, and space for General Assembly. HF 770, appropriations. Approved 7-17-73.

Valley Bank building renovation, appropriation to general services for. SF 575, appropriations. Approved 6-19-73.

General services, expansion of capitol complex, appropriation. SF 579, appropriations.

General services, appropriation for capital improvements and repairs for certain buildings and facilities. HF 778, appropriations. Approved 7-12-73.

Educational radio and TV facility board, appropriation to general services for purchase of equipment. SF 597, appropriations. Approved 6-3-74.

Educational radio and TV facility board, appropriation for capital improvements, northwest and southwest areas. SF 611, appropriations.

Agricultural building, construction of, appropriation. SF 1007, Curtis and Plymat; HF 1029, agriculture. HF 1029 approved 5-23-74.

Transmitters and translators, appropriation to general services. SF 1116, appropriations; HF 1175, appropriations. SF 1116 approved 3-4-74—became law by publication 3-9-74.

Capitol building, capital improvements to, appropriation to general services. HF 1174, appropriations. Approved 3-29-74—became law by publication 4-5-74.

Public safety and general services along with others study effectiveness of plural tri light signal system, appropriation. SF 1134, Griffin; HF 1250, De Jong.

Printing and custody of cigarette and little cigar tax stamps, change to department of general services. HF 1366, state government.

Capital improvements, old capitol building, appropriation. SF 1301, appropriations. Approved 5-11-74.

Educational radio and television facility board, allocation to general services for (see SF 1116). SF 1368, appropriations. Approved 5-2-74—became law by publication 5-10-74.

General services, department of, appropriation, conduct study of state aircraft. HF 1489, appropriations. Approved 5-27-74.

State records, management of, appropriation. HF 12, Welden; HF 363, state government. S. HF 363 approved 5-27-74.

GEOLOGY—**General**

Natural resources and geological survey, appropriation. SF 553, appropriations. Approved 6-13-73.

Collection of energy resource data. SF 1115, Milligan, et al.

Increase salary of state geologist. SF 1283, appropriations. Approved 4-18-74.

GLASS—**General**

Require safety glass, or other, in hazardous locations. SF 114, Griffin.

GOVERNOR—**General**

Joint committee to arrange for inauguration. SCR 1; S.J. 10 adopted; H.J. 19 adopted.

Joint convention January 8, 1973, 10:30 p.m.; governor's state of the state message January 9, 1973, 10:00 a.m., canvass of votes. HCR 1; H.J. 10 adopted; S.J. 11 adopted.

Joint convention, governor's budget message, Thursday, January 25, 1973 at 6:30 p.m. HCR 7; H.J. 105, 147 adopted; S.J. 124, 126 adopted.

Annual budgeting and reporting for state departments, agencies, boards, etc. SF 46, Hill.

Create a land use policy commission. SF 58, Winkelman, et al.; HF 65, Cochran, et al. (companion); HF 688, natural resources (added appropriation). SSM.

Joint convention Thursday, January 25, 1973 at 11:00 a.m., Governor Robert D. Ray invited to make appropriate remarks commemorating life, etc., and to pay tribute to former President Lyndon Baines Johnson. HCR 9; H.J. 166, 175 adopted; S.J. 148 adopted.

Establish a department of mental health and mental disabilities. SF 78, Griffin and Miller of Des Moines.

Bonding of all public employees, those required. SF 69, Palmer; HF 281, Schroeder and Connors.

Consolidation of counties. SF 84, Kelly; HF 183, Hill; SF 117, Blouin SSM.

Establish drug abuse authority—powers and duties. SF 122, Murray and Hansen; HF 140, Crawford. SF 122 approved 7-17-73.

Prohibit governor or lieutenant governor from receiving nomination for a third consecutive term. HF 119, Schroeder, et al.

Create a distinguished service and achievement award. SF 161, Shaw.

State fair board, membership and authority of, also change financial operation. SF 166, Palmer.

Hearing aid dealers, licensing and regulation of, establish boards, penalties, appropriation. HF 195, Drake, et al.; SF 195, Rabedeaux, et al. (companion); HF 708, state government. SSM. HF 708 approved 5-28-74.

State libraries, create department and commission. SF 196, Hultman, et al. Approved 6-20-73.

Open space land acquisition, appropriation to conservation commission. HF 224, Butler, et al.; SF 577, appropriations. SF 577 approved 7-5-73.

Transportation, department of, create. HF 230, Drake, et al.; SF 1141, state government. (Same subject matter) SF 1141 approved 5-29-74.

Prohibit incurring expenses for receptions for the governor's inaugural. HF 277, Millen, et al.

Vacancies in the membership of the General Assembly, appointments, etc. HJR 9, Mendenhall.

Secretary of state not required to be elected—4 year terms for governor, auditor of state, and treasurer of state, etc. HJR 11, Brinck, et al.

Joint election of governor and lieutenant governor. HJR 12, Brinck, et al.

Eliminate requirement superintendent of banking have five years bank executive experience. HF 320, Egenes, et al.

Provide a banner for use by the governor. SJR 10, Nystrom; HJR 14, Dunton and Lippold.

Governor name chairman of commerce commission, two year term. HF 361, Knoke; HF 650, commerce. S.

Create a state land use policy division, department of agriculture. SF 338, Heying. (Also see SF 58-HF 65)

Registration of sanitarians, establish board of training, etc. SF 353, Riley and Robinson.

Establish a work-study program, higher education, appropriation. SF 373, Murray and Nystrom; HF 465, Crawford.

Appropriations, from one department to another, not transferable. HF 448, appropriations.

Create a state information and liaison office in Washington, D. C., appropriation. SF 425, Murray.

Terrace Hill, appropriation for repair, etc.; sale of governor's mansion. HF 595, Dunton. Approved 5-27-74.

Inaugural expenses, appropriation. HF 612, appropriations. Approved 5-15-73 —became law by publication 5-25-73.

Joint convention, supplemental budget message by Governor Robert D. Ray, Wednesday, April 11, 1973, at 2:00 p.m. HCR 38; H.J. 810 adopted; S.J. 838 adopted, 848.

Pay and allowance plan for officers and enlisted men in active state service, some state authority. SF 498, appropriations.

- Create office of youth opportunity, etc., appropriation. HF 666, Krause, et al. Appropriation to conservation commission for specific projects. HF 720, appropriations. Approved 7-17-73.
- State of emergency, governor may reduce speed limits, shortage of fuels. SF 526, state government.
- Committee to study HJR's 10, 11, and 12 re joint election of governor and lieutenant governor; secretary of state not an elected official; duties of lieutenant governor, report 1974. HCR 47; H.J. 1198.
- That the General Assembly recommend that no person serve as governor for more than eight years. HCR 50; H.J. 1323.
- Governor's youth opportunity program, improve railroad branch lines, appropriation. HF 767, appropriations; SF 573, appropriations.
- Education commission of the states, Iowa become member, establish commission, appropriation. HF 774, appropriations. Approved 6-29-73.
- Urge governor to rescind order, National Guard to camps; institute procedures to curtail use of fuels; study use of fuel, etc. SR 8; S.J. 1466, 1498.
- State officials, departments, executive council, and auditors (county, municipal and school), appropriation. SF 605, appropriations; HF 783, appropriations. HF 783 approved 7-12-73.
- Abolish division of civil defense in department of public defense, establish office of disaster preparedness within department of public defense. HF 794, appropriations.
- Father's day, display of flag, proclamation. HF 1002, Krause.
- Joint convention January 15, 1974 at 10:00 a.m., Governor Ray's state of the state message. HCR 101; H.J. 2-3 adopted; S.J. 14-15 adopted.
- Joint convention, Tuesday, January 22, 1974 at 10:00 a.m., special message on energy and transportation by Governor Ray. HCR 102; H.J. 26-27, 50 adopted; S.J. 75, 94 adopted.
- Emergency power of the governor, outdoor advertising, fuel, etc. HF 1056, Higgins.
- Request Governor Ray appoint a committee to personally visit U.S. secretary of agriculture to explain need for reasonably priced fertilizer. SCR 106; S.J. 248-249, 269, 285, 1147, 1149-1150, 1154-1156 adopted; H.J. 1444-1445, 1493-1494, 1495-1498 lost, 1512.
- Fuel supplies, allocation of, emergency fuel reserve, governor. SF 1092, Milligan, et al.
- Postal service for rural mail delivery to all Iowans, contract, appropriation. HF 1227, Miller of Buchanan, et al.
- Railroads, study of, appropriation. HJR 1004, Higgins.
- Create a cable television advisory commission. HF 1307, commerce.
- Civil defense and emergency planning, supplement and strengthen. SF 1216, Murray and Briles; HF 1335, Daggett.
- Regulation of the use of radiation sources. HF 1328, Cochran and Middleswart.
- Energy policy council, create; study, make recommendations, assistance, etc. re rail transportation, transit systems, coal and other fuels, etc.; appropriation. SF 1222, energy. Approved 5-30-74—became law by publication 6-13-74.
- Vacancies in the General Assembly. SF 1266, Glenn.
- Railroad passenger service between Davenport and Council Bluffs, establish, appropriation. SF 1054, Gluba, et al.; HF 1125, Higgins, et al.
- General Assembly recommends no one serve as governor of Iowa for longer than eight years. HCR 118; H.J. 934.
- Highway commission, appropriation, construction of materials laboratory. SF 1324, appropriations. Approved 5-10-74.
- Vacancies, state positions, appointments, confirmation of. SF 1351, Palmer, et al.
- State fair board, appropriation for electrical improvements. HF 1475, appropriations. Approved 5-27-74.
- Coal research project, Iowa state university of science and technology, appropriation. SF 1362, appropriations. Approved 5-10-74—became law by publication 5-17-74.
- Credit unions, establish a separate department, transfer from banking department. HF 1484, Wells.
- Committee visit U.S. secretary of agriculture to explain need for reasonably priced and an adequate supply of fertilizer, etc. (Similar to SCR 106). SR 104; S.J. 1196-1197 adopted.
- Childhood development task force, governor appoint, study needs of children and necessity for office. SCR 125; S.J. 1388-1389, 1417, 1613. 1968-1969 adopted; H.J. 2492-2493 adopted.
- Item veto of appropriation bills, modify the power of the governor. HJR 1005, appropriations.

GRAIN—

(See Agriculture, sub-ref. Grain)

GRAIN ALCOHOL—**General—**

- Create a grain resource research division; grain alcohol motor fuel industry; agriculture. SF 288, Priebe, et al.
- Grain alcohol motor fuel industry, development of. HF 375, agriculture. (Also see SF 288). Approved 6-13-73.

GUEST STATUTE—**General**

Guest statute, repeal, automobile accidents. SF 1162, Riley.

GUNS—

(See Firearms and/or Weapons)

HANDICAPPED—**General**

Handicapped, buildings and facilities, private and public, constructed for convenient access by handicapped. SF 409, Blouin; SF 1125, human resources. SSM. SF 1125 approved 5-29-74.

Hunting by the handicapped, special permits, etc. HF 471, Dunton.

Exempt low-rent housing developments for elderly and handicapped, non-profit, etc. organizations from property taxes. HF 579, Miller of Buchanan, et al.

Committee to study quality of life of elderly and physically handicapped, report. SCR 39; S.J. 966-968, 985, 1114.

Handicapped, employment of, appropriation. SF 523, appropriations. Approved 7-6-73.

Signatures of persons with physical disabilities, may be by rubber stamp or written by another person, lawful. SF 1039, Riley.

Curb ramps and cutouts (streets) for the physically handicapped. SF 1124, human resources. Approved 5-2-74.

Education of the handicapped. HF 1463, education.

HEALTH—**General**

Establish a birth defects institute. SF 52, Doderer.

Property tax levy of one mill for county health programs. HF 72, county government.

Local health services, standards for, tax levy. SF 250, Rabedeaux and Doderer.

Public health, commissioner, qualifications of. HF 459, human resources, approved 6-29-73.

Committee to study health service personnel, programs, facilities, etc. report. HCR 28; H.J. 578.

Alcoholism, drug addiction, or chemical dependency, include provisions for treatment of, group health and accident policies. HF 1021, Wells; SF 1206, Gluba, et al. (very similar).

Sale, distribution or advertisement of contraceptive products, regulation, etc. of venereal disease prophylactics. SF 85, Kelly; SF 301, human resources. SSM. SF 301 approved 3-4-74.

Venereal disease, minors provided diagnosis and treatment without parental consent. SF 157, human resources.

Health care facilities, issuance of a conditional certificate of compliance with fire hazard and fire safety rules, certain circumstances. HF 1176, human resources. Approved 5-27-74.

Inner city outpatient health clinics, establish and assist in support of, appropriation. SF 1154, Palmer and Schwieger.

Pay toilets, prohibit charges, penalty. HF 1344, Crabb.

Centers

County health centers, reduce population requirement from 100,000 to 70,000. SF 1, Doderer.

Health service centers, establish, public health nurses, appropriation. HF 1485, Higgins, et al.

Department of

HMO. SF 25, Rabedeaux, et al.; HF 29, Monroe, et al. SF 25, approved 5-25-73.

Hearing aid dealers, licensing and regulation of, establish board, penalties, appropriation. HF 195, Drake, et al.; SF 195, Rabedeaux, et al. (company); HF 708, state government. SSM. HF 708 approved 5-28-74.

Internship, licensing, and practice of osteopathic medicine and surgery. HF 216, Schroeder and Stromer.

Abortion, repeal present law, restrictions on abortion information, educational information available, etc. SF 210, human resources.

Licensing of plumbers, supervision and inspection of, etc. SF 214, Nystrom.

Standards for ambulance services, penalties. HF 237, Lipsky, et al.; HF 553, human resources; HF 1416, human resources (all same subject matter).

Provide family planning services, etc. HF 304, Lipsky, et al.

Formula for computing number of district judgeships. SF 293, DeKoster and McCartney.

Establish Iowa health services commission. SF 331, Riley, et al.

Standards for water well construction, inspection, permit fees, etc. SF 347, Griffin.

Internship requirements of physicians and surgeons and osteopathic physicians and surgeons. SF 350, Hansen, et al.; HF 416, Holden and Hill. HF 416 approved 4-8-74.

Registration of sanitarians, establish board of, training, etc. SF 353, Riley and Robinson.

Sickle cell anemia, testing for, penalty. SF 366, Gluba; HF 489, Hargrave. HF 489 approved 4-8-74.

- Licensing and inspection of funeral homes, department of health. HF 588, Crabb and McCormick; SF 507, Kennedy, et al.
- Rules and minimum standards for nursing and custodial homes. HF 626, Den Herder and West.
- Inspection of swimming pools, fees, penalties. HF 631, Lipsky.
- Redesignating county homes as county care facilities, revising operation. HF 659, county government. Approved 3-15-74.
- Health, department of and its divisions, appropriation. HF 752, appropriations. Approved 7-6-73.
- Establish a division on alcoholism, etc., education, treatment and rehabilitation, appropriation. SF 150, Doderer, et al.; SF 504, state government; HF 1110, Fisher of Greene, et al; SF 1144, Bergman, et al.; HF 1255, Hansen, et al. (very similar); SF 1354, state government (all same subject matter). SF 1354 approved 5-29-74.
- Care review committees, appointment of—inspection findings. HF 1104, human resources. Approved 4-8-74.
- Health care facilities, standards for licensing, right to renew license for ten years after approved construction, etc. SF 1133, Andersen.
- Migratory labor camps, penalties. SF 1174, Gluba and Robinson.
- Migrant workers, expand types of employment and reduce number of persons for classification as a camp. SF 1175, Gluba, et al.
- Health, department of, amending appropriation act, emergency medical service revolving fund. HF 1304, appropriations. Approved 4-25-74.
- Two additional migrant labor camp inspectors, appropriation to department of health for. SF 1274, Gluba.
- Legalize proceedings, Cerro Gordo county, improvements to county home, Mason City. SF 1369, judiciary. Approved 5-11-74—became law by publication 5-30-74.
- Health service centers, establish, public health nurses, appropriation. HF 1435, Higgins, et al.
- Mental**
- Establish a department of mental health and mental disabilities. SF 73, Griffin and Miller of Des Moines.
- Funding of mental health and mental retardation services, state aid to counties, appropriation. SF 89, Griffin and Miller of Des Moines.
- Placement of patients admitted or committed to the state hospital-schools for mentally retarded, or outside facilities. SF 91, Griffin and Miller of Des Moines; HF 240, human resources. S. HF 240 approved 6-19-73.
- Appropriate \$50,000 to committee on mental hygiene to conduct study of mental health delivery systems. SF 352, Shaw.
- Liens against property of persons admitted or committed to certain state institutions, etc. HF 546, Higgins and Eyerly.
- Committee to continue study of mental health and juvenile institutions, projections for expansion, consolidation, or closing of facilities. SCR 33; S.J. 779, 826, 890, 920; 1974 regular session; S.J. 17.
- Committee to continue study of mental health and juvenile institutions, projections for expansion, consolidation, or closing of facilities. (Same as SCR 33). HCR 37; H.J. 802.
- Support of patients in state mental health institutes. HF 691, human resources. Approved 6-29-73.
- Social services department, appropriation, division of mental health and mental retardation services. HF 747, appropriations. Approved 7-21-73; item veto.
- Legislative service bureau, fiscal director, and legislative council for mental health delivery systems, appropriation. HF 784, appropriations; SF 607, appropriations. (Similar in part). HF 734 approved 7-20-73.
- House judiciary and law enforcement committee study statutory procedure for commitment of persons to mental health institutions. HR 12; H.J. 2301.
- Rights of patients in mental health institutes and other hospitals for the mentally ill, private conversations, etc. HF 1050, Higgins.
- Community mental health centers, establishment and operation of, etc. HF 1060, Lipsky, et al. Approved 4-10-74.
- Voluntary patients of a mental health institute, county board of supervisors receive written notice at time of admittance. HF 1240, Mendenhall. approved 5-27-74.
- Change method of distributing state funds to assist counties in paying a portion of the cost of mental health and mental retardation services, appropriation. HF 1477, Lipsky, et al.
- HEARING—**
- General**
- No insurance company may refuse motor vehicle insurance to an applicant unless reasons are in writing, etc.—hearings. HF 257, Fischer of Grundy.
- No slaughtering or processing operations be suspended or terminated before a hearing. HF 479, Fischer of Grundy; HF 711, agriculture (same).
- Court actions for recovery of property. SF 586, judiciary. Approved 7-12-73.
- Hearing and appeal of the revocation, cancellation or suspension of an operator's license. HF 1120, transportation.

Administrative procedure act. HF 1200, state government. Approved 5-29-74.
Occupational hearing loss, workmen's compensation. HF 1242, Edelen, et al.;
SF 1190, Potter.

HEARING AIDS—

(Also see Medical-Professional)

General

Hearing aid dealers, licensing and regulation of, establish board, penalties,
appropriation. HF 195, Drake, et al.; SF 195, Rabedeaux, et al (com-
panion); HF 708, state government. SSM. HF 708 approved 5-28-74.

HEATING—

General

Residential fireplaces, tax exemption. SF 1002, Potter; HF 1330, Mennenga. S.

HERBERT HOOVER BIRTHPLACE FOUNDATION—

General

Herbert Hoover Foundation and Mississippi Parkway, appropriation. SF 488,
appropriations. Approved 5-15-73.

HIGHER EDUCATION—

(Also see Colleges—Universities and/or Schools)

General

Educational program of schools. SF 126, schools. Approved 4-10-74.

College at Denison, acquisition and use of. HF 149, Crabb.

That each examining board be required to submit in writing to the General
Assembly no later than January 14, 1974 its recommendations for
continuing education requirements for licensed or registered members
of its occupation or profession. HCR 18; H.J. 321, 369 adopted; S.J.
365, 383, 413, 1005, 1785-1786 adopted.

That each examining board be required to submit in writing to the General
Assembly no later than January 14, 1974 its recommendations for
continuing education requirements for licensed or registered members
of its occupation or profession. (Same as HCR 18). SCR 21; S.J. 323,
324, 342, 1786 withdrawn.

Area XI college, legalize election for levy of a tax. HF 309, Bittle. Approved
5-15-73—became law by publication 6-8-73.

Prohibit expansion of certain curricula at area vocational schools and area
community colleges. HF 321, Kreamer.

Faculty of board of regents institutions hired, fired, paid, etc. based on their
ability. HF 337, Grassley.

School foundation program, amended. HF 359, education; SF 362, schools.
SSM. HF 359 approved 5-16-73.

Authorize area schools to acquire and operate student centers and parking
facilities, revenue bonds. HF 368, Dunton, et al.; SF 392, Rodgers,
et al. (similar); HF 727, education (same).

Tuition grants, appropriation. SF 345, appropriations. Approved 5-17-73.

Establish a work-study program, higher education, appropriation. SF 373,
Murray and Nystrom; HF 465, Crawford.

Tort claim insurance purchased, out of general fund, etc., by municipalities
for officers and employees—student teachers also covered. SF 377,
Hansen; HF 462, education (same subject matter in part).

Provide tax-sheltered annuities for employees of the state educational radio
and television facility board. HF 458, Menke.

Establish a commission for postsecondary education, qualify for federal funds.
HF 464, Welden, et al. (same subject matter as) SF 1053, Hansen,
et al.; HF 1087, Welden, et al.

Confidential communications with certified guidance counselors. HF 495,
Stromer; HF 753, education (same). HF 753 approved 5-27-74.

State universities receive state aid for students enrolled in laboratory schools.
SF 436, higher education; HF 551, education. HF 551 approved 5-8-73.

Interstate agreement on qualification of educational personnel, etc. HF 536,
Grassley; HF 705, education (same). HF 705 approved 7-12-73.

Faculty members, rules and regulations on hiring and tenure by board of
regents. HF 638, Grassley.

State supported scholarship program, appropriation to higher education
facilities commission. HF 682, appropriations. Approved 7-17-73.

Medical student tuition loan program and higher education facilities commis-
sion administrative funds, appropriation. HF 683, appropriations.
Approved 6-14-73.

Education commission of the states, Iowa become member, establish commis-
sion, appropriation. HF 774, appropriations. Approved 6-29-73.

Committee to study post-secondary education. HCR 60; H.J. 1801.

Free tuition to members of the Iowa National Guard at all state universities
and area colleges. HF 1153, Branstad.

Payment of educational incentive and a cash bonus to enlistees and re-
enlistees in National Guard. HF 1237, Daggett, et al.

Financial assistance for resident students of this state, replaces scholarship
and tuition grant programs. HF 1356, Byerly.

HIGHWAY COMMISSION—

(Also see Roads and Highways)

General

Create a state transportation planning commission. HF 35, Welden.

- Temporary restrictions on weight and load of certain motor vehicles, farm tractors exception. HF 41, transportation. Approved 4-26-73.
- Changes in roads, streams, or dry runs, highway commission and boards of supervisors. HF 598, transportation. Approved 4-10-74—became law by publication 4-19-74.
- Highway commission and board of regents subject to centralized purchasing under general services. HF 96, Schroeder.
- Highway grade crossing safety fund. SF 112, Robinson. Approved 7-12-73.
- Rest area, establish at Loveland. HF 109, transportation. Approved 7-12-73.
- Sale of unused right of way by highway commission, contract. HF 155, transportation; SF 228, Miller of Des Moines; HF 1131, Welden and Lippold. (All same subject matter). HF 155 approved 5-27-74.
- Movement of truck trailers manufactured in Iowa. HF 189, transportation. Approved 6-13-73.
- Truck speed limits. HF 190, transportation.
- Movement of registered special mobile equipment on vehicles registered for weight of unladen vehicle. HF 191, transportation. Approved 5-24-73.
- Movement of vehicles and loads of excessive size and weight. HF 193, transportation. Approved 6-13-73.
- Sixty-five foot truck bill. SF 186, Rabedeaux, et al.; HF 369, Dunton, et al. (companion); HF 671, transportation SSM. HF 671 vetoed 3-2-74.
- Metal tracked and metal tired vehicles, operation of on streets and roads. HF 220, Transportation. Approved 7-6-73.
- Transportation, department of, create. HF 230, Drake, et al.; SF 1141, state government. (Same subject matter). SF 1141 approved 5-29-74.
- Restoration of land disrupted by a highway project—replacement of borrow pit soil. HF 239, Welden; SF 220, Taylor (companion); SF 233, Scott; HF 421, Miller of Cerro Gordo and Norland (companion). SSM.
- Authorize highway commission to issue \$50,000,000 in bonds, financing of interstate highways, federal funds. HF 266, Welden.
- Utilities, highway commission pay cities and towns for relocating, etc. due to construction, etc. of highway. SF 240, Miller of Des Moines; HF 371, Monroe.
- Overtime pay for employees of highway commission. SF 251, Nystrom.
- Scenic and recreational highway system, establish. HF 293, Clark of Lee and Stanley.
- Appropriation to highway commission, scenic and recreational highway system. HF 294, Clark of Lee.
- Eminent Domain, remove \$500 expense limitation, distance of movement, and possession 180 days. SF 281, Gallagher, et al.
- Definition of vehicle, legalize operation of existing vehicles with van boxes. HF 308, transportation. Approved 4-8-74—became law by publication 4-16-74.
- Planning of primary road construction and improvement, consider industrial development. HF 319, Hansen, et al.
- Payment of certain damages, action of highway commission, to R.S. and Donald H. Weber, appropriation. SF 302, Scott.
- Allow movement of mobile homes and factory-built structures, maximum 14 feet 5 inches width, permits, etc. HF 353, Schroeder and Woods; SF 466, Rabedeaux and Tieden.
- Salary increases for certain state employees, appropriation. SF 360, Nystrom, et al.
- Repair of railway crossings, agreements between cities, counties and/or highway commission. SF 382, Robinson.
- Exempt from requirement county obtain approval of highway commission for use of federal revenue sharing funds for secondary road purposes. HF 427, Jordan and Wells.
- Secondary road projects approved by highway commission. SF 400, Lamborn.
- Financing, by bond, the freeway-expressway system, appropriation. SF 445, McCartney; SF 491, Schwiager, et al. SSM.
- Political subdivisions may purchase gasoline from highway commission, appropriation. SF 465, Gluba.
- Pedestrian walkways on highway bridges, highway commission construct. HF 615, Butler.
- Workmen's compensation, highway commission employees, appropriation to industrial commission. SF 503, appropriations. Approved 5-24-73.
- Highway commission, capital improvements, appropriation. SF 508, appropriations; HF 707, appropriations. SF 508 approved 5-15-73.
- Appropriate from primary road fund to highway commission, funding highway commission's share for administration of merit system and pay plan for employees. HF 703, appropriations. Approved 7-17-73.
- Addition to highway commission laboratory building, authorize and approve \$500.00 payment to an architect to prepare cost estimate. SR 4; S.J. 1088, 1102 adopted.
- Highway commission refrain from appealing district court ruling re closing of highways for local celebrations and amend its policy and allow this practice. HCR 55; H.J. 1522, 1621-1622 adopted; S.J. 1540, 1575.
- Maintenance of roads and highways, agreement between counties and other governing bodies. HF 1019, Krause.

- Escort vehicles requirement a discretionary matter with highway commission. HF 1042, transportation. Approved 5-27-74.
- Public scales, definition of. HF 1119, transportation.
- Disability income protection program for full-time state employees, appropriation. HF 1214, Hansen, et al.; SF 1215, Schaben, et al.
- Size, weight, and load of vehicles operated on Iowa highways, special and emergency situations. HF 1256, Strothman and Anderson.
- State park and institutional road system, include roads and parking facilities of area schools. HF 1347, Byerly.
- Oversized mobile homes, no wider than 14 feet 5 inches and no longer than 85 feet, single trip permits, etc. HF 1351, transportation; SF 1292, DeKoster (similar subject matter).
- Movement of overweight vehicles, 20,000 lbs. per axle. HF 1398, agriculture—HF 1428, agriculture (corrected bill for HF 1398).
- Highway commission employees, salary increase, appropriation. SF 1285, appropriations. Approved 5-9-74.
- Traffic control devices at highway intersections, require highway commission erect. HF 1408, Stanley.
- Highway commission, appropriation for planning, development and field operations. HF 1425, appropriations. Approved 6-3-74—became law by publication 6-13-74.
- Cost of living salary increase for employees of highway commission, appropriation. HF 1436, appropriations.
- Great river road and scenic and recreational parkways, etc. HF 1465, transportation. Approved 5-27-74.
- Committee to study distribution of the moneys of the road use tax fund. HCR 121; H.J. 1124.
- Highway commission, appropriation, construction of materials laboratory. SF 1324, appropriations. Approved 5-10-74.
- Obstructions on public highways, procedures for removal, assessment and collection of costs for. SF 1333, county government. Approved 5-11-74.
- Committee to study eminent domain procedures. SCR 135; S.J. 1608, 1648.
- Weighing Stations**
- Appropriation to traffic weight operations, highway commission. HF 709, transportation.
- Traffic weight officers, highway commission, full powers of peace officers. SF 1091, Nystrom.

HIGHWAY PATROL—
(Also see Public Safety)

General

- Raise authorized strength of the highway safety patrol. SF 1259, Kennedy, et al.

HIGHWAYS—
(See Roads and Highways)

HISTORICAL MARKERS—
General

- Identification and preservation of the burial place and former residence of Iowa's first elected governor, historical landmark. HCR 31; H.J. 606, 637 adopted; S.J. 677.

HISTORICAL SOCIETY—
General

- Identification and preservation of the burial place and former residence of Iowa's first elected governor, historical landmark. HCR 31; H.J. 606, 637 adopted; S.J. 677.
- Vital statistics, authorize inspection, etc. to an incorporated nonprofit society for historical or genealogical research purposes. HF 651, Crabb.
- Historical society, appropriation. SF 558, appropriations. Approved 6-13-73.
- Toolsboro mounds and museum area and Gardner Log Cabin, development and maintenance of, appropriation. HF 791, appropriations. Approved 7-12-73.
- Local historical societies, appropriation to state historical society for allocating funds to. SF 1239, Blouin.
- Require miniature photographic copies of county records distributed to state department of history and archives. SF 1258, Winkelman.
- Historical society, appropriation, capital improvements of historical sites, planning and study of a new historical site. SF 1325, appropriations. Approved 6-3-74—item veto.
- Historical society, appropriations, microfilming of newspapers and salary of a manuscript curator. SF 1326, appropriations. Approved 4-15-74.
- State historical department with a division of historical museum and archives, division of state historical society, and a division of historic preservation, establish, appropriation. HF 1491, appropriations. Approved 6-3-74.
- State historical department, setting the salary rate for directors of divisions of, appropriation. HF 1504, appropriations. Approved 5-27-74.

HISTORY AND ARCHIVES—**General**

- State records, management of, appropriation. HF 12, Welden; HF 363, state government. S. HF 363 approved 5-27-74.
 Create a distinguished service and achievement award. SF 161, Shaw.
 Return silver tea service to Dodge House, Council Bluffs. SJR 11, Griffin and Hultman.
 History and archives, appropriation. HF 742, appropriations. Approved 5-24-73.
 Require miniature photographic copies of county records distributed to state department of history and archives. SF 1258, Winkelman.
 Establish area research center network, history and archives. HF 1391, Avenson.
 State historical department with a division of historical museum and archives, division of state historical society, and a division of historic preservation, establish, appropriation. HF 1491, appropriations. Approved 6-3-74.

HMO—**General**

- HMO. SF 25, Rabedeaux, et al.; HF 29, Monroe, et al. SF 25, approved 5-25-73.

HOLIDAYS—**General**

- Veteran's day, change observation of. HF 27, Wells, et al. Approved 4-18-73.
 Holiday days for state employees. SF 252, Nystrom.
 Holidays for state employees. SF 342, Plymat, et al.; HF 413, West, et al.; SF 512, human and industrial relations. S. SF 512 approved 6-19-73.
 Adding a new division to banking act re days and hours of operation of banks and savings and loan associations. SF 608, Commerce.
 Martin Luther King's birthday a public holiday. SF 1063, Riley.

HOME RULE—**General**

- Create the municipal powers of initiative, referendum, and recall, elections, home rule act. HF 593, Connors.
 City Code of Iowa, postpone for one year effective and mandatory dates. SF 1101, cities and towns; HF 1130, cities and towns. SF 1101 approved 5-2-74.

HOMES—**General**

- Improvements to residences, temporary tax exemption. HF 42, Small; HF 603, Cusack. S.
 Homestead tax credit, 65 or older, remove one-tenth purchase price for ownership, etc. SF 1071, Gallagher, et al.; HF 1313, Harvey. SF 1071 approved 5-2-74—became law by publication 5-10-74.
 Housing development authority, Iowa, establish, appropriation. SF 1138, Gluba, et al.; HF 1179, Cusack, et al.
 Legalize proceedings, Cerro Gordo county, improvements to county home, Mason City. SF 1369, judiciary. Approved 5-11-74—became law by publication 5-30-74.

County

- Redesignating county homes as county care facilities, revising operation. HF 659, county government. Approved 3-15-74.
 County poor relief, shelter. HF 1007, Rinas.

Custodial

- Rules and minimum standards for nursing and custodial homes. HF 626, Den Herder and West.
 Care review committees, appointment of—inspection findings. HF 1104, human resources. Approved 4-8-74.
 Health care facilities, standards for licensing, right to renew license for ten years after approved construction, etc. SF 1133, Andersen.
 Health care facilities, issuance of a conditional certificate of compliance with fire hazard and fire safety rules, certain circumstances. HF 1176, human resources. Approved 5-27-74.

Juvenile

- Terminate operation of Annie Wittenmyer home, social services report disposition of, etc. to General Assembly. SF 145, Griffin and Miller of Des Moines; HF 508, human resources. SSM.

Nursing

- Old age assistance for residents of county-owned nursing homes. SF 120, Blouin, et al.; HF 147, Carr, et al.
 Appropriate from moneys received by funeral, etc. fund, dentistry, optometry, medical examiners, physical therapy, chiropractic, nursing and nursing home administrators. HF 574, appropriations. Approved 7-6-73.
 Rules and minimum standards for nursing and custodial homes. HF 626, Den Herder and West.
 Care review committees, appointment of—inspection findings. HF 1104, human resources. Approved 4-8-74.
 Health care facilities, standards for licensing, right to renew license for ten years after approved construction, etc. SF 1133, Andersen.

Health care facilities, issuance of a conditional certificate of compliance with fire hazard and fire safety rules, certain circumstances. HF 1176, human resources. Approved 5-27-74.

HOMESTEAD CREDIT—**General**

Homestead tax credit, Thomas Lew Heathershaw, Oskaloosa. SF 160, Van Gilst.
 Exempt homesteads of persons seventy-five years or over from property taxes, exceptions. SF 165, Heying, et al.
 Homestead and military service tax credits, method of filing reports. SF 265, county government. Approved 7-6-73.
 Additional homestead tax credit for persons sixty-five years or older or totally disabled. HF 563, Doyle; HF 576, Crabb. SSM.
 Homestead tax credit for disabled veterans transferable to new homestead. SF 1029, Potter.
 Homestead tax credit, sixty-five or older, remove one-tenth purchase price for ownership, etc. SF 1071, Gallagher, et al.; HF 1313, Harvey. SF 1071 approved 5-2-74—became law by publication 5-10-74.
 Eliminate certain income from consideration in determining total income of the elderly for additional homestead credit, SF 1127, Blouin and Gluba.
 Homestead tax credit, sixty-five or older, or disabled, may file by mail. HF 1279, Poncy.
 Property tax relief to persons sixty-five years of age and older or totally disabled, correlate statutes. SF 1306, ways and means. Approved 5-9-74.

HOSPITALIZATION—**General**

Commissions on hospitalization. SF 106, Riley and Potter. Approved 7-12-73.

HOSPITALS—**General**

Sales and use tax exemption for voluntary nonprofit hospitals. SF 63, Winkelman; SF 1233, ways and means.
 Construction of an addition to the General hospital at the State University of Iowa. SCR 12; S.J. 148, 151, 342, 413, 505-507 adopted, 510, 526; H.J. 516, 1453-1460 adopted, 1460, 1554; S.J. 1653 signed by president; H.J. 1861 signed by speaker; S.J. 1653 sent to governor; S.J. 1748 signed by governor.
 Include students of schools of nursing in tuition grant program. SF 101, Shaw.
 Commissions on hospitalization. SF 106, Riley and Potter. Approved 7-12-73.
 Construction of an addition to the General hospital at the State University of Iowa. (Same as SCR 12) HCR 16; H.J. 238, 309, 354, 1423, 1431, 1453; SCR 12 substituted, 1460 withdrawn.
 Inspection of patients' records. SF 179, Kelly.
 Establish Iowa health services commission. SF 331, Riley, et al.
 Industrial aid bonds, expand the purposes bonds can be issued—hospitals, etc. SF 378, Hansen, et al.; HF 443, Crabb, et al.
 Transfer of patients, braille and sight-saving and deaf schools, to university hospital. HF 401, education; SF 401, higher education. HF 401 approved 4-18-73.
 Sale or lease of property by a city or county hospital. SF 459, human resources. Approved 7-6-73.
 Liability for support for patients at a hospital-school or special unit, and mentally ill persons, 18 years of age or older. HF 555, Harvey. Approved 3-29-74.
 Rights of hospital patients and residents. SF 1247, Gluba.
 Minimum standards for accident and sickness insurance policies, subscriber contracts of mutual hospital service corporations, establish. HF 1400, Freeman.
Mental
 Rights of patients in mental health institutes and other hospitals for the mentally ill, private conversations, etc. HF 1050, Higgins.

HOTELS—**General**

Inspection of food establishments, food-service establishments, licensing, department of agriculture, etc., penalties. HF 540, Freeman, et al.; HF 712, agriculture (same); SF 1219, Hansen (same subject matter).

HOUSING—**General**

Exempt low-rent housing developments for elderly and handicapped, nonprofit, etc. organizations from property taxes. HF 579, Miller of Buchanan, et al.
 Sex discrimination in housing, prohibit. SF 487, human resources; HF 1013, human resources (same subject matter in part). SF 487 approved 5-27-74.
 Housing development authority, Iowa, establish, appropriation. SF 1138, Gluba, et al.; HF 1179, Cusack, et al.
 Committee to study shortage of decent housing, deterioration of certain areas, and rehabilitation incentives. HCR 120; H.J. 1123-1124.

Committee to study current housing needs, also need for a state housing authority. HCR 141; H.J. 1846-1847.

Committee to study current housing needs, also need for a state housing authority. (Same as HCR 141) SCR 126; S.J. 1416, 1460.

Housing, retaining walls may be financed by obligation bonds by cities. HF 1441, cities and towns. Approved 5-27-74.

HUMAN RESOURCES—

General

Eligibility for assistance in ADC program. HF 13, Hill, et al.; SF 125, Gluba, et al.

HMO, SF 25, Rabedeaux, et al.; HF 29, Monroe, et al. SF 25 approved 5-25-73.

Legal settlement, minor in an institution. HF 149, human resources. Approved 4-19-73.

Abortion, repeal present law, restrictions on abortion information, educational information available, etc. SF 210, human resources.

Definition of a delinquent child, delete portion. HF 602, Cusack.

Parole relief fund, appropriation. SF 478, human resources.

Community-based corrections programs and services, appropriation. SF 71, Potter, et al.; HF 85, Lipsky, et al. (companion); SF 482, human resources. SSM.

Establish a commission for the deaf. HF 620, Connors, et al.

Sex discrimination in housing, prohibit. SF 487, human resources; HF 1013 human resources (same subject matter in part). SF 487 approved 5-27-74.

Establishment and operation of community day care centers, etc., appropriation. SF 434, Murray; HF 577, Hill (companion); HF 729, human resources; SF 569, human resources (S)—(all same subject matter).

Social services, dept. of, providing state supplementary cash payments to certain persons, revising laws relative to federally-assisted welfare programs being terminated, penalties, etc., appropriation. SF 587, human resources; HF 789, appropriations. HF 789 approved 7-20-73.

Disinterment and reburial of dead bodies, transfer of tombstones. HF 1075, Krause, et al.

Furloughs for inmates. HF 1077, Knoke. Vetoed 4-6-74.

Establish human resources development commission. HF 1291, Poncy.

Furloughs for inmates, exception. SF 1374, human resources.

Committee to study HF 1291, establishment of an Iowa human resources development commission. HCR 143; H.J. 1903.

HUNTING—

General

Prohibit open season on certain birds and animals during open season on deer. HF 24, Wyckoff; HF 121, natural resources; SF 143, Tieden.

Juveniles subject to same penalties for violation of specified fish and game laws as adults. HF 66, Knoke.

Payment of damages caused by hunters. HF 111, Stromer.

Prohibit hunting adjacent to game breeding and shooting preserves. HF 126, Oakley.

Hunting by the handicapped, special permits, etc. HF 471, Dunton.

Bow and arrow hunting period and firearm period the same—firearm license for three days, etc. SF 454, Coleman.

Open seasons for bobwhite quail and pheasant hunting same. HF 559, Harper.

Nongame birds, willfully killing of, destruction of nests, eggs, etc., penalties. SF 468, Gluba, et al.

Special deer hunting licenses, landowner or tenant. HF 1183, Bortell; HF 1322, Anderson; HF 1449, natural resources (all same subject matter).

Deer hunting license applicants, drawings, may apply as a group. HF 1281, Mennenga.

Small game, hunting of, must have small game stamp, revenue used for protecting and propagation of same. HF 1290, Avenson.

Fishing and hunting by resident senior citizens, 65 or older, without a license. HF 1292, Cusack, et al.; SF 1346, Hansen.

Conservation Commission

(See Conservation)

Licenses

(See Licenses, sub-ref. Hunting)

IDENTIFICATION—

General

Issuance of nonoperator's identification cards by public safety, penalty. HF 1405, transportation.

IMPLIED CONSENT—

General

Implied consent test for alcohol, officer determine—added section re driving while intoxicated. HF 343, Doyle. Approved 5-27-74.

Operating a motor vehicle while under the influence of alcohol, drugs, etc., redefine the offense for—implied consent, etc. SF 318, Plymat, et al.; HF 552, Oakley, et al.

IMPRISONMENT—**General**

First and second degree murder, death penalty and/or life imprisonment—specific offenses. HF 336, Brinck, et al.

INAUGURATION—**General**

Joint committee to arrange for inauguration. SCR 1; S.J. 10 adopted; H.J. 19 adopted.

Commend General Joseph G. May, Colonel Eric P. Berner, the 186th military police company, and Iowa national guard for the excellent arranging of the inaugural ceremonies. SCR 14; S.J. 149, 180 adopted; H.J. 214, 219 adopted.

Prohibit incurring expenses for receptions for the governor's inaugural. HF 277, Millen, et al.

Inaugural expenses, appropriation. HF 612, appropriations. Approved 5-15-73—became law by publication 5-25-73.

INCOME TAX—

(See Tax, sub-ref. Income)

INDEMNIFICATION—**General**

Indemnification of private citizens, injury or damages, crime or rescue of a person, immediate danger of death or injury. HF 1365, Cusack.

INDUSTRIAL COMMISSION—**General**

Second injury fund benefits, workmen's compensation. SF 449, DeKoster.

Workmen's compensation. HF 554, Kiser; SF 495, human and industrial relations. SSM. SF 495 approved 6-13-73.

Workmen's compensation, highway commission employees, appropriation to industrial commission. SF 503, appropriations. Approved 5-24-73.

Beer and liquor control department, industrial commission, insurance department, pharmacy examiners, and real estate commission, appropriation. HF 758, appropriations. Approved 7-6-73.

Amends 2 sections in the workmen's compensation law, benefits (should have been included in SF 495). SF 606, human and industrial relations. Approved 4-4-74.

Occupational hearing loss, workmen's compensation. HF 1242, Edelen, et al.; SF 1190, Potter.

INDUSTRY—**General**

Bureau of labor, change name to department of labor and industry. HF 40, state government.

Equipment owned by prison industries, reinstate cash depreciation fund for. SF 148, human resources.

Create a grain resource research division—grain alcohol motor fuel industry—agriculture. SF 288, Priebe, et al.

Planning of primary road construction and improvement, consider industrial development. HF 319, Hansen, et al.

Grain alcohol motor fuel industry, development of. HF 375, agriculture. (Also see SF 288). Approved 6-13-73.

Industrial aid bonds, expand the purposes bonds can be issued—hospitals, etc. SF 378, Hansen, et al.; HF 443, Crabb, et al.

Diversion of water, industrial coolants, to underground basins or water-courses, alternative methods. HF 497, Krause.

Commercial projects supported by cities and towns—also include counties. SF 287, Scott; HF 350, Miller of Cerro Gordo and Norland (companion); SF 422, Winkelman and Schwieger; SF 440, cities and towns; HF 719, cities and towns (all same subject matter).

Rural development commission, providing tax rebates, appropriation. HF 1280, Poncy.

Urge development commission collect and disseminate information re methods to conserve fuel resources by industry, etc. SCR 112; S.J. 511, 555.

Assessment and equalization of special purpose commercial and industrial property. SF 1363, Kelly and Andersen.

INFORMATION—**General**

All governmental agencies publish or make available certain information, confidential exception. HF 1319, Rapp.

INGREDIENTS—**General**

Paints and like products, labeling of, penalties, secretary of agriculture. SF 103, Hill.

INHERITANCE TAX—

(See Tax, sub-ref. Inheritance)

INJUNCTIONS—**(Also see Court, all sub-refs. and/or Judiciary)****General**

- Temporary injunctions, state and local civil rights commissions may obtain. HF 1026, Wells and Hargrave.
 Civil rights commission, membership, powers, and duties of. SF 1094, Murray and Orr; HF 1161, Hargrave and Readinger.

INSPECTIONS—**(Also see Agriculture, sub-ref. Inspection)****General**

- Sale of meat and meat products, must meet certain standards. HF 2, Fischer of Grundy.
 Nondealers may sell or transfer motor vehicles without inspection, buyer obtain certificate of inspection, etc. HF 250, Crabb.
 Motor vehicle inspection and safety. SF 387, Schwengels and Nystrom (SSM. as); SF 481, state government; HF 622, transportation (companion). SF 481 approved 7-20-73.
 Inspection of meat and poultry, food establishments, penalties, etc., federal inspection. HF 621, Higgins.
 Inspection of swimming pools, fees, penalties. HF 631, Lipsky.
 Sale of coal and other bulk commodities by weight, delivery tickets, inspection of hopper scales, etc. SF 517, agriculture.
 Committee to study livestock brands and brand inspection (HF 606), report. SCR 45; S.J. 1197-1198, 1248, 1331.
 Committee to study livestock brands and brand inspection. (HF 606). (Same as SCR 45) HCR 49; H.J. 1261-1262.
 Motor vehicle inspection fees, increase—administration of such fees. SF 602, appropriations. Approved 6-29-73.
 Committee to study effectiveness of present motor vehicle safety inspections, etc. HCR 58; H.J. 1773.
 Elevator Code. HF 1023, Jesse; SF 1271, Rabedeaux and Kelly (same subject matter); SF 1361, Rabedeaux and Kelly; SF 1370, human and industrial relations (same); (all similar subject matter). SF 1370 approved 5-23-74.
 State motor vehicle inspection stations. H.F. 1051, Monroe.
 Certificates of inspection of motor vehicles, period of time valid. HF 1052, transportation. Approved 3-29-74.
 Committee to study the duplication of state and local agencies charged with inspection of buildings. SCR 110; S.J. 339, 354, 481.
 Motor vehicles subject to inspection, exempt those involved in dissolution of marriage, or as a gift. HF 1191, Hill, et al.
 Amusement park inspection, appropriation to bureau of labor. SF 1165, appropriations. Approved 3-29-74.
 Alteration of a motor vehicle, inspection, owner subject to a penalty. SF 1167, Potter.
 Mobile home tie-downs, require, penalty. SF 1210, Murray, et al.; HF 1452, transportation (same subject matter).

INSTITUTIONS—**(See Schools, sub-ref. Institutions—Penal Institutions—Health, sub-ref. Mental, and Hospitals, sub-ref. Mental)****INSURANCE—****General**

- Group insurance for elected county officials. SF 20, county government. HF 63, county government.
 Increase minimum limits for compliance, motor vehicle financial responsibility law. SF 23, Riley.
 Insurance companies insuring against loss from liability, motor vehicle accidents, must offer additional first party benefits. SF 28, Kelly.
 Prohibit reduction of accident and health insurance coverage of an aged, etc. subscriber without proportionate reduction of premium charged. HF 54, Mendenhall.
 Bonding of all public employees, those required. SF 69, Palmer; HF 281, Schroeder and Connors.
 Termination of a licensed agent's contract, other than life, by an insurance company, one-year's written notice, exception. HF 70, Mendenhall.
 Sale of credit life and credit accident and health insurance. HF 81, Norpel.
 Court reporters for purpose of group insurance considered county employees. HF 93, Doyle.
 No-fault motor vehicle insurance. HF 107, Fischer of Grundy; HF 699, commerce. SSM.
 Taxation of marine insurance underwriting profits. SF 123, Hansen and Griffin; HF 162, Freeman and Bittle. SF 123 approved 5-25-73.
 Provide insurance fund for damage to public buildings. SF 153, Palmer; HF 432, Connors, et al. S.
 Motor vehicle liability insurance, underinsured motorist coverage. SF 167, Riley.
 Use of public buildings, etc., cannot refuse due to lack of liability insurance. HF 182, Norpel.

- Proof of financial responsibility at time of registration, motor vehicles. HF 184, Mendenhall; SF 1182, Riley.
- Credit life, accident and health insurance, regulation of premium rates, etc. HF 186, commerce. Approved 5-24-73.
- Standards for ambulance services, penalties. HF 237, Lipsky, et al; HF 653, human resources; HF 1416, human resources (all same subject matter).
- No insurance company may refuse motor vehicle insurance to an applicant unless reasons are in writing, etc.—hearings. HF 257, Fischer of Grundy.
- County engineers, remove restriction on claims for any negligent act, error or omission, etc. HF 271, county government.
- Value of buildings insured for casualty loss, amount stated in policy. SF 233, Friebe, et al.
- Retirement annuities, remove taxation provision. SF 242, Briles; HF 428, Fisher of Greene. SF 242 approved 4-25-74.
- Publications of insurance statistical information, abolish requirement. HF 289, commerce.
- Variable contracts of annuities and life insurance. SF 328, McCartney; HF 642, commerce.
- Title insurance may be sold in Iowa. HF 376, Hill.
- Group disability insurance program for state employees. SF 355, Schaben, et al.
- Annual statement of insurance companies, adequate reports. HF 392, commerce. Approved 3-29-74.
- No-fault motor vehicle insurance, etc. SF 369, Kinley; HF 445, Fitzgerald and Rapp.
- Tort claim insurance purchased, out of general fund, etc., by municipalities for officers and employees—student teachers also covered. SF 377, Hansen; HF 462, education (same subject matter in part).
- Liability insurance for state-owned automobiles. HF 412, Crabb; HF 685, commerce, SSM.
- Individual accident or health insurance policies, persons no longer eligible under group policy. HF 446, Freeman, et al.; HF 646, commerce (same).
- Municipal tort claims. HF 462, education; SF 515, schools. HF 462 approved 5-27-74.
- Authorize state educational radio and television facility board purchase insurance for certain broadcasting facilities. HF 466, Menke.
- Examination of insurance companies, cost of. HF 526, commerce. Approved 3-4-74.
- Second injury fund benefits, workmen's compensation. SF 449, DeKoster.
- Suspension or revocation of a drivers license, obtaining insurance. HF 556, Harper.
- Renewal of certificates of authority of insurance companies, extend time for reviewing statements, etc. HF 639, commerce. Approved 2-20-74.
- Certificates of group life, accident and health insurance. HF 640, commerce.
- Group insurance for public employees may include dependents and spouses. SF 502, McCartney, same subject matter as HF 1001, Doyle; SF 1010, Andersen (companion).
- Necessary funds, etc. provided to take advantage of resources offered through Ford Foundation and U.S. department of transportation re no-fault insurance. SCR 37; S.J. 940, 956, 1030, 1059, 1075, 1257 withdrawn.
- Approve contracting for cost analyses of no-fault insurance legislation, appropriation. HJR 19, appropriations.
- State property and casualty insurance. HF 738, Bittle and Fisher of Greene.
- Correction to HF 186, 1973 session, Sixty-fifth General Assembly. HF 787, ways and means. Approved 3-15-74.
- Committee to study taxes paid by insurance companies and lawful methods by which said fair share should be collected. SCR 57; S.J. 2138, 2139.
- Group insurance policies, require renegotiation. SF 1069, Hill.
- Insurance companies pay claims directly to insured unless written permission (exception life and liability insurance). HF 1113, Hargrave.
- Accreditation of reinsurance companies. SF 1147, Curtis; HF 1205, Freeman.
- Disability income protection program for full-time state employees, appropriation. HF 1214, Hansen, et al.; SF 1215, Schaben, et al.
- Licensing of insurance agents and consultants, penalties. SF 1177, Lamborn.
- Client security fund not an insurance company, clarifies (established by Supreme Court). HF 1315, Hill.
- Provide health insurance benefits for newly born children from moment of birth. HF 1334, Freeman; SF 1290, human resources; HF 1431, commerce (all similar). SF 1290 approved 4-25-74.
- Nonprofit corporations may purchase and maintain liability insurance. SF 1223, judiciary.
- Group insurance, definition of employees eligible for, conversion, benefits, etc. HF 1333, Freeman.
- Attach proceeds of a liability insurance policy of a nonresident, delete bond requirement. SF 1268, McCartney.

Clarification and modification of certain exemptions under Iowa securities law, fees of dealers and salesmen, surety bonds, etc. SF 1279, commerce; HF 1432, commerce. HF 1432 approved 4-25-74—became law by publication 5-3-74.

Minimum standards for accident and sickness insurance policies, subscriber contracts of mutual hospital service corporations, establish. HF 1400, Freeman.

Commission

Insurance, commissioner of, powers of. HF 222, commerce. Approved 6-19-73. Repeal of certain exemptions under securities law, registration requirements, licensing and examination fees, etc. HF 673, commerce.

Beer and liquor control department, industrial commission, insurance department, pharmacy examiners, and real estate commission, appropriation. HF 758, appropriations. Approved 7-6-73.

Provide for reciprocal enforcement of court orders against insurers. HF 1177, commerce. Approved 4-19-74.

Licensing of insurance agents and consultants, penalties. SF 1177, Lamborn.

Life

Variable contracts of annuities and life insurance, SF 328, McCartney; HF 642, commerce. HF 642 approved 7-12-73.

Permit foreign life insurance companies to become Iowa corporations if they comply, and payment of transfer tax. SF 592, ways and means; HF 798, ways and means. S.

Life insurance and annuities in divorce actions. HF 1186, Norland.

Investments of life insurance companies, standard valuation and forfeiture laws. HF 1249, commerce. Approved 5-27-74.

Medical

HMO. SF 25, Rabedeaux, et al; HF 29, Monroe, et al. SF 25 approved 5-25-73. Equate insurance proceeds payable to medical practitioners. SF 88, Miller of Des Moines.

Collection of premium taxes on insurance premiums, nonprofit hospital and medical service corporations. HF 143, Freeman.

Outpatient coverage by insurance companies, etc. HF 153, Lipsky.

Group insurance, definition of employees eligible for. HF 156, Freeman, et al. Approved 7-18-73.

Premium tax excluded on policies of health insurance. SF 230, Riley and Priebe.

Individual accident or health insurance policies, persons no longer eligible under group policy. HF 446, Freeman, et al.; HF 646, commerce (same).

Alcoholism, drug addiction, or chemical dependency, include provisions for treatment of, group health and accident policies. HF 1021, Wells; SF 1206, Gluba, et al. (Very similar).

Provide health insurance benefits for newly born children from moment of birth. HF 1334, Freeman; SF 1290, human resources; HF 1431, commerce (all similar). SF 1290 approved 4-25-74.

Group insurance, definition of employees eligible for, conversion, benefits, etc. HF 1339, Freeman.

INTEREST—

General

Increase rate of interest on public utility refunds to customers. HF 10, Patchett, et al.

Interest rates on judgments and decrees. SF 9, Kelly; HF 101, Doyle. SF 9 approved 2-26-73.

Increase interest penalty on delinquent property taxes. HF 177, Bennett. Approved 4-8-74.

Direct superintendent of banking immediately implement federal court ruling re interest rates charged consumers. HCR 20; H.J. 442.

Number of days in a year for determining interest charges. SF 298, Winkelman, et al.; HF 346, Bennett.

Interest income on deposit in general fund of school districts, voters determine how used. SF 335, Briles; HF 415, Daggett—(also see HF 60-SF 59).

Interest computed and collected on a levee and drainage district assessment. HF 393, Stromer and Schroeder.

Regulate revolving charge accounts, interest rate, etc. SF 416, Griffin.

Credit service charges for revolving charge accounts, penalties. HF 649, Carr, et al.

Rental deposits, liability, and penalties, (landlord—tenant). SF 1004, DeKoster; HF 1168, Patchett, et al. SF 1004 approved 5-28-74.

Interest on judgments for personal injuries accrue from date of injury. SF 1119, McCartney.

Interest of 7 percent paid on rental deposits on property. HF 1262, Rapp.

INTERIM COMMITTEES—

General

Create an interim study committee on county statutes, appropriation. SJR 5, county government.

Resolutions calling for interim studies not adopted by both houses be delivered to president pro tempore and speaker of the house, legislative council determine priorities, etc. HCR 42; H.J. 1070, 1111 adopted; S.J. 1152, 1175-1176 adopted; H.J. 1250, 1272 concurred and adopted.

Expenses of legislators, and others, pertaining to operation of legislative services between sessions, be paid after proper authorization. SCR 42; S.J. 1172, 1784 adopted; H.J. 1975, 2208 adopted.

Resolutions calling for interim studies be referred to president of the Senate and speaker of the House, legislative council determine priorities. SCR 119; S.J. 1200, 1318 adopted; H.J. 1698-1699, 2182 adopted.

Members of the General Assembly attending committee meetings be paid upon filing expense accounts. SCR 128; S.J. 1461-1462, 1468 adopted; H.J. 1970, 2187 adopted.

INTERNAL REVENUE—
(See Federal Internal Revenue)

INTERSTATE COMMERCE—
General

Repeal use tax exemption for tangible personal property, interstate transportation or commerce. HF 122, ways and means. Approved 5-24-73—became law by publication 5-30-73.

Interstate carriers, penalties, failure to register interstate transportation authority. HF 1003, Doyle.

Motor vehicle registration reciprocity, gross weight of semitrailers, truck tractors, etc. HF 1091, transportation. Approved 4-25-74.

INTERSTATE COOPERATION—
General

Interstate agreement on qualification of educational personnel, etc. HF 536, Grassley; HF 705, education (same). HF 705 approved 7-12-73.

Interstate cooperation, council of state governments. SF 519, appropriations. Approved 5-24-73.

General Assembly approve Iowa's participation as an associate member of the multistate tax commission, etc. SCR 48; S.J. 1552, 1575—1974 regular session—S.J. 213.

INTERSTATE CORRECTIONS COMPACT—
General

Interstate corrections compact. SF 75, Lamborn, et al.; HF 84, Lipsky, et al. SF 75 approved 3-7-73.

INTOXICATION—
(See Alcoholic Beverages and/or Alcoholism and/or Law Enforcement)

INTRASTATE—
General

Motor vehicle registration reciprocity, gross weight of semitrailers, truck tractors, etc. HF 1091, transportation. Approved 4-25-74.

Intrastate railroad branch lines, exempt from taxation. HF 1122, Krause and Miller of Calhoun; HF 1451, energy (same subject matter).

INVESTMENTS—
General

Policemen and firemen, retirement systems, investment of funds, banks. HF 400, Drake, et al. Approved 7-6-73.

Consolidation under employment security commission for investment of retirement system funds. HF 624, Connors, et al.

Permissible investments by banks, livestock loans, investments of fiduciary accounts. HF 637, commerce. Approved 2-20-74.

Variable contracts of annuities and life insurance. SF 328, McCartney; HF 642, commerce. HF 642 approved 7-12-73.

Investments (bankers acceptances) and administration of state chartered savings and loan associations. SF 551, commerce. Approved 2-12-74.

Investments of life insurance companies, standard valuation and nonfeiture laws. HF 1249, commerce. Approved 5-27-74.

IOWA—
General

Official title of the state of Iowa is the Hawkeye State. HCR 6; H.J. 64. Hawkeye State, official title of the state of Iowa. HF 112, Wells.

IOWA LEGISLATIVE COUNCIL—
(See Legislative Council)

IOWA NATURAL RESOURCES COUNCIL—
(See Natural Resources Council)

IPERS—
General

Phase out contribution ceiling, IPERS. SF 96, Riley; SF 1185, Andersen (same subject matter).

Age of retirement, IPERS, etc. SF 177, Andersen; HF 235, Doyle and Junker (companion); HF 218, Drake, et al. covers additional sections, etc. (same subject matter).

Cost-of-living adjustments after retirement, IPERS. HF 221, Anderson.

- IPERS, revised and updated. HF 287, state government; SF 290, state government; SF 411, state government. (All same subject matter). HF 287 approved 5-15-73—became law by publication 5-24-73.
- Employment security commission, appropriation from IPERS fund for administration of. HF 403, appropriations. Approved 5-8-73.
- Optional variable annuity plan for IPERS, employ actuary to conduct study, appropriation. SJR 12, Doderer.
- IPERS, investment of funds, increase contributions, members of General Assembly become members, early retirement, increase interest rate, etc. SF 280, Briles, et al.; HF 534, Caffrey.
- Advisory investment board of IPERS, appropriation, two members, full settlement. HF 572, appropriations. Approved 5-25-73.
- Members of the division of fire protection of department of public safety transferred from IPERS to public safety peace officers' retirement, etc. system, appropriation. SF 469, human and industrial relations; HF 1142, Fischer of Grundy, et al. SSM.
- Committee to study IPERS, other pension funds, annuities, etc., report. SCR 38; S.J. 941, 956, 1030.
- Corrective amendments to HF 287. SF 550, state government. Approved 6-29-73.
- Increase employer contributions for IPERS. SF 1015, Andersen.
- Members of General Assembly may become members of IPERS, appropriation. SF 1034, Andersen.
- Compensation of Chief Clerk and Secretary of the Senate—fulltime permanent employees receive vacation allowances and sick leave—legislative employees may become members of IPERS. SCR 101; S.J. 24, 25, 68, 284, 293, 316, 359, 501-503 adopted; H.J. 661-662, 764 adopted.
- Minimum retirement benefit, transfer of funds. HF 1308, Ferguson.
- Subtraction or addition of IPERS contributed or received for computation of net income for tax purposes. SF 1278, Murray, et al; HF 1434, West, et al.
- Employment security commission, appropriation from IPERS. SF 1344, appropriations. Approved 5-2-74—became law by publication 5-17-74.

ITEM VETO—**General**

- Item veto of appropriation bills, modify the power of the governor. HJR 1005, appropriations.

JAILS—

(See County, sub-ref. Jails and/or Law Enforcement and/or Penal Institutions)

JOINT TENANCY—**General**

- Taxes, sales and income, increase deductions and exemptions, (food, prescription drugs, prosthetic, orthotic or orthopedic devices, etc.). SF 1020, Orr, et al.; HF 1015, West; HF 1017, Mennenga, et al. (companion and same); SF 1055, ways and means (same subject matter); HF 1074, Avenson; HF 1133, Cusack (similar subject matter). SF 1055, approved 5-30-74.

JUDGMENTS—**General**

- Interest rates on judgments and decrees. SF 9, Kelly; HF 101, Doyle. SF 9 approved 2-26-73.
- All instruments affecting real estate and notices of statutory liens filed in county recorder's office, exceptions—court actions re liens. SF 187, Riley and DeKoster; HF 449, Hill.
- Mechanic's lien not foreclosable unless person has first obtained a judgment against original contractor, etc. SF 431, Priebe, et al.; HF 560, Woods, et al.
- Deferred judgments, individuals responsible for maintenance and investigation of records. SF 1006, DeKoster.
- Interest on judgments for personal injuries accrue from date of injury. SF 1119, McCartney.
- Orders or judgments for periodic support payments, require employer withhold payments. HF 1229, Knoke.

JUDGES—**General**

- Temporary service by retired Supreme Court judges, quorum, and divisions of the Supreme Court. SF 35, Shaft, et al; HF 33, Hill, et al. HF 33 approved 3-4-74.
- Commissions on hospitalization. SF 106, Riley and Potter. Approved 7-12-73. Include survivors of judges who died prior to the effective date of the bill, judicial retirement system. HF 298, Lipsky and Hill.
- Fifth judicial district and judicial nominating commission, change. HF 316, Roorda and Middleswart.
- Formula for computing number of district judgeships. SF 293, DeKoster and McCartney.

- Judicial retirement system, change administration of from comptroller to court administration. SF 314, judiciary. Approved 5-9-74.
- Jury commissioners, appointment of. SF 339, McCartney. Approved 5-2-74.
- Salaries and expenses of members of the General Assembly, increase. HF 643, state government; HF 796, appropriations and HF 801, appropriations are similar in part. HF 796 approved 7-12-73.
- District court judges, etc., appropriation. HF 792, appropriations. Approved 7-6-73.
- Fifth judicial district divided into three election districts, judicial nominating commission. SF 612, judiciary.
- Financing increased salaries for state officials, designated employees, and costs for contributions to judicial retirement system. HF 806, appropriations. Approved 7-6-73.
- Increase salaries of Supreme Court justices and district court judges. HF 643, state government; HF 796, appropriations and HF 801, appropriations are similar in part. HF 801 approved 6-29-73.
- Committee to study and review present formulas for apportionment of district court judges and magistrates. HCR 133; H.J. 1629.

JUDICIARY—**(Also see Court, all sub-refs.)****General**

- State records, management of, appropriation. HF 12, Welden; HF 363, state government. S. HF 363 approved 5-27-74.
- Police reserve units, cities 5,000 or more population. HF 14, Knoke and Butler; SF 14, Griffin.
- Clarification of amendatory acts employing strike-through letters and underlined words re statutes. SF 13, judiciary.
- State of the judicial department message. SF 17, Kelly.
- Deferred sentences, suspended sentences, probation, restitution victims of crimes. SF 26, DeKoster and Riley. Approved 7-12-73.
- Alcoholic beverages and beer, hours may be sold, etc. HF 31, Norpel, et al.; SF 47, Shaw and Gluba (companion); HF 130, Knoke, et al.; SF 144, Griffin, et al. (companion); HF 91, Brinck and Monroe; HF 129, Brinck (same subject matter)—(all same subject matter). SF 144 approved 6-26-73.
- Provide means for General Assembly to convene itself into special session. HJR 3, Hill, et al. Sent to secretary of state 5-4-74.
- Temporary service by retired Supreme Court judges, quorum, and divisions of the Supreme Court. SF 35, Shaff, et al.; HF 33, Hill, et al. HF 33 approved 3-4-74.
- Misuse of firearms, penalties. HF 50, Mendenhall and Horn.
- Deduction of debts for inheritance tax purposes, spouse and minor children. HF 78, Doyle; SF 185, Hill, SSM.
- Consolidation of counties. SF 84, Kelly; HF 183, Hill; SF 117, Blouin. SSM.
- Code and other documents, distribution of, courts and county supervisors. HF 28, Monroe; SF 95, judiciary; HF 176, Doyle. (Same subject matter).
- Jurisdiction and compensation of district court associate judges, redefining small claims, reporters for district associate judges. HF 90, Doyle.
- Pleas of no contest in trial of nonindictable motor vehicle offenses. HF 92, Doyle.
- Breaking and entering of vending machines, penalty. HF 94, Doyle.
- Contributing to the delinquency of a minor, change penalty. HF 95, Doyle; SF 1349, county government (similar subject matter).
- Changing the name of a minor child. SF 113, DeKoster.
- Exclude record of conviction, etc. in a criminal action from influencing results in a civil action. HF 100, Doyle.
- Condemnation awards, appeal of. HF 116, Nielsen. Approved 5-15-73.
- Adoption of children, eliminate delivery of adoption decree. HF 151, Knoke.
- Disposition of personal property left by tenant, expiration of lease. HF 181, Knoke.
- Fees and mileage of jurors, increase. HF 173, Peterson, et al. Approved 5-27-74.
- Limitation of certain damage actions, improvements or work upon real property. HF 180, Mendenhall.
- Operation of aircraft, liability. HF 187, Middleswart, et al.
- Judicial qualifications. SF 199, judiciary. Approved 5-24-73.
- Prohibit giving an obscene name to minor children. SF 201, DeKoster.
- Referee of juvenile court—dependent, delinquent, and neglected children, court—receive copy of Code. HF 232, Doyle.
- Include apartments—illegal obtaining lodging with intent to defraud. HF 243, Wells and Lipsky.
- Abolish restriction that actions for forcible entry or detention of property actions cannot be brought in connection with any other action, etc. HF 254, Knoke, et al.
- Exempt directors, officers, employees, etc. from personal liability for claims based on an act or omission of duties, nonprofit corporations. HF 258, Kreamer.
- Peace officers, jurisdiction of. SF 224, judiciary. Approved 5-15-73.

- Include survivors of judges who died prior to the effective date of the bill, judicial retirement system. HF 298, Lipsky and Hill.
- Reopening of estates, additional assets. HF 311, Doyle.
- Fifth judicial district and judicial nominating commission, change. HF 316, Roorda and Middleswart**
- Exempt cases of overtime parking from \$5.00 court costs. HF 326, Doyle.
- Name of a married woman, may choose. HF 331, Higgins and O'Halloran.
- Formula for computing number of district judgeships. SF 293, DeKoster and McCartney.
- Implied consent test for alcohol, officer determine—added section re driving while intoxicated. HF 343, Doyle. Approved 5-27-74.
- Court reporters, total compensation of, one county in district issue warrant. HF 345, Doyle, et al; SF 397, Kelly.
- Judicial retirement system, change administration of from comptroller to court administration. SF 314, judiciary. Approved 5-9-74.
- Heir to an estate of a deceased person, etc. may obtain a copy of the autopsy report. HF 356, Oakley.
- Lamoni community school district, issuance of school bonds, legalize special election. HF 364, Anderson. Approved 5-15-73—became law by publication 6-1-73.
- Establish a state criminal defense fund, allocate to counties, court-appointed attorney fees or public defender. HF 367, Jordan, et al.
- Administration of small estates. SF 365, Miller of Des Moines, et al; HF 453, Monroe, et al. HF 453 approved 4-8-74.
- Create a state grand jury, appropriation. SF 371, Schwieger.
- Joint trials of defendants who are jointly indicted, felony cases, exception. SF 372, Schwieger.
- Motor vehicles involved in accidents must have sticker with number of officer's report, removed after damage repaired, etc. HF 420, McCormick.
- Grant judges discretion to place persons convicted of violation of the uniform controlled substances act on probation. HF 426, Higgins, et al.; SF 395, Doderer and Plymat.
- Suits against employees of the state, provide waiver of sovereign immunity. HF 430, McCormick.
- Jury commissioners, appointment of. SF 389, McCartney. Approved 5-2-74.
- Attorneys, revise admission to practice, etc. SF 403, Kelly.
- Exemptions from execution, debtors, penalties. HF 438, Hill and Knoke; SF 433, Kelly.
- Accident reports filed by law enforcement officers not admissible in civil cases. HF 441, Nielsen and Doyle.
- State reciprocity in enforcement of support decrees, etc. HF 444, Hill and Knoke.
- Compensation of administrators, executors, etc., and attorneys—estates. HF 455, Schroeder.
- Allow attorneys to appear for defendants, minor traffic violations. HF 460, Nielsen.
- Homestead owners who pay contractors not liable on mechanic's liens. HF 470, Nielsen.
- Waiver of jury trial in criminal cases. HF 476, Doyle.
- Mechanic's lien not foreclosable unless person has first obtained a judgment against original contractor, etc. SF 431, Priebe, et al.; HF 560, Woods, et al.
- Increase all mileage expense allowances. HF 486, Doyle, et al.; HF 1210, transportation. SSM.
- Embezzlement by public officers, double the penalty for. HF 491, Fischer of Grundy.
- Court reporters' fees in criminal cases, increase. HF 505, Middleswart, et al.
- Action for partition, alternative to sale of property. HF 519, Norland.
- Jury selection, service, disqualifications, etc. HF 530, Knoke; HF 1446, judiciary and law enforcement (same subject matter).
- Iowa probate Code. SF 442, Riley; HF 586, Hill. SF 442 approved 4-25-74.
- Committee to study the criminal justice system, report. SCR 31; S.J. 678, 693, 828.
- Restitution to the victims of crimes. SF 462, Winkelman; HF 597, Lipsky and Strothman. SSM.
- Contributory negligence section of Code repeal, enact comparative negligence. HF 565, Monroe and Horn.
- Joint tenancy, contract to sell real estate. HF 580, Knoke.
- Unified trial court act. HF 585, judiciary and law enforcement; SF 477, judiciary. S. HF 585 approved 6-29-73.
- Municipal court clerks and employees become associate district court clerks and employees on July 1, 1973. HF 589, Nielsen.
- Abolish office of county attorney, establish office of elected district prosecutor, boards of supervisors employ legal counsel and provide administrative procedures, etc. SF 471, DeKoster.
- Committee to study Iowa juvenile justice system, juvenile delinquency, juvenile probation, etc. HCR 35; H.J. 752.
- Committee to study establishing a district attorney system and district public defender system, report. HCR 39; H.J. 879.

- Rules of civil procedure proposed by Supreme Court, amend. SF 514, judiciary. Approved 7-6-73.
- Presentence investigation reports mandatory in cases of felonies. HF 725, human resources.
- Court actions for recovery of property. SF 536, judiciary. Approved 7-12-73.
- Granting immunity to witnesses, criminal proceedings, penalty. SF 568, judiciary. Approved 5-27-74.
- Civil rights commission may investigate individual complaints but not pattern or practices complaints, etc. SF 593, judiciary.
- Fifth judicial district divided into three election districts, judiciary nominating commission. SF 612, judiciary.
- Permit Jefferson county board of supervisors to make payments for purchase of a one-fifth interest in a city-county law enforcement center, and purchase and acquire holding facility. SF 619, judiciary. Approved 6-29-73.
- House judiciary and law enforcement committee study statutory procedure for commitment of persons to mental health institutions. HR 12; H.J. 2301.
- Jury trials under Iowa tort claims act. HF 1035, Oakley
- Golf and bowling tournaments, car and horse races, and other exhibitions, participation in lawful. SF 1047, judiciary. Approved 2-12-74—became law by publication 2-22-74.
- Opening arguments of the attorney for the defense in criminal cases, may waive until closing. HF 1057, Doyle.
- Judicial magistrates, take into account number of full-time magistrates assigned to a county when assigning part-time magistrates. SF 1052, Riley.
- Filing of reports in estates and the closing thereof, (speed closings), penalties. HF 1068, Fischer of Grundy.
- Obscene material, dissemination and exhibition of to minors, lascivious act, penalties. HF 1102, Kreamer, et al. Approved 5-27-74.
- Uniform probate Code. SF 1081, Rodgers, et al.
- Increase share of property received by surviving spouse if decedent dies without a will. HF 1129, Freeman.
- Juvenile courts, counties of more than 250,000 authority to hire competent supervisory help. SF 1111, Palmer, et al.; HF 1160, Bittle, et al.
- Marriage, dissolution of, eliminate one-year waiting period and one-year residency, temporary custody, etc. HF 1155, Oakley.
- Admissibility of evidence in a trial for rape, sodomy, and incest. HF 1170, Monroe; SF 1149, Murray (companion); HF 1386, Monroe, et al. (Same subject matter).
- Fees for court-appointed attorneys. HF 1195, Hill.
- Administrative procedure act. HF 1200, state government. Approved 5-29-74.
- Criminal Code law. SF 1150, judiciary.
- Failure of a warehouseman to comply with provisions of law re bonded warehouses for agricultural products, reduce penalty. HF 1245, judiciary and law enforcement.
- Gambling law. HF 1254, Kreamer.
- Narcotic drugs, distribution of to minors, penalty. HF 1260, Danker and Daggett.
- Cities pay witness fees incurred in criminal actions based on city ordinances, reimbursement to cities recovered from defendants convicted. HF 1284, Doyle.
- Clerks of the district court, judges of the district fix salary. HF 1286, Poncy.
- Intestate succession and rules of inheritance. HF 1294, Jordan.
- Create office of district court administrator. HF 1369, judiciary and law enforcement.
- Civil rights commission, membership, powers and duties. SF 1265, judiciary. Approved 6-3-74.
- Establish office of prosecuting attorneys coordination, prescribe powers and duties. SF 1297, judiciary.
- Uniform commercial Code, amend. SF 1315, judiciary. Approved 6-3-74.
- District courts, magistrates, amending appropriated funds for expenses, etc. SF 1334, appropriations. Approved 4-18-74—became law by publication 4-26-74.
- District court, administration, funding, personnel and procedures thereof—amends parts of unified trial court act. HF 1470, judiciary and law enforcement. Approved 5-27-74—became law by publication 5-31-74.
- Issuance of a patent to certain real estate to Maude Goltry, Ottumwa, Iowa. SF 1340, judiciary.
- Legalize procedures of Iowa great lakes sanitary district, annexed areas. SF 1356, judiciary. Approved 5-9-74.

JURIES—**General**

- Fees and mileage of jurors, increase. HF 173, Peterson, et al. Approved 5-27-74.
- Create a state grand jury, appropriation. SF 371, Schwieger.
- Jury commissioners, appointment of. SF 389, McCartney. Approved 5-2-74.
- Waiver of jury trial in criminal cases. HF 476, Doyle.

Jury selection, service, disqualifications, etc. HF 530, Knoke; HF 1446, judiciary and law enforcement (same subject matter).
 Jury trials under Iowa tort claims act. HF 1035, Oakley.
 Grand jury clerk, increase compensation of, population basis. SF 1105, Shaw; HF 1159, Kiser (companion); HF 1419, county government (same subject matter).

JUVENILES—
 (See Minors)

LABELING—
 General

Paints and like products, labeling of, penalties, secretary of agriculture. SF 103, Hill.
 Packaging and labeling, dating, meats, eggs, milk, etc. SF 303, Kinley; HF 1088, Patchett, et al.

LABOR—
 (Also see Migrant Laborers)
 General

Migratory labor camps, penalties. SF 1174, Gluba and Robinson.
 Migrant workers, expand types of employment and reduce number of persons for classification as a camp. SF 1175, Gluba, et al.
 Workmen's compensation, defining members of a household, persons engaged in agriculture, etc. HF 1346, Fischer of Grundy; HF 1406, human and industrial relations (same subject matter). HF 1406 approved 5-27-74.
 Establish a minimum wage standard, penalties. SF 1262, Gluba, et al.
 Two additional migrant labor camp inspectors, appropriation to department of health for. SF 1274, Gluba.
 Occupational safety and health, penalties. SF 1293, Rabedeaux.

Bureau

Bureau of labor, change name to department of labor and industry. HF 40, state government.
 Amusement inspections, funds for. SF 346, appropriations. Approved 5-7-73.
 Labor, bureau of, and occupational safety and health review commission, appropriation. HF 799, appropriations.
 Elevator Code. HF 1023, Jesse; SF 1271, Rabedeaux and Kelly (same subject matter); SF 1361, Rabedeaux and Kelly; SF 1370, human and industrial relations (same); (all similar subject matter). SF 1370 approved 5-23-74.
 Amusement park inspection, appropriation to bureau of labor. SF 1165, appropriations. Approved 3-29-74.

Commission

Require safety glass, or other, in hazardous locations. SF 114, Griffin.
 Employees paid at least once per month, no unauthorized deductions, penalties. HF 199, Lipsky; HF 1457, commerce (same).
 Eligibility to receive the benefits of certain welfare programs re unemployment due to work stoppage. HF 207, Kremer.
 Establish a minimum wage standard, penalties. HF 537, Clark of Dubuque.
 Establish a minimum wage standard, penalties. SF 1262, Gluba, et al.

LADYBUG—

General

Designate ladybug as state insect. SRJ 2, Rodgers, et al.; HJR 4, Caffrey, et al. S

LAKES—

(Also see Water)

General

Wake—definition of—water navigation regulations. HF 282, natural resources. Approved 3-4-74.
 Condemnation of easements for the development of recreational facilities (lakes, dams, etc.). SF 407, Briles.
 Volga lake project, appropriation for completion of. SF 1104, Heying, et al.
 Dredging of certain specified lakes, appropriation for to conservation commission. SF 1112, Schaben, et al.; HF 1167, Miller of Calhoun, et al.
 Committee to study effects of the construction of Red Rock and Coralville reservoirs, damages, restitution, etc. (same as SCR 113) HCR 119; H.J. 1122-1123, 1212 adopted; S.J. 1003, 1028.
 Committee to study effects of the construction of Red Rock and Coralville reservoirs, damages, restitution, etc. (Same as HCR 119) (SCR 113; S.J. 916-917, 967).
 Conservation commission, appropriation for capital improvements, Rathbun fish hatchery. HF 1496, appropriations. Approved 5-28-74.

LAND—

(Also see Property and/or Real Estate)

General

Purchase of real estate by political subdivisions. HF 6, Norpel.
 Urge requirement with approved soil conservation practices, land in watershed of proposed United States dams. SJR 4, Winkelman, et al.; HJR 3, natural resources. SJR 4 sent to secretary of state 4-6-73.

- Create a land use policy commission. SF 58, Winkelman, et al.; HF 65, Cochran, et al (companion); HF 688, natural resources (added appropriation). SSM.
- Sale of unused right of way by highway commission, contract. HF 155, transportation; SF 228, Miller of Des Moines; HF 1131, Welden and Lippold. (All same subject matter) HF 155 approved 5-27-74.
- Open space land acquisition, appropriation to conservation commission. HF 224, Butler, et al.; SF 577, appropriations. SF 577 approved 7-5-73.
- Conservation commission acquire no more land and water until land previously acquired has been developed, etc. SJR 8, Heying, et al.
- Reversions and use restrictions on land, exceptions, railroads, state, etc. SF 337, Shaff and Lamborn; HF 417, Holden.
- Create a state land use policy division, department of agriculture. SF 338, Heying. (Also see SF 58-HF 65)
- Establish a land preserve loan authority, prescribe purposes, duties, etc. SF 367, Winkelman.
- Annexation of territory by cities and towns, municipal services provided within five years. SF 394, Rabedeaux; HF 575, Holden. S
- Sales of land outside of Iowa must be through Iowa real estate dealers. SF 410, McCartney and Robinson; HF 647, commerce. SSM. HF 647 approved 6-14-73.
- Partition fences, responsibility for. SF 428, Winkelman; HF 485, Stromer.
- Rivers, streams, or creeks with flowing surface water available for public use. SF 460, Tleden; HF 1143, Freeman.
- Hiking and equestrian trails, conservation commission. SF 463, Winkelman.
- Surveyors' plats, reduce subdivided parts from three to two. HF 562, Hutchins.
- Joint tenancy, contract to sell real estate. HF 580, Knoke.
- Annexation of agricultural land. HF 619, Holden.
- Eminent domain procedures. HF 672, transportation; SF 566, state government; (also see HF 1353).
- Fences on another's land, removal of, etc. HF 744, Jordan.
- Committee to study developing a state land use policy. HCR 66; H.J. 1897.
- Tax receipts show disbursements in dollars and cents. SF 1018, Potter.
- Description of property on an assessor's tax list may be greater than forty acres. HF 1065, Menke and Hansen.
- Grading of all spoil banks on land affected by surface mining operations. HF 1108, state government. Approved 5-2-74.
- Property having no access to a road may use ten year or more used route. HF 1156, Wyckoff.
- Authorize conservation commission to acquire interests in land and water for certain purposes by condemnation. HF 1209, natural resources.
- Open space reservations, establish. HF 1228, Butler, et al.
- Eminent domain procedures (similar subject matter to sections in HF 672 and companion SF 566). HF 1353, natural resources.
- Drainage district boards having repairs costing \$5,000 or less performed without obtaining an engineer's report. HF 1354, Stromer; HF 1442, agriculture (same).
- Permit severance of certain land from an established drainage or levee district if no material benefit. HF 1355, Stromer; SF 1371, county government.
- Create a department of soil conservation and land use, land use policy commission, etc., powers and duties of such agencies. HF 1422, natural resources.
- Sales of subdivided land, property sites, inspection trips, etc. HF 1433, commerce.
- Committee to study effects of the construction of Red Rock and Coralville reservoirs, damages, restitution, etc. (Same as SCR 113) HCR 119; H.J. 1122-1123, 1212 adopted; S.J. 1003, 1028.
- Committee to study effects of the construction of Red Rock and Coralville reservoirs, damages, restitution, etc. (Same as HCR 119) SCR 113; S.J. 916-917, 967.
- Issuance of a patent to certain real estate to Maude Goltry, Ottumwa, Iowa. SF 1340, judiciary.
- Committee to study best way to regulate annexation of land. HCR 131—H.J. 1628.
- Committee to study eminent domain procedures. SCR 135; S.J. 1608, 1648.
- Committee to study and develop a state land use policy. SCR 148; S.J. 2075-2076.

LANDLORD—**General**

- Rental deposits, liability, and penalties, (landlord-tenant). SF 1104, DeKoster; HF 1168, Patchett, et al. SF 1004 approved 5-28-74.

LANDSCAPE—**General**

- Landscape architectural examiners, board of, establish. SF 1179, Curtis, et al.; HF 1317, Dunlap, et al. (similar); HF 1413, state government (same as HF 1317).

LAUNDRIES—**General**

Repeal service tax on coin-operated laundries. HF 558, Harper, et al.; SF 1070, Curtis, et al.; HF 1097, Harper, et al.

LAW ENFORCEMENT—**General**

- Police reserve units, cities 5,000 or more population. HF 14, Knoke and Butler; SF 14, Griffin.
- Duplicate not triplicate memorandum of alleged traffic violations. HF 17, transportation.
- Duties of operators of vehicles turning left. HF 18, transportation. Approved 4-6-73.
- Driving on right side of roadway, exceptions. HF 19, transportation. Approved 2-23-73.
- Alcoholic beverages and beer, hours may be sold, etc. HF 31, Norpel, et al.; SF 47, Shaw and Gluba (companion); HF 130, Knoke, et al.; SF 144, Griffin, et al. (companion); HF 91, Brinck and Monroe; HF 129, Brinck (same subject matter); (all same subject matter). SF 144 approved 6-26-73.
- Misuse of firearms, penalties. HF 50, Mendenhall and Horn.
- Contributing to the delinquency of a minor. SF 70, Kennedy, et al.; HF 89, Doyle and McCormick.
- Breaking and entering of vending machines, penalty. HF 94, Doyle.
- Contributing to the delinquency of a minor, change penalty. HF 95, Doyle; SF 1349, county government (similar subject matter).
- County expenditures for capital improvements; accomplished without tax increase, etc. HF 75, Knoke, et al.; HF 114, Miller of Buchanan; SF 118, judiciary; SF 247, county government; HF 773, ways and means; HF 1298, county government (all same subject matter). HF 773 approved 4-8-74.
- Tracts. SF 115, Milligan; HF 145, Hill and Small. SF 115 approved 7-21-73.
- Standard uniforms for county sheriffs and deputies. HF 125, judiciary and law enforcement. Approved 4-19-74.
- Deputy sheriffs approved by board of supervisors. SF 142, Hill.
- Commission of or attempt to commit certain crimes when armed with firearms, etc., increase penalties. SF 215, Miller of Des Moines; HF 306, Monroe and Woods.
- Include apartments—illegal obtaining lodging with intent to defraud. HF 243, Wells and Lipsky.
- Abolish restriction that actions for forcible entry or detention of property actions cannot be brought in connection with any other action, etc. HF 254, Knoke, et al.
- Remove jail sentence for possession of marijuana, unless intent to deliver. HF 256, Higgins and Cusack; SF 316, Plymat, et al.
- Vehicles following highway snowplows allow 300 feet distance. HF 295, Lipsky.
- First and second degree murder, death penalty and/or life imprisonment—specific offenses. HF 336, Brinck, et al.
- Establish county law enforcement units, discontinue police departments, sheriffs, etc. HF 377, Knoke; HF 1320, Horn (similar subject matter).
- Motor vehicles involved in accidents must have sticker with number of officer's report, removed after damage repaired, etc. HF 420, McCormick.
- Grant judges discretion to place persons convicted of violation of the uniform controlled substances act on probation. HF 426, Higgins, et al.; SF 395, Doderer and Plymat.
- Accident reports filed by law enforcement officers not admissible in civil cases. HF 441, Nielsen and Doyle.
- Allow attorneys to appear for defendants, minor traffic violations. HF 460, Nielsen.
- Assaults on peace officers, felony. SF 427, Kennedy; SF 1024, Hultman, et al. SSM.
- Embezzlement by public officers, double the penalty for. HF 491, Fischer of Grundy.
- Restitution to the victims of crimes. SF 462, Winkelman; HF 597, Lipsky and Strothman. SSM.
- Presentence investigation reports mandatory in cases of felonies. HF 725, human resources.
- Committee to study ways to prevent theft of livestock, apprehension of persons, etc. HCR 52; H.J. 1450-1451.
- Committee to study training of law enforcement officers, etc. HCR 57; H.J. 1614.
- Permit Jefferson county board of supervisors to make payments for purchase of a one-fifth interest in a city-county law enforcement center, and purchase and acquire holding facility. SF 619, judiciary. Approved 6-29-73.
- Prohibit use of public funds for surveillance or spying on citizens of Iowa unless law enforcement. SJR 1001, Heying.
- Wire service or credit devices, prohibit sale, possession, advertisement, or manufacture of. HF 1115, Holden.

Public safety, department of, employ attorney. HF 1140, state government. Approved 5-27-74.

Transfer of law enforcement duties to county sheriff from certain cities and towns. HF 1146, Hansen, et al.

Committee to study county law enforcement. SCR 107; S.J. 313-314, 339, 408.

Criminal Code law. SF 1150, judiciary.

Failure of a warehouseman to comply with provisions of law re bonded warehouses for agricultural products, reduce penalty. HF 1245, judiciary and law enforcement.

Gambling law. HF 1254, Kreamer.

Narcotic drugs, distribution of to minors, penalty. HF 1260, Danker and Daggett.

Games of skill, chance, and other gambling activities, revocation of licenses, injunctive relief and penalties. HF 1263, Hill.

Committee to study which unified law enforcement system is best to adopt. HCR 125; H.J. 1371.

Committee to study county-wide law enforcement. HCR 154; H.J. 2222.

Training Academy

Law enforcement academy, director and staff under merit system. SF 426, Kennedy.

Law enforcement academy, appropriation. SF 525, appropriations. Approved 6-13-73.

Law enforcement academy, appropriation for construction of a building. SF 1073, Ramsey, et al.; HF 1151, Edelen, et al. (companion); SF 1332, appropriations (same subject matter). SF 1332 approved 4-13-74.

Law enforcement academy council, membership of, appropriation for tuition. SF 1341, appropriations. Approved 4-13-74.

LEAGUE OF IOWA MUNICIPALITIES—

General

League of Iowa municipalities, annual dues, auditing procedures, no contributions to political candidates and parties. SF 435, cities and towns (withdrawn); SF 456, cities and towns; HF 613, cities and towns (same subject matter). SF 456 approved 3-4-74.

LEASING—

General

Disposition of personal property left by tenant, expiration of lease. HF 181, Knoke.

LEAVES OF ABSENCE—

General

Leaves of absence, candidates for election to General Assembly. HF 142, Carr, et al.; HF 274, Crabb. SSM.

Public employees, leave of absence with pay. SF 164, Junkins and Schwengels; HF 201, Millen, et al. (companion); SF 235, Nystrom; HF 388, human resources (all same subject matter). HF 388 approved 3-4-74.

Leave of absence for persons who become candidates or have been elected to public office. SF 1142, Gluba.

LEGAL AID—

General

Legal aid, county attorney and county board of social services design program for, approved by board of supervisors. SF 1090, Ramsey.

LEGAL COUNSEL—

(See Attorneys)

LEGALIZING AND ENABLING ACTS—

General

Saylor township, tax levy, fire protection, legalize. SF 253, Kinley and Willits. Approved 5-15-73.

Area XI colleges, legalize election for levy of a tax. HF 309, Bittle. Approved 5-15-73—became law by publication 6-8-73.

Legalize Lewis township, Pottawattamie county, election, fire protection. SF 324, Griffin and Hultman. Approved 6-19-73.

Stuart, Adair and Guthrie counties, legalize water revenue bonds. HF 366, Bortell; HF 679, judiciary and law enforcement (same). HF 679 approved 6-19-73—became law by publication 7-6-73.

Worth county board of supervisors, legalize, drainage districts assessment bonds. HF 507, Norland; HF 677, judiciary and law enforcement (same). HF 677 approved 6-29-73—became law by publication 7-20-73.

Sac City, Sac county, legalize, sanitary sewer program. HF 564, Bennett; HF 678, judiciary and law enforcement (same). HF 678 approved 6-19-73—became law by publication 7-6-73.

Sanborn, O'Brien county, legalize, management and control of waterworks system. HF 568, Hansen; HF 676, judiciary and law enforcement (same). HF 676 approved 6-19-73—became law by publication 6-29-73.

Legalize special election of Lamoni community school district, Decatur county, issuance of school bonds, etc. HF 364, Anderson.

Construction of county engineer's office in Orange City, legalize procedures by Sioux county board of supervisors. HF 675, judiciary and law enforcement. Approved 6-29-73—became law by publication 7-20-73.

- Muscatine, legalize, annexing certain territory. HF 732, judiciary and law enforcement. Approved 6-19-73—became law by publication 7-6-73.
- Sale of real estate, Knoxville community school district. SF 585, judiciary. Approved 6-29-73.
- Nishna Valley community school district, Mills county, legalize sale of real estate. HF 804, ways and means. Approved 6-29-73.
- Permit Jefferson county board of supervisors to make payments for purchase of a one-fifth interest in a city-county law enforcement center, and purchase and acquire holding facility. SF 619, judiciary. Approved 6-29-73.
- Legalize proceedings of the board of directors of the Janesville community school district, issuance of bonds, etc. SF 1160, judiciary. Approved 2-19-74—became law by publication 3-1-74.
- Electric revenue bonds, Harlan, legalize. SF 1320, cities and towns. Approved 5-9-74—became law by publication 5-21-74.
- Legalize contracts, Libertyville, Jefferson county, improvements and extensions to waterworks. HF 1473, ways and means. Approved 4-3-74—became law by publication 4-12-74.
- Legalize procedures of Iowa great lakes sanitary district, annexed areas. SF 1356, judiciary. Approved 5-9-74.
- Legalize proceedings, Cerro Gordo county, improvements to county home, Mason City. SF 1369, judiciary. Approved 5-11-74—became law by publication 5-30-74.
- Legalize proceedings of board of directors, Jefferson community school district No. 2, Greene county, school bonds. SF 1375, judiciary. Approved 5-9-74—became law by publication 5-28-74.
- Legalize proceedings of Buffalo, Scott county, sewer bonds. HF 1493, ways and means. Approved 5-27-74—became law by publication 6-4-74.
- Legalize transfer of certain property, Black Hawk and Buchanan counties. HF 1494, ways and means. Approved 5-27-74—became law by publication 6-15-74.
- Legalize proceedings of Buffalo, Scott county, water revenue bonds. HF 1495, ways and means. Approved 5-27-74—became law by publication 6-4-74.
- General Assembly check legalizing acts before adoption. HCR 161; H.J. 2318.

LEGISLATIVE ADVISORY COMMITTEE—

General

- Erect new state office building, legislative advisory committee, appropriation. HF 473, Doyle.

LEGISLATIVE COUNCIL—

General

- Create an interim study committee on county statutes, appropriation. SJR 5, county government.
- General services department, duties and functions. HF 307, Bittle, et al. Approved 7-20-73.
- Legislative fiscal bureau, establish—abolish budget and financial control committee—establish legislative fiscal committee and committees under legislative council. SF 476, state government. Approved 6-29-73.
- Resolutions calling for interim studies not adopted by both houses be delivered to president pro tempore and speaker of the House, legislative council determine priorities, etc. HCR 42; H.J. 1070, 1111 adopted; S.J. 1152, 1175-1176 adopted; H.J. 1250, 1272 concurred and adopted.
- Legislative service bureau, fiscal director, and legislative council for mental health delivery systems, appropriation. HF 784, appropriations; SF 607, appropriations. (Similar in part). HF 784 approved 7-20-73.
- Agricultural building, construction of, appropriation. SF 1007, Curtis and Plymat; HF 1022, agriculture. HF 1029 approved 5-28-74.
- Railroads, study of, appropriation. HJR 1004, Higgins.
- Resolutions calling for interim studies be referred to president of the Senate and speaker of the House, legislative council determine priorities. SCR 119; S.J. 1200, 1318 adopted; H.J. 1698-1699, 2132 adopted.
- Compensation of county officers and employees, authorization to legislative council to expend \$50,000 for employing consultants to study. HCR 142; H.J. 1882-1883, 1981-1982 adopted; S.J. 1534-1535, 1580.
- Capitol cafeteria, legislative council investigate and resolve problems, etc. SCR 131; S.J. 1580-1581, 1609.

LEGISLATIVE FISCAL DIRECTOR—

General

- Create a legislative audit committee and office of legislative auditor, abolish budget and financial control committee, and office of legislative fiscal director, appropriation. SF 27, Hill; HF 80, Cochran, et al. SSM.
- Legislative fiscal bureau, establish—abolish budget and financial control committee—establish legislative fiscal committee and committees under legislative council. SF 476, state government. Approved 6-29-73.
- Legislative service bureau, fiscal director, and legislative council for mental health delivery systems, appropriation. HF 784, appropriations; SF 607, appropriations. (Similar in part). HF 784 approved 7-20-73.

Employment of consultants by a public agency, approval, etc. SF 1319, Andersen.

**LEGISLATIVE INTENT—
General**

Records and employees of the General Assembly, use of such records to determine legislative intent, evidence. SF 1046, DeKoster; HF 1277, Bittle, et al. S.

**LEGISLATIVE REAPPORTIONMENT—
(See Reapportionment of Legislature)**

**LEGISLATIVE SERVICE BUREAU—
General**

Approve contracting for cost analyses of no-fault insurance legislation, appropriation. HJR 19, appropriations.
Legislative service bureau, fiscal director, and legislative council for mental health delivery systems, appropriation. HF 784, appropriations; SF 607, appropriations. (Similar in part). HF 784 approved 7-20-73.
Incorporating the Code on magnetic tape, appropriation. HF 1454, appropriations. Approved 4-19-74.

**LEGISLATURE—
(See General Assembly)**

**LEVEE—
(See Drainage Districts)**

**LIABILITY—
General**

Insurance companies insuring against loss from liability, motor vehicle accidents, must offer additional first party benefits. SF 28, Kelly.
Operation of aircraft, liability. HF 187, Middleswart, et al.
Exempt directors, officers, employees, etc. from personal liability for claims based on an act or omission of duties, nonprofit corporations. HF 258, Kreamer.
Liability for support for patients at a hospital-school or special unit, and mentally ill persons, 18 years of age or older. HF 555, Harvey. Approved 3-29-74.
Relieve a person from unintentional damages caused to buried utility lines unless buried six feet or more. SF 1025, Heying.
Official meetings of a public agency, open to the public if closed illegally; members personally liable. SF 1078, Blouin and Orr; SF 1087, Milligan; HF 1185, Norland (all same subject matter).
Construction, negligence, limitation of liability for, certain contracts. SF 1086, Griffin.

**LIBRARIES—
(Also see Schools, sub-ref. Libraries)
General**

State libraries, create department and commission. SF 196, Hultman, et al. Approved 6-20-73.
Regional library system, appropriation. SF 271, Kelly; HF 636, Poncy. SSM. SF 271 approved 6-29-73.
Libraries, certain state, appropriation. HF 777, appropriations; SF 589, appropriations. HF 777 approved 6-19-73.
Older readers services, state library commission to prepare and implement a state plan for, federal grant. SF 1041, Kinley.
Military library, establishment and maintenance of. HF 1265, Daggett.
Librarian, state, increase salary of. SF 1281, appropriations. Approved 4-10-74.
State libraries, revisions of appropriations made for, supplemental appropriation. HF 1444, appropriations. Approved 4-19-74—became law by publication 4-28-74.
Law library, appropriation for salaries, etc. SF 1327, appropriations. Approved 4-15-74.
Library commission, appropriation for substituting or replacing federal funds. SF 1335, appropriations. Approved 4-18-74.

**LICENSES—
General**

Establish drug abuse authority—powers and duties. SF 122, Murray and Hansen; HF 140, Crawford. SF 122 approved 7-17-73.
Dog licensing repealed, rabies vaccinations, domestic animal fund. SF 62, Kelly; HF 178, Doyle.
Bingo, imposing a tax, penalties. SF 53, Blouin, et al.; HF 152, Higgins. S.
Licenses for professional boxing and wrestling matches, qualifications for. SF 86, Briles, et al.; HF 268, natural resources. SSM. SF 86 approved 6-3-74.
Permit pari-mutuel betting, create racing commission, etc. SF 98, Kinley, et al.; HF 167, Brinck (similar) SF 275, Miller of Des Moines; HF 332, Caffrey (companion); SF 1088, Kinley; HF 1172, Caffrey (companion) (all same subject matter).
Vending machine operator's licenses, \$2.00 per machine. HF 171, Schroeder.
Hearing aid dealers, licensing and regulation of, establish board, penalties, appropriation. HF 195, Drake, et al.; SF 195, Rabedaux et al. (companion); HF 708, state government. SSM. HF 708 approved 5-28-74.

- Fraudulent alteration of registration plates, certificates, and permits, penalties. HF 197, transportation. Approved 4-6-73.
- Standards for the care of animals in shelters, pounds, pet shops, kennels, regulations, licenses, penalties, etc. SF 190, Riley, et al.; HF 550, agriculture. (Same subject matter). HF 550 approved 4-19-74.
- Licensing of plumbers, supervision and inspection of, etc. SF 214, Nystrom.
- Standards for ambulance services, penalties. HF 237, Lipsky, et al.; HF 653, human resources; HF 1416, human resources (all same subject matter).
- Professional and occupational licensing boards, establishment and administration of, fees, penalties. SF 277, Hansen, et al.; HF 477, Holden and Hill. S. SF 277 approved 5-28-74.
- Grain dealers, licensing and regulation of, commerce commission. HF 383, agriculture. Approved 7-12-73.
- Licensing and inspection of funeral homes, department of health. HF 538, Crabb and McCormick; SF 507, Kennedy, et al.
- Dog license fees, delinquency of. SF 473, county government. Approved 5-24-73.
- Dogs, licensing of—payment of claims for injuries or damages. SF 528, county government. Approved 5-9-74.
- Consumer collection agencies, licensing and regulation of. HF 1025, Jesse.
- Light delivery trucks, panel, or pickup trucks may obtain special registration plates with their amateur radio call numbers. SF 1040, Potter and Shaw.
- Driver's instruction permit may be cancelled, suspended, or revoked. HF 1062, Butler.
- Trapping licenses to aliens or nonresidents same fee as resident if reciprocated. SF 1056, Tleden; HF 1093, Mendenhall.
- Require licensees operating games of skill, bingo, etc. maintain accounting records, provide for revocation of a license. HF 1076, Cusack, et al.; SF 1188, Hill (same subject matter in part).
- Motor vehicle dealer license applications, requirements, form, and content of, renewal and approval of. HF 1188, state government. Approved 3-29-74.
- Operators of slaughterhouses exempt from bonding or proving financial responsibility if bonded, packers and stockyards act. HF 1189, agriculture.
- Licensing and regulation of social workers, certified social workers, and master social workers, license fees, penalties. HF 1248, West, et al.; SF 1209, Schwieger, et al.
- Games of skill, chance, and other gambling activities, revocation of licenses, injunctive relief and penalties. HF 1268, Hill.
- Uniform classified operator's license system, amending certain penalty provisions. HF 1288, transportation.
- Regulation of the use of radiation sources. HF 1328, Cochran and Middleswart.
- Prohibit issuance of trapping licenses to nonresidents unless reciprocated. HF 1397, natural resources.
- Agriculture**
- Sheep dealers, licensing of. HF 1362 agriculture. Approved 4-19-74.
- Drivers**
- Mandatory revocation of drivers license, conviction of possession of a controlled substance in a motor vehicle. HF 76, Doyle, et al.
- Operator's and chauffeurs' licenses, color photographs, increase fee. SF 168, Schaben, et al.; HF 214, Trowbridge, et al.; SF 1035, Taylor, S.
- Habitual offenders of traffic laws, revoke driver's license, etc. SF 173, DeKoster, et al.; HF 528, Freeman, et al. SF 173 approved 4-25-74.
- Operating a motor vehicle while under the influence of alcohol, drugs, etc., redefine the offense for—implied consent, etc. SF 318, Plymat, et al.; HF 552, Oakley, et al.
- Persons whose drivers license have been mandatorily revoked, issued special motor vehicle registration plates. SF 368, Kelly.
- When proof of financial responsibility is required after suspension or revocation of license. SF 391, Lamborn.
- Require persons under eighteen years of age and not attending school to take drivers' education courses. HF 531, Bittle, et al.
- Suspension or revocation of a drivers license, obtaining insurance. HF 556, Harper.
- Temporary driver's work permit, issuance of. HF 1082, Fischer of Grundy.
- Hearing and appeal of the revocation, cancellation or suspension of an operator's license. HF 1120, transportation.
- Issuance of nonoperator's identification cards by public safety, penalty. HF 1405, transportation.
- Fees**
- Repeal state license fee for restaurants and grocery stores, meat or meat products. HF 1, Fischer of Grundy.
- Fish and Game**
- Persons over sixty-four years of age fish without a license. HF 15, Norpel and Small.
- Trapping licenses, nonresidents. SF 178, Tleden; HF 246, Mendenhall and Tofta. SF 178 vetoed 7-21-73.

- Wild turkeys, special license fee, limitation. HF 292, natural resources. Approved 7-12-73.
- Special trout license stamp, signature required. HF 310, natural resources. Approved 4-19-74.
- Bow and arrow hunting period and firearm period the same—firearm license for three days, etc. SF 454, Coleman.
- Change accounting date of fish and game license sales for county recorders. HF 543, natural resources. Approved 3-29-74.
- Free fishing licenses to persons receiving financial assistance. HF 557, Harper; SF 572, Gluba and Blouin; HF 1252, Kiser and Avenson (all similar subject matter).
- Resident hunting and fishing license fees, increase rate. HF 492, Freeman and Brunow; HF 630, natural resources (same).
- Purchase or use of game and fish licenses, licensee must use, penalties. HF 1072, Avenson.
- Commercial fishermen make quarterly reports to conservation commission. HF 1139, natural resources.
- Special deer hunting licenses, landowner or tenant. HF 1183, Bortell; HF 1322, Anderson; HF 1449, natural resources (all same subject matter).
- Commercial fishing licenses and certificates to nonresidents and aliens, issuance of, reciprocity. HF 1238, Mendenhall.
- Deer hunting license applicants, drawings, may apply as a group. HF 1281, Mennenga.
- Fishing and hunting by resident senior citizens, sixty-five or older, without a license. HF 1292, Cusack, et al.; SF 1346, Hansen.
- Fishing licenses for senior citizens, reciprocity between states. HF 1325, Howell, et al.
- Hunting**
- Deer hunting license applicants, drawings, may apply as a group. HF 1281, Mennenga.
- Liquor**
- Veterans organizations, liquor license include beer. HF 127, Fisher of Greene. Approved 6-29-73.
- Sale of liquor by private licensees, eliminate state-owned liquor stores, etc. SF 151, Blouin, et al.; HF 297, Clark of Dubuque, et al.
- Local governments authority to limit number of liquor and beer licenses, etc. SF 343, Bergman, et al.
- Retail liquor licensees, repeal 15 percent tax imposed on. SF 1099, Griffin, et al.; HF 1152, Norpel.
- Marriage**
- Increase the fee for a marriage license. HF 64, Schroeder.
- Marriage licenses, remove color requirement. SF 191, Riley.
- Sixteen (16) age requirement for marriage licenses. SF 237, county government.
- Sickle cell anemia, testing for, penalty. SF 366, Gluba; HF 489, Hargrave. HF 489 approved 4-8-74.
- Motor Vehicles**
- Free registration plates for certain disabled veterans. HF 261, Holden; SF 348, Lamborn. HF 216 approved 7-6-73.
- County treasurer may refuse to issue a motor vehicle license, outstanding warrant against applicant. HF 264, Kreamer, et al.; SF 274, Milligan, et al.
- Numbering of motor vehicle registration plates. SF 130, Priebe and Schwieger; HF 303, Branstad, et al. SF 130 approved 5-24-73.
- Persons whose drivers license have been mandatorily revoked, issued special motor vehicle registration plates. SF 368, Kelly.
- Committee to study changes in motor vehicle licensing procedure. HCR 111; H.J. 352.
- Real Estate**
- Licensing of real estate apprentice salesmen, etc. SF 56, Griffin and Riley; HF 68, Freeman (companion); HF 697, state government—HF 1234, state government (all same subject matter).
- Real estate broker and real estate salesman licenses. HF 333, Holden.

LIENS—

(Also see Federal Tax Liens)

General

- Delinquent sewer charges constitute a lien against property. SF 24, Shaff.
- Federal tax lien registration, motor vehicles, noted on titles. HF 135, transportation. Approved 4-6-73.
- All instruments affecting real estate and notices of statutory liens filed in county recorder's office, exceptions—court actions re liens. SF 187, Riley and DeKoster; HF 449, Hill.
- Regulation of railroads in cities and towns, penalty. SF 213, Robinson.
- Recording of liens by card index system—unemployment contribution and income tax liens. HF 306, Bittle, et al.
- Veterinarian's liens on any animal, etc. HF 374, agriculture.
- Notice of mechanic's lien served on property owner and cautionary notice to homeowners—construction. SF 384, Willits; SF 386, Van Gilst. SSM.
- Mechanic's liens, owner must be notified before contractor paid. SF 408, McCartney, et al.

- Homestead owners who pay contractors not liable on mechanic's liens. HF 470, Nielsen.
- Mechanic's lien not foreclosable unless person has first obtained a judgment against original contractor, etc. SF 431, Priebe, et al.; HF 560, Woods, et al.
- Liens against property of persons admitted or committed to certain state institutions, etc. HF 546, Higgins and Byerly.
- Liens on real estate owned by old-age assistance recipients, claims against estates, etc. HF 601, Cusack.
- Extinction of mechanics' liens upon property when conveyed, personal or family residence, penalty. SF 1226, Blouin.
- Employment security commission authority to release liens. SF 1244, De-Koster.
- Uniform commercial Code, amend. SF 1315, judiciary. Approved 6-3-74. Committee to study mechanic's lien law. SCR 122; S.J. 1265, 1296.

LIETENANT GOVERNOR—

General

- Joint committee to arrange for inauguration. SCR 1; S.J. 10 adopted; H.J. 19 adopted.
- Prohibit governor or lieutenant governor from receiving nomination for a third consecutive term. HF 119, Schroeder, et al.
- Lieutenant governor, duties of—Senate select officers. HJR 10, Brinck, et al.; SJR 9, Milligan, et al. S.
- Joint election of governor and lieutenant governor. HJR 12, Brinck, et al.
- Addition to highway commission laboratory building, authorize and approve \$500.00 payment to an architect to prepare cost estimate. SR 4; S.J. 1083, 1102 adopted.
- Committee to study HJR's 10, 11, and 12 re joint election of governor and lieutenant governor—secretary of state not an elected official—duties of lieutenant governor, report 1974. HCR 47; H.J. 1198.
- State officials, departments, executive council, and auditors (county, municipal and school), appropriation. SF 605, appropriations; HF 783, appropriations. HF 783 approved 7-12-73.
- Salaries and expenses of the lieutenant governor and members of the General Assembly, amount claimed. SF 1261, Andersen.

LIGHTS—

(Also see Advertising, sub-ref. Lights)

General

- Require a school bus to have its headlights on while carrying passengers. SF 163, Lamborn.
- Flashing blue light may be used on a fire-fighting vehicle. HF 244, Doyle; SF 216, Rodgers (companion); HF 414, Hutchins. SSM. HF 414 approved 4-25-74.
- Emergency light sources for public buildings. SF 325, Priebe and Scott; HF 483, Krause.
- Life-lite vehicle safety signals, study effectiveness. HF 387, transportation.
- Emergency power of the governor, outdoor advertising, fuel, etc. HF 1056, Higgins.
- Lights of road machinery, repeal sections 321.399, 321.400, and 321.401, outmoded. HF 1456, county government.
- Dome of the capitol, reactivate lights. HCR 140; H.J. 1846, 1951 adopted; S.J. 1534, 1580.

LIQUOR—

(See Alcoholic Beverages)

LIQUOR CONTROL COMMISSION—

General

- Sale of liquor by private licensees, eliminate state-owned liquor stores, etc. SF 151, Blouin, et al.; HF 297, Clark of Dubuque, et al.
- Liquor store sales, 5 percent to counties, used for alcoholism. HF 150, Schroeder.
- Committee to study removing the alcoholic beverage business from the state and placing it under free enterprise. SCR 19; S.J. 279, 286, 342.
- Retail sale of beer, setting of minimum prices for. SF 211, Tieden, et al.; HF 434, Carr and Norpel.
- Local governments authority to limit number of liquor and beer licenses, etc. SF 343, Bergman, et al.
- Establish special liquor distributorships, cities and towns not now having liquor stores. HF 506, Freeman; HF 722, state government.
- Gross liquor sales, increase percentage of funds distributed to cities and towns, and counties. SF 485, Gluba, et al.
- Liquor stores establish in any city or town if logical or feasible, director subject to approval, etc. HF 628, state government.
- Beer and liquor control department, capital improvements, appropriation. SF 494, appropriations. Approved 7-6-73.
- Committee to study removing the alcoholic beverage business from the state and placing it under free enterprise. (Same as SCR 19) HCR 45; H.J. 1110-1111.

- Beer and liquor control department, industrial commission, insurance department, pharmacy examiners, and real estate commission, appropriation. HF 758, appropriations. Approved 7-6-73.
- Increase quantity of alcoholic liquor an individual may import into and possess within the state, personal consumption. HF 1059, Junker, et al.; (SSM as); HF 1099, Higgins, et al.; SF 1109, Gluba (companion).
- Beer and liquor control department, location of (Polk county). SF 1097, Griffin, et al.; HF 1153, Norpel.
- Beer and liquor control council, permit minority of membership to be persons having interest in the industry. SF 1098, Griffin, et al.; HF 1224, Norpel.
- Retail liquor licensees, repeal 15 percent tax imposed on. SF 1099, Griffin, et al.; HF 1152, Norpel.
- Permit state liquor stores to accept personal checks. SF 1140, Blouin.
- Beer and liquor control department, increase funds appropriated. HF 1378, appropriations. Approved 5-27-74—became law by publication 6-7-74.
- Intoxicating liquors, disposition of. SF 1366, appropriations. Approved 5-2-74.
- Liquor warehousing operations, improve, hire consultant, appropriation. SF 1402, appropriations.
- Beer and liquor control department, director of, increase salary. SF 1407, appropriations.

LITTERING—(Also see **Environmental Preservation**)**General**

- Defining simple and aggravated littering, penalty. SF 430, Kelly.
- Litter, disposition of, penalty. HF 1169, Freeman; HF 1458, natural resources (same subject matter).
- Litter, control of, tax on certain items, penalties. HF 1203, Freeman.

LIVESTOCK—(See **Animals**)**LOAN COMPANIES—**(Also see **Savings and Loan and/or Building and Loan Associations**)**General**

- Direct superintendent of banking immediately implement federal court ruling re interest rates charged consumers. HCR 20; H.J. 442.
- State banking board, composition of, and regulation of industrial loan companies, auditor's duties transferred to superintendent of banking. HF 548, Egenes and Avenson.
- Prohibit unsolicited loan offers, penalty. SF 1164, Gallagher.
- Notice be given borrower and bank when required to call in a loan, examination of a bank or other financial institution. HF 1424, Avenson.

LOANS—**General**

- Release of federal funds, environmental, emergency loans program, etc. HJR 1, Pellett and Strothman; SJR 1, Priebe and Doderer. HJR 1 sent to secretary of state 2-8-73.
- Sale of credit life and credit accident and health insurance. HF 81, Norpel.
- Credit unions, officers may borrow beyond holdings. HF 278, Bortell.
- Development corporation, obligations of, loans. SF 239, commerce. Approved 7-12-73.
- Place of filing in order to perfect a security interest, farm operations. HF 334, Hill; SF 344, DeKoster.
- Raise limitation on maximum amount real estate loan on farmland a bank may make to a single customer. HF 409, Krause and Branstad.
- Permissible investments by banks, livestock loans, investments of fiduciary accounts. HF 637, commerce. Approved 2-20-74.
- Loans and contracts involving real estate, holders of be required to pay reasonable interest on funds held for property taxes, insurance, etc. HF 1049, Fischer of Grundy.
- Prohibited unsolicited loan offers, penalty. SF 1164, Gallagher.
- Participation loans by savings and loan associations, supervision and examination of. HF 1296, Ewing; SF 1355, commerce.
- Bank loans on residential real property, secondary security, conforming with federal law. HF 1312, Bittle; HF 1404, commerce (same).
- Notice be given borrower and bank when required to call in a loan, examination of a bank or other financial institution. HF 1424, Avenson.
- Grain dealers, extend loans, to be used to upgrade and repair railroad right-of-way, appropriation. SF 1336, Priebe.
- Request congress declare a moratorium on payments of principal on college and university building loans, make low interest rate, etc. SCR 116; S.J. 1117-1118, 1145, 1223, 1297, 1310-1311 adopted, 1330; H.J. 1679.

LOBBYISTS—**General**

- Lobbying; require certain disclosures by persons and organizations engaged in, penalty. SF 18, Glenn.
- Amend joint rules by adding that lobbyists register with the Chief Clerk and the Secretary of the Senate, stipulate number of bills and resolutions interested in, etc. HCR 106; H.J. 99-100, 118 adopted; S.J. 179-180, 203, 285.

LOCKER PLANTS—**General**

Urge congress change federal laws and regulations, etc. re locker plants. SCR 22; S.J. 335, 338, 412; 1974 regular session; S.J. 213.

LONGEVITY—**General**

Longevity pay increases for state employees, merit system. SF 40, Andersen and Nystrom; HF 502, De Jong, et al.; HF 1345, West, et al.

LOTTERIES—**(Also see Gambling)****General**

Establish a state lottery. SF 55, Kinley; HF 245, Higgins (companion); SF 330, Biouin; HF 394, Knoke (companion); HF 302, Caffrey (all same subject matter).

Bingo. SF 108, Lamborn; HF 137, Fisher of Greene. SF 108 approved 5-30-73—became law by publication 6-2-73.

Committee to study desirability and feasibility of establishing, legalizing and regulating a state lottery, pari-mutuel betting, etc., report. SCR 32; S.J. 692, 713, 828.

MACHINERY—**General**

Farm tractors, etc., prohibit operation of under sixteen years of age. SF 1032, Shaw.

Replacement parts for farm machinery, civil remedy. SF 1186, Ramsey.

Lights of road machinery, repeal sections 321.399, 321.400, and 321.401, outmoded. HF 1456, county government.

MAGISTRATES—**(Also see Law Enforcement and/or Officers)****General**

Judicial magistrates, take into account number of full-time magistrates assigned to a county when assigning part-time magistrates. SF 1052, Riley.

District courts, magistrates, amending appropriated funds for expenses, etc. SF 1334, appropriations. Approved 4-18-74—became law by publication 4-26-74.

District court, administration, funding, personnel and procedures thereof—amends parts of unified trial court act. HF 1470, judiciary and law enforcement. Approved 5-27-74—became law by publication 5-31-74.

Committee to study and review present formulas for apportionment of district court judges and magistrates. HCR 133; H.J. 1629.

MAIL—**General**

Postal service for rural mail delivery to all Iowans, contract, appropriation. HF 1227, Miller of Buchanan, et al.

MALPRACTICE—**General**

County attorney, duties of, malpractice suits. SF 1074, Riley.

MANUFACTURING—**General**

Eliminate requirement manufacturers and wholesalers of alcoholic beverages in Iowa must pay for certificates of compliance. HF 128, Fisher of Greene.

Repair and sale of home appliances. HF 468, Freeman.

Retailer may recover part of the price of farm implements, etc., cancellation of a contract by a manufacturer, penalties. HF 660, Hutchins.

Committee to study necessity for legislation to insure that employees receive proper consideration in the payment of any and all debts of their employer. HCR 67; H.J. 2020.

Commercial projects supported by cities and towns—also include counties. SF 287, Scott; HF 350, Miller of Cerro Gordo and Norland (companion); SF 422, Winkelman and Schwieger; SF 440, cities and towns; HF 719, cities and towns (all same subject matter).

Create a grain resource research division—grain alcohol motor fuel industry—development commission. HF 375, agriculture.

Diverson of water, industrial coolants, to underground basins or water-courses, alternative methods. HF 497, Krause.

Planning of primary road construction and improvement, consider industrial development. HF 319, Hansen, et al.

MARIJUANA—**(See Narcotics and/or Drugs)****MARKETING—****(Also see Agriculture, sub-ref. Marketing)****General**

Agriculture marketing division, appropriation for continuation of and expansion. HF 1297, appropriations. Approved 4-8-74.

Marketing board of department of agriculture allowed per diem, mileage and expenses. HF 1303, agriculture.

MARRIAGE—**General**

- Return of marriage document. SF 7, county government. Approved 2-26-73.
 Dissolution of marriage, eliminate one year wait. SF 11, Doderer.
 Increase the fee for a marriage license. HF 64, Schroeder.
 Dissolution of marriage, costs, support, etc. HF 124, Doyle.
 Full property rights between husband and wife, divorce and/or estates, etc.
 SF 140, Riley; HF 451, Egenes, et al. SSM.
 Common-law marriages, remove legal status. HF 138, Oakley.
 Abolish actions for breach of contract to marry. HF 154, Kreamer.
 Sixteen (16) age requirement for marriage licenses. SF 237, county government.
 Married students may participate in extracurricular activities. SF 256, Doderer; HF 396, Monroe.
 Payment of attorney fees and court costs for indigents, dissolutions of marriage. HF 300, Monroe.
 Name of a married woman, may choose. HF 331, Higgins and O'Halloran.
 Index of the dissolution of marriage docket, available to the public. SF 304, DeKoster; HF 365, Hill, et al.
 Residency requirements for dissolution of marriage. HF 352, Norpel and Doyle; HF 731, judiciary and law enforcement. SSM.
 Committee to study marriage laws, report. SCR 36; S.J. 918, 989—1974 regular session—S.J. 17.
 Support and alimony payments, may be made directly to person. SF 1005, Riley.
 Marriage, dissolution of, eliminate one-year waiting period and one-year residency, temporary custody, etc. HF 1155, Oakley.
 Life insurance and annuities in divorce actions. HF 1186, Norland.

MEAT AND POULTRY—

(See Foods)

MEDAL—**General**

- Urge president of the U.S. to present a posthumous presidential medal of freedom to Dr. Karl L. King. SJR 15, Coleman and Lamborn; HJR 21, Cochran, et al.

MEDICAL—PROFESSIONAL—**General**

- HMO. SF 25, Rabedeaux, et al; HF 29, Monroe, et al. SF 25, approved 5-25-73.
 Duties to disabled (unconscious, incoherent, or otherwise) persons. HF 39, Patchett, et al.
 Abortion, criminal penalty. SF 49, Milligan, et al; HF 57, Hill, et al.
 Basic science examination, exemption from. SF 50, Kelly. Approved 6-19-73.
 Establish a birth defects institute. SF 52, Doderer.
 Establish a department of mental health and mental disabilities. SF 78, Griffin and Miller of Des Moines.
 Equate insurance proceeds payable to medical practitioners. SF 88, Miller of Des Moines.
 Commissions on hospitalization. SF 106, Riley and Potter. Approved 7-12-73.
 Regulation of controlled drugs, etc. SF 136, Hansen.
 Repeal provisions of Code re abortion. HF 144, Holden.
 Outpatient coverage by insurance companies, etc. HF 153, Lipsky.
 Venereal disease, minors provided diagnosis and treatment without parental consent. SF 157, human resources. Approved 3-4-74.
 Inspection of patients' records. SF 179, Kelly.
 Abortion, repeal present law, restrictions on abortion information, educational information available, etc. SF 210, human resources.
 Provide family planning services, etc. HF 304, Lipsky, et al.
 Establish a rural physicians associate program, appropriation. SF 297, Winkelman; HF 410, Hansen, et al.
 Establish Iowa health services commission. SF 331, Riley, et al.
 Require pharmacies to display or make available lists of prices of prescription drugs and medicines. HF 386, Jordan, et al.
 Manner in which prescriptions for drugs and medicines are required to be written and filled. HF 431, Patchett and Crawford.
 Public health, commission, qualifications of. HF 459, human resources. Approved 6-29-73.
 Require a prescription for distribution of hypodermic syringes and needles. HF 500, Clark of Lee.
 Sickle cell anemia, testing for, penalty. SF 366, Gluba; HF 489, Hargrave. HF 489 approved 4-8-74.
 Registration of psychologists and establish a psychology examining board. SF 446, Kelly, et al.
 Sale or lease of property by a city or county hospital. SF 459, human resources. Approved 7-6-73.
 Violations of the controlled substances law, increase penalties. SF 475, Kennedy.
 Medical student tuition loan program and higher education facilities commission administrative funds, appropriation. HF 683, appropriations. Approved 6-14-73.

- Autopsies and postmortem examinations, who may consent. SF 509, human resources. Approved 5-2-74.
- Gastro enteritis and other enteric diseases affecting swine, appropriation for research and cure. SF 1027, Priebe; SF 1323, appropriations. SSM.
- Workmen's compensation medical benefits, allow employee to choose doctor. SF 1031, Gallagher, et al.
- Certain prescription drugs, require retail price of be posted in every pharmacy, also advertising. HF 1037, Krause.
- Blood samples, require taking from deceased person killed in automobile accidents, presence of alcohol, etc. SF 1045, Plymat, et al; HF 1071, Kreamer, et al.
- Include nurses and pharmacists within the definition of professional. HF 1098, Clark of Lee; HF 1376, commerce (similar).
- Optical devices, regulation, licensing and control of. HF 1101, Caffrey, et al.
- Students of veterinary medicine may perform duties of a veterinarian. SF 1103 agriculture; HF 1275, agriculture. SF 1103 approved 3-29-74.
- Healing arts, those required to be licensed, exempt members of a religious faith who treat human ailments by prayer. SF 1201, Ramsy; HF 1338, Brunow.
- Shares in a professional corporation may be held in trust. HF 1278, Kreamer.
- Child abuse, create a bureau of the central registry for child abuse information, penalties. SF 1225, Doderer, et al.; HF 1388, Eittle, et al. SF 1225 approved 5-29-74.
- Use of medical procedures to prolong life, or not to prolong it. SF 1242, Ramsey.
- Rights of hospital patients and residents. SF 1247, Gluba.
- Physical therapy examiners, increase appropriation from moneys received.** SF 1364, appropriations. Approved 5-2-74—became law by publication 5-8-74.
- Committee established to study legislation for assignment of medical students to be enrolled as members of Iowa National Guard, after graduation serve a period of time assigned to rural areas. HCR 136; H.J. 1667-1668.
- Prescription drugs and controlled substances, regulation of by board of pharmacy examiners. SF 1398, judiciary.
- Chiropractors**
- Practice of chiropractic. HF 299, Dunton, et al; SF 333, Hansen, et al. HF 299 approved 5-29-74.
- Appropriate from moneys received by funeral, etc. fund, dentistry, optometry, medical examiners, physical therapy, chiropractic, nursing and nursing home administrators. HF 574, appropriations. Approved 7-6-73.
- Dentistry**
- Appropriate from moneys received by funeral, etc. fund, dentistry, optometry, medical examiners, physical therapy, chiropractic, nursing and nursing home administrators. HF 574, appropriations. Approved 7-6-73.
- Optometry**
- Appropriate from moneys received by funeral, etc. fund, dentistry, optometry, medical examiners, physical therapy, chiropractic, nursing and nursing home administrators. HF 574, appropriations. Approved 7-6-73.
- Optical devices, regulation, licensing and control of. HF 1101, Caffrey, et al.
- Committee to study the optometric manpower situation and education.** HCR 167; H.J. 2428-2429.
- Committee to study the optometric manpower situation and education. (Same as HCR 167); SCR 146; S.J. 2011-2012, 2038.
- Osteopathy**
- Internship, licensing, and practice of osteopathic medicine and surgery. HF 216, Schroeder and Stromer.
- Internship requirements of physicians and surgeons and osteopathic physicians and surgeons. SF 350, Hansen, et al.; HF 416, Holden and Hill. HF 416 approved 4-8-74.
- Practice of medicine and surgery, osteopathic medicine and surgery; fees, internships, penalties, etc. HF 435, Stromer and Schroeder; HF 733, state government. HF 733 approved 5-27-74.
- Osteopathic physicians, appropriation to executive council for aid in education. HF 1501, appropriations. Approved 5-29-74.
- Physical Therapy**
- Appropriate from moneys received by funeral, etc. fund, dentistry, optometry, medical examiners, physical therapy, chiropractic, nursing and nursing home administrators. HF 574, appropriations. Approved 7-6-73.
- Physicians**
- Internship requirements of physicians and surgeons and osteopathic physicians and surgeons. SF 350, Hansen, et al.; HF 416, Holden and Hill. HF 416 approved 4-8-74.
- Practice of medicine and surgery, osteopathic medicine and surgery—fees, internships, penalties, etc. HF 435, Stromer and Schroeder; HF 733, state government. HF 733 approved 5-27-74.

Training resident physicians in family practice, establish medical education system, appropriation. SF 598, appropriations. Approved 7-18-73.
 Allow medical personnel to refuse to perform, etc. in an abortion, exception. SF 1159, Ramsey; HF 1236, Cusack (companion); SF 1230, Kinley, et al.; HF 1357, Grassley, et al. (companion); HF 1500, appropriations (all similar subject matter).

Podiatry

Podiatrists, clarify authority of to prescribe and dispense prescription drugs, etc. SF 223, Potter, et al.; HF 325, Edelen, et al. HF 325 approved 2-20-74.

Psychology

Registration of psychologists and establish a psychology examining board. SF 446, Kelly, et al.

MEDICAL EXAMINERS—**General**

Internship, licensing, and practice of osteopathic medicine and surgery. HF 216, Schroeder and Stromer.
 Internship requirements of physicians and surgeons and osteopathic physicians and surgeons. SF 350, Hansen, et al.; HF 416, Holden and Hill. HF 416 approved 4-8-74.
 Practice of medicine and surgery, osteopathic medicine and surgery—fees, internships, penalties, etc. HF 435, Stromer and Schroeder; HF 733, state government. HF 733 approved 5-27-74.
 Appropriate from moneys received by funeral, etc. fund, dentistry, optometry, medical examiners, physical therapy, chiropractic, nursing and nursing home administrators. HF 574, appropriations. Approved 7-6-73.

MEETINGS—**General**

Official meetings, of a public agency, open to the public, if closed illegally members personally liable. SF 1078, Blouin and Orr; SF 1087, Milligan; HF 1185, Norland (all same subject matter).

MEMORIALS—**General**

Committee authorized and directed to take charge of the William Kendrick memorial fund, suitable memorial. HF 5, H.J. 345, 369 adopted.
 Joint memorial session Wednesday, April 11, 1973 at 7:30 p.m. HCR 23; H.J. 487, 505 adopted; S.J. 524, 558 adopted.
 Memorial buildings, cities or towns join township. SF 452, Rodgers. Approved 7-12-73.
 Committee to study and prepare plans for a Vietnam war memorial to be located on statehouse grounds. HCR 135; H.J. 1667.

MEN—**General**

Men, commission on the status of, powers and duties. HF 1005, Knoke.
 Persons—Code changes re reference to men or women, appropriation to boards of barber examiners and cosmetology examiners. SF 1093, Shaw, et al.; HF 1137, Lipsky, et al. SF 1093 approved 5-30-74—became law by publication 6-6-74.

MENTAL HEALTH—

(See Health, sub-ref. Mental)

MENTAL RETARDATION, BUREAU OF—**General**

Funding of mental health and mental retardation services, state aid to counties, appropriation. SF 89, Griffin and Miller of Des Moines.
 Placement of patients admitted or committed to the state hospital—schools for mentally retarded, or outside facilities. SF 91, Griffin and Miller of Des Moines; HF 240, human resources. S. HF 240 approved 6-19-73.
 Change method of distributing state funds to assist counties in paying a portion of the cost of mental health and mental retardation services, appropriation. HF 1477, Lipsky, et al.

MERCHANDISE—**General**

Exempt from sales tax amount charged on container deposits or coupon refunds. HF 604, O'Halloran.
 Prohibit use by profit-seeking food businesses of drawings and other games, purpose of enhancing sales, penalty. SF 1224, Ramsey and Hill.

MERIT SYSTEM—**General**

Hiring of employees under merit system, five highest, six months probation period. SF 44, Nystrom.
 Procedure allowing state employees to meet and confer with merit employment commission. HF 202, Fisher of Greene and Millen.
 Transportation, department of, create. HF 230, Drake, et al.; SF 1141, state government. (Same subject matter). SF 1141 approved 5-29-74.
 Changing the computation of basic pay periods for state employees. SF 236, Nystrom.

Social services, certain persons exempt from merit system. SF 295, Schwieger and Plymat. Approved 4-4-74.

Salary increases for certain state employees, appropriation. SF 360, Nystrom, et al.

Merit system classification and pay plans, remove executive council approval. SF 361, Gluba.

Pay adjustment for state employees, merit system. SF 385, Schwengels, et al.; HF 493, Harvey, et al.

Law enforcement academy, director and staff under merit system. SF 426, Kennedy.

Longevity pay increases for state employees, merit system. SF 40, Andersen and Nystrom; HF 502, De Jong, et al.; HF 1345, West, et al.

Faculty members, rules and regulations on hiring and tenure by board of regents. HF 638, Grassley.

Appropriate from primary road fund to highway commission, funding highway commission's share for administration of merit system and pay plan for employees. HF 703, appropriations. Approved 7-17-73.

Merit employment department, appropriation, method of funding. HF 736, appropriations. Approved 5-24-73.

Merit employment commission may approve rules for reimbursement of prospective professional employees for interviewing expenses, if hired, moving expenses. SF 1110, Doderer.

Salary increases to persons who are members of the merit employment system, appropriation. SF 1136, Nystrom, et al.; HF 1221, De Jong, et al.

Automatic cost-of-living salary adjustment to merit employment system pay schedule, appropriation. SF 1171, Willits; HF 1285, Wells.

Adjustments in the merit employment department pay plan, appropriation. HF 1337, Byerly.

Merit system eligible list, method by which state agencies appoint persons from. HF 1380, state government. Approved 5-27-74.

Highway commission employees, salary increase, appropriation. SF 1285, appropriations. Approved 5-9-73.

METROPOLITAN SERVICE CORPORATION—

General

Establish a metropolitan service corporation. SF 479, Milligan.

MIDWEST NUCLEAR COMPACT—

General

Midwest nuclear board, representation of federal government. SF 45, Doderer. Approved 7-12-73.

Midwest nuclear compact, membership, appropriation. SF 560, appropriations. Approved 6-13-73.

MIGRANT LABORS—

General

Migratory labor camps, penalties. SF 1174, Gluba and Robinson.

Migrant workers, expand types of employment and reduce number of persons for classification as a camp. SF 1175, Gluba, et al.

Two additional migrant labor camp inspectors, appropriation to department of health for. SF 1274, Gluba.

MILEAGE—

General

Increase mileage rate paid to county sheriffs. HF 51, Mendenhall and Horn.

Increase all mileage expense allowances. HF 486, Doyle, et al.; HF 1210, transportation. SSM.

Increase mileage rate, members of the General Assembly and employees of state or its political subdivisions. SF 1139, ways and means; SF 1151, Hansen. SSM. SF 1139 approved 5-10-74.

MILITARY—

General

Request U.S. congress enact legislation terminating our military involvement in southeast Asia. HCR 5; H.J. 64, 93, 98 tabled.

Increase property tax exemptions for veterans. SF 81, Miller of Des Moines; HF 103, Monroe.

Veteran's service compensation fund (bonus), one percent increase in sales and use tax for six months for funding. SF 111, Priebe and Scott; HF 115, Wyckoff and Norpel. S.

Soldiers relief fund changed to veteran affairs fund. SF 132, Briles; HF 148, Wyckoff. HF 148 approved 6-13-73.

State income tax exemption for active members of Iowa National Guard on income for such service. SF 218, Nystrom, et al.; HF 348, Dunton, et al. S.

Extend military service tax exemption, members of Iowa National Guard. SF 263, Nystrom, et al.; HF 357, Dunton, et al.

Homestead and military service tax credits, method of filing reports. SF 265, county government. Approved 7-6-73.

Military service property tax exemption, Korea and Vietnam. SF 363, Haying and Taylor.

- Military service property tax exemption not allowed to members of reserve components of the armed forces.** HF 397, Holden.
- World War II from Dec. 7, 1941 to Dec. 31, 1946 (conforms with federal dates) property tax exemption.** HF 419, Krause.
- Property tax exemption to all military service personnel serving between Sept. 9, 1945 and June 26, 1950—also specifying date of Vietnam conflict.** HF 436, Miller of Calhoun, et al.; HF 771, ways and means. SSM.
- Military service tax exemption may be used by spouse or surviving spouse, or parent whose spouse is deceased.** SF 393, Doderer. Approved 3-29-74.
- Pay and allowance plan for officers and enlisted men in active state service, some state authority.** SF 498, appropriations.
- Registration of motor vehicles by members of the armed services or non-residents, may register in home state, reciprocity.** HF 1044, Bittle.
- Setting dates for Vietnam conflict for property tax exemptions.** HF 1047, Patchett.
- Free tuition to members of the Iowa National Guard at all state universities and area colleges.** HF 1153 Branstad.
- Payment of educational incentive and a cash bonus to enlistees and reenlistees in National Guard.** HF 1237, Daggett, et al.
- Military library, establishment and maintenance of.** HF 1265, Daggett.
- Veterans preferences and tax exemptions, allow all veterans who served after December 7, 1941.** SF 1228, Potter and Scott.
- One-half of motor vehicle registration fee for members of Iowa National Guard.** SF 1276, Coleman.
- Prohibit military service by Iowans outside United States territory in an undeclared war.** HF 1401, Cusack, et al.
- Committee established to study legislation for assignment of medical students to be enrolled as members of Iowa National Guard, after graduation serve a period of time assigned to rural areas.** HCR 136; H.J. 1667-1668.

MILITARY AFFAIRS— (See Military)

MINING—

General

- Surface mining, damages, complaints, etc.** SF 267, Gallagher.
- Abolish department of mines and minerals, inspection and regulation of, transfer of powers and duties, appropriation.** SF 530, state government; HF 779, appropriations. S. HF 779 approved 7-12-73.
- Grading of all spoil banks on land affected by surface mining operations.** HF 1108, state government. Approved 5-2-74.
- Tax on coal sold in Iowa, establish a fund for strip-mine rehabilitation.** SF 1202, Van Gilst.
- Surface mining, stricter regulations, penalties.** SF 1350, Blouin.
- Coal research project, Iowa state university of science and technology, appropriation.** SF 1362, appropriations. Approved 5-10-74—became law by publication 5-17-74.

MINORITY—

General

- Committee to study and evaluate existing programs serving Spanish-speaking people, their needs, possible establishment of a Chicano information center, etc.** HCR 73; H.J. 2311.
- Committee to study and evaluate existing programs serving Spanish-speaking people, their needs, possible establishment of a Chicano information center, etc. (Same as HCR 73).** SCR 53; S.J. 2133-2139.

MINORS—

General

- Census of children of deceased veterans, law repealed.** HF 37, ways and means; SF 51, ways and means. HF 37 approved 2-9-73.
- Juveniles subject to same penalties for violation of specified fish and game laws as adults.** HF 66, Knoke.
- Jurisdiction of juvenile courts over parents, guardians and custodians, protective orders.** SF 74, Schwieger, et al; HF 88, Doyle and McCormick.
- Cost of support, etc. of a child at a state training school.** SF 67, Kelly, et al.; HF 86, Lipsky, et al.
- Cost of care, examination, or treatment of a minor whenever legal custody is transferred by the court, etc.** SF 68, Kelly, et al; HF 87, Doyle and McCormick.
- Contributing to the delinquency of a minor.** SF 70, Kennedy, et al.; HF 89, Doyle and McCormick.
- Contributing to the delinquency of a minor, change penalty.** HF 95, Doyle; SF 1349, county government (similar subject matter).
- Changing the name of a minor child.** SF 113, DeKoster.
- Legal settlement, minor in an institution.** SF 149, human resources. Approved 4-19-73.
- State registrar of vital statistics may request clerk of district court open sealed records in adoption proceedings.** SF 57, county government.

- Adoption of children, eliminate delivery of adoption decree. HF 151, Knoke. Veneral disease, minors provided diagnosis and treatment without parental consent. SF 157, human resources. Approved 3-4-74.
- Prohibit giving an obscene name to minor children. SF 201, DeKoster.
- Referee of juvenile court—dependent, delinquent, and neglected children, court—receive copy of Code. HF 232, Doyle.
- Prohibiting sale, possession, or display of obscene, lewd or indecent publications, etc. SF 257, Kinley.
- Commitment orders, termination of. SF 276, Curtis. Approved 5-24-73.
- Issue new birth certificates, persons born outside U.S., adopted in Iowa. HF 323, Byerly and Clark of Lee.
- Committee to study child care, report. HCR 22; 469.
- Uniform support of dependents law. SF 383, Robinson. Approved 7-12-73.
- State reciprocity in enforcement of support decrees, etc. HF 444, Hill and Knoke.
- Abused and neglected children, strengthen laws on, persons required to report abuses, etc., penalties. SF 474, Doderer and Lamborn.
- Definition of a delinquent child, delete portion. HF 602, Cusack.
- Committee to continue study of mental health and juvenile institutions, projections for expansion, consolidation, or closing of facilities. SCR 33; S.J. 779, 826, 890, 920—1974 regular session—S.J. 17.
- Committee to study Iowa juvenile, justice system, juvenile delinquency, juvenile probation, etc. HCR 35; H.J. 752.
- War orphans' education aid fund, appropriation. HF 625, appropriations. Approved 5-8-73.
- Committee to continue study of mental health and juvenile institutions, projections for expansion, consolidation, or closing of facilities. (Same as SCR 33). HCR 37; H.J. 802.
- Visitation rights, grandparents. SF 500, human resources. Approved 4-25-75.
- Establishment and operation of community day care centers, etc., appropriation. SF 434, Murray; HF 577, Hill (companion). HF 729, human resources; SF 569, human resources (S.)—(all same subject matter).
- Direct department of social services to detail and specify intent and objectives of programs for young persons at certain institutions. HJR 22, appropriations. Sent to secretary of state 6-24-73.
- Farm tractors, etc., prohibit operation of under sixteen years of age. SF 1032, Shaw.
- Obscenity, definitions of, behavior, minors, material, and penalties. SF 1057, Kennedy.
- Obscene matter and live sex shows, penalty. SF 1066, Taylor; SF 1184, Hill (same subject matter).
- Neglected, dependent and delinquent children, access to school records, court may place child under supervision of teacher or counsel, etc. HF 1096, Dunton.
- Adoption, revise, based on revised uniform adoption act. HF 1100, Lipsky, et al; SF 1391, Hansen and Shaw.
- Obscene material, dissemination and exhibition of to minors, lascivious acts, penalties. HF 1102, Kreamer, et al. Approved 5-27-74.
- Motor boats and snowmobiles operated by persons sixteen years and over, penalty. HF 1230, Patchett.
- School census, birth to twenty-one years of age, physically or mentally handicapped children. HF 1239, Lipsky and Stromer.
- Narcotic drugs, distribution of to minors, penalty. HF 1260, Danker and Daggett.
- Provide health insurance benefits for newly born children from moment of birth. HF 1334, Freeman; SF 1290, human resources; HF 1431, commerce (all similar). SF 1290 approved 4-25-74.
- Child abuse, create a bureau of the central registry for child abuse, information, penalties. SF 1225, Doderer, et al.; HF 1388, Bittle, et al. SF 1225 approved 5-29-74.
- Foster care placements, department of social services arrange for, payment of, maintain accounts, etc. SF 1294, Blouin; HF 1430, human resources. HF 1430 approved 5-29-74.
- Handicapped children (special education), update and clarify services and programs for. HF 1409, education.
- Education of the handicapped. HF 1463, education.
- Childhood development task force, governor appoint, study needs of children and necessity for office. SCR 125; S.J. 1888-1889, 1417, 1613, 1968-1969 adopted; H.J. 2492-2493 adopted.
- Commitment of female offenders in a community-based correctional program. SF 1394, judiciary.
- Committee to study adoption procedures and practices. HCR 145; HJ 1987, 2152 adopted; S.J. 1694, 1812.

MISDEMEANORS—**General**

- Exempt cases of overtime parking from \$5.00 court costs. HF 326, Doyle.

MISSISSIPPI PARKWAY PLANNING COMMISSION—**General**

Herbert Hoover foundation and Mississippi parkway, appropriation. SF 488, appropriations. Approved 5-15-73.

MOBILE EQUIPMENT—**General**

Prohibit operation of mobile units by banks, etc. HF 25, Fischer of Grundy. Movement of registered special mobile equipment on vehicles registered for weight of unladen vehicle. HF 191, transportation. Approved 5-24-73. Mobile home tie-downs, require, penalty. SF 1210, Murray, et al.; HF 1452, transportation (same subject matter).

MOBILE HOMES—**General**

Delinquent mobile home taxes, decrease monthly percentage penalty. SF 19, county government. Approved 4-25-74. Truck speed limit. HF 190, transportation. Allow movement of mobile homes and factory-built structures, maximum fourteen feet five inches width, permits, etc. HF 353, Schroeder and Woods; SF 466, Rabedeaux and Tieden. Allow mobile homes to be sold on Sundays. HF 535, Branstad. Oversize mobile homes, movement of. HF 1241, Branstad. Oversized mobile homes, no wider than fourteen feet five inches and no longer than eighty-five feet, single trip permits, etc. HF 1351, transportation; SF 1292, DeKoster (similar subject matter). Mobile home tie-downs, require, penalty. SF 1210, Murray, et al.; HF 1452, transportation (same subject matter). Mobile homes, additional property tax relief for persons sixty-five or older. HF 1423, Krause; SF 1308, ways and means (same subject matter). SF 1308 approved 5-10-74—became law by publication 5-17-74. Committee to study present method of taxing mobile homes. HCR 147; H.J. 2008.

MONEYS AND CREDITS—**General**

Counties recalculation of amounts payable, moneys and credits tax replacement fund. HF 286, Hennessey; SF 375, county government. SF 375 approved 5-16-73. Counties, appropriation, moneys and credit replacement fund. HF 750, appropriations. Approved 6-13-73.

MORTGAGES—**General**

Marginal release of corporate liens. SF 93, county government; HF 141, county government. SF 93 approved 3-7-73. School fund mortgages, statute of limitations governing. HF 569, Grassley. Approved 5-2-74. Property taxes and special assessment taxes paid to mortgagor submitted each month to county treasurer. SF 1033, Potter.

MOTELS—**General**

Include motels, apartment houses, and child care facilities in rules and regulations re fire safety and protection. HF 285, Connors, et al.

MOTOR VEHICLES—**(Also see Transportation)****General**

Duties of operators of vehicles turning left. HF 18, transportation. Approved 4-6-73. Driving on right side of a roadway, exceptions. HF 19, transportation. Approved 2-23-73. Operating a vehicle under control. HF 20, transportation. Racing on highways. HF 21, transportation. Road workers working on highways, no exemptions for reckless driving. HF 22, transportation. Approved 2-9-73. Require smokers and nonsmokers be separated, public transportation facilities. SF 15, Doderer and Potter; HF 494, Stanley. Studded tires, taxation of, penalties. SF 16, Kelly. Increase minimum limits for compliance, motor vehicle financial responsibility law. SF 23, Riley. Insurance companies insuring against loss from liability, motor vehicle accidents, must offer additional first party benefits. SF 23, Kelly. Definition of snow tires. HF 46, Grassley. Removal of unattended vehicles. SF 72, state government. Mandatory revocation of drivers license, conviction of possession of a controlled substance in a motor vehicle. HF 76, Doyle, et al. Require use of turn signals. SF 94, Rodgers, et al. Pleas of no contest in trial of nonindictable motor vehicle offenses. HF 92, Doyle. Safety standards and equipment on motor vehicles used by railroad companies, penalties. SF 105, Riley, et al.

- Speed restriction for motor vehicles towing disabled vehicles. HF 102, Doyle.
- No-fault motor vehicle insurance. HF 107, Fischer of Grundy; HF 699, commerce. SSM.
- Federal tax lien registration, motor vehicles, noted on titles. HF 135, transportation. Approved 4-6-73.
- Motor vehicle liability insurance, underinsured motorist coverage. SF 167, Riley.
- Operators' and chauffeurs' licenses, color photographs, increase fee. SF 168, Schaben, et al; HF 214, Trowbridge, et al.; SF 1035, Taylor. S.
- Habitual offenders of traffic laws, revoke driver's license, etc. SF 173, DeKoster, et al; HF 528, Freeman, et al. SF 173 approved 4-25-74.
- Metal tracked and metal tired vehicles, operation of on streets and roads. HF 220, transportation. Approved 7-6-73.
- Flashing blue light may be used on a fire-fighting vehicle. HF 244, Doyle; SF 216, Rodgers (companion); HF 414, Hutchins. SSM. HF 414 approved 4-25-74.
- Reporting of vehicle accidents, increase dollar value of damage. HF 248, Kreamer; SF 1022, Priebe, et al. SSM.
- Motor vehicle accident records not maintained unless charged and/or found guilty, etc. HF 251, Norpel, et al.
- Repeal law prohibiting the altering of odometers and the penalty. HF 255, Monroe.
- No insurance company may refuse motor vehicle insurance to an applicant unless reasons are in writing, etc.—hearings. HF 257, Fischer of Grundy.
- Establish a county abandoned vehicle fund, \$.25 cent surcharge fee added to licenses for. SF 222, Riley.
- Vehicles following highway snowplows allow 300 feet distance. HF 295, Lipsky.
- Committee to study motor vehicle laws and uniform vehicle code, report. SCR 25; S.J. 426, 436.
- General services department, duties and functions. HF 307, Bittle, et al. Approved 7-20-73.
- Definition of vehicle, legalize operation of existing vehicles with van boxes. HF 308, transportation. Approved 4-8-74—became law by publication 4-16-74.
- Towing vehicles, other than chains may be used. SF 261, Winkelman, et al; HF 330, Bennett and Miller of Calhoun.
- Implied consent test for alcohol, officer determine—added section re driving while intoxicated. HF 343, Doyle. Approved 5-27-74.
- Committee to study Iowa's motor vehicle laws, etc., report. HCR 21; H.J. 468, 696 adopted; S.J. 746, 749, 828.
- Operating a motor vehicle while under the influence of alcohol, drugs, etc., redefine the offense for—implied consent, etc. SF 318, Plymat, et al; HF 552, Oakley, et al.
- Prohibit use of ice grips or tire studs, exceptions. SF 332, state government; HF 701, transportation. S.
- Property unlawfully placed on public or private property, removal of. SF 354, Riley. Approved 5-10-74.
- Life-lite vehicle safety signals, study effectiveness. HF 387, transportation.
- No-fault motor vehicle insurance, etc. SF 369, Kinley; HF 445, Fitzgerald and Rapp.
- Liability insurance for state-owned automobiles. HF 412, Crabb; HF 685, commerce. SSM.
- Motor vehicles involved in accidents must have sticker with number of officer's report, removed after damage repaired, etc. HF 420, McCormick.
- When proof of financial responsibility is required after suspension or revocation of license. SF 391, Lambou.
- Accident report filed by law enforcement officers not admissible in civil cases. HF 441, Nielsen and Doyle.
- Passing of motor vehicles on highways near intersections prohibited if signposted, etc. SF 417, Shaw.
- Deer, operator of motor vehicle may claim if accidentally killed on highway. SF 419, Coleman, et al.
- Changing the center of gravity of a vehicle by modifying standard design, misdemeanor. HF 681, transportation.
- Odometers, motor vehicles, regulation of. SF 505, state government. HF 694, transportation. HF 694 approved 7-6-73.
- Size, weight, and load of vehicles (construction equipment, etc.) operated on Iowa's roads. HF 542, transportation; SF 546, state government. S.
- Motor vehicle registration plates, decalcomania emblems, and validation stickers paid from road use tax funds. SF 601, appropriations; HF 793, appropriations. S. HF 793 approved 7-6-73.
- Devices used to lock a wheel of a car, prevent cities from using. HF 1011, Patchett and Hargrave.

- Light delivery trucks, panel, or pickup trucks may obtain special registration plates with their amateur radio call numbers. SF 1040, Potter and Shaw.
- Escort vehicles requirement a discretionary matter with highway commission. HF 1042, transportation. Approved 5-27-74.
- Right turn on red light at intersections with traffic control devices unless posted to prohibit. HF 1084, Norland; SF 1075, Kinley and Gluba. S. SF 1075 approved 3-12-74.
- Equip motor vehicles with device preventing intoxicated person from operating the motor vehicle. HF 1088, Knoke.
- Passing motor vehicles, distances to be complied with. HF 1111, transportation.
- Motorcycle wheels must be in constant contact with roadway surfaces. HF 1103, transportation.
- Committee to study changes in motor vehicle licensing procedure. HCR 111; H.J. 352.
- Sale of state-owned motor vehicles at public auction, experienced auctioneers. SF 1145, Scott; HF 1232, Crabb.
- Motor vehicle dealer license applications, requirements, form, and content of, renewal and approval of. HF 1188, state government. Approved 3-29-74.
- Guest statute, repeal, automobile accidents. SF 1162, Riley.
- Size, weight, and load of vehicles operated on Iowa highways, special and emergency situations. HF 1256, Strothman and Anderson.
- Public safety, commissioner and department of, establish studies for prevention of motor vehicle accidents and safety programs. SF 1083, Griffin; HF 1223, De Jong, et al.
- Public safety and general services along with others study effectiveness of plural tri light signal system, appropriation. SF 1134, Griffin; HF 1250, De Jong.
- Public safety, commissioner and department of, establish studies for prevention of motor vehicle accidents and safety programs, appropriation. SF 1132, Griffin; HF 1251, De Jong, et al.
- Uniform classified operator's license system, amending certain penalty provisions. HF 1288, transportation.
- Exempt church buses from payment of registration fees, "church bus" license plate, \$5.00. SF 1217, Riley.
- Motor vehicle engine noise level. HF 1340, Hennessey.
- Vehicles subject to registration, exempt certain ones from use tax. SF 1376, Gluba.
- Manure spreaders included in implements of husbandry. HF 1497, Husak.
- Department of transportation consider planning and coordination and cost of bus service in Iowa as one of its first priorities. SCR 139; S.J. 1813, 1857.
- Ambulances**
- Standards for ambulance services, penalties. HF 237, Lipsky, et al; HF 653, human resources; HF 1416, human resources (all same subject matter).
- Ambulance service to unincorporated areas, levy therefor on a per capita basis, etc. HF 339, Holden.
- County ambulance service, expense fund, levy tax for, etc. HF 533, Brunow, et al.
- Buses**
(Also see Schools, sub-ref. Buses)
- Allow discretion in school bus transportation. SF 388, McCartney.
- Require city motor buses be equipped with upright or stack mufflers. SF 418, Robinson.
- Shuttle carrier service, no certificate of public convenience and necessity. SF 1017, Murray.
- School bus must stop at railroad crossings, passengers or not. HF 1106, transportation.
- School buses, require use of flashing signal lights and stop arms in city limits. HF 1149, Bittle and Hill.
- Department of transportation consider planning and coordination and cost of bus service in Iowa as one of its first priorities. SCR 139; S.J. 1813.
- Fees**
(Also see Fees)
- Restricted area fee on vehicles operated in state recreational areas. SF 36, Rodgers, et al.
- Motor vehicle registration fees, licenses, and excise taxes on fuel be used exclusively for highway purposes, repeal requirement. HJR 1001, Small; SJR 1005, Gluba.
- Motor vehicle fees and fuel taxes, broaden use of. SJR 1004, Doderer.
- Fuel**
- Testing of motor fuels by department of agriculture, copies no longer furnished dealers. HF 208, agriculture. Approved 5-24-73.
- Diesel fuel, standards for. SF 244, Priebe.

Motor vehicle registration fees, licenses, and excise taxes on fuel be used exclusively for highway purposes, repeal requirement. HJR 1001, Small; SJR 1005, Gluba.

Inspection

Nondealers may sell or transfer motor vehicles without inspection, buyer obtain certificate of inspection, etc. HF 250, Crabb.

Motor vehicle inspection and safety. SF 357, Schwengels and Nystrom (SSM as); SF 481, state government; HF 622, transportation (companion). SF 481 approved 7-20-73.

Motor vehicle inspection fees, increase—administration of such fees. SF 602, appropriations. Approved 6-29-73.

Committee to study effectiveness of present motor vehicle safety inspections, etc. HCR 53; H.J. 1773.

State motor vehicle inspection stations. HF 1051, Monroe.

Certificates of inspection of motor vehicles, period of time valid. HF 1052, transportation. Approved 3-29-74.

Motor vehicles subject to inspection, exempt those involved in dissolution of marriage, or as a gift. HF 1191, Hill, et al.

Issuance of a new certificate of title for a demolished or destroyed vehicle which has been issued a certificate of inspection. SF 1293, Blouin.

Licenses

(See Licenses, sub-ref. Motor Vehicles)

Alteration of a motor vehicle, inspection, owner subject to a penalty. SF 1167, Potter.

Exempt church buses from payment of registration fees, "church bus" license plate, \$5.00. SF 1217, Riley.

Motorcycles

Required equipment for motorcycle riders. SF 135, state government. HF 344, Horn. SSM.

Motorcycle wheels must be in constant contact with roadway surfaces. HF 1103, transportation.

Muffling devices for motorcycles. HF 1114, Bittle, et al.

Registration

Numbering of motor vehicle registration plates. SF 130, Priebe and Schwieger; HF 303, Branstad, et al. SF 130 approved 5-24-73.

Proof of financial responsibility at time of registration, motor vehicles. HF 184, Mendenhall; SF 1182, Riley.

Prohibit allocation of sales tax receipts to road use tax fund, provide for financing of motor vehicle registration plates from fund. HF 227, Roorda, et al.

Issuance of personalized registration plates for motor vehicles. HF 247, Bittle.

Modify filing system in public safety and county treasurer's offices, motor vehicle registration and certificate of title. HF 269, transportation.

Persons whose drivers license have been mandatorily revoked, issued special motor vehicle registration plates. SF 368, Kelly.

Registration fees for special trucks, farm. HF 422, Miller of Cerro Gordo and Norland. SF 412, Scott, et al.

Reimburse the several counties for costs, changing motor vehicle registration record-keeping system as required by department of public safety, appropriation. SF 432, Priebe and Blouin.

Motor vehicle registration reciprocity. HF 573, Anderson.

Motor vehicle registration fees and fuel taxes used for public transportation systems. HJR 16, Krause.

Motor vehicle registration plates, decalcomania emblems, and validation stickers paid from road use tax funds. SF 601, appropriations; HF 793, appropriations. S. HF 793 approved 7-6-73.

Buses used by churches exempt from automobile registration fees. HF 1006, Wells.

Registration of motor vehicles by members of the armed services or non-residents, may register in home state, reciprocity. HF 1044, Bittle.

Motor vehicle registration fees, licenses, and excise taxes on fuel be used exclusively for highway purposes, repeal requirement. HJR 1001, Small; SJR 1005, Gluba.

Motor vehicle registration reciprocity, gross weight of semitrailers, truck tractors, etc. HF 1091, transportation. Approved 4-25-74.

Used car dealer lists, second installment registration fee. SF 1113, Priebe. Approved 4-26-74.

Travel trailers, registration of, storage. SF 1183, Gluba, et al.; HF 1267, Doyle and Miller of Buchanan.

Changing annual registration of passenger motor vehicles and pickup trucks. SF 1193, Priebe, et al.

Exempt church buses from payment of registration fees, "church bus" license plate, \$5.00. SF 1217, Riley.

One-half of motor vehicle registration fee for members of Iowa National Guard. SF 1276, Coleman.

Snowmobiles

Snowmobile registrations and operations. HF 1199, county government. Approved 5-27-74.

Motor boats and snowmobiles operated by persons sixteen years and over, penalty. HF 1230, Patchett.

Issuance of snowmobile registrations and transfers, increase writing fees charged by county recorder for. HF 1246, county government.

Snowmobiles, operation and equipping of, issuance of safety certificates for operators, course of instruction, etc. HF 1472, natural resources.

Trailers

Pulling of a trailer which attaches to roof of pulling vehicle by ball hitch. HF 518, Rapp.

Travel trailers, registration of, storage. SF 1183, Gluba, et al. HF 1267, Doyle and Miller of Buchanan.

Trucks

Temporary restrictions on weight and load of certain motor vehicles, farm tractors exception. HF 41, transportation. Approved 4-26-73.

Tandem axle, defining. HF 48, transportation. Approved 4-6-73—became law by publication 4-20-73.

Include compaction rubbish trucks re gross weight that can be carried on the axles of a vehicle. SF 133, Robinson.

Cleaning of livestock carriers. SF 174, Hill.

Movement of truck trailers manufactured in Iowa. HF 189, transportation. Approved 6-13-73.

Truck speed limits. HF 190, transportation.

Movement of registered special mobile equipment on vehicles registered for weight of unladen vehicle. HF 191, transportation. Approved 5-24-73.

Movement of vehicles and loads of excessive size and weight. HF 193, transportation. Approved 6-13-73.

Sixty-five foot truck bill. SF 186, Rabedeaux, et al.; HF 369, Dunton, et al. (companion); HF 671, transportation SSM. HF 671 vetoed 3-2-74.

Oversized and overweight vehicles, loads and weights in excess, penalties for. HF 290, transportation. Approved 3-29-74.

Registration fees for special trucks, farm. HF 422, Miller of Cerro Gordo and Norland; SF 412, Scott, et al.

Mandatory use of mudguards or mudflaps on motor trucks, truck tractors, trailers, and semitrailers. HF 424, Miller of Cerro Gordo, et al.

Length of vehicles used for transportation of vehicles and boats. SF 110, Griffin; HF 608, transportation. SSM. HF 608 approved 7-12-73.

Vehicles transporting a load shall have load covered. SF 1023, Gallagher.

Light delivery trucks, panels, or pickup trucks may obtain special registration plates with their amateur radio call numbers. SF 1040, Potter and Shaw.

Permit operation of vehicles, from adjoining states, exceeding weight and length limitations in Iowa's border cities. HF 1040, Crabb; HF 1058, Doyle, et al. (similar); SF 1079, cities and towns; HF 1128, transportation. SSM. (All same subject matter).

Use of reflective triangles by trucks, etc. HF 1046, transportation. Approved 3-29-74.

Motor vehicle registration reciprocity, gross weight of semitrailers, truck tractors, etc. HF 1091, transportation. Approved 4-25-74.

Changing annual registration of passenger motor vehicles and pickup trucks. SF 1193, Priebe, et al.

Length of a truck tractor and single semitrailer combination. SF 1270, Kennedy.

Movement of overweight vehicles, 20,000 lbs. per axle. HF 1398, agriculture; HF 1428, agriculture (corrected bill for HF 1398).

Violations

Duplicate not triplicate memorandum of alleged traffic violations. HF 17, transportation.

Reduce penalties for certain violations, motor vehicle financial responsibility law. HF 23, transportation.

Suspension or revocation of a drivers license, obtaining insurance. HF 556, Harper.

Revoke driver's license, for ten years, of habitual offenders of traffic laws, etc. SF 173, DeKoster, et al.; HF 528, Freeman, et al.

Use of credit cards for payment of traffic fines, simple misdemeanors, SF 272, Kennedy; HF 338, Doyle.

Allow attorneys to appear for defendants, minor traffic violations. HF 460, Nielsen.

NAMES—

General

Changing the name of a minor child. SF 113, DeKoster.

Prohibit giving an obscene name to minor children. SF 201, DeKoster.

Name of a married woman, may choose. HF 331, Higgins and O'Halloran.

NARCOTICS—

(Also see Drugs and/or Medical—Prof. and/or Pharmacy)

General

Commitment of alcohol and drug addicts. SF 6, county government. Approved 2-26-73.

Mandatory revocation of drivers license, conviction of possession of a controlled substance in a motor vehicle. HF 76, Doyle, et al.

- Regulation of controlled drugs, etc. SF 136, Hansen.
 Remove jail sentence for possession of marijuana, unless intent to deliver. HF 256, Higgins and Cusack; SF 316, Plymat, et al.
 Grant judges discretion to place persons convicted of violation of the uniform controlled substances act on probation. HF 426, Higgins, et al; SF 395, Doderer and Plymat.
 Add methaqualone to list of controlled substances. HF 484, Monroe and Brunow; HF 700, state government. SSM.
 Violations of the controlled substances law, increase penalties. SF 475, Kennedy.
 Narcotic drugs, distribution of to minors, penalty. HF 1260, Danker and Daggett.
 Define certain additional substances as controlled substances, conform more with federal laws. SF 1314, judiciary.

**NATIONAL CONFERENCE OF STATE LEGISLATIVE LEADERS—
 General**

- Secretary of Senate and Chief Clerk of the House authorized to attend national legislative conference. SCR 43; S.J. 1172, 1784 adopted; H.J. 1975, 2208 adopted.

**NATIONAL GUARD—
 (See Military)**

**NATURAL RESOURCES AND COUNCIL—
 General**

- Establish a natural and scenic rivers system. HF 7, Welden; SF 172, Willits.
 Prohibit open season on certain birds and animals during open season on deer. HF 24, Wyckoff; HF 121, natural resources; SF 143, Tieden.
 Regulate use of beverage containers, etc. HF 56, Mendenhall, et al; SF 1085, Plymat, et al (similar); (same subject matter). SF 197, Miller of Marshall and Gluba; HF 317, Stanley and O'Halloran (companion).
 Prevention, abatement or control of noise pollution. HF 79, Lipsky; SF 181, Shaw.
 Shipping, transferring, and sale of skins and hides, repeal certain provision of law. HF 157, natural resources.
 Update and eliminate obsolete fish and game provisions of the Code. HF 158, natural resources. Approved 5-27-74.
 Wildlife owned by the state, liability for unlawful destruction, taking, or possession of, civil damages. HF 160, natural resources; SF 259, Tieden. Similar HF 160 approved 4-25-74.
 Taking of fish with seines and traps. HF 166, natural resources. Approved 7-12-73.
 Restoration of land disrupted by a highway project—replacement of borrow pit soil. HF 239, Welden; SF 220, Taylor (companion); SF 233, Scott; HF 421, Miller of Cerro Gordo and Norland (companion). SSM.
 Use of trotlines. HF 272, natural resources. Approved 3-4-74.
 Wake—definition of—water navigation regulations. HF 282, natural resources. Approved 3-4-74.
 Wild turkeys, special license fee, limitation. HF 292, natural resources. Approved 7-12-73.
 Create an advisory committee to the chemical technology commission of department of environmental quality. HF 384, natural resources.
 Civil penalties for violations of orders and rules of air quality commission. HF 360, natural resources.
 Environmental quality, department of, enter public or private property for conducting investigations. HF 405, natural resources. Approved 7-12-73.
 Protected water areas, designation of. HF 496, Freeman and Welden; SF 461, Tieden. S.
 Diversion of water, industrial coolants, to underground basins or water-courses, alternative methods. HF 497, Krause.
 Authority of the department of environmental quality for water quality, conform to federal requirements, sewage treatment works, constructions, etc. HF 710, natural resources.
 Sale of skins and plumage of game birds and animals, certain exceptions. HF 713, natural resources. Approved 4-10-74.
 Rule-making authority of conservation commission, penalties for violations of rules. HF 723, natural resources.
 Natural resources and geological survey, appropriation. SF 553, appropriations. Approved 6-13-73.
 Endangered species of wild animals and birds, prohibit sale of the skins, plumage, fur, etc. HF 1036, Patchett, et al.
 Seasons on game birds and animals established by conservation commission after study. HF 1054, natural resources.
 Purchase or use of game and fish licenses, licensee must use, penalties. HF 1072, Avenson.
 Water permits issued to cities and towns, certain restrictions. SF 1185, Taylor and Potter.
 Soil conservation, department of, soil conservation districts and conservancy districts, administration of. HF 1178, agriculture. Approved 5-27-74.

Authorize conservation commission to acquire interests in land and water for certain purposes by condemnation. HF 1209, natural resources.
 Environmental quality, department of, duties, increase, compensation and expenses of members of the commissions and executive committee of. HF 1217, Freeman; HF 1427, natural resources (similar subject matter).
 Natural resources council, appropriation for development of water management plans. SF 1367, appropriations. Approved 5-2-74.
 Committee to study and develop a state land use policy. SCR 148; S.J. 2075-7076.

NEGLIGENCE—

General

Contributory negligence section of Code repeal, enact comparative negligence. HF 565, Monroe and Horn.
 Abused and neglected children, strengthen laws on, persons required to report abuses, etc, penalties. SF 474, Doderer and Lamborn.
 Construction, negligence, limitation of liability for, certain contracts. SF 1086, Griffin.
 Guest statute, repeal, automobile accidents. SF 1162, Riley.

NEWSPAPERS—

(See Printing—Publishing)

NOISE—

General

Prevention, abatement or control of noise pollution. HF 79, Lipsky; SF 181, Shaw.
 Motor vehicle engine noise level. HF 1340, Hennessey.
 Muffling devices for motorcycles. HF 1114, Bittle, et al.

NOMINATIONS—

General

Candidates for state, county, city and school office elections may sign affidavits required to be attached to nominating petitions. HF 1231 Connors.

NOTARIES—

General

Seal used by notary public. SF 32, Potter. Approved 4-19-73.
 Abolish requirement corporation annual reports be sworn to. SF 246, Riley; HF 318, Hill.
 Annual reports of cooperative associations need not be verified. HF 335, Hill.

NOTICES—

General

Farm tenancies, notification of termination. SF 97, Riley and Taylor; HF 262, Stromer. HF 262 approved 4-26-73.
 Eminent domain, condemnation proceedings, notices. HF 351, Monroe; HF 741, judiciary and law enforcement; SF 565, judiciary. SSM. HF 741 approved 7-12-73.
 Local governments, departmental regulations affecting. SF 396, county government. Approved 5-24-73.
 Notice of a proposed special assessment. SF 402, Griffin.
 Notice of a municipal tort claim, may correct within 15 days. HF 520, Norland.
 Publishing of notices, etc., executive council settle. HF 670, state government. Approved 7-12-73.
 Court actions for recovery of property. SF 536, judiciary. Approved 7-12-73.
 County-owned property, sale of, public auction, notices. HF 1067, Dunton, et al. Approved 4-8-74.
 Notice of any percentage reduction in personal property tax credit published. HF 1314, Freeman.
 Assessment changes and notices. SF 1250, ways and means. Approved 4-10-74—became law by publication 4-17-74.
 Tax sales, publication of notice of, increase compensation for. SF 1322, Rabedeaux.

NUCLEAR—

General

Nuclear power plants, moratorium on the construction of. SF 1123, Plymat, et al.; HF 1293, Crawford, et al.
 Regulation of the use of radiation sources. HF 1328, Cochran and Middle-swart.
 Urge congress direct office of technology assessment study and investigate the entire nuclear cycle from mining through fuel processing and waste management, determine safety, etc. SR 103; S.J. 1171-1172, 1201, 1673.
 Committee to study the use of nuclear power, safety and adverse effects. SCR 138; S.J. 1812-1813, 1857.

NURSERY SCHOOL—**General**

Nursery school programs for certain children, school districts may establish. HF 1073, Lipsky.

NURSING—**General**

Include students of schools of nursing in tuition grant program. SF 101, Shaw.

Nursing examiners, board of, supplemental appropriation. SF 231, appropriations. Approved 4-2-73.

Appropriate from moneys received by funeral, etc. fund, dentistry, optometry, medical examiners, physical therapy, chiropractic, nursing and nursing home administrators. HF 574, appropriations. Approved 7-6-73.

Include nurses and pharmacists within the definition of professional. HF 1098, Clark of Lee; HF 1376, commerce (similar).

Allow medical personnel to refuse to perform, etc., in an abortion, exception. SF 1159, Ramsey; HF 1236, Cusack (companion); SF 1230, Kinley, et al.; HF 1357, Grassley, et al. (companion); HF 1500, appropriations (all similar subject matter).

NURSING HOMES—

(See Homes, sub-ref. Nursing)

OBSCENITY—**General**

Prohibiting sale, possession, or display of obscene, lewd or indecent publications, etc. SF 257, Kinley.

Obscenity, definitions of, behavior, minors, material, and penalties. SF 1057, Kennedy.

Obscene matter and live sex shows, penalty. SF 1066, Taylor; SF 1184, Hill (same subject matter).

Obscene material, dissemination and exhibition of to minors, lascivious acts, penalties. HF 1102, Kreamer, et al. Approved 5-27-74.

OBSTRUCTIONS—**General**

Obstructions on public highways, procedures for removal, assessment and collection of costs for. SF 1333, county government. Approved 5-11-74.

OCCUPATIONAL HEARING LOSS LAW—**General**

Occupational hearing loss, workmen's compensation. HF 1242, Edelen, et al.; SF 1190, Potter.

OCCUPATIONAL SAFETY AND HEALTH REVIEW COMMISSION—**General**

Labor, bureau of, and occupational safety and health review commission, appropriation. HF 799, appropriations.

Occupational safety and health, penalties. SF 1298, Rabedaux.

ODOMETERS—**General**

Repeal law prohibiting the altering of odometers and the penalty. HF 255, Monroe.

Odometers motor vehicles, regulation of. SF 505, state government. HF 694, transportation. HF 694 approved 7-6-73.

O.E.O.—

(See Economic Opportunity, Office of)

OFFENDERS—**General**

Commitment of female offenders in a community-based correctional program. SF 1394, judiciary.

OFFICERS—

(Also see Police)

General

Police reserve units, cities 5,000 or more population. HF 14, Knoke and Butler; SF 14, Griffin.

Duties to disabled (unconscious, incoherent, or otherwise) persons. HF 39, Patchett, et al.

Removal of unattended vehicles. SF 72, state government.

Conservation commission officers defined as peace officers. HF 164, natural resources.

Peace officers, jurisdiction of. SF 224, judiciary. Approved 5-15-73.

Establish a uniform statewide telephone number for police and fire departments. SF 226, Friebe.

Special and reserve deputy sheriffs, sheriff file report with board of supervisors listing names of. SF 248, Doderer; HF 279, Hill.

Implied consent test for alcohol, officer determine--added section re driving while intoxicated. HF 343, Doyle. Approved 5-27-74.

- Establish county law enforcement units, discontinue police departments, sheriffs, etc. HF 377, Knoke; HF 1320, Horn (similar subject matter).
- Motor vehicles involved in accidents must have sticker with number of officer's report, removed after damage repaired, etc. HF 420, McCormick.
- Assaults on peace officers, felony. SF 427, Kennedy; SF 1024, Hultman, et al. SSM.
- Retirement age, 60, for members of the peace officers' retirement system. SF 439, Potter.
- Members of the division of fire protection of department of public safety transferred from IPERS to public safety peace officers' retirement, etc. system, appropriation. SF 469, human and industrial relations; HF 1142, Fischer of Grundy, et al. SSM.
- Committee to study training of law enforcement officers, etc. HCR 57; H.J. 1614.
- Increase to one and one-half percent preceding year's total payroll, support of civil service commission for deputy sheriffs. SF 1068, Riley.
- Traffic weight officers, highway commission, full powers of peace officers. SF 1091, Nystrom.
- Peace officers' retirement system, members entitled to a retirement allowance based on years of service after twelve years and retirement age. SF 1168, Potter.
- Peace officers' retirement system, twenty-two years service. SF 1212, Potter.
- Peace officers' retirement system, increases in retirement benefits paid. SF 1255, Potter.
- OLD-AGE ASSISTANCE—**
- General**
- Recovery of old age assistance payments, repeal double amount. SF 65, Riley and Van Gilst.
- Old age assistance for residents of county-owned nursing homes. SF 120, Blouin, et al.; HF 147, Carr, et al.
- Computation of old-age assistance grants, disregard increase in social security benefits. SF 307, Blouin, et al.; HF 599, Cusack and Krause.
- Relatives responsible for care and support, old-age assistance, contractually. SF 308, Blouin, et al.
- Liens on real estate owned by old-age assistance recipients, claims against estates, etc. HF 601, Cusack.
- Increase funeral benefits for welfare recipients. HF 641, Wells.
- OLD-AGE AND SURVIVORS INSURANCE SYSTEM—**
- General**
- Extend social security benefits to members of General Assembly. HF 433, Middleswart, et al.; SF 1392, Andersen.
- OMBUDSMAN—**
- (See Citizens' Aide)
- OPTOMETRY—**
- (See Medical-Professional, sub-ref. Optometry)
- ORGANIZATIONS—**
- General**
- Membership in an organization, discriminatory or unfair practices, eliminate, exceptions. HF 1022, Jesse.
- PACKAGING—**
- General**
- Packaging and labeling, dating, meats, eggs, milk, etc. SF 303, Kinley; HF 1085, Patchett, et al.
- PAINT—**
- General**
- Paints and like products, labeling of, penalties, secretary of agriculture. SF 103, Hill.
- PAPER—**
- General**
- One-half of paper or paper products purchased by the state made from recycled paper. SF 351, Willits and Blouin.
- General services and other state agencies be encouraged to purchase recycled paper and paper products. HCR 30; H.J. 589, 746 adopted; S.J. 777, 827, 957.
- PARI-MUTUEL—**
- General**
- Permit pari-mutuel betting, create racing commission, etc. SF 98, Kinley, et al.; HF 167, Brinck (similar) SF 275, Miller of Des Moines; HF 332, Caffrey (companion); SF 1088, Kinley; HF 1172, Caffrey (companion) (all same subject matter).
- Committee to study pari-mutuel betting. HCR 19; H.J. 344.
- Committee to study desirability and feasibility of establishing, legalizing and regulating a state lottery, pari-mutuel betting, etc., report. SCR 32; S.J. 692, 713, 828.
- Gambling law. HF 1254, Kreamer.

PARKING—**General**

Exempt municipally-owned parking lots from service tax. HF 77, Lipsky.

PARKS—**General**

- Restricted area fee on vehicles operated in state recreational areas. SF 36, Rodgers, et al.
 Create state park advisory committees. SF 37, Doderer, et al.; HF 133, Mendenhall, et al.
 Minimizing adverse environmental consequences to Ledges State Park. SCR 15; S.J. 177, 187, 342, 510, 720-721 adopted; H.J. 725, 2177 adopted.
 Hiking and equestrian trails, conservation commission. SF 463, Winkelman.
 Appropriation to conservation commission for specific projects. HF 720, appropriations. Approved 7-17-73.
 Permit advertisement of beer by brand name on inside of ballpark fences. HF 1272, Horn; SF 1296, judiciary.
 State park and institutional road system, include roads and parking facilities of area schools. HF 1347, Byerly.
 Authorizing cities to require a portion of subdivision land for park and playground purposes, etc. HF 1349, Readinger.
 Great river road and scenic and recreational parkways, etc. HF 1465, transportation. Approved 5-27-74.

PAROLE—

(See Social Services, sub-ref. Parole, Board of)

PEACE OFFICERS—

(See Officers and/or Police)

PENAL INSTITUTIONS—**General**

- Assistant citizens' aide, investigate certain complaints. SF 73, Doderer, et al.; HF 82, McCormick, et al. SF 73 approved 2-12-74.
 Interstate corrections compact. SF 75, Lamborn, et al.; HF 84, Lipsky, et al. SF 75 approved 3-7-73.
 Work release programs and furloughs for inmates. SF 66, Glenn, et al.; HF 83, McCormick, et al. SF 66 approved 5-24-73.
 Equipment owned by prison industries, reinstate cash depreciation fund for. SF 148, human resources.
 Committee to continue study penal and correctional systems, report. SCR 26; S.J. 474, 475, 571.
 Committee to continue study penal and correctional systems, report. (Same as SCR 26) HCR 26; H.J. 526, 594 adopted; S.J. 631, 655, 731.
 First and second degree murder, death penalty and/or life imprisonment—specific offenses. HF 336, Brinck, et al.
 Workmen's compensation for inmates of penal or correctional facilities. SF 564, Gluba.
 Compensation for boarding and caring for county prisoners. HF 175, county government; SF 356, county government.
 Discharges or parolees at the women's reformatory furnished set sum of money. SF 1036, Doderer and Kelly; HF 1081, Lipsky, et al.; SF 1176, Kelly, et al. (HF 1081 and SF 1176 companion and includes men).
 Duration of work release programs (6 months deleted) for inmates of institutions. HF 1083, Hill, et al.; (longer than six months) HF 1450 human resources (same subject matter).
 Compensation for inmates and prisoners. HF 1336, Lipsky, et al.
 Benefits (legal services, death benefits, etc.) for employees of adult penal and correctional institutions, appropriation. HF 1371, Doyle, et al.
 Commitment of female offenders in a community-based correctional program. SF 1394, judiciary.

Prisoners

- Escape prisoners—state not pay reward. HF 170, human resources. Approved 3-4-74.
 Compensation for boarding and caring for prisoners in certain counties. HF 175, county government; SF 356, county government. HF 175 approved 5-24-73.
 Parole relief fund, appropriation. SF 478, human resources.
 Furloughs for inmates. HF 1077, Knoke. Vetoed 4-6-74.
 Custody of probationers and parolees, chief parole officer may. HF 1089, Knoke.
 Persons serving life terms, review case every five years. HF 1127, Lipsky, et al.; SF 1238, Kelly, et al.
 Aid to merged area schools for special programs for persons in state institutions, appropriation. HF 1384, Wells.
 Permit penal institution inmates and former penal institution inmates the right to vote. SJR 1006, Gluba.
 Compensation for services rendered in aiding the sheriff. HF 1396, county government. Approved 5-2-74.
 Furloughs for inmates, exception. SF 1374, human resources.

PENSIONS—

(See Retirement Systems, sub-ref. Pensions)

PERMITS—**General**

- Fraudulent alteration of registration plates, certificates, and permits, penalties. HF 197, transportation. Approved 4-6-73.
- Game, importing and releasing of. HF 253, natural resources. Approved 6-19-72.
- Definition of vehicle, legalize operation of existing vehicles with van boxes. HF 308, transportation. Approved 4-8-74—became law by publication 4-16-74.
- Grocery stores, definition of, class C beer permits. HF 354, Wells, et al.
- Local governments authority to limit number of liquor and beer licenses, etc. SF 343, Bergman, et al.
- Standards for water well construction, inspection, permit fees, etc. SF 347, Griffin.
- Permit numbers on containers of agricultural seeds. HF 402, agriculture; SF 423, agriculture. HF 402 approved 4-18-73.
- Hunting by the handicapped, special permits, etc. HF 471, Dunton.
- Retail beer permit fees retained by local authorities. HF 629, state government. Approved 6-19-73.
- Temporary driver's work permit, issuance of. HF 1082, Fischer of Grundy.
- Class B and C beer permits, allow persons to have both. SF 1096, Griffin, et al.; HF 1166, Norpel.
- Size, weight, and load of vehicles operated on Iowa highways, special and emergency situations. HF 1256, Strothman and Anderson.
- Collection of collector's bottles of alcoholic liquor, special permit, penalty HF 1318, Norpel.

PERSONNEL—

(See Merit System and/or Employment)

PESTICIDES—

(Also see Agriculture, sub-ref. Pesticides)

General

- Pesticides, use and application of, penalties. HF 1459, agriculture; SF 1311, agriculture. SF 1311 approved 5-2-74.

PETITIONS—

(Also see Elections)

General

- Petitions and elections for the establishment of sanitary districts, bond optional. SF 258, Doderer.
- Establishment of sanitary districts, alternative procedure. HF 370, Bittle, et al. (Also see SF 258)
- Candidates for state, county, city and school office elections may sign affidavits required to be attached to nominating petitions. HF 1231, Connors.

PHARMACY—

(Also see Narcotics and/or Medical-Professional and/or Drugs)

General

- Regulation of controlled drugs, etc. SF 136, Hansen.
- Podiatrists, clarify authority of to prescribe and dispense prescription drugs, etc. SF 223, Potter, et al.; HF 325, Edelen, et al.; HF 325 approved 2-20-74.
- Require pharmacies to display or make available lists of prices of prescription drugs and medicines. HF 386, Jordan, et al.
- Manner in which prescriptions for drugs and medicines are required to be written and filled. HF 431, Patchett and Crawford.
- Add methaqualone to list of controlled substances. HF 484, Monroe and Brunow; HF 700, state government. SSM.
- Require a prescription for distribution of hypodermic syringes and needles. HF 500, Clark of Lee.
- Violations of the controlled substances law, increase penalties. SF 475, Kennedy.
- Beer and liquor control department, industrial commission, insurance department, pharmacy examiners, and real estate commission, appropriation. HF 758, appropriations. Approved 7-6-73.
- Certain prescription drugs, require retail price of be posted in every pharmacy, also advertising. HF 1037, Krause.
- Include nurses and pharmacists within the definition of professional. HF 1098, Clark of Lee; HF 1376, commerce (similar).
- Sample prescription drugs and other controlled substances, regulate distribution of by wholesalers or wholesale salesmen. HF 1358, Monroe.
- Prescription drugs and controlled substances, regulation of by board of pharmacy examiners. SF 1398, judiciary.

PHYSICAL EDUCATION—**General**

- Physical education courses in elementary and secondary schools, successfully complete or no credit. HF 252, Dunton.

PHYSICAL THERAPY—

(See Medical-Professional, sub-ref. Physical Therapy)

PHYSICIANS—

(See Medical-Professional, sub-ref. Physicians)

PIONEER LAWMAKERS—**General**

Joint session Thursday, April 5, 1973 at 2:00 p.m., pioneer lawmakers program. SCR 13; S.J. 149, 180 adopted; H.J. 214, 219 adopted
 Pioneer lawmakers, Spanish-American war veterans, and commission on status of women, appropriation. SF 563, appropriations. Approved 6-19-73.

PIPE—**General**

Quality of pipe used for water well construction. HF 215, Doyle, et al. Approved 5-27-74.

PIPELINES—**General**

Eminent domain proceedings by pipeline companies, annual rental charges in addition to other damages. SF 1372, judiciary.

PLANNING AND PROGRAMMING—**General**

Establish a natural and scenic rivers system. HF 7, Welden; SF 172, Willits. Create a state transportation planning commission. HF 35, Welden.
 Establish a land preserve loan authority, prescribe purposes, duties, etc. SF 367, Winkelman.
 Urge executive branch to initiate and seek cooperation and assistance from citizens and public bodies re planning and assistance for the economic redevelopment or region XV (Ottumwa area). HCR 33; H.J. 682, 747 adopted; S.J. 777, 827, 890, 920, 1028-1029 adopted.
 Planning and programming and office of economic opportunity, appropriation. HF 780, appropriations. Approved 7-21-73—item veto.
 State's rail transportation system, study by planning and programming, appropriation. SF 1061, Murray, et al.; HF 1117, Crawford.
 Committee to study legislation re Iowa's regional, county and city planning agencies. HCR 159; H.J. 2293-2294.

PLANNING COMMISSION—**General**

Membership of municipal planning and zoning commissions and boards of adjustment, include two appointed by boards of supervisors. HF 658, cities and towns. Approved 5-2-74.

PLATTING—

(Also see Property and/or Real Estate)

General

Surveyors' plats, reduce subdivided parts from three to two. HF 562, Hutchins. Authorizing cities to require a portion of subdivision land for park and playground purposes, etc. HF 1349, Readinger.
 Plats, procedures for obtaining for assessment and taxation purposes. HF 1368, Knoke and Schroeder.

PLUMBING—**General**

Licensing of plumbers, supervision and inspection of, etc. SF 214, Nystrom.

POLICE—**General**

Police reserve units, cities 5,000 or more population. HF 14, Knoke and Butler; SF 14, Griffin.
 Chief of police and chief of fire department, requirements for. SF 31, Doderer, et al.; HF 36, Small, et al. (companion); HF 547, cities and towns SSM. HF 547 approved 6-29-73.
 Removal of unattended vehicles. SF 72, state government.
 Determining average final compensation of policemen and firemen, retirement. SF 169, Kennedy, et al.
 Establish a uniform statewide telephone number for police and fire departments. SF 226, Priebe.
 Policemen and firemen may retire age fifty, twenty-two years service. SF 283, Nystrom, et al.; HF 1216, Hansen and Woods.
 Establish county law enforcement units, discontinue police departments, sheriffs, etc. HF 377, Knoke; HF 1320, Horn (similar subject matter).
 Pension benefits for policemen and firemen, reinstate under chapter 410. SF 380, Briles and Priebe; HF 584, Freeman and Krause (companion); HF 717, cities and towns (same). HF 717 approved 6-13-73.
 Policemen and firemen, retirement systems, investment of funds, banks. HF 400, Drake, et al. Approved 7-6-73.
 Assaults on peace officers, felony. SF 427, Kennedy; SF 1024, Hultman, et al. SSM.
 Retirement age, sixty, for members of the peace officers' retirement system. SF 439, Potter.
 Increase disability, accidental disability and retirement benefits for policemen and firemen. HF 591, Fency.

- Civil service appointees, length of time of probationary period. SF 1014, Griffin; HF 1145, Woods; SF 1130, Andersen (all same subject matter).
 Remove remarriage restrictions, etc., surviving spouse of deceased policemen and firemen, increase benefits. HF 1018, Jesse; HF 1469, human and industrial relations (parts of which are similar or same subject matter as HF 1018).
 Peace officers' retirement system, members entitled to a retirement allowance based on years of service after twelve years and retirement age. SF 1168, Potter.
 Benefits paid to survivors of policemen and firemen, fifteen years. SF 1172, Griffin and Willits; HF 1266, Freeman and Byerly.
 Retirement qualifications of policemen and firemen, twenty-five years of service. SF 1193, Coleman, et al.; HF 1350, Fischer of Grundy, et al.
 Peace officers' retirement system, twenty-two years service. SF 1212, Potter.

POLITICAL CAMPAIGNS—**General**

- Travel by certain candidates and elected officials, restrict number together. HF 11, Knoke.
 Disclosure, etc. of campaign contributions and expenditures, etc. SF 4, Glenn; SF 90, Shaff and Plymat; SF 162, Doderer. (All same subject matter).
 Candidates for election may employ persons for services rendered. HF 461, Hill.
 Require reporting of election expenses, penalties. SF 548, Gluba.
 Disclosure of campaign contributions and expenditures. SF 583, state government. Approved 7-20-73.
 Political advertising, require political committees to report all moneys spent on. HF 1010, Monroe.
 Campaign contributions, prohibit acceptance of from nonresident persons, penalties. HF 1094, Schroeder.
 Campaign disclosure—income tax checkoff law. SF 1200, Hansen, et al. Approved 5-10-74—became law by publication 5-16-74.
 Campaign finance disclosure commission, appropriation. HF 1377, appropriations. Approved 4-19-74.
 Committee to study and review administration of chapter 138 of the 1973 acts during the 1974 political campaigns re disclosure of contributions, expenses, etc. SCR 121; S.J. 1222-1223, 1239.
 Limit certain campaign expenditures by candidates. SF 1390, Hansen.
 Committee to study methods, etc., for contributing to political candidates and role of political parties re election of candidates. HCR 155; H.J. 2252.

POLITICAL CANDIDATES—**General**

- Travel by certain candidates and elected officials, restrict number together. HF 11, Knoke.
 Leaves of absence, candidates for election to General Assembly. HF 142, Carr, et al.; HF 274, Crabb. SSM.
 Disclosure, etc. of campaign contributions and expenditures, etc. SF 4, Glenn; SF 90, Shaff and Plymat; SF 162, Doderer (all same subject matter).
 Candidates for election may employ persons for services rendered. HF 461, Hill.
 Require reporting of election expenses, penalties. SF 548, Gluba.
 Disclosure of campaign contributions and expenditures. SF 583, state government. Approved 7-20-73.
 Campaign contributions, prohibit acceptance of from nonresident persons, penalties. HF 1094, Schroeder.
 Leave of absence for persons who become candidates or have been elected to public office. SF 1142, Gluba.
 Candidates for state, county, city and school office elections may sign affidavits required to be attached to nominating petitions. HF 1231, Connors.
 Campaign disclosure—income tax checkoff law. SF 1200, Hansen, et al. Approved 5-10-74—became law by publication 5-16-74.
 Require candidates and public officials to file financial statements, penalty. SF 1313, Ramsey.
 Limit certain campaign expenditures by candidates. SF 1390, Hansen.
 Committee to study methods, etc., for contributing to political candidates and role of political parties re election of candidates. HCR 155; H.J. 2252.

POLITICAL ORGANIZATIONS—**General**

- Change membership of state central committees, four from each congressional district. SF 61, Kelly; HF 62, Hill, et al.
 Prohibit governor or lieutenant governor from receiving nomination for a third consecutive term. HF 119, Schroeder, et al.
 Disclosure, etc. of campaign contributions and expenditures, etc. SF 4, Glenn; SF 90, Shaff and Plymat; SF 162, Doderer. (All same subject matter).
 Prohibit governmental appointees from being required to give an oath of political allegiance or make a contribution. SF 398, Blouin.
 Disclosure of campaign contributions and expenditures. SF 583, state government. Approved 7-20-73.

Political advertising, require political committees to report all moneys spent on. HF 1010, Monroe.

POLITICS—

General

Request congress amend the federal hatch act. SCR 27; S.J. 509, 526, 731, 909, 1102-1103 adopted; H.J. 1194, 1647 adopted.
Prohibit governmental appointees from being required to give an oath of political allegiance or make a contribution. SF 398, Blouin.

POLLUTION—

(Also see Environmental Preservation)

General

Include compaction rubbish trucks re gross weight that can be carried on the axles of a vehicle. SF 133, Robinson.
Detergents, prohibit sales of containing any phosphorous compound. SF 194, Riley.
Expenditures for air and water pollution control, provide for sales and use tax exemptions on. SF 320, Winkelman, et al.; HF 398, Millen, et al.
Air and water pollution, limited exemption from property taxation for property used to control—property tax exemption for certain property used for water impoundments. SF 321, Winkelman, et al.; HF 399, Miller, et al. SF 321 approved 6-3-74.
Civil penalties for violations of orders and rules of air quality commission. HF 360, natural resources.
Create an advisory committee to the chemical technology commission of department of environmental quality. HF 384, natural resources.
Require city motor buses be equipped with upright or stack mufflers. SF 418, Robinson.
Defining simple and aggravated littering, penalty. SF 430, Kelly.
Authority of the department of environmental quality for water quality, conform to federal requirements, sewage treatment works, constructions, etc. HF 710, natural resources.
Release of federal funds for water pollution control programs. HCR 110; H.J. 298.
Issuance of environmental impact statements re development projects. SF 1273, Gluba; HF 1448, Cusack, S.
Water supply program, appropriation to department of environmental quality. SF 1312, natural resources. Approved 5-27-74.
Indirect sources of air pollution, department of environmental quality re authority, penalties, appropriation. HF 1464, natural resources.

PONDS—

General

Property tax exemption for certain property used for ponds, dams, etc. HF 474, agriculture.

POSTAL SERVICE—

General

Postal service for rural mail delivery to all Iowans, contract, appropriation. HF 1227, Miller of Buchanan, et al.

PREGNANCY—

General

Unemployment benefits, pregnancy, return to work, nothing available. HF 605, O'Halloran, et al.

PRESIDENT AND VICE-PRESIDENT—U.S.—

General

Release of federal funds, environmental, emergency loans program, etc. HJR 1, Pellet and Strothman; SJR 1, Priebe and Doderer. HJR 1 sent to secretary of state 2-8-73.
Petition the president and congress of the U.S. reinstate the rural environmental assistance program or replace with another. HCR 3; H.J. 62.
Extend congratulations to the president of the U.S. re peace settlement of the armed conflict in Vietnam. HCR 10; H.J. 182.
Urge president of the U.S. and secretary of agriculture to rescind order to ship commodity credit grain. SJR 7, agriculture.
Presidential preferential primary election. SF 278, Blouin; HF 437, Patchett and Crawford.
Urge president of the U.S. to present a posthumous presidential medal of freedom to Dr. Karl L. King. SJR 15, Coleman and Lamborn; HJR 21, Cochran, et al.
Urge the president and congress to obtain at earliest possible date the return of and complete accounting of all missing in action in Southeast Asia. HCR 51; H.J. 1380, 1482 adopted; S.J. 1388, 1414, 1516.
Urge president of the U.S. release impounded duck stamp funds, preservation of migratory waterfowl. HCR 103; H.J. 27, 174 withdrawn.
Urge congress and the president of the U.S. to promote fast and effective research and development of alternative sources of energy. SCR 102; S.J. 24, 25, 284.
Urge congress to pass legislation preventing future impoundment of duck stamp funds. HCR 107; H.J. 161-162.

PRESS—**General**

Congratulate Otto Weber on the 35th anniversary of legislative coverages. SCR 133; S.J. 1606, 2046 adopted; H.J. 2503-2504 adopted.

PRINTING—PUBLISHING—**General**

Code, correcting erroneous, inconsistent and obsolete sections. HF 209, judiciary and law enforcement. Approved 5-24-73.

Source and information obtained by news media, etc., radio, television, etc., confidential. SF 243, Kelly, et al.; HF 324, Small, et al.

Prohibiting sale, possession, or display of obscene, lewd or indecent publications, etc. SF 257, Kinley.

Publications of insurance statistical information, abolish requirement. HF 289, commerce.

Publication costs of Iowa academy of science, appropriation to comptroller. SF 414, Taylor, et al. Approved 7-12-73.

Two official county newspapers may be published in same town if not owned by same person. HF 570, Holden.

Conveyance and discontinuance of a sanitary district located wholly or partially within boundaries of a city or town, etc. HF 616, cities and towns.

Authorize printing, thirteenth edition, How a Bill Becomes a Law. HR 7; H.J. 840, 880 adopted.

Publishing of notices, etc., executive council settle. HF 670, state government. Approved 7-12-73.

The Golden Dome Booklet, authorize printing second edition. SR 101; S.J. 77, 84 adopted.

Obscenity, definitions of, behavior, minors, material, and penalties. SF 1057 Kennedy.

Obscene matter and live sex shows, penalty. SF 1066, Taylor; SF 1184, Hill (same subject matter).

Code of Iowa be published annually in loose-leaf form. SF 1084, Griffin.

Delinquent tax lists which are published, require publication of corrections. HF 1116, Patchett and Oakley; SF 1191, Riley (same subject matter).

Selection of official newspapers. SF 1148, DeKoster.

Reporter's privilege from giving testimony. HF 1235, Freeman.

Agriculture, department of, authority to publish pamphlets, pertinent statutes and rules. HF 1302, agriculture. Approved 5-2-74.

Notice of any percentage reduction in personal property tax credit published. HF 1314, Freeman.

Require school board minutes be published. HF 1323, Branstad.

Printing and custody of cigarette and little cigar tax stamps, change to department of general services. HF 1366, state government.

Assessment changes and notices. SF 1250, ways and means. Approved 4-10-74 —became law by publication 4-17-74.

Man and wife listing, prohibit telephone companies, additional fee. SF 1300, Doderer.

Tax sales, publication of notice of, increase compensation for. SF 1322, Rabedeaux.

Discontinue printing of clip sheets in both House and Senate. SCR 123; S.J. 1295, 1329.

PRINTING BOARD—**General**

General services department, duties and functions. HF 307, Bittle, et al. Approved 7-20-73.

General services, departments of, appropriation. SF 533, appropriations. Approved 6-13-73.

General services, centralized printing, appropriation and authorize expenditures. SF 534, appropriations. Approved 6-13-73.

Printing and custody of cigarette and little cigar tax stamps, change to department of general services. HF 1366, state government.

Superintendent of

Journals, bills and binders to be furnished free to county auditors. SCR 3; S.J. 10 adopted; H.J. 15, 16 adopted.

Code, free copy to boards of supervisors, and others. HF 28, Monroe; SF 241, county government (companion); SF 95, judiciary; HF 176, Doyle. (All same subject matter). HF 28 approved 6-13-73.

Code, correcting erroneous, inconsistent and obsolete sections. HF 209, judiciary and law enforcement. Approved 5-24-73.

PRISONERS—

(See Penal Institutions, sub-ref. Prisoners and/or County, sub-ref.

Jails)**PRISONS—**

(See Penal Institutions)

PRIZES—**General**

Prohibit use by profit-seeking food businesses of drawings and other games, purpose of enhancing sales, penalty. SF 1224, Ramsey and Hill.

PROBATE LAW—
General

Committee to study uniform probate code in comparison with Iowa probate laws, etc. submit report. SCR 16; S.J. 185, 194, 342.
Committee to study uniform probate code in comparison with Iowa probate laws, etc. (Same as SCR 16); HCR 11; H.J. 224.
Iowa probate code. SF 442, Riley; HF 536, Hill. SF 442 approved 4-25-74.
Nonprobate transfers, accounts, liens, claims, property, survivors, or beneficiaries. SF 443, Riley; HF 587, Hill.
Uniform probate code. SF 1081, Rodgers, et al.

PRODUCTS—
General

Iowa products and labor, statutory preferences for, limitation if enforcement would result in denial of federal funds or services. HF 1410, state government. Approved 5-27-74.

PROFESSIONAL PRACTICES ACT—
General

Healing arts, those required to be licensed, exempt members of a religious faith who treat human ailments by prayer. SF 1201, Ramsey; HF 1338, Brunow.

PROFESSIONAL TEACHING PRACTICES COMMISSION—
General

Establish a professional standards board, abolish board of education examiners and professional teaching practices commission. HF 429, Holden and Hill.

PROPERTY—
(Also see Land and/or Real Estate)
General

Improvement bonds, special assessments, property outside cities. SF 3, Griffin; HF 16, Knoke, et al.; HF 362, cities and towns. S. SF 3 approved 4-19-73.
Reimburse low-income householders for extraordinary property tax burdens, penalties. SF 30, Riley.
Transfer of jurisdiction or sale of real estate between state agencies and political subdivisions. SF 41, Kelly; HF 45, transportation.
Sale of property acquired by tax deed, counties. SF 104, Ramsey.
Valuing and listing certain property granted exemption from property tax. SF 109, ways and means.
Assignment of tax sale certificates. SF 116, Ramsey.
Valuation of property, assessments, appraisals, etc. SF 121, ways and means.
Full property rights between husband and wife, divorce and/or estates, etc.; SF 140, Riley; HF 451, Egenes, et al. SSM.
Corporation income tax, sales, property and payroll. SF 141, Blouin, et al.; HF 669, Small, et al.
Repeal provisions for a statewide property tax levy. SF 155, Van Gilst; HF 194, Anderson and Dunton.
Sale of unused right of way by highway commission, contract. HF 155, transportation; SF 228, Miller of Des Moines; HF 1131, Welden and Lippold. (All same subject matter). HF 155 approved 5-27-74.
Increase interest penalty on delinquent property taxes. HF 177, Bennett. Approved 4-8-74.
Limitation of certain damage actions, improvements or work upon real property. HF 180, Mendenhall.
Property exchanges between a school corporation and state or a state agency. SF 176, Briles.
Rental property deposits, rules and regulations on. HF 188, Small and Byerly; SF 349, Doderer.
Property tax relief, sixty-five or over or disabled, appropriation. SF 208, Shaff, et al.; SF 376, ways and means (SSM); SF 490, Gluba, et al.; HF 668, Small, et al. (companion) (All same subject matter). SF 376 approved 7-19-73.
Special assessment deficiencies, collection of. HF 219, ways and means. Approved 6-13-73.
Apportionment of property valuation of certain electric power generating plants. HF 236, Husak, et al.
Valuation of property for tax purposes, mortgage remaining on property, etc. SF 262, Heying.
Extend military service tax exemption, members of Iowa National Guard. SF 263, Nystrom, et al.; HF 357, Dunton, et al.
Schoolhouse sites, purchase of, must be appraised. HF 312, Horn; HF 714, education (Same).
Title insurance may be sold in Iowa. HF 376, Hill.
Notice of mechanic's lien served on property owner and cautionary notice to homeowners—construction. SF 384, Willits; SF 386, Van Gilst. SSM.
Annexation of territory by cities and towns, municipal services provided within five years. SF 394, Rabedeaux; HF 575, Holden. S.

- Sales of land outside of Iowa must be through Iowa real estate dealers. SF 410, McCartney and Robinson; HF 647, commerce. SSM. HF 647 approved 6-14-73.
- Reduce assessed value of property from twenty-seven percent to twenty-two percent of market value. HF 457, Nielsen.
- Partition fences, responsibility for. SF 428, Winkelman; HF 485, Stromer.
- Action for partition, alternative to sale of property. HF 519, Norland.
- Iowa probate code. SF 442, Riley; HF 586, Hill. SF 442 approved 4-25-74.
- Nonprobate transfers, accounts, liens, claims, property, survivors, or beneficiaries. SF 443, Riley; HF 587, Hill.
- Sale or lease of property by a city or county hospital. SF 459, human resources. Approved 7-6-73.
- Liens against property of persons admitted or committed to certain state institutions, etc. HF 546, Higgins and Byerly.
- Leasing of property under jurisdiction of conservation commission. HF 571, natural resources.
- Joint tenancy, contract to sell real estate. HF 580, Knoke.
- Means for obtaining state property by a political subdivision of the state. HF 590, Grassley.
- Liens on real estate owned by old-age assistance recipients, claims against estates, etc. HF 601, Cusack.
- Full disclosure of sales price in real estate transfers, penalties. HF 627, Cochran.
- Eminent domain procedures. HF 672, transportation; SF 566, state government—(Also see HF 1353).
- Tax incentives for improvement, repair, and maintenance of property, five-year tax moratorium, etc. HF 715, ways and means.
- Court actions for recovery of property. SF 536, judiciary. Approved 7-12-73.
- Fences on another's land, removal of, etc. HF 744, Jordan.
- Assessed value of property one hundred percent of actual value—change millage into dollars and cents, etc. HF 746, Jordan and Miller of Buchanan; SF 584, Orr.
- Development commission, appropriation for expansion of veterinary biologics facility in Ames. HF 786, appropriations. Approved 7-17-73.
- Rental deposits, liability, and penalties, (landlord-tenant). SF 1004, DeKoster; HF 1168, Patchett, et al. SF 1004 approved 5-28-74.
- Tax receipts show disbursements in dollars and cents. SF 1018, Potter.
- Loans and contracts involving real estate, holders of be required to pay reasonable interest on funds held for property taxes, insurance, etc. HF 1049, Fischer of Grundy.
- Description of property on an assessor's tax list may be greater than forty acres. HF 1065, Menke and Hansen.
- County-owned property, sale of, public auction, notices. HF 1067, Dunton, et al. Approved 4-8-74.
- Mexican border period, veterans of, property tax exemption. SF 1058, Riley.
- Increase share of property received by surviving spouse if decedent dies without a will. HF 1129, Freeman.
- Property having no access to a road may use ten year or more used route. HF 1156, Wyckoff.
- Open space reservations, establish. HF 1228, Butler, et al.
- Acquisition of private property by state, county, city, etc. HF 1247, Holden.
- Uniform residential landlord and tenant act. HF 1271, Small, et al.
- Bank loans on residential real property, secondary security, conforming with federal law. HF 1312, Bittle; HF 1404, commerce (same).
- Extinction of mechanics' liens upon property when conveyed, personal or family residence, penalty. SF 1226, Blouin.
- Eminent domain procedures (similar subject matter to sections in HF 672 and companion SF 566). HF 1353, natural resources.
- Taxable value of property, change tax levies from mills to dollars and cents, etc. SF 1272, ways and means. Approved 6-3-74.
- Sales of subdivided land, property sites, inspection trips, etc. HF 1433, commerce.
- Define property which is assessed and taxed as real property. SF 1318, ways and means. Approved 6-3-74.
- Issuance of a patent to certain real estate to Maude Goltry, Ottumwa, Iowa. SF 1340, judiciary.
- Assessment and equalization of special purpose commercial and industrial property. SF 1363, Kelly and Andersen.
- Legalize transfer of certain property, Black Hawk and Buchanan counties. HF 1494, ways and means. Approved 5-27-74—became law by publication 6-15-74.
- Condemnation**
- Recovery of costs by owners of property taken for construction of levees, ditches, etc. SF 146, Miller of Des Moines; HF 179, Monroe.
- Condemnation awards, appeal of. HF 116, Nielsen. Approved 5-15-73.
- Use of eminent domain by county boards of supervisors for any secondary road. HF 234, Holden.
- Acquisition of private property by state, county, city, etc. HF 1247, Holden.

Personal

- Repeal use tax exemption for tangible personal property, interstate transportation or commerce. HF 122, ways and means. Approved 5-24-73—became law by publication 5-30-73.
- Disposition of personal property left by tenant, expiration of lease. HF 181, Knoke.
- Garnishment for delinquent personal property taxes. SF 188, Riley.
- Casual sales, include sale of tangible personal property at auction, sales tax. SF 334, Scott.
- Property unlawfully placed on public or private property, removal of. SF 354, Riley. Approved 5-10-74.
- Exempt sales of tangible personal property to urban transit company from sales and use tax. SF 406, Griffin.
- Notice of any percentage reduction in personal property tax credit published. HF 1314, Freeman.

Taxes**(See Tax, sub-ref. Property)****PROSECUTORS—****General**

- Abolish office of county attorney, establish office of elected district prosecutor, boards of supervisors employ legal counsel and provide administrative procedures, etc. SF 471, DeKoster.

PUBLIC AGENCIES—**General**

- Official meetings, of a public agency, open to the public, if closed illegally members personally liable. SF 1078, Blouin and Orr; SF 1087, Milligan; HF 1185, Norland (all same subject matter).

PUBLIC ASSISTANCE—**General**

- Urge executive branch to initiate and seek cooperation and assistance from citizens and public bodies re planning and assistance for the economic redevelopment of region XV (Ottumwa area). HCR 33; H.J. 682, 747 adopted; S.J. 777, 827, 890, 920, 1028-1029 adopted.

PUBLIC BUILDINGS AND GROUNDS—**(See Buildings and Grounds)****PUBLIC DEFENDER—****General**

- Public defender, may establish or abolish, counties. SF 182, Willits and Kinley; HF 1041, Jesse. SF 182 approved 5-2-74.
- Establish a state criminal defense fund, allocate to counties, court-appointed attorney fees or public defender. HF 367, Jordan, et al.
- Committee to study the criminal justice system, report. SCR 31; S.J. 678, 693, 828.
- Committee to study establishing a district attorney system and district public defender system, report. HCR 39; H.J. 879.

PUBLIC DEFENSE—**General**

- Public defense, department of, appropriation. SF 567, appropriations. Approved 7-12-73.
- Public defense, capital improvements, etc., appropriation. SF 599, appropriations. Approved 7-12-73.
- Abolish division of civil defense in department of public defense, establish office of disaster preparedness within department of public defense. HF 794, appropriations.

PUBLIC EMPLOYMENT—**General**

- Public employment relations board, appropriation. SF 544, human and industrial relations. Approved 5-10-74.
- Retirement of veterans who are public employees. HF 1109, state government.

PUBLIC EMPLOYMENT NEGOTIATIONS ACT—**General**

- Collective bargaining for public employees. HF 263, Welden; SF 273, Griffin; SF 531, human and industrial relations. (All same subject matter). SF 531 approved 4-23-74.

PUBLIC HEALTH—**(See Health, sub-ref. General)****PUBLIC HEARINGS—****General**

- Public hearings mandatory for rate increases of public utilities. HF 5, Small; SF 60, Blouin. SSM.

PUBLIC IMPROVEMENTS—**General**

- Compensating business entities which loses profits as a direct result of a public improvement project. HF 1180, Norland.

Public improvements by counties, providing procedures for levy of special assessments and issuance of bonds. SF 1291, county government.
Committee to study cities financing public improvements. SCR 147; S.J. 2012, 2038.

PUBLIC INSTRUCTION, DEPARTMENT OF—

(Also see Schools, sub-ref. Public Instruction, Department of) General

- School boards, board of regents, public instruction, educational radio and TV provide group or individual contracts for tax sheltered annuities to employees. HF 98, Freeman. Approved 5-2-74.
Educational program of schools. SF 126, schools. Approved 4-10-74.
Election of members of board of public instruction. HF 134, Mendenhall; HF 163 also includes regents. HF 163, Crabb. (Same subject matter).
Create a system of intermediate educational service districts. SF 158, Andersen.
Mandatory school attendance, 18 years, exceptions. HF 296, Horn and Wells.
Establish a professional standards board, abolish board of education examiners and professional teaching practices commission. HF 429, Holden and Hill; HF 573, Stanley, et al. SSM.
Abolish county school system, create merged areas, etc. SF 421, Rodgers.
Admittance, attendance and participation in extracurricular activities at a public school. (Dress, hair, marital status); HF 454, Patchett, et al.
Authorize state educational radio and television facility board purchase insurance for certain broadcasting facilities. HF 466, Menke.
Establish 99 county school districts, abolish present school districts, etc. SF 429, Blouin.
Establish a system of educational accountability, quality, etc. HF 522, Grassley.
Reimbursement to school districts for auxiliary services and materials to nonpublic students. HF 594, education; SF 497, schools. HF 594 approved 5-16-73.
County school systems may split and join with adjacent school systems. SF 486, Tieden.
Authorize vocational education board (public instruction) to make disability determinations under federal supplemental security income program for aged, blind, and disabled. SF 527, human resources.
School food service assistance, public instruction, appropriation. SF 542, appropriations. Approved 7-12-73.
Abolish county school system and joint county system. HF 754, Schroeder.
Committee to study methods of financing special education programs. HCR 54; H.J. 1521.
Public instruction, appropriation. SF 586, appropriations. Approved 7-12-73.
Public instruction, appropriation for use of school budget review committee. SF 595, appropriations. Approved 7-12-73.
Committee to study methods of financing special education programs. (Same as HCR 54); SCR 49; S.J. 1810, 1822.
Public instruction, appropriation for special education program. SF 614, appropriations.
In conjunction with HCR 54 to also assess the types of special education programs now available, their effectiveness, etc. HCR 71; H.J. 2184.
Area education agencies, replace county and joint county school systems, transfer certain functions to department of public instruction, etc. SF 1163, schools. Approved 5-28-74.
Payment of educational incentive and a cash bonus to enlistees and reenlistees in National Guard. HF 1237, Daggett, et al.
Exempt school superintendents from the continuing contracts law. HF 1259, Avenson.
Create a cable television advisory commission. HF 1307, commerce.
Establish an environmental education program, advisory council, appropriation. HF 1301, Pellett, et al.
Construction of area school buildings, purchase of equipment, etc., appropriation to public instruction. HF 1370, Dunton.
Aid to merged area schools for special programs for persons in state institutions, appropriation. HF 1384, Wells.
Tuition paid by school districts, computation and filing of reports. HF 1387, Menke.
Handicapped children (special education), update and clarify services and programs for. HF 1409, education.
Public instruction, merged area schools for salary adjustments or equipment replacement, appropriation. HF 1492, appropriations; SF 1401, appropriations. SSM. HF 1492 approved 5-30-74.
School budget review committee, appropriation to public instruction. SF 1388, appropriations. Approved 5-11-74.
School food service assistance, appropriation to department of public instruction for. SF 1400, appropriations. Approved 5-27-74.
Area education agencies, boards of directors, members elected at director district conventions not later than June 15th, take office July 1st. SF 1406, schools.

PUBLIC OFFICIALS—**General**

- Embezzlement by public officers, double the penalty for. HF 491, Fischer of Grundy.
- Public officers and employees (state, county, city, etc.) amend law to make Code of conduct or ethics same. SF 1060, Doderer.
- Require candidates and public officials to file financial statements, penalty. SF 1313, Ramsey.

PUBLIC PROJECTS—**General**

- Payment of relocation assistance to persons displaced by public projects. SF 1256, Gluba.

PUBLIC PROSECUTOR—**(See Prosecutors)****PUBLIC RETIREMENT SYSTEM—****(See Retirement Systems)****PUBLIC SAFETY, DEPARTMENT OF—****(Also see Safety and/or Highway Patrol)****General**

- Duplicate not triplicate memorandum of alleged traffic violations. HF 17, transportation.
- Definition of snow tires. HF 46, Grassley.
- TRACIS. SF 115, Milligan; HF 145, Hill and Small. SF 115 approved 7-21-73.
- Required equipment for motorcycle riders. SF 135, state government; HF 344, Horn. SSM.
- Average three highest salaried years, determining retirement compensation, public safety peace officers. SF 212, Potter, et al.
- Transportation, department of, create. HF 230, Drake, et al; SF 1141, state government. (Same subject matter). SF 1141 approved 5-29-74.
- Issuance of personalized registration plates for motor vehicles. HF 247, Bittle.
- Reporting of vehicle accidents, increase dollar value of damage. HF 248, Kreamer; SF 1022, Friebe, et al. SSM.
- Motor vehicle accident records not maintained unless charged and/or found guilty, etc. HF 251, Norpel, et al.
- Establish a uniform statewide telephone number for police and fire departments. SF 226, Priebe.
- Towing vehicles, other than chains may be used. SF 261, Winkelman, et al; HF 330, Bennett and Miller of Calhoun.
- Use of credit cards for payment of traffic fines, simple misdemeanors. SF 272, Kennedy; HF 338, Doyle.
- Committee to study motor vehicle laws and uniform vehicle code, report. SCR 25; S.J. 426, 436.
- Committee to study Iowa's motor vehicle laws, etc., report. HCR 21; H.J. 463, 696 adopted; S.J. 746, 749, 828.
- Operating a motor vehicle while under the influence of alcohol, drugs, etc., redefine the offense for—implied consent, etc. SF 318, Plymatt, et al; HF 552, Oakley, et al.
- Persons whose drivers license have been mandatorily revoked, issued special motor vehicle registration plates. SF 368, Kelly.
- Life-lite vehicle safety signals, study effectiveness. HF 387, transportation.
- Motor vehicle inspection and safety. SF 387, Schwengels and Nystrom (SSM as); SF 481, state government; HF 622, transportation (companion). SF 481 approved 7-20-73.
- Reimburse the several counties for costs, changing motor vehicle registration record-keeping system as required by department of public safety, appropriation. SF 432, Priebe and Blouin.
- Require persons under eighteen years of age and not attending school to take drivers' education courses. HF 521, Bittle, et al.
- Use of reflectorized materials on bicycles. HF 532, Hennessey.
- Motor vehicle registration reciprocity. HF 578, Anderson.
- Members of the division of fire protection of department of public safety transferred from IPERS to public safety peace officers' retirement, etc. system, appropriation. SF 469, human and industrial relations; HF 1142, Fischer of Grundy, et al. SSM.
- Abolish aeronautics commission, transfer functions to department of public safety. SF 492, Palmer, et al.
- Public safety, department of, appropriation from motor vehicle dealers license fee fund. HF 764, appropriations. Approved 7-6-73.
- Public safety, department of, appropriation from motor vehicle inspection fund. HF 765, appropriations. Approved 6-13-73.
- Public safety, radio equipment, appropriation. HF 783, appropriations; SF 600, appropriations. SF 600 approved 7-17-73.
- Motor vehicle registration plates, decalomania emblems, and validation stickers paid from road use tax funds. SF 601, appropriations; HF 793, appropriations. S. HF 793 approved 7-6-73.
- Public safety and various divisions thereof, appropriation—consolidating divisions. SF 603, appropriations. Approved 7-6-73.

- Committee to study effectiveness of present motor vehicle safety inspections, etc. HCR 58; H.J. 1773.
- Blood samples, require taking from deceased persons killed in automobile accidents, presence of alcohol, etc. SF 1045, Plymat, et al.; HF 1071, Kreamer, et al.
- Driver's instruction permit may be cancelled, suspended, or revoked. HF 1062, Butler.
- Temporary driver's work permit, issuance of. HF 1082, Fischer of Grundy.
- Law enforcement academy, appropriation for construction of a building. SF 1073, Ramsey, et al.; HF 1151, Edelen, et al. (companion); SF 1332, appropriations (same subject matter). SF 1332 approved 4-18-74.
- Hearing and appeal of the revocation, cancellation or suspension of an operator's license. HF 1120, transportation.
- Public safety, department of, employ attorney. HF 1140, state government. Approved 5-27-74.
- Motor vehicle dealer license applications, requirements, form, and content of renewal and approval of. HF 1188, state government. Approved 3-29-74.
- Oversize mobile homes, movement of. HF 1241, Branstad.
- Public safety, commissioner and department of, establish studies for prevention of motor vehicle accidents and safety programs. SF 1083, Griffin; HF 1223, De Jong, et al.
- Public safety and general services along with others study effectiveness of plural tri light signal system, appropriation. SF 1134, Griffin; HF 1250, De Jong.
- Public safety, commissioner and department of, establish studies for prevention of motor vehicle accidents and safety programs, appropriation. SF 1132, Griffin; HF 1251, De Jong, et al.
- Uniform classified operator's license system, amending certain penalty provisions. HF 1288, transportation.
- Public safety, department of, appropriation for automobile maintenance and replacement costs. HF 1299, appropriations. Approved 4-8-74.
- Peace officers' retirement system, increases in retirement benefits paid. SF 1255, Potter.
- Raise authorized strength of the highway safety patrol. SF 1259, Kennedy, et al.
- Issuance of nonoperator's identification cards by public safety, penalty. HF 1405, transportation.
- Use of bicycles upon the public roads and highways, penalties for violations. SF 1304, Murray.
- Public safety, department of, appropriation for construction of three district office headquarters. SF 1331, appropriations. Approved 5-27-74.
- PUBLIC UTILITIES—**
(See Utilities, sub-ref. Public)
- PUBLICATIONS—**
(See Printing—Publishing)
- PURCHASING—**
General
- Highway commission and board of regents subject to centralized purchasing under general services. HF 96, Schroeder.
- RABIES—**
(Also see Disease)
General
- Dog licensing repealed, rabies vaccinations, domestic animal fund. SF 62, Kelly; HF 178, Doyle.
- RACING—**
General
- Racing on highways. HF 21, transportation.
- Permit pari-mutuel betting, create racing commission, etc. SF 98, Kinley, et al.; HF 167, Brinck (similar) SF 275, Miller of Des Moines; HF 332, Caffrey (companion); SF 1088, Kinley; HF 1172, Caffrey (companion) (all same subject matter).
- RADIATION—**
General
- Regulation of the use of radiation sources. HF 1328, Cochran and Middle-
swart.
- RADIO—**
(See Communications)
- RAILROADS—**
General
- Safety standards and equipment on motor vehicles used by railroad companies, penalties. SF 105, Riley, et al.
- Urge congress take action to require sides of railway cars be marked with illuminous paint or tape, safety. HCR 12; H.J. 224.

- Urge congress take action to require sides of railway cars be marked with illuminous paint or tape, safety. (Same as HCR 12); SCR 18; S.J. 202, 203, 342, 368, 725-726 adopted; H.J. 725.
- Railroads construct and maintain catwalks and handrails on bridges, etc. SF 205, Hansen, et al.
- Parking of railway cars, stopping of trains at railway and highway crossings at grade, penalties. HF 213, Lipsky; HF 1439, county government. (Similar subject matter).
- Transportation, department of, create. HF 230, Drake, et al.; SF 1141, state government. (Same subject matter). SF 1141 approved 5-29-74.
- Regulation of railroads in cities and towns, penalty. SF 213, Robinson.
- Reversions and use restrictions on land, exceptions, railroads, state, etc. SF 337, Shaaf and Lamborn; HF 417, Holden.
- Repair of railway crossings, agreements between cities, counties, and/or highway commission. SF 332, Robinson.
- Maximum hours a railway company employee may work. HF 408, Brunow; HF 686, human and industrial relations (same).
- Railroads, crossings, signs, fences, signals, etc., revision of. HF 527, Dunlap and Brunow; HF 1438, commerce (same).
- Committee to study regulation of railroads, etc. HCR 53; H.J. 1507.
- Railroad passenger service between Dubuque and Sioux City or Dubuque and Council Bluffs, establish, appropriation. SF 1044, Gallagher, et al.; HF 1165, Rapp, et al.
- Railroad passenger service between Davenport and Council Bluffs, establish, appropriation. SF 1054, Gluba, et al.; HF 1125, Higgins, et al.
- State's rail transportation system, study by planning and programming, appropriation. SF 1061, Murray, et al.; HF 1117, Crawford.
- Intrastate railroad branch lines, exempt from taxation. HF 1122, Krause and Miller of Calhoun; HF 1451, energy (same subject matter).
- Exempt sales and use tax on fuel and materials used in operating, maintaining, repairing, etc. railroad property. HF 1135, Fischer of Grundy, et al.
- Exempt railroad right-of-way from special assessments. HF 1154, Fischer of Grundy, et al.; HF 1412, energy (same).
- Federal railroad safety standards, enforcement by the state. HF 1171, Krause, et al.; SF 1218, Schaben and Priebe.
- Property tax relief and other relief for railroads. SF 1156, Hultman, et al.; HF 1264, Fischer of Grundy, et al. (same to a part of SF 1156).
- Commerce commission acquire railroad right-of-way. SF 1187, Schaben.
- Commerce commission acquire railroad right-of-way and trackage, repair and maintain, lease this property to railroad companies on a fee basis, appropriation. SF 1189, Blouin.
- Railroads, study of, appropriation. HJR 1004, Higgins.
- Require railroad companies keep crossings in good repair on roads under jurisdiction of counties, penalties. HF 1261, Fischer of Grundy.
- Railroad crossings, commerce commission apportion costs in construction, reconstruction, etc., viaducts and underpasses, etc. HF 1289, Fischer of Grundy.
- Create an Iowa railroad commission. SF 1220, Gluba.
- Urge congress take action to acquire railroads by the federal government. SCR 111; S.J. 470, 490, 604.
- Urges interstate commerce commission to act favorably, merger of Rock Island and Union Pacific railroads. HCR 117; H.J. 696-697, 954-955 adopted; S.J. 818, 841, 973, 1339, 1390.
- Railroad passenger service, establish fund for contracting for, appropriation. SF 1252, Blouin.
- Tax credit for railroad companies for improvements on branch lines, appropriation. HF 1403, energy.
- Contract with national railroad passenger corporation for passenger service (Clinton to Council Bluffs, stops in between), purchase of railroad depots, appropriation. HF 1417, Patchett, et al (HF 1125 and SF 1054 are similar subject matter).
- Grain dealers, extend loans, to be used to upgrade and repair railroad right-of-way, appropriation. SF 1336, Priebe.
- Energy policy council, authorized to study, develop, and assist operations of transportation systems, appropriation. SF 1397, appropriations.
- Energy policy council, create—study, make recommendations, assistance, etc. re rail transportation, transit systems, coal and other fuels, etc.—appropriation. SF 1222, energy. Approved 5-30-74.

RAPE—

General

- Rape, corroboration of testimony of a victim, repeal requirement—evidence of past sexual conduct. SF 1009, Riley and Doderer; HF 1395, O'Halloran and Oakley. SF 1009 approved 5-11-74.
- Admissibility of evidence in a trial for rape, sodomy, and incest. HF 1170, Monroe; SF 1149, Murray (companion); HF 1386, Monroe, et al. (same subject matter).

REAL ESTATE—

(Also see Land and/or Licenses, sub-ref. Real Estate and/or Property)

General

- Purchase of real estate by political subdivisions. HF 6, Norpel.
 Transfer of jurisdiction or sale of real estate between state agencies and political subdivisions. SF 41, Kelly; HF 45, transportation.
 Forfeiture of real estate contracts. SF 42, Kelly.
 Licensing of real estate apprentice salesmen, etc. SF 56, Griffin and Riley; HF 68, Freeman (companion); HF 697, state government; HF 1234, state government (all same subject matter).
 Marginal release of corporate liens. SF 93, county government; HF 141, county government. SF 93 approved 3-7-73.
 Sale of property acquired by tax deed, counties. SF 104, Ramsey.
 Property exchanges between a school corporation and state or a state agency. SF 176, Briles.
 All instruments affecting real estate and notices of statutory liens filed in county recorder's office, exceptions—court actions re liens. SF 187, Riley and DeKoster; HF 449, Hill.
 Schoolhouse sites, purchase of, must be appraised. HF 312, Horn; HF 714, education (same).
 Real estate broker and real estate salesman licenses. HR 333, Holden.
 Title insurance may be sold in Iowa. HF 376, Hill.
 Reversions and use restrictions on land, exceptions, railroads, state, etc. SF 337, Shaff and Lamborn; HF 417, Holden.
 Examination fee for real estate salesman or broker examinations, establish. SF 339, state government.
 Real estate transfers, increase rate of taxation. HF 390, Oakley.
 Raise limitation on maximum amount real estate loan on farmland a bank may make to a single customer. HF 409, Krause and Branstad.
 Sales of land outside of Iowa must be through Iowa real estate dealers. SF 410, McCartney and Robinson; HF 647, commerce. SSM. HF 647 approved 6-14-73.
 Joint tenancy, contract to sell real estate. HF 580, Knoke.
 Full disclosure of sales price in real estate transfers, penalties. HF 627, Cochran.
 Tax incentives for improvement, repair, and maintenance of property, five-year tax moratorium, etc. HF 715, ways and means.
 Beer and liquor control department, industrial commission, insurance department, pharmacy examiners, and real estate commission, appropriation. HF 753, appropriations. Approved 7-6-73.
 Sale of real estate, Knoxville community school district. SF 585, judiciary. Approved 6-29-73.
 Nishna Valley community school district, Mills County, legalize sale of real estate. HF 804, ways and means. Approved 6-29-73.
 Loans and contracts involving real estate, holders of be required to pay reasonable interest on funds held for property taxes, insurance, etc. HF 1049, Fischer of Grundy.
 Real estate conveyances in trust, prohibit secrecy. HF 1181, Hargrave, et al.
 Bank loans on residential real property, secondary security, conforming with federal law. HF 1312, Bittle; HF 1404, commerce (same).
 Sales of subdivided land, property sites, inspection trips, etc. HF 1433, commerce.
 Issuance of a patent to certain real estate to Maude Goltry, Ottumwa, Iowa. SF 1340, judiciary.

REAPPORTIONMENT OF LEGISLATURE—**General**

- Composition of the General Assembly, basis for apportionment of members, and time when reapportionment is required. SJR 14, Shaw; HJR 1002, Hill, et al. S.

RECIPROCITY—**General**

- Tuition rates set by board of regents. HF 136, Mendenhall; SF 204, Griffin.
 Transportation, department of, create. HF 230, Drake, et al.; SF 1141, state government. (Same subject matter). SF 1141 approved 5-29-74.
 State reciprocity in enforcement of support decrees, etc. HF 444, Hill and Knoke.
 Motor vehicle registration reciprocity. HF 578, Anderson.
 Reciprocity board, appropriation. HF 721, appropriations. Approved 6-13-73.
 Registration of motor vehicles by members of the armed services or non-residents, may register in home state, reciprocity. HF 1044, Bittle.
 Trapping licenses to aliens or nonresidents same fee as resident if reciprocated. SF 1056, Tleden; HF 1093, Mendenhall.
 Motor vehicle registration reciprocity, gross weight of semitrailers, truck tractors, etc. HF 1091, transportation. Approved 4-25-74.
 Provide for reciprocal enforcement of court orders against insurers. HF 1177, commerce. Approved 4-19-74.
 Commercial fishing licenses and certificates to nonresidents and aliens, issuance of, reciprocity. HF 1238, Mendenhall.

- Fishing licenses for senior citizens, reciprocity between states. HF 1325, Howell, et al.
 Prohibit issuance of trapping licenses to nonresidents unless reciprocated. HF 1397, natural resources.
 Committee to study tuition reciprocity agreements between states re colleges, area schools and universities. HCR 153; H.J. 2209-2210.

RECORDS—**General**

- State records, management of, appropriation. HF 12, Welden. HF 363, state government. S. HF 363 approved 5-27-74.
 Court records, original, destruction of. SF 92, county government; HF 108, county government. HF 108 approved 3-9-73.
 County recorder maintain records of mechanic's liens, marriages, births and deaths. HF 582, Monroe.
 Vital statistics, authorize inspection, etc., to an incorporated nonprofit society for historical or genealogical research purposes. HF 651, Crabb.
 Records and employees of the General Assembly, use of such records to determine legislative intent, evidence. SF 1046, DeKoster; HF 1277, Bittle, et al. S.
 Sound recordings, reproduction and duplication of, penalty. HF 1309, Woods; SF 1303, judiciary (same subject matter).
 All governmental agencies publish or make available certain information, confidential exception. HF 1319, Rapp.
 Prohibit public records from being used for solicitation of business, penalty. HF 1332, Small.
 Prohibit public records from being used by commercial enterprises for solicitation of business. HF 1333, Small.
 Vital statistics open to public inspection, on local level, if they are sixty-five years old or older. SF 1237, Rodgers. Approved 5-8-74—became law by publication 5-17-74.
 Require miniature photographic copies of county records distributed to state department of history and archives. SF 1258, Winkelman.

RECREATION—**General**

- Establish a natural and scenic rivers system. HF 7, Welden; SF 172, Willits.
 Restricted area fee on vehicles operated in state recreational areas. SF 36, Rodgers, et al.
 Create state park advisory committees. SF 37, Doderer, et al.; HF 133, Mendenhall, et al.
 Create a land use policy commission. SF 58, Winkelman, et al.; HF 65, Cochran, et al (companion); HF 688, natural resources (added appropriation). SSM.
 Scenic and recreational highway system, establish. HF 293, Clark of Lee and Stanley.
 Maintenance and operation of TV translator systems by cities and towns, may use recreation funds. SF 322, Nolin; HF 372, Ferguson. HF 372 approved 5-8-73.
 Create a state land use policy division, department of agriculture. SF 338, Heying. (Also see SF 58; HF 65).
 Conservation commission may issue recreational facility bonds for construction purposes, lease facilities, etc. HF 583, Brunow.
 Rule-making authority of conservation commission, penalties for violations of rules. HF 723, natural resources.
 Condemnation of easements for the development of recreational facilities (lakes, dams, etc.). SF 407, Eriles.
 Model rocketry, regulation of. HF 1032, Jesse.
 Golf and bowling tournaments, car and horse races, and other exhibitions, participation in lawful. SF 1047, judiciary. Approved 2-12-74—became law by publication 2-22-74.
 Great river road and scenic and recreational parkways, etc. HF 1465, transportation. Approved 5-27-74.

RECYCLE—**General**

- One-half of paper or paper products purchased by the state made from recycled paper. SF 351, Willits and Blouin.
 Establish recycling centers, appropriation. HF 1295, Brunow, et al; HF 1389, Avenson (same subject matter).
 Committee to study recycling of solid and liquid wastes. SCR 136; S.J. 1608-1648.

REDISTRICTING—**General**

- Directors of cooperative associations, redistricting every ten years, elections. SF 457, Rabedeaux.

REFUNDS—**General**

- Unclaimed utility deposits and refunds. SF 22, Doderer and Curtis. Approved 2-26-73.
 Refunds of tax on special fuels, uncollectible with suitable records. SF 480, ways and means.

REGENTS, BOARD OF—**General**

- Consolidate state educational and state-owned commercial networks. HF 44, Crabb.
- Establish a department of mental health and mental disabilities. SF 78, Griffin and Miller of Des Moines.
- Construction of an addition to the general hospital at the state university of Iowa. SCR 12; S.J. 148, 151, 342, 413, 506-507 adopted, 510, 526; H.J. 516, 1458-1460 adopted, 1460, 1554; S.J. 1653 signed by president; H.J. 1861 signed by speaker; S.J. 1653 sent to governor; S.J. 1748 signed by governor.
- Highway commission and board of regents subject to centralized purchasing under general services HF 96, Schroeder.
- College at Denison, acquisition and use of. HF 149, Crabb.
- Election of members of board of public instruction. HF 134, Mendenhall; HF 163 also includes regents. HF 163, Crabb. (Same subject matter).
- Construction of an addition to the general hospital at the state university of Iowa. (Same as SCR 12); HCR 16; H.J. 288, 309, 354, 1423, 1431, 1458; SCR 12 substituted, 1460 withdrawn.
- Workmen's compensation—agricultural workers. SF 175, Nystrom; HF 406, Stromer; HF 467, education. SF 175 approved 4-26-73.
- Faculty of board of regents institutions hired, fired, paid, etc. based on their ability. HF 337, Grassley.
- Transfer of patients, braille and sight-saving and deaf schools, to university hospital. HF 401, education; SF 401, higher education. HF 401 approved 4-18-73.
- Establish a commission for postsecondary education, qualify for federal funds. HF 464, Welden, et al. (same subject matter as) SF 1053, Hansen, et al.; HF 1087, Welden, et al.
- State universities receive state aid for students enrolled in laboratory schools. SF 436, higher education; HF 551, education. HF 551 approved 5-8-73.
- Interstate agreement on qualification of educational personnel, etc. HF 536, Grassley; HF 705, education (same). HF 705 approved 7-12-73.
- Faculty members, rules and regulations on hiring and tenure by board of regents. HF 638, Grassley.
- Regents, board of, and institutions under, appropriation. HF 776, appropriations. Approved 7-19-73.
- Regents, board of, appropriation for deficiencies, etc. SF 594, appropriations. Approved 7-12-73.
- Regents, board of, appropriation for capital improvements, etc. SF 609, appropriations. Approved 7-12-73.
- Supplement appropriations of various state departments, board of regents, etc., and other exempt positions included in comptroller's centralized payroll system. SF 618, appropriations. Approved 7-17-73.
- Meat laboratory, construction of, ISU of science and technology, appropriation to regents. SF 1038, Priebe, et al.; HF 1056, Edelen, et al.
- State institutions under social services or board of regents, legislature must approve closing or discontinuation of operations. SF 1065, Briles, et al.; HF 1136, Daggett, et al.
- Regents revenue bond fund in office of state treasurer, payment of current obligations, etc., appropriation. HF 1201, Holden.
- Payment of educational incentive and a cash bonus to enlistees and reenlistees in National Guard. HF 1237, Daggett, et al.
- Create a cable television advisory commission. HF 1307, commerce.
- Regents, board of, appropriation for capital projects for state institutions including Iowa state university of science and technology college of veterinary medicine (gastro enteritis), supplemental appropriation and reallocating prior appropriations. SF 1386, appropriations; HF 1498, appropriations and HF 1499, appropriations together very similar to SF 1386. SF 1386 approved 5-9-74.

REGIONAL—**General**

- Prohibit (exceptions) establishment of regional divisions of state departments or agencies. HF 1053, Crabb.

REGISTRATION—**(Also see Motor Vehicles, sub-ref. Registration)****General**

- Fraudulent alteration of registration plates, certificates, and permits, penalties. HF 197, transportation. Approved 4-6-73.
- Free registration plates for certain disabled veterans. HF 261, Holden; SF 348, Lamborn. HF 261 approved 7-6-73.
- Motorboats and sailboats, annual registration fee in lieu of personal property taxes, penalties. SF 451, Shaw; HF 690, natural resources. SSM.
- Elections. HF 745, state government.
- Light delivery trucks, panel, or pickup trucks may obtain special registration plates with their amateur radio call numbers. SF 1040, Potter and Shaw.

- Registration of motor vehicles by members of the armed services or non-residents, may register in home state, reciprocity. HF 1044, Bittle. Used car dealer lists, second installment registration fee. SF 1113, Priebe. Approved 4-25-74.
- Snowmobile registrations and operations. HF 1199, county government. Approved 5-27-74.
- Changing annual registration of passenger motor vehicles and pickup trucks. SF 1198, Priebe, et al.
- Regulation of the use of radiation sources. HF 1328, Cochran and Middle-swart.
- Elections, revise certain statutes relating to. HF 1399, state government; SF 1299, state government; SF 1234, county government (same subject matter included in HF 1399). HF 1399 approved 4-24-74—became law by publication 4-26-74.
- Registration of all watercraft. HF 1359, natural resources. Approved 5-27-74.

REHABILITATION—**General**

- Direct department of social services to detail and specify intent and objectives of programs for young persons at certain institutions. HJR 22, appropriations. Sent to secretary of state 6-24-73.
- Vocational rehabilitation, state board for, authorized to operate under the rehabilitation act of 1973 enacted by congress. SF 1107, schools; HF 1244, education. SF 1107 approved 4-25-75—became law by publication 5-2-74

RELIEF—**(Also see Social Services)****General**

- Employment of county relief recipients on county-owned properties, parks, etc. SF 156, county government; HF 553, county government. S.
- Establish a general relief fund, general and emergency relief (social welfare), etc., procedures and responsibilities. HF 381, Higgins.
- County poor relief, shelter. HF 1007, Rinas.

RELIGIOUS INSTITUTIONS—**General**

- Religious exemption to the Iowa unfair employment practices standards. SF 1106, Hansen, et al.; HF 1182, Freeman, et al.
- Healing arts, those required to be licensed, exempt members of a religious faith who treat human ailments by prayer. SF 1201, Ramsey; HF 1338, Brunow.
- Exempt church buses from payment of registration fees "church bus" license plate, \$5.00. SF 1217, Riley.

RELOCATION—**General**

- Payment of relocation assistance to persons displaced by public projects. SF 1256, Gluba.

RENTAL—**General**

- Rental property deposits, rules and regulations on. HF 188, Small and Byerly; SF 349, Doderer.
- No service tax on equipment rental. SF 270, Potter.
- Rental deposits, liability, and penalties, (landlord-tenant). SF 1004, DeKoster; HF 1168, Patchett, et al. SF 1004 approved 5-28-74.
- Interest of seven percent paid on rental deposits on property. HF 1262, Rapp.
- Uniform residential landlord and tenant act. HF 1271, Small, et al.
- Eminent domain proceedings by pipeline companies, annual rental charges in addition to other damages. SF 1372, judiciary.

REPORTERS—**General**

- Reporter's privilege from giving testimony. HF 1235, Freeman.

RESEARCH—**General**

- Urge congress and the president of the United States to promote fast and effective research and development of alternative sources of energy. SCR 102; S.J. 24, 25, 284.
- Establish area research center network, history and archives. HF 1391, Avenson.
- Research foundation, establish, appropriation. SF 1380, Murray.

RESIDENCY—**General**

- Committee to study residency requirements, report. HCR 27; H.J. 540, 802.
- Uniform residential landlord and tenant act. HF 1271, Small, et al.

RESOLUTIONS—**General**

- Joint committee to arrange for inauguration. SCR 1; S.J. 10 adopted; H.J. 19 adopted.

- Current Codes and session laws furnished legislators, staff and press. SCR 2; S.J. 9 adopted; H.J. 15 adopted.
- Journals, bills and binders to be furnished free to county auditors. SCR 3; S.J. 10 adopted; H.J. 15, 16 adopted.
- Joint convention Jan. 8, 1973, 10:30 p.m.; governor's state of the state message Jan. 9, 1973, 10:00 a.m., canvass of votes. HCR 1; H.J. 10 adopted; S.J. 11 adopted.
- Appointment of clerks, secretaries and pages. HR 2; H.J. 13 adopted.
- Chaplain committee. HR 1; H.J. 13 adopted.
- Additional employees, joint committee appointed. HCR 2; H.J. 14 adopted; S.J. 11 adopted.
- Appointment of secretaries. SR 1; S.J. 9 adopted.
- Adjournment Friday, March 9, 1973; reconvene Monday, March 19, 1973 at 10:00 a.m. SCR 4; S.J. 42, 52 adopted; H.J. 65, 203 adopted.
- Senate and House Journals and bills be mailed to Iowa's U.S. senators and congressmen. SCR 5; S.J. 42, 52 adopted; H.J. 65, 203 adopted.
- Compensation of joint legislative employees. SCR 6; S.J. 52 adopted; H.J. 66; 73 adopted.
- Compensation of chaplains, officers and employees of General Assembly. SCR 7; S.J. 55-58 adopted; H.J. 66-68, 73 adopted.
- Committee to study employment positions in General Assembly. SCR 8; S.J. 63, 79, 342.
- Petition the president and congress of the U.S. to reinstate the rural environmental assistance program or replace with another. HCR 3; H.J. 62.
- Adjournment Thursday afternoon, January 11, 1973—reconvene 10:00 a.m., Monday, January 15, 1973. HCR 4; H.J. 64, 73 adopted; S.J. 61 adopted.
- Request U.S. congress enact legislation terminating our military involvement in southeast Asia. HCR 5; H.J. 64, 93, 98 tabled.
- Official title of the state of Iowa is the Hawkeye State. HCR 6; H.J. 64.
- Joint convention, governor's budget message, Thursday, Jan. 25, 1973 at 6:30 p.m. HCR 7; H.J. 105, 147 adopted; S.J. 124, 126 adopted.
- Senators Heying, Taylor and Van Gilst refrain from legalizing any act that would in any way deny the right of life as described in this resolution SCR 9; S.J. 100, 124, 412—1974 regular session—S.J. 408.
- Snow removal, parking areas. SCR 10; S.J. 128 adopted; H.J. 155, 162 amended and adopted; S.J. 134, 135 adopted.
- Shuttle-bus service during inclement weather. SCR 11; S.J. 128 adopted; H.J. 155, 162 adopted.
- Express personal sympathy to Representative Russel De Jong in the loss of his father-in-law, Mr. Lane Visser. HR 3; H.J. 165 adopted.
- Extend deep and profound sympathy to the family of former President Lyndon Baines Johnson. HCR 8; H.J. 161, 162 adopted; S.J. 132 adopted.
- Joint convention Thursday, Jan. 25, 1973 at 11:00 a.m., Governor Robert D. Ray invited to make appropriate remarks commemorating life, etc., and to pay tribute to former President Lyndon Baines Johnson. HCR 9; H.J. 166, 175 adopted; S.J. 148 adopted.
- Construction of an addition to the general hospital at the state university of Iowa. SCR 12; S.J. 148, 151, 342, 413, 505-507 adopted, 510, 526; H.J. 516, 1458-1460 adopted, 1460, 1554; S.J. 1653 signed by president; H.J. 1861 signed by speaker; S.J. 1653 sent to governor; S.J. 1748 signed by governor.
- Joint session Thursday, April 5, 1973 at 2:00 p.m., pioneer lawmakers present program. SCR 13; S.J. 149, 180 adopted; H.J. 214-219 adopted.
- Commend General Joseph G. May, Colonel Eric P. Berner, the 186th military police company, and Iowa National Guard for the excellent arranging of the inaugural ceremonies. SCR 14; S.J. 149, 180 adopted; H.J. 214, 219 adopted.
- Extend congratulations to the president of the U.S. re peace settlement of the armed conflict in Vietnam. HCR 10; H.J. 182.
- Minimizing adverse environmental consequences to Ledges State Park. SCR 15; S.J. 177, 187, 342, 510, 720-721 adopted; H.J. 725, 2177 adopted.
- Committee to study uniform probate Code in comparison with Iowa probate laws, etc., submit report. SCR 16; S. J. 185, 194, 342.
- Compensation of the Secretary of the Senate, Carroll A. Lane, vacation pay, etc. SCR 17; S.J. 186, 190 adopted; H.J. 223 adopted.
- Committee to study uniform probate Code in comparison with Iowa probate laws, etc. (Same as SCR 16) HCR 11; H.J. 224.
- Urge congress take action to require sides of railway cars be marked with illuminous paint or tape, safety. HCR 12; H.J. 224.
- Urge congress take action to require sides of railway cars be marked with illuminous paint or tape, safety. (Same as HCR 12) SCR 18; S.J. 202, 203, 342, 368, 725-726 adopted; H.J. 725.
- Compensation of Chief Clerk and Secretary of the Senate; special committee appointed, during the interim, to study salary schedules for officers and employees, and report. HCR 13; H.J. 229, 234-239 adopted, 252; S.J. 224, 235, 238-241, 246, 248-250 adopted; H.J. 274; S.J. 273, 279, 289-292 adopted.
- Appropriations' subcommittees recommendations, if for a state agency, do not exceed 90 percent of actual appropriation made the agency by the Sixty-fourth General Assembly. HR 4; H.J. 229.

- That Carroll A. Lane be presented with chair and plaque. SR 2; S.J. 198, 199 adopted.
- Adoption of permanent joint rules. HCR 14; H.J. 241-246, 265-266, 275, 279, 300, 282 adopted; S.J. 274-278, 286, 309, 320-321 adopted.
- Committee to study removing the alcoholic beverage business from the state and placing it under free enterprise. SCR 19; S.J. 279, 286, 342.
- Joint convention on Monday, Feb. 12, 1973, at 11:00 a.m., Senator McCartney deliver address, Lincoln's birthday. HCR 15; H.J. 266, 282 adopted; S.J. 278, 283 adopted.
- Construction of an addition to the general hospital at the state university of Iowa. (Same as SCR 12); HCR 16; H.J. 288, 309, 354, 1423, 1431, 1458; SCR 12 substituted, 1460 withdrawn.
- Committee to study pari-mutuel betting. HCR 19, H.J. 344.
- Committee authorized and directed to take charge of the William Kendrick memorial fund, suitable memorial. HR 5; H.J. 345, 369 adopted.
- Urge congress change federal laws and regulations, etc. re locker plants. SCR 22; S.J. 335, 338, 412—1974 regular session—S.J. 213.
- That each examining board be required to submit in writing to the General Assembly no later than Jan. 14, 1974 its recommendations for legal assistance. (Same as HCR 17); SCR 20; S.J. 323, 324, 342, 1786 withdrawn.
- That each examining board be required to submit in writing to the General Assembly no later than January 14, 1974 its recommendations for continuing education requirements for licensed or registered members of its occupation or profession. (Same as HCR 18; SCR 21; S.J. 323, 324, 342, 1786 withdrawn.
- Recall from governor Senate File 39, title correction. SCR 23; S.J. 406 adopted; H.J. 417-418 adopted.
- Committee to study uniform means of adopting and publicizing administrative rules and regulations, report. SCR 24; S.J. 411, 436.
- That each examining board be required to submit in writing to the General Assembly no later than Jan. 14, 1974 its recommendations for legal assistance. HCR 17; H.J. 320, 369 adopted; S.J. 365, 383, 413, 1005, 1785 adopted.
- That each examining board be required to submit in writing to the General Assembly no later than January 14, 1974 its recommendations for continuing education requirements for licensed or registered members of its occupation or profession. HCR 18; H.J. 321, 369 adopted; S.J. 365, 383, 413, 1005, 1785-1786 adopted.
- Committee to study motor vehicle laws and uniform vehicle code, report. SCR 25; S.J. 426, 436.
- Direct superintendent of banking immediately implement federal court ruling re interest rates charged consumers. HCR 20; H.J. 442.
- Committee to study Iowa's motor vehicle laws, etc., report. HCR 21; H.J. 463, 896 adopted; S.J. 746, 749, 828.
- Committee to study child care, report. HCR 22; 469.
- Joint memorial session Wednesday, April 11, 1973 at 7:30 p.m. HCR 23; H.J. 487, 505 adopted; S.J. 524, 558 adopted.
- Committee to continue study penal and correctional systems, report. SCR 26; S.J. 474, 475, 571.
- Day care services, continue funding by department of health, education, and welfare until other sources can be found. HCR 24; H.J. 497.
- Request congress amend the federal hatch act. SCR 27; S.J. 509, 526, 731, 909, 1102-1103 adopted; H.J. 1194, 1647 adopted.
- Urge department of health, education and welfare to rescind or modify its proposed rules. SCR 28; S.J. 525, 533 adopted; H.J. 517, 545 adopted. Communication received. S.J. 1088.
- Congratulate the city of Oelwein on its 100th anniversary. SR 3; S.J. 526.
- Committee to study specifications or standards for fertilizer, diesel fuel, etc., also grading, moisture testing and transportation of grain, also feasibility of border rivers open all year. SCR 29; S.J. 547, 569, 657, 945—1974 regular session—S.J. 17.
- Committee to study storage of documents and use of microfilming equipment, report. HCR 25; H.J. 525, 570 adopted; S.J. 630, 655, 731, 945—1974 regular session—S.J. 18.
- Committee to continue study penal and correctional systems, report (Same as SCR 26); HCR 26; H.J. 526, 594 adopted; S.J. 631, 655, 731.
- Committee to study residency requirements, report. HCR 27; H.J. 540, 802.
- Committee to study health service personnel, programs, facilities, etc., report. HCR 28; H.J. 578.
- Committee to study county funds, analyze need for each fund, expenditures, etc., report. HCR 29; H.J. 589.
- General services and other state agencies be encouraged to purchase recycled paper and paper products. HCR 30; H.J. 589, 746 adopted; S.J. 777, 827, 957.
- Committee to continue study of regulation of consumer credit during 1973 interim, report. SCR 30; S.J. 654, 731, 920; 1974 regular session: S.J. 17.
- Identification and preservation of the burial place and former residence of Iowa's first elected governor, historical landmark. HCR 31; H.J. 606, 637 adopted; S.J. 677.

- Committee to study the criminal justice system, report. SCR 31; S.J. 678, 693, 828.
- Committee to continue study of regulation of consumer credit during 1973 interim, report. (Same as SCR 30); HCR 32; H.J. 636.
- Committee to study desirability and feasibility of establishing, legalizing and regulating a state lottery, pari-mutuel bettings, etc., report. SCR 32; S.J. 692, 713, 828.
- Urge executive branch to initiate and seek cooperation and assistance from citizens and public bodies re planning and assistance for the economic redevelopment of region XV (Ottumwa area). HCR 33; H.J. 682, 747 adopted; S.J. 777, 827, 890, 920, 1028-1029 adopted.
- Congratulate the city of Oelwein on its 100th anniversary. (Same as SR 3; HR 6; H.J. 699 adopted.
- Petition congress to include grain alcohol as an energy resource in their major energy resource studies. HCR 34; H.J. 726.
- Committee to continue study of mental health and juvenile institutions, projections for expansion, consolidation, or closing of facilities. SCR 33; S.J. 779, 826, 890, 920; 1974 regular session; S.J. 17.
- Committee to study Iowa juvenile justice system, juvenile delinquency, juvenile probation, etc. HCR 35; H.J. 752.
- Encourage and promote the production, sale and consumption of livestock, dairy, and other food products, maintain and improve economy of state and nation. HCR 36; H.J. 761.
- Committee to continue study of mental health and juvenile institutions, projections for expansion, consolidation, or closing of facilities. (Same as SCR 33) HCR 37; H.J. 802.
- Iowa General Assembly opposes the passage of HR 6168, roll back of livestock prices, by congress, forward this resolution. SCR 34; S.J. 840, 841, adopted 848; H.J. 818, 873 adopted.
- Joint convention, supplemental budget message by Governor Robert D. Ray, Wednesday, April 11, 1973, at 2:00 p.m. HCR 38; H.J. 810 adopted; S.J. 838 adopted, 848.
- Authorize printing, thirteenth edition, How a Bill Becomes a Law. HR 7; H.J. 840, 880 adopted.
- Retain federal highway trust fund distribution formula, etc. (Same as HCR 40) SCR 35; S.J. 907, 941, 1114.
- Committee to study establishing a district attorney system and district public defender system, report. HCR 39; H.J. 879.
- Retain federal highway trust fund distribution formula, etc. HCR 40; H.J. 879, 926 adopted; S.J. 955, 966, 970, 975, 992, 1937.
- Committee to study marriage laws, report. SCR 36; S.J. 918, 989; 1974 regular session; S.J. 17.
- Necessary funds, etc. provided to take advantage of resources offered through Ford foundation and U.S. department of transportation re no-fault insurance. SCR 37; S.J. 940, 956, 1030, 1059, 1075, 1257 withdrawn.
- Committee to study IPERS, other pension funds, annuities, etc., report. SCR 38; S.J. 941, 956, 1030.
- Committee to study quality of life of elderly and physically handicapped, report. SCR 39; S.J. 966-968, 985, 1114.
- Committee to study promotion of agriculture. HCR 41; H.J. 1014.
- Committee to study promotion of agriculture. (Same as HCR 41) SCR 40; S.J. 1016, 1030, 1114.
- Resolutions calling for interim studies not adopted by both Houses be delivered to president pro tempore and speaker of the House, legislative council determine priorities, etc. HCR 42; H.J. 1070, 1111 adopted; S.J. 1152, 1175-1176 adopted; H.J. 1250, 1272 concurred and adopted.
- Consideration of claims. HCR 43; H.J. 1094-1096, 1200, 1317 adopted; S.J. 1267, 1271, 1331, 1355, 1418-1419 adopted.
- Extend congratulations and best wishes to Steve Coon, WOI, for a successful career with Voice of America. HCR 44; H.J. 1096, 1168 adopted; S.J. 1141.
- Addition to highway commission laboratory building, authorize and approve \$500.00 payment to an architect to prepare cost estimate. SR 4; S.J. 1088, 1102 adopted.
- Committee to study availability of petroleum supplies, etc. HCR 46; H.J. 1198.
- Committee to study HJR's 10, 11, and 12 re joint election of governor and lieutenant governor—secretary of state not an elected official—duties of lieutenant governor, report 1974. HCR 47; H.J. 1198.
- Committee to study removing the alcoholic beverage business from the state and placing it under free enterprise. (Same as SCR 19); HCR 45; H.J. 1110-1111.
- Approve study of repealing personal property tax, etc. SR 6; S.J. 1145.
- Interim expenses for the Secretary of the Senate. SR 7; S.J. 1171, 1782 adopted.
- Details of closing the 1973, first regular session of the Sixty-fifth General Assembly, interim staff and work, reconvening 1974, second regular session, etc. SCR 41; S.J. 1171, 1250, 1782-1783 adopted; H.J. 1974, 2208 adopted.

- Expenses of legislators, and others, pertaining to operation of legislative services between sessions, be paid after proper authorization. SCR 42; S.J. 1172, 1784 adopted; H.J. 1975, 2208 adopted.
- Secretary of Senate and Chief Clerk of the House authorized to attend national legislative conference. SCR 43; S.J. 1172, 1784 adopted; H.J. 1975, 2208 adopted.
- Committee to study developing a state energy policy. HCR 48; H.J. 1232-1233.
- Congratulate Maynard, Iowa on its 100th anniversary, etc. SCR 44; S.J. 1197, 1248, 1331.
- Committee to study livestock brands and brand inspection (HF 606), report. SCR 45; S.J. 1197-1198, 1248, 1331.
- Interim expenses for the Chief Clerk of the House. HR 8; H.J. 1261, 2280 adopted.
- Committee to study livestock brands and brand inspection (HF 606). (Same as SCR 45) HCR 49; 1261-1262.
- State agencies shall not expend public funds appropriated for entertaining members of the General Assembly. SCR 46; S.J. 1247, 1248, 1250, 1263-1265 adopted; H. J. 1351, 1415-1416 tabled; S.J. 1331.
- That the General Assembly recommend that no person serve as governor for more than eight years. HCR 50; H.J. 1323.
- Urge the president and congress to obtain at earliest possible date the return of and complete accounting of all missing in action in Southeast Asia. HCR 51; H.J. 1380, 1482 adopted; S.J. 1388, 1414, 1516.
- Committee to study alcohol-related highway fatalities, and reduction of. SCR 47; S.J. 1330-1331, 1424, 1714; 1974 regular session; S.J. 17.
- Committee to study ways to prevent theft of livestock, apprehension of persons, etc. HCR 52; H.J. 1450-1451.
- Committee to study regulation of railroads, etc. HCR 53; H.J. 1507.
- Committee to study methods of financing special education programs. HCR 54; H.J. 1521.
- Highway commission refrain from appealing district court ruling re closing of highways for local celebrations and amend its policy and allow this practice. HCR 55; H.J. 1522, 1621-1622 adopted; S.J. 1540, 1575.
- Congratulate Maynard, Iowa on its 100th anniversary, etc. (Same as SCR 44) HR 9; H.J. 1560, 1728 adopted.
- Committee to study establishing a uniform fiscal year for budget and tax collection purposes of cities, counties, school districts, etc. HCR 56; H.J. 1573, 1689 adopted; S.J. 1550, 1575.
- Urge governor to rescind order, National Guard to camps—institute procedures to curtail use of fuels; study use of fuel, etc. SR 8; S.J. 1463, 1498.
- Committee to study training of law enforcement officers, etc. HCR 57; H.J. 1614.
- Express personal sympathy to Representative Arlyn E. Danker in the loss of his father, Mr. Emil Danker. HR 10; H.J. 1662 adopted.
- General Assembly approve Iowa's participation as an associate member of the multistate tax commission, etc. SCR 48; S.J. 1552, 1575; 1974 regular session; S.J. 213.
- Committee to study effectiveness of present motor vehicle safety inspections, etc. HCR 58; H.J. 1773.
- Congratulate Storm Lake, Iowa on its 100th anniversary, etc. HCR 59; H.J. 1773, 1933 adopted; S.J. 1775, 1822.
- Committee to study post-secondary education. HCR 60; H.J. 1801.
- Committee to study ways to improve various welfare programs, state and county. HCR 61; H.J. 1802.
- House challenges Senate to a softball game. HCR 62; H.J. 1822, 1933 adopted; S.J. 1776, 1822, 2032.
- Committee to study statutory duties of the civil rights commission, etc. HCR 63; H.J. 1853, 2356 withdrawn.
- Request Chief Clerk install opaque curtain, that may be opened or closed, to cover the voting machine panel. HR 11; H.J. 1867.
- Committee to study total concept of cable television, etc. HCR 64; H.J. 1868.
- Committee to study dividing the state into regions for administrative purposes, etc. HCR 65; H.J. 1869.
- Committee to study developing a state land use policy. HCR 66; H.J. 1897.
- Committee to study all aspects of compensation system for county officers, etc. (Same as HCR 68) SCR 50; S.J. 1811, 1822.
- Committee to study methods of financing special education programs. (Same as HCR 54) SCR 49; S.J. 1810, 1822.
- Committee to study necessity for legislation to insure that employees receive proper consideration in the payment of any and all debts of their employer. HCR 67; H.J. 2020.
- Committee to study all aspects of compensation system for county officers, etc. HCR 68; H.J. 2021.
- Committee to study the advisability of implementing a net worth tax, etc. SCR 51; S.J. 1852.
- Urge U.S. congress and U.S. army corps of engineers compensate farmers and property owners for flood damages resulting from Coralville reservoir. SCR 52; S.J. 1899-1900, 1933, 1933 adopted; H.J. 2164 adopted.

- Urge U.S. congress and U.S. army corps of engineers compensate farmers and property owners on Iowa river above and below the Coralville dam for damages resulting from Coralville reservoir. (Same as SCR 52) HCR 69; H.J. 2064-2065.
- Committee to study the advisability of implementing a net worth tax, etc. (Same as SCR 51) HCR 70; H.J. 2065-2066.
- Committee to study the necessity for legislation to insure that employees receive consideration in payment of any and all debts of their employer. SCR 53; S.J. 1932-1933, 1981
- In conjunction with HCR 54 to also assess the types of special education programs now available, their effectiveness, etc. HCR 71; H.J. 2184.
- Committee to study and evaluate existing programs serving Spanish-speaking people, their needs, possible establishment of a Chicano information center, etc. HCR 73; H.J. 2311.
- Create an advisory committee for 1973 and 1974 to serve in an advisory capacity to development commission re development of a grain alcohol motor fuel industry. HCR 74; H.J. 2312.
- Committee to study a personal property replacement tax. HCR 75; H.J. 2312. Adjournment, June 24, 1973. HCR 76; H.J. 2392 adopted; S.J. 2136 adopted.
- That congress propose to the states for their ratification an amendment to the U.S. constitution re abortion. SR 10; S.J. 2136, 2139; 1974 regular session; S.J. 408.
- That congress propose to the states for their ratification an amendment to the U.S. constitution re abortion. SR 11; S.J. 2137, 2139, 1974 regular session; S.J. 409.
- Committee to study local budget process, funding of local government operations, expenditures, limitations, etc. SCR 56; S.J. 2137-2138, 2139.
- Committee to study taxes paid by insurance companies and lawful methods by which said fair share should be collected. SCR 57; S.J. 2138, 2139.
- Committee to study and evaluate existing programs serving Spanish-speaking people, their needs, possible establishment of a Chicano information center, etc. (Same as HCR 73) SCR 58; S.J. 2138-2139.
- Committee to study funding and distribution of funds to area schools, their programs, and optimum number of campuses, etc. SCR 55; S.J. 2031, 2032.
- Committee to study energy policy positions— areas of powerplant siting policies, energy supply and use, national energy policy, trade, etc. SCR 54; S.J. 2030-2031, 2032.
- Extend fondest regards, congratulations and best wishes to Charles W. and Kathryn Lakin for his years of service and retirement. SR 9; S.J. 2030.
- House judiciary and law enforcement committee study statutory procedure for commitment of persons to mental health institutions. HR 12; H.J. 2301.
- Committee to study the desirability of suggested amendments to the uniform commercial code. HCR 72; H.J. 2301.
- Compensation of Chief Clerk and Secretary of the Senate—full-time permanent employees receive vacation allowances and sick leave—legislative employees may become members of IPERS. SCR 101; S.J. 24, 25, 68, 284, 293, 316, 359, 501-503 adopted; H.J. 661-662, 764 adopted.
- Urge congress and the president of the U.S. to promote fast and effective research and development of alternative sources of energy. SCR 102; S.J. 24, 25, 284.
- Payment of costs and expenses (\$50,000) of actuaries from Milliman and Robertson, Inc. re studies of public pensions and retirement programs. SCR 103; S.J. 76-77, 78, 174, 200-201 adopted, 214; H.J. 222, 250 adopted.
- Sioux City-Woodbury county alcohol safety action project be recognized as a demonstration project and that agencies and organizations involved with highway traffic safety be encouraged to utilize the resources and services of this project. (Same as HR 101) SCR 104; S.J. 137, 174, 699.
- The Golden Dome Booklet, authorize printing second edition. SR 101; S.J. 77, 84 adopted.
- Sioux City-Woodbury county alcohol safety action project (ASAP) be recognized as a demonstration project and that agencies and organizations involved with highway traffic safety be encouraged to utilize the resources and services of this project. HR 101; H.J. 10, 213 adopted.
- Joint convention January 15, 1974 at 10:00 a.m., Governor Ray's state of the state message HCR 101; H.J. 2-3 adopted; S.J. 14-15 adopted.
- Joint convention, Tuesday, January 22, 1974 at 10:00 a.m., special message on energy and transportation by Governor Ray. HCR 102; H.J. 26-27, 50 adopted; S.J. 75, 94 adopted.
- Urge president of the U.S. release impounded duck stamp funds, preservation of migratory waterfowl. HCR 103; H.J. 27, 174 withdrawn.
- Payment of costs and expenses (\$50,000) of actuaries from Milliman and Robertson, Inc. re studies of public pensions and retirement programs. (Same as SCR 103) HCR 104; H.J. 98-99.
- Length of legislative day not extend beyond 9:00 p.m. HCR 105; H.J. 99, 1776-1777.

- Amend joint rules by adding that lobbyists register with the Chief Clerk and the Secretary of the Senate, stipulate number of bills and resolutions interested in, etc. HCR 106; H.J. 99-100, 118 adopted; S.J. 179-180, 203, 285.
- Urge congress to pass legislation preventing future impoundment of duck stamp funds. HCR 107; H.J. 161-162.
- Length of legislative day not extend beyond 8:00 p.m. HCR 109; H.J. 223-224.
- Request Governor Ray appoint a committee to personally visit U.S. secretary of agriculture to explain need for reasonably priced fertilizer. SCR 106; S.J. 248-249, 269, 285, 1147, 1149-1150, 1154-1156 adopted; H.J. 1444-1445, 1493-1494, 1495-1498 lost, 1512.
- Extend invitation to the Iowa congressional delegation to speak to a joint session on the occupational safety act, highway trust funds, fertilizer shortage, and the energy crisis. SCR 105; S.J. 248, 273 adopted; H.J. 278, 487-488 adopted.
- Urge congress to repeal winter daylight savings time. HCR 108; H.J. 212.
- Committee to study changes in motor vehicle licensing procedure. HCR 111; H.J. 352.
- Committee to study county law enforcement. SCR 107; S.J. 313-314, 339, 408.
- Observe Abraham Lincoln's birthday, joint convention Tuesday, February 11, 1973 at 1:15 p.m. SCR 108; S.J. 314, 318 adopted; H.J. 353, 402 adopted.
- Committee to study the duplication of state and local agencies charged with inspection of buildings. SCR 110; S.J. 339, 354, 481.
- Committee to study corporate farming in Iowa. SCR 109; S.J. 338, 354, 481.
- Pay tribute to the memory of Susan B. Anthony. HCR 112; H.J. 448, 478 adopted; S.J. 405 adopted.
- Amend rule 12 of joint rules. HCR 113; H.J. 554.
- Effective dates, counties, certain acts and resolutions. HF 1310, county government.
- Urge development commission collect and disseminate information re methods to conserve fuel resources by industry, etc. SCR 112; S.J. 511, 555.
- Urge congress take action to acquire railroads by the federal government. SCR 111; S.J. 470, 490, 604.
- Congratulate Fenton, Iowa celebrating 75th anniversary. HR 103; H.J. 645-646, 766 adopted.
- Possibility of having a display board within new voting machines. HCR 115; H.J. 645.
- Committee to study the uniform residential landlord and tenant act. HCR 116; H.J. 659-660.
- Urge interstate commerce commission to act favorably, merger of Rock Island and Union Pacific railroads. HCR 117; H.J. 696-697, 954-955 adopted; S.J. 818, 841, 978, 1339, 1390.
- Retirement of sergeant-at-arms, Colonel Ralph A Lancaster. HR 104; H.J. 722 adopted.
- Committee to study taxation of estates, inheritance tax. HCR 114; H.J. 603.
- Release of federal funds for water pollution control programs. HCR 110; H.J. 298.
- Recognition of Glenn Miller Week. HR 105; H.J. 795, 850 adopted.
- Preservation of the House voting machine. HR 102; H.J. 604, 850 adopted.
- Committee to study effects of the construction of Red Rock and Coralville reservoirs, damages, restitution, etc. (Same as SCR 113) HCR 119; H.J. 1122-1123, 1212 adopted; S.J. 1003, 1028.
- Committee to study shortage of decent housing, deterioration of certain areas, and rehabilitation incentives. HCR 120; H.J. 1123-1124.
- Committee to study distribution of the moneys of the road use tax fund. HCR 121; H.J. 1124.
- Committee to study effects of the construction of Red Rock and Coralville reservoirs, damages, restitution, etc. (Same as HCR 119) SCR 113; S.J. 916-917, 967.
- Senate congratulates the citizens of Randallia, Elgin, Clermont, West Union, and Fayette on their 100th or longer anniversaries. SR 102; S.J. 967, 977.
- Committee to study Iowa securities law. HCR 122; H.J. 1220-1221, 1249 adopted; S.J. 1056-1057, 1084.
- Committee to study bikeways SCR 114; S.J. 1005, 1028.
- Study committees restricted to legislators qualified to serve in Sixty-sixth General Assembly. HCR 123; H.J. 1271.
- Committee to study problems of the deaf and hearing impaired. HCR 124; H.J. 1292, 2491-2492 adopted; S.J. 2038-2039.
- Committee to review and evaluate or study reorganization of social services re county boards of social welfare. SCR 115; S.J. 1096-1097, 1117.
- Request congress declare a moratorium on payments of principal on college and university building loans, make low interest rate, etc. SCR 116; S.J. 1117-1118, 1145, 1223, 1297, 1310-1311 adopted, 1330; H.J. 1679.
- Committee to study which unified law enforcement system is best to adopt. HCR 125; H.J. 1371.
- Express personal sympathy to Mrs. Dolores Abels in the loss of her husband, Mr. Leonard Abels. HR 106; H.J. 1366 adopted.

- Committee to study feasibility of combining local governmental units. HCR 126; H.J. 1406.
- Conservation commission study west bank of Iowa river in city of Wapello. SCR 117; S.J. 1145, 1172, 1816, 1857.
- Urge congress direct office of technology assessment study and investigate the entire nuclear cycle from mining through fuel processing and waste management, determine safety, etc. SR 103; S.J. 1171-1172, 1201, 1673.
- Committee to study school foundation plan. HCR 127; H.J. 1442.
- Committee to study feasibility of implementing the institutional plan by social services. HCR 128; H.J. 1442-1443.
- Committee visit U.S. secretary of agriculture to explain need for reasonably priced and an adequate supply of fertilizer, etc. (Similar to SCR 106) SR 104; S.J. 1196-1197 adopted.
- Waive joint rule 16 re Senate File 531. SCR 118; S.J. 1184 ruled out of order. Resolutions calling for interim studies be referred to president of the Senate and speaker of the House, Legislative council determine priorities, SCR 119; S.J. 1200, 1318 adopted; H.J. 1698-1699, 2182 adopted.
- Committee to study feasibility of combining local governmental units. (Similar to HCR 126) SCR 120; S.J. 1200-1201, 1239.
- Committee to study and review administration of chapter 138 of the 1973 acts during the 1974 political campaigns re disclosure of contributions, expenses, etc. SCR 121; S.J. 1222-1223, 1239.
- Joint convention April 17, 1974 at 2:00 p.m., Iowa congressional delegation meet with General Assembly. HCR 129; H.J. 1534-1535 adopted; S.J. 1262, 1284 adopted.
- Authorize payment of expenses for planning and arranging 1975 midwestern conference of the council of state governments. HCR 130; H.J. 1520, 1774-1775 adopted; S.J. 1412-1413, 1460, 1858, 1970-1971 adopted.
- Congratulate Lone Rock on its 75th anniversary. HR 108; H.J. 1590-1591, 1742 adopted.
- Congratulate Ringsted on its 75th anniversary. HR 107; H.J. 1590, 1742 adopted.
- Committee to study mechanic's lien law. SCR 122; S.J. 1265, 1296.
- Committee to study best way to regulate annexation of land. HCR 131; H.J. 1628.
- At least one U.S. department of agriculture service center be maintained in each soil conservation district in Iowa, etc. HCR 132; H.J. 1628-1629, 1742 adopted; S.J. 1386, 1417, 1443, 1469-1470 adopted, 1494.
- Committee to study and review present formulas for apportionment of district court judges and magistrates. HCR 133; H.J. 1629.
- Discontinue printing of clip sheets in both House and Senate. SCR 123; S.J. 1295, 1329.
- Possibility of a House-wide intercom system. HR 110; H.J. 1668-1669.
- Express personal sympathy to Mrs. Gladys Mendell in the loss of her husband, Frank H. Mendell, outstanding soil conservationist. HR 109; H.J. 1668, 1820 adopted.
- Committee established to study legislation for assignment of medical students to be enrolled as members of Iowa National Guard, after graduation serve a period of time assigned to rural areas. HCR 136; H.J. 1667-1668.
- Committee to study and prepare plans for a Vietnam war memorial to be located on statehouse grounds. HCR 135; H.J. 1667.
- Claims rejected by joint claims committees, to be considered by the Senate and House, and that action be approved. HCR 134; H.J. 1665-1667, 1790 adopted; S.J. 1413-1415, 1460, 1494, 1542, 1558 adopted, 1673.
- Congratulate Ringsted on its 75th anniversary. SR 105; S.J. 1361, 1390.
- Congratulate Fenton on its 75th anniversary. SR 106; S.J. 1361-1362, 1390.
- Congratulate Lone Rock on its 75th anniversary. SR 107; S.J. 1362, 1390.
- Urge U.S. department of justice investigate fertilizer and fuel producing industries, determine whether or not overpricing and price fixing existed or exist. SR 108; S.J. 1362, 1390, 1505.
- National day of humiliation, fasting and prayer, April 30, 1974. HCR 137; H.J. 1705, 1982 adopted, 1996, 2117; S.J. 1646-1647.
- Compensation of county officers and employees, authorization to legislative council to expend \$50,000 for employing consultants to study. HCR 142; H.J. 1882-1883, 1981-1982 adopted; S.J. 1534-1535, 1580.
- Committee to study feasibility of creating a rural development commission. HCR 138; H.J. 1752-1753.
- That the national science foundation study energy requirements on a state-wide, regional and national basis, the effects, costs, wastes, etc. HCR 139; H.J. 1818-1819, 2108 adopted; S.J. 1647, 1933-1935 adopted.
- Dome of the capitol, reactivate lights. HCR 140; H.J. 1846, 1951 adopted; S.J. 1534, 1580.
- Committee to study current housing needs, also need for a state housing authority. HCR 141; H.J. 1846-1847.
- National day of humiliation, fasting and prayer, April 30, 1974. (Same as HCR 137) SCR 124; S.J. 1387-1388, 1417, 1618.

- Childhood development task force, governor appoint, study needs of children and necessity for office. SCR 125; S.J. 1388-1389, 1417, 1613, 1968-1969 adopted; H.J. 2492-2493 adopted.
- Committee to study current housing needs, also need for a state housing authority. (Same as HCR 141) SCR 126; S.J. 1416, 1460.
- Interim expenses for the Secretary of the Senate. SR 109; S.J. 1461, 1468 adopted.
- That the president of the Senate and speaker of the House be presented with similar chairs such as they are now using. SCR 127; S.J. 1461, 1468 adopted; H.J. 1969-1970, 2187 adopted.
- Members of the General Assembly attending committee meetings be paid upon filing expense accounts. SCR 128; S.J. 1461-1462, 1468 adopted; H.J. 1970, 2187 adopted.
- Details of closing the 1974 regular session of the Sixty-fifth General Assembly, interim staff and work, reconvening the 1975 regular session. SCR 129; S.J. 1462-1463, 1468-1469 adopted; H.J. 1971-1972, 2187-2188 adopted.
- Committee to study HF 1291, establishment of an Iowa human resources development commission. HCR 143; H.J. 1909.
- Compensation of officers and employees, salary schedule. SCR 130; S.J. 1494-1503, 1493, 1543, 1584-1585, 1613, 1673, 1708, 1925-1926.
- Adjournment, April 26, 1974. HCR 144; H.J. 1964.
- Committee to study adoption procedures and practices. HCR 145; H.J. 1987, 2152 adopted; S.J. 1694, 1812.
- Adjournment, April 26, 1974 at four o'clock p.m. HCR 146; H.J. 1994-1995 adopted, 1996, 2038; S.J. 1604, 1861, 2074-2075 adopted; H.J. 2516-2517 adopted.
- Electric typewriters for each Senate secretary. SR 110; S.J. 1540, 1580.
- Capitol cafeteria, legislative council investigate and resolve problems, etc. SCR 131; S.J. 1580-1581, 1609.
- General Assembly objects to state agencies not paying employees overtime and insist on compensation for same. SCR 132; S.J. 1581-1582, 1609.
- Committee to study present method of taxing mobile homes. HCR 147; H.J. 2008.
- Committee to study, organize and supervise the college student internship program for the General Assembly. HCR 148; H.J. 2062-2063, 2119, 2188 adopted; S.J. 1694-1695, 1721, 1932-1933 adopted.
- Congratulate Otto Weber on the 35th anniversary of legislative coverage. SCR 133; S.J. 1606, 2046 adopted; H.J. 2503-2504 adopted.
- Committee to study, organize and supervise the college student internship program for the General Assembly. (Same as HCR 148) SCR 134; S.J. 1606-1607, 1933 withdrawn.
- Committee to study eminent domain procedures. SCR 135; S.J. 1608, 1648.
- Committee to study recycling of solid and liquid wastes. SCR 136; S.J. 1608, 1648.
- Committee to study existing income tax structure and provide for a more progressive income tax. SCR 137; S.J. 1672-1673, 1706.
- General Assembly objects to state agencies not paying employees overtime and insist on compensation for same. (Same as SCR 132) HCR 149; H.J. 2126-2127.
- Committee to study corporation income tax system. HCR 150; H.J. 2127-2128.
- Committee to study the state tax structure. HCR 151; H.J. 2180-2181.
- Committee to study ADC program. HCR 152; H.J. 2208-2209.
- Committee to study tuition reciprocity agreements between states re colleges, area schools and universities. HCR 153, H.J. 2209-2210.
- Committee to study the use of nuclear power, safety and adverse effects. SCR 138; S.J. 1812-1813, 1857.
- Department of transportation consider planning and coordination and cost of bus service in Iowa as one of its first priorities. SCR 139; S.J. 1813, 1857.
- Committee to study ADC program. (Same as HCR 152) SCR 140; S.J. 1814, 1857.
- Extend heartfelt appreciation and thanks for the many faithful years Miss Lillian Leffert has served as law clerk of the House. HR 111; H.J. 1220-1221, 2265-2266 adopted.
- Congratulate Randallia on its 100th anniversary. HR 112; H.J. 2221, 2487 adopted.
- Congratulate Fayette on its 100th anniversary. HR 113; H.J. 2221, 2487 adopted.
- Committee to study county-wide law enforcement. HCR 154; H.J. 2222.
- Committee to study methods, etc., for contributing to political candidates and role of political parties re election of candidates. HCR 155; H.J. 2252.
- Committee to study the problems of livestock health and safety, sales, etc. HCR 156; H.J. 2252-2253, 2382, 2384-2385.
- Committees to study existing tax structure. SCR 141; S.J. 1854-1856, 1922.
- Committee to review career and vocational needs of the elementary and secondary schools. (Same as HCR 157) SCR 142; S.J. 1856-1857, 1922.
- Committee to review career and vocational needs of the elementary and secondary schools. HCR 157; H.J. 2292-2293.
- Committee to study all present statutory bonding laws. HCR 158; H.J. 2293.

- Committee to study legislation re Iowa's regional, county and city planning agencies. HCR 159; H.J. 2293-2294.
- Committee to continue study of the quality of life of Iowa's elderly citizens. HCR 160; H.J. 2317, 2491 adopted; S.J. 2039.
- General Assembly check legalizing acts before adoption. HCR 161; H.J. 2318.
- Compensation of officers and employees, salary schedule. HCR 162; H.J. 2374-2382, 2455-2456 adopted; S.J. 2013-2021, 2057-2062 adopted; H.J. 2510-2511 adopted; S.J. 2073-2074 adopted.
- Salary adjustment for employees of the General Assembly. HCR 163; H.J. 2382.
- Committee to study the problems of livestock health and safety, etc. (Same as HCR 156) SCR 143; S.J. 1924, 1922.
- Retiring members of the House of Representatives having served for sixteen years be given chairs. HR 114; H.J. 2454 adopted.
- Commend the work of the Central States Boys Farm Foundation. (Same as SCR 144) HCR 164; H.J. 2400-2401.
- Committee to study Iowa's coal resources. HCR 165; H.J. 2401.
- Committee to study underground water resources. HCR 166; H.J. 2428.
- Committee to study the optometric manpower situation and education. HCR 167; H.J. 2428-2429.
- Commend the work of the Central States Boys Farm Foundation. SCR 144; S.J. 2009, 2038.
- Committee to continue study of the quality of life of Iowa's elderly citizens. (Same as HCR 160) SCR 145; S.J. 2010-2011, 2038.
- Committee to study the optometric manpower situation and education. (Same as HCR 167) SCR 146; S.J. 2011-2012, 2038.
- Committee to study cities financing public improvements. SCR 147; S.J. 2012, 2038.
- Committee to study and develop a state land use policy. SCR 148; S.J. 2075-2076.
- General Assembly recommends no one serve as governor of Iowa for longer than eight years. HCR 118; H.J. 934.
- Request congress refuse the request from the department of defense for transfer authority—enforce terms of peace treaty of Paris, etc. SR 5; S.J. 1144, 1170-1171 adopted.

REST AREAS—**General**

- Rest area, establish at Loveland. HF 109, transportation. Approved 7-12-73.

RESTAURANTS—**General**

- Require restaurants to state on menus grade of beef served, etc. SF 119, Potter.
- Inspection of food establishments, food-service establishments, licensing, department of agriculture, etc., penalties. HF 540, Freeman, et al.; HF 712, agriculture (same); SF 1219, Hansen (same subject matter).
- Inspection of meat and poultry, food establishments, penalties, etc., federal inspection. HF 621, Higgins.

RETAILER—**General**

- Sales tax—purchases made by contractors. SF 124, ways and means. Approved 3-23-73.
- Wine sold and obtainable in much the same manner as beer. HF 123, Trowbridge, et al.; SF 138, Kelly, et al. (companion); SF 1199, Kelly (very similar); SF 139, Griffin, et al.; HF 545, Monroe, et al. (companion); (all same subject matter).
- Retail sale of beer, setting of minimum prices for. SF 211, Tieden, et al.; HF 434, Carr and Norpel.
- Grocery stores, definition of, class C beer permits. HF 354, Wells, et al.
- Sales tax credit for retailer collecting. SF 455, Hultman.
- Exempt from sales tax amount charged on container deposits or coupon refunds. HF 604, O'Halloran.
- Retailer may recover part of the price of farm implements, etc., cancellation of a contract by a manufacturer, penalties. HF 660, Hutchins.
- Sellers of clothing at retail, require nonresidents to file bond. HF 1014, Clark of Dubuque.
- Unit and total pricing of commodities for sale to consumers. HF 1090, Patchett, et al.
- Chain store tax, repeal. HF 1134, Knoke.

RETIREMENT SYSTEMS—**General**

- Exempt from state income tax a portion of annuities received by retired federal employees. SF 129, Andersen, et al.; HF 238, Mendenhall, et al.; HF 1375, Holden (all same subject matter).
- Determining average final compensation of policemen and firemen, retirement. SF 169, Kennedy, et al.
- Establish procedure for transfer of certain moneys of retirement systems and pension plans, job changes, etc. HF 283, Miller of Buchanan, et al.

- Include survivors of judges who died prior to the effective date of the bill, judicial retirement system. HF 298, Lipsky and Hill.
- Judicial retirement system, change administration of from comptroller to court administration. SF 314, judiciary. Approved 5-9-74.
- Permit state banking board to establish a retirement system for its employees. SF 327, Briles and Lamborn.
- IPERS, investment of funds, increase contributions, members of General Assembly become members, early retirement, increase interest rate, etc. SF 280, Briles, et al.; HF 534, Caffrey.
- Members of the division of fire protection of department of public safety transferred from IPERS to public safety peace officers' retirement, etc. system, appropriation. SF 469, human and industrial relations. HF 1142, Fischer of Grundy, et al. SSM.
- Consolidation under employment security commission for investment of retirement system funds. HF 624, Connors, et al.
- Committee to study IPERS, other pension funds, annuities, etc., report. SCR 38; S.J. 941, 956, 1030.
- Sex discrimination in housing, prohibit. SF 487, human resources; HF 1013, human resources (same subject matter in part). SF 487 approved 5-27-74.
- Payment of costs and expenses (\$50,000) of actuaries from Milliman and Robertson, Inc. re studies of public pensions and retirement programs. SCR 103; S.J. 76-77, 78, 174, 200-201 adopted, 214; H.J. 222, 250 adopted.
- Payment of costs and expenses (\$50,000) of actuaries from Milliman and Robertson, Inc. re studies of public pensions and retirement programs. (Same as SCR 103) HCR 104; H.J. 98-99.
- Civil service employees working beyond retirement age, prohibit from taking promotional examinations. HF 1270, Connors, et al.; HF 1418, cities and towns (same).
- Pensions**
- Abolish pensions for survivors of Northern Border Brigade, Spirit Lake Relief Expedition of 1857, and Mitchell's Cavalry, repeal chapter 34. HF 425, Caffrey. Approved 5-27-74.
- Public**
- Age of retirement, IPERS, etc. SF 177, Andersen; HF 235, Doyle and Junker (companion); HF 218, Drake, et al. covers additional sections, etc. (Same subject matter).
- Public employees, age of retirement. HF 206, state government; SF 200, state government. HF 206 approved 3-9-73—became law by publication 3-23-73.
- Cost-of-living adjustments after retirement, IPERS. HF 221, Anderson.
- Average three highest salaried years, determining retirement compensation, public safety peace officers. SF 212, Potter, et al.
- Retirement annuities, remove taxation provision. SF 242, Briles; HF 428, Fisher of Greene. SF 242 approved 4-25-74.
- Policemen and firemen may retire age fifty, twenty-two years service. SF 283, Nystrom, et al.; HF 1216, Hansen and Woods.
- IPERS, revised and updated. HF 287, state government; SF 290, state government; SF 411, state government (all same subject matter); HF 287 approved 5-15-73—became law by publication 5-24-73.
- Pension benefits for policemen and firemen, reinstate under chapter 410. SF 380, Briles and Priebe; HF 584, Freeman and Krause (companion); HF 717, cities and towns (same). HF 717 approved 6-13-73.
- Policemen and firemen, retirement systems, investment of funds, banks. HF 400, Drake, et al. **Approved 7-6-73.**
- Retirement age, sixty, for members of the peace officers' retirement system. SF 439, Potter.
- Increase disability, accidental disability and retirement benefits for policemen and firemen. HF 591, Poncy.
- Corrective amendments to HF 287. SF 550, state government. Approved **6-29-73.**
- Remove remarriage restrictions, etc., surviving spouse of deceased policemen and firemen, increase benefits. HF 1018, Jesse; HF 1469, human and industrial relations (parts of which are similar or same subject matter as HF 1018).
- Retirement of veterans who are public employees. HF 1109, state government.
- Peace officers' retirement system, members entitled to a retirement allowance based on years of service after twelve years and retirement age. SF 1168, Potter.
- Benefits paid to survivors of policemen and firemen, fifteen years. SF 1172, Griffin and Willits; HF 1266 Freeman and Byerly.
- Retirement qualifications of policemen and firemen, twenty-five years of service. SF 1193, Coleman, et al.; HF 1350, Fischer of Grundy, et al.
- Minimum retirement benefit, transfer of funds. HF 1308, Ferguson.
- Peace officers' retirement system, twenty-two years service. SF 1212, Potter.
- Peace officers' retirement system, increases in retirement benefits paid. SF 1255, Potter.

REVENUE, DEPARTMENT OF—**General**

- Studded tires, taxation of, penalties. SF 16, Kelly.
- Annual budgeting and reporting for state departments, agencies, boards, etc. SF 46, Hill.
- Bingo, imposing a tax, penalties. SF 53, Blouin, et al.; HF 152, Higgins. S.
- Contents of a safety deposit box, of a decedent, may also be given to joint owner. SF 54, Blouin.
- State income tax audits. SF 76, ways and means. Approved 7-12-73.
- Valuation of property, assessments, appraisals, etc. SF 121, ways and means.
- Inheritance tax, time of payment. SF 131, Murray and Ramsey; HF 205, Bittle, et al. SF 131 approved 4-26-73.
- File state income tax return if filing federal or if owed. HF 132, Norpel.
- Collection of premium taxes on insurance premiums, nonprofit hospital and medical service corporations. HF 143, Freeman.
- Sale of liquor by private licensees, eliminate state-owned liquor stores, etc. SF 151, Blouin, et al.; HF 297, Clark of Dubuque, et al.
- Exempt homesteads of persons seventy-five years or over from property taxes, exceptions. SF 165, Heying, et al.
- Licensed motor fuel distributors must purchase bond. SF 206, Palmer.
- Individual income tax. SF 207, Shaff, et al.; SF 234, ways and means. SF 234 approved 6-19-73.
- Property tax relief, sixty-five or over or disabled, appropriation. SF 208, Shaff, et al.; SF 376, ways and means (SSM); SF 490, Gluba, et al.; HF 663, Small, et al. (companion) (all same subject matter). SF 376 approved 7-19-73.
- Vietnam veterans' service compensation fund (bonus), bonds, property tax levy. SF 209, Griffin, et al.; SF 483, ways and means. S.
- Premium tax excluded on policies of health insurance. SF 230, Riley and Priebe.
- Homestead and military service tax credits, method of filing reports. SF 265, county government. Approved 7-6-73.
- Total state income tax deductions subject to limitations. SF 279, Riley, et al.
- Inheritance tax, delete obsolete sections, reconcile inconsistent sections, etc. SF 359, DeKoster and Shaff.
- Increase standard deduction on state income tax returns. SF 370; Curtis; HF 509, Norland; HF 1363, Harvey and Branstad; SF 1243, ways and means; SF 1275, Gluba (all same or similar subject matter).
- Remove requirement a taxpayer using standard deduction on federal return must use standard deduction on state return. SF 464, Gluba and Orr; HF 1327, Mennenga, et al.
- Cities and towns may impose a one (1) cent per gallon fuel tax, streets, etc. HF 648, ways and means.
- Establish a tax on intangible personal property, etc. HF 654, Krause, et al.
- Individual income tax, simplified reporting form, changes in tax rates, exemptions, etc. HF 706; Rapp, et al.
- Revenue, department of, appropriation for administration. SF 559, appropriations. Approved 6-13-73.
- Motor vehicle fuel tax fund, appropriation to department of revenue. SF 562, appropriations. Approved 6-13-73.
- Residential fireplaces, tax exemption. SF 1002; Potter; HF 1330, Mennenga. S.
- Require licensees operating games of skill, bingo, etc. maintain accounting records, provide for revocation of a license. HF 1076, Cusack, et al.; SF 1183, Hill (same subject matter in part).
- Barrel tax rebate to Iowa breweries, appropriation. SF 1152, Blouin, et al.; HF 1243, Clark of Dubuque. HF 1243 approved 5-27-74.
- Change references to the internal revenue code, tax chapter. SF 1196, ways and means. Approved 5-2-74.
- Revising penalties imposed on additional taxes due, failure to file reports, fraudulent reports, income, sales and use, chain store, and motor vehicle fuel tax laws, etc. SF 1197, ways and means. Approved 4-25-74.
- Samples of cigarettes and little cigars, permits and affidavits, also repeal retailers' cigarette bond. SF 1213, ways and means. Approved 6-3-74.
- Director**
- Authorize cities, towns, and counties to impose a sales and use tax, also axle tax. SF 33, Andersen and Kelly; HF 47, Junker and Hansen.
- Establish a state lottery. SF 55, Kinley; HF 245, Higgins (companion); SF 330, Blouin; HF 394, Knoke (companion); HF 302, Caffrey (all same subject matter).
- Permit pari-mutuel betting, create racing commission, etc. SF 98, Kinley, et al.; HF 167, Brinck (similar); SF 275, Miller of Des Moines; HF 332, Caffrey (companion); SF 1083, Kinley; HF 1172, Caffrey (companion) (all same subject matter).
- Valuing and listing certain property granted exemption from property tax. SF 109, ways and means.
- Veterans' service compensation fund (bonus), one percent increase in sales and use tax for six months for funding. SF 111, Priebe and Scott; HF 115, Wyckoff and Norpel. S.

- Judicial review of the state board of tax review, appeals on taxes, etc. HF 117, ways and means.
- Credit for livestock, appropriation. HF 233, Drake, et al.; SF 217, Schaben; HF 730, ways and means; SF 571, ways and means (all same subject matter). SF 571 approved 7-13-73.
- Full disclosure of sales price in real estate transfers, penalties. HF 627, Cochran.
- Apportionment of corporate income for taxation purposes, single factor formula. HF 698, Rapp.
- Double amount of tax credit under Iowa income tax, each personal exemption. SF 1001, Gluba; HF 1331, Small (companion); HF 1253, Lippold (similar subject matter).
- Reduce individual income tax and rate of sales and use tax. SF 1003, Shaw and Tieden; HF 1004, Crabb.
- Revenue, director of, forward copy of personal property tax schedules filed by a taxpayer to county or city assessor. HF 1038, Krause.
- Cigarettes, increase tax on certain ones, also display of sign. HF 1157, Krause and Readinger.
- Games of skill, chance, and other gambling activities, revocation of licenses, injunctive relief and penalties. HF 1268, Hill.
- Tax on coal sold in Iowa, establish a fund for strip-mine rehabilitation. SF 1202, Van Gilst.
- Abatement of assessment of income taxes, interest and penalties. SF 1251, ways and means. Approved 5-2-74.
- Tax credit for railroad companies for improvements on branch lines, appropriation. HF 1403, energy.
- Assessors, city and county, qualifications of. SF 1342, ways and means. Approved 5-27-74.

REVIEW, BOARD OF—

(See Assessments and/or Property)

REVOLUTIONARY WAR MEMORIAL COMMISSION—**General**

- Revolutionary war memorial commission, abolish. HF 531, Grassley. Approved 4-25-74.

REWARD—**General**

- Escaped prisoners—state not pay reward. HF 170, human resources. Approved 3-4-74.

RIGHT-OF-WAY—**General**

- Sale of unused right of way by highway commission, contract. HF 155, transportation; SF 228, Miller of Des Moines; HF 1131, Welden and Lippold. (All same subject matter). HF 155 approved 5-27-74.
- Exempt railroad right-of-way from special assessments. HF 1154, Fischer of Grundy, et al.; HF 1412, energy (same).
- Property tax relief and other relief for railroads. SF 1156, Hultman, et al.; HF 1264, Fischer of Grundy, et al (same to a part of SF 1156).
- Commerce commission acquire railroad right-of-way. SF 1187, Schaben.
- Commerce commission acquire railroad right-of-way and trackage, repair and maintain, lease this property to railroad companies on a fee basis, appropriation. SF 1189, Blouin.

RIVERS—

(Also see Water)

General

- Establish a natural and scenic rivers system. HF 7, Welden; SF 172, Willits.
- Rivers, streams, or creeks with flowing surface water available for public use. SF 460, Tieden; HF 1143, Freeman.
- Great river road and scenic and recreational parkways, etc. HF 1465, transportation. Approved 5-27-74.
- Conservation commission study west bank of Iowa river in city of Wapello. SCR 117; S.J. 1145, 1172, 1816, 1857.

ROAD USE TAX FUND—**General**

- Distribution of sales and use tax to road use tax fund. HF 9, Fischer of Grundy.
- Studded tires, taxation of, penalties. SF 16, Kelly.
- Road use tax fund. Cities and towns. SF 202, cities and towns. Approved 5-24-73.
- Prohibit allocation of sales tax receipts to road use tax fund. HF 226, Junker, et al.; HF 315, ways and means. HF 315 approved 6-13-73.
- Prohibit allocation of sales tax receipts to road use tax fund, provide for financing of motor vehicle registration plates from fund. HF 227, Roorda, et al.
- Allocation of the road use tax fund, division of. HF 301, Higgins, et al.
- Motor vehicle registration plates, decalcomania emblems, and validation stickers paid from road use tax funds. SF 601, appropriations; HF 793, appropriations. S. HF 793 approved 7-6-73.

Motor vehicle registration fees, licenses, and excise taxes on fuel be used exclusively for highway purposes, repeal requirement. HJR 1001, Small; SJR 1005, Gluba.

Road use tax fund, allocate a portion of the sales tax receipts to. HF 1343, Strothman, et al.

Committee to study distribution of the moneys of the road use tax fund. HCR 121; H.J. 1124.

ROAD AND HIGHWAYS—

General

Racing on highways. HF 21, transportation.

Road workers working on highways, no exemptions for reckless driving. HF 22, transportation. Approved 2-9-73.

Changes in roads, streams, or dry runs, highway commission and boards of supervisors. HF 598 transportation. Approved 4-10-74—became law by publication 4-19-74.

Highway grade crossing safety fund. SF 112, Robinson. Approved 7-12-73. Metal tracked and metal tired vehicles, operation of on streets and roads. HF 220, transportation. Approved 7-6-73.

Use of eminent domain by county boards of supervisors for any secondary road. HF 234, Holden.

Restoration of land disrupted by a highway project—replacement of borrow pit soil. HF 239, Welden; SF 220, Taylor (companion); SF 233, Scott; HF 421, Miller of Cerro Gordo and Norland (companion). SSM.

Authorize highway commission to issue \$50,000,000 in bonds, financing of interstate highways, federal funds. HF 266, Welden.

Utilities, highway commission pay cities and towns for relocating, etc. due to construction, etc. of highway. SF 240, Miller of Des Moines; HF 371, Monroe.

Scenic and recreational highway system, establish. HF 293, Clark of Lee and Stanley.

Appropriation to highway commission, scenic and recreational highway system. HF 294, Clark of Lee.

Vehicles following highway snowplows allow three hundred feet distance. HF 295, Lipsky.

Allocation of the road use tax fund, division of. HF 301, Higgins, et al. Planning of primary road construction and improvement, consider industrial development. HF 319, Hansen, et al.

Exempt from requirement county obtain approval of highway commission for use of federal revenue sharing funds for secondary road purposes. HF 427, Jordan and Wells.

Construction and maintenance of roads, bridges, etc., public interest take precedence. SF 390, Miller of Des Moines.

Secondary road projects approved by highway commission. SF 400, Lamborn.

Passing of motor vehicles on highways near intersections prohibited if sign-posted, etc. SF 417, Shaw.

Deer, operator of motor vehicle may claim if accidentally killed on highway. SF 419, Coleman, et al.

Financing, by bond, the freeway-expressway system, appropriation. SF 445, McCartney; SF 491, Schwieger, et al. SSM.

Construction equipment, controlled movement of on Iowa's roads. HF 542, transportation; SF 546, state government. S. HF 542 approved 6-29-73—became law by publication 7-13-73.

Pedestrian walkways on highway bridges, highway commission construct. HF 615, Butler.

Require a warning sign at last intersection before an unsafe county bridge, certain vehicles, etc. SF 493, Winkelman.

City-county cooperation, 250,000 population, constructing and maintaining roads. SF 496, county government.

Retain federal highway trust fund distribution formula, etc. (Same as HCR 40) SCR 35; S.J. 907, 941, 1114.

Retain federal highway trust fund distribution formula, etc. HCR 40; H.J. 879, 926 adopted; S.J. 955, 966, 970, 975, 992, 1937.

Allow movement of grain storage structures on highways, restrictions. HF 684, transportation.

State of emergency, governor may reduce speed limits, shortage of fuels. SF 526, state government.

Committee to study alcohol-related highway fatalities, and reduction of. SCR 47; S.J. 1330-1331, 1424, 1714; 1974 regular session; S.J. 17.

Highway commission refrain from appealing district court ruling re closing of highways for local celebrations and amend its policy and allow this practice. HCR 55; H.J. 1522, 1621-1622 adopted; S.J. 1540, 1575.

Vehicles transporting a load shall have load covered. SF 1023, Gallagher.

Maintenance of roads and highways, agreement between counties and other governing bodies. HF 1019, Krause.

Sioux City-Woodbury county alcohol safety action project (ASAP) be recognized as a demonstration project and that agencies and organizations involved with highway traffic safety be encouraged to utilize the resources and services of this project. HR 101; H.J. 10, 213 adopted.

- Sioux City-Woodbury county alcohol safety action project be recognized as a demonstration project and that agencies and organizations involved with highway traffic safety be encouraged to utilize the resources and services of this project. (Same as HR 101) SCR 104; S.J. 137, 174.
- Permit stopping on the traveled portion of a highway to turn left. HF 1039, transportation.
- Permit operation of vehicles, from adjoining states, exceeding weight and length limitations in Iowa's border cities. HF 1040, Crabb; HF 1058, Doyle, et al. (similar); SF 1079, cities and towns; HF 1128, transportation SSM. (All same subject matter).
- Escort vehicles requirement a discretionary matter with highway commission. HF 1042, transportation. Approved 5-27-74.
- Functional classification and jurisdiction of public streets and roads. SF 1062, state government. Approved 3-4-74.
- Extend invitation to the Iowa congressional delegation to speak to a joint session on the occupational safety act, highway trust funds, fertilizer shortage, and the energy crisis. SCR 105; S.J. 248, 273 adopted; H.J. 278, 487-488 adopted.
- Passing motor vehicles, distances to be complied with. HF 1111, transportation.
- Motorcycle wheels must be in constant contact with roadway surfaces. HF 1103, transportation.
- Fifty-five maximum speed limit. HF 1009, transportation; SF 1013, natural resources. SF 1013 approved 2-7-74—became law by publication 2-15-74.
- Secondary road contracts increase dollar amount before advertising, letting, and approval of. SF 1108, county government; HF 1196, county government.
- Property having no access to a road may use ten year or more used route. HF 1156, Wyckoff.
- Motor vehicle fees and fuel taxes, broaden use of. SJR 1004, Doderer.
- Temporary closing of highways, remove requirement of an "enter at your own risk" sign. HF 1197, county government.
- Require railroad companies keep crossing in good repair on roads under jurisdiction of counties, penalties. HF 1261, Fischer of Grundy.
- State park and institutional road system, include roads and parking facilities of area schools. HF 1347, Byerly.
- Length of a truck tractor and single semitrailer combination. SF 1270, Kennedy.
- Movement of overweight vehicles, 20,000 pounds per axle. HF 1398, agriculture; HF 1428, agriculture (corrected bill for HF 1398).
- Traffic control devices at highway intersections, require highway commission erect. HF 1408, Stanley.
- Parking of railway cars, stopping of trains at railway and highway crossings at grade, penalties. HF 213, Lipsky; HF 1439, county government (similar subject matter).
- Use of bicycles on roads and highways, penalties. SF 1304, Murray.
- Replacement and repair of unsafe bridges, appropriate funds to counties for. SF 1309, Blouin.
- Lights of road machinery, repeal sections 321.399, 321.400, and 321.401, outmoded. HF 1456, county government.
- Great river road and scenic and recreational parkways, etc. HF 1465, transportation. Approved 5-27-74.
- Committee to study distribution of the moneys of the road use tax fund. HCR 121; H.J. 1124.
- Obstructions on public highways, procedures for removal, assessment and collection of costs for. SF 1333, county government. Approved 5-11-74.

ROCKETS—**General**

- Model rocketry, regulation of. HF 1032, Jesse.

ROTUNDA—**General**

- Rotunda covering, first floor of the capitol, appropriation for. SF 1028, Plymat and Curtis; HF 1030, Brockett and Roorda.

RULES—**General**

- Appointment of commissioners on uniform state laws, two by legislative council. HF 8, Fischer of Grundy.
- Adoption of permanent joint rules. HCR 14; H.J. 241-246, 265-266, 275, 279, 300, 282 adopted; S.J. 274-278, 286, 309, 320-321 adopted.
- Adjournment of the General Assembly. HF 192, Welden, et al.
- Committee to study uniform means of adopting and publicizing administrative rules and regulations, report. SCR 24; S.J. 411, 436.
- Local governments, departmental regulations affecting. SF 396, county government. Approved 5-24-73.
- Rules of the fire marshal, day care centers, etc. SF 399, Shaw; HF 481, Holden.
- Require that a proposed departmental rule shall not take effect until approved by departmental rules review committee. HF 480, Crabb.

- Supreme Court, set fees by rule. SF 34, Shaff, et al.; HF 34, Hill, et al. HF 34 approved 3-9-73.
- Rule-making authority of conservation commission, penalties for violations of rules. HF 723, natural resources.
- Amend joint rules by adding that lobbyists register with the Chief Clerk and the Secretary of the Senate, stipulate number of bills and resolutions interested in, etc. HCR 106; H.J. 99-100, 118 adopted; S.J. 179-180, 203, 285.
- Certain rules of state institutions, approved by departmental rules review committee. HF 1048, Oakley (same subject matter in part as) HF 1069, Lipsky, et al.; SF 1143, Kelley, et al. which has to do with the board of parole.
- Abolish departmental rules review committee, transfer duties to subcommittees of appropriate standing committees. HF 1148, Patchett, et al.
- Departmental rule, approval of. HF 1193, Miller of Buchanan, et al.
- Administrative procedure act. HF 1200, state government. Approved 5-29-74.
- Amend rule 12 of joint rules. HCR 113; H.J. 554.
- Waive joint rule 16 re Senate File 531. SCR 118; S.J. 1184 ruled out of order.

RURAL DEVELOPMENT COMMISSION—**General**

- Rural development commission, providing tax rebates, appropriation. HF 1280, Poncy.
- Committee to study feasibility of creating a rural development commission. HCR 138; H.J. 1752-1753.

SAFETY—**General**

- Safety standards and equipment on motor vehicles used by railroad companies, penalties. SF 105, Riley, et al.
- Require safety glass, or other, in hazardous locations. SF 114, Griffin.
- Urge congress take action to require sides of railway cars be marked with illuminous paint or tape, safety. HCR 12; H.J. 224.
- Urge congress take action to require sides of railway cars be marked with illuminous paint or tape, safety. (Same as HCR 12); SCR 18; S.J. 202, 203, 342, 368, 725-726 adopted; H.J. 725.
- Require seat belts on school buses. HF 120, Lipsky.
- Towing vehicles, other than chains may be used. SF 261, Winkelman, et al.; HF 330, Bennett and Miller of Calhoun.
- Prohibit water skiing, etc. from sunset to sunrise. HF 327, natural resources.
- Life-lite vehicle safety signals, study effectiveness. HF 387, transportation.
- Require a warning sign at last intersection before an unsafe county bridge, certain vehicles, etc. SF 493, Winkelman.
- Changing the center of gravity of a vehicle by modifying standard design, misdemeanor. HF 681, transportation.
- Elevator code. HF 1023, Jesse—SF 1271, Rabedeaux and Kelly (same subject matter); SF 1361, Rabedeaux and Kelly; SF 1370, human and industrial relations (same); (all similar subject matter). SF 1370 approved 5-28-74.
- Sioux City-Woodbury county alcohol safety action project (ASAP) be recognized as a demonstration project and that agencies and organizations involved with highway traffic safety be encouraged to utilize the resources and services of this project. HR 101; H.J. 10, 213 adopted.
- Model rocketry, regulation of. HF 1032, Jesse.
- Sioux City-Woodbury county alcohol safety action project be recognized as a demonstration project and that agencies and organizations involved with highway traffic safety be encouraged to utilize the resources and services of this project. (Same as HR 101) SCR 104; S.J. 137, 174.
- Permit stopping on the traveled portion of a highway to turn left. HF 1039, transportation.
- Use of reflective triangles by trucks, etc. HF 1046, transportation. Approved 3-29-74.
- State motor vehicle inspection stations. HF 1051, Monroe.
- Right turn on red light at intersections with traffic control devices unless posted to prohibit. HF 1084, Norland; SF 1075, Kinley and Gluba. S. SF 1075 approved 3-12-74.
- Extend invitation to the Iowa congressional delegation to speak to a joint session on the occupational safety act, highway trust funds, fertilizer shortage, and the energy crisis. SCR 105; S.J. 248, 273 adopted; H.J. 278, 487-488 adopted.
- Passing motor vehicles, distances to be complied with. HF 1111, transportation.
- School buses, require use of flashing signal lights and stop arms in city limits. HF 1149, Bittle and Hill.
- Public safety, commissioner and department of, establish studies for prevention of motor vehicle accidents and safety programs. SF 1083, Griffin; HF 1223, De Jong, et al.
- Public safety and general services along with others study effectiveness of plural tri-light signal system, appropriation; SF 1134, Griffin; HF 1250, De Jong.

- Public safety, commissioner and department of, establish studies for prevention of motor vehicle accidents and safety programs, appropriation SF 1132, Griffin; HF 1251, De Jong, et al.
- Traffic control devices at highway intersections, require highway commission erect. HF 1408, Stanley.
- Occupational safety and health, penalties. SF 1298, Rabedeaux.
- Compensation of officers and employees, salary schedule. SCR 130; S.J. 1494-1503, 1493, 1543, 1584-1585, 1613, 1673, 1708, 1925-1926.

SAFETY DEPOSIT BOXES—**General**

- Contents of a safety deposit box, of a decedent, may also be given to joint owner. SF 54, Blouin.

SALARIES—**General**

- Longevity pay increases for state employees, merit system. SF 40, Andersen and Nystrom; HF 502, De Jong, et al.; HF 1345, West, et al.
- Salaries for deputy sheriffs, district court held in two places. HF 38, Knoke, et al. Approved 5-2-74.
- Increase salaries of certain county officers. HF 52, Mendenhall.
- Salaries of elected county officials. HF 118, Doyle, et al.
- Salaries of county attorneys. HF 131, Knoke, et al.; SF 296, Robinson and Riley.
- Employees paid at least once per month, no unauthorized deductions, penalties. HF 199, Lipsky; HF 1457, commerce (same).
- Procedure allowing state employees to meet and confer with merit employment commission. HF 202, Fisher of Greene and Millen.
- State employee benefits, sick leave, vacation, and overtime. HF 212, Crabb.
- Shorthand reporters, district court compensation paid. HF 223, Bittie, et al.; SF 294, Schwieger. HF 223 approved 7-12-73.
- Salary of the superintendent of a merged area school, discretion of elected board of directors. HF 241, Dunton, et al.; SF 310, Rodgers, et al. (companion); SF 312, Riley and Robinson; SF 315, Griffin (same subject matter).
- Changing the computation of basic pay periods for state employees. SF 236, Nystrom.
- Overtime pay for employees of highway commission. SF 251, Nystrom.
- Salary increases for certain state employees, appropriation. SF 360, Nystrom, et al.
- Payment of overtime of state employees. SF 374, Andersen, et al.; HF 499, Drake, et al.
- County officers, salaries. SF 441, county government. Approved 6-30-73.
- Establish a minimum wage standard, penalties. HF 537, Clark of Dubuque.
- Salaries and expenses of members of the General Assembly, increase. HF 643, state government; HF 796, appropriations and HF 801, appropriations are similar in part. HF 796 approved 7-12-73.
- Setting salary rate for state officials and designated employees; SF 590, appropriations; HF 795, appropriations. SF 590 approved 6-29-73.
- Committee to study all aspects of compensation system for county officers, etc. (Same as HCR 68) SCR 50; S.J. 1811, 1822.
- Committee to study necessity for legislation to insure that employees receive proper consideration in the payment of any and all debts of their employer. HCR 67; H.J. 2020.
- Committee to study all aspects of compensation system for county officers, etc. HCR 68; H.J. 2021.
- Establishing legislative compensation to be paid because of a vacancy resulting in the House membership. HJR 23, ways and means.
- Committee to study the necessity for legislation to insure that employees receive consideration in payment of any and all debts of their employer. SCR 53; S.J. 1932-1933, 1981.
- Financing increased salaries for state officials, designated employees, and costs for contributions to judicial retirement system. HF 806, appropriations. Approved 7-6-73.
- Supplement appropriations of various state departments, board of regents, etc., and other exempt positions included in comptroller's centralized payroll system. SF 618, appropriations.
- Sheriffs' salaries and office expenses paid from court expense fund. HF 1064, Danker.
- Orders or judgments for periodic support payments, require employer withhold payments. HF 1229, Knoke.
- Clerks of the district court, judges of the district fix salary. HF 1286, Poncy.
- Adjustments in the merit employment department pay plan, appropriation. HF 1337, Byerly.
- Cost of living salary increase for specified state employees, also disability insurance program, appropriation. HF 1367, appropriations; SF 1284, appropriations (similar subject matter). SF 1284 approved 5-30-74.
- Salaries of juvenile court officers and employees, board of supervisors fix. SF 1260, Andersen.
- Increase salaries of Supreme Court justices and district court judges. HF 643, state government; HF 796, appropriations and HF 801, appropriations are similar in part. HF 801 approved 6-29-73.

Salaries and expenses of the lieutenant governor and members of the General Assembly, amount claimed. SF 1261, Andersen.
 Establish a minimum wage standard, penalties. SF 1262, Gluba, et al.
 Librarian, state, increase salary of. SF 1281, appropriations. Approved 4-10-74.
 Court administrator of the Supreme Court, increase salary. SF 1282, appropriations. Approved 4-10-74.
 Increase salary of state geologist. SF 1283, appropriations. Approved 4-18-74.
 Highway commission employees, salary increase, appropriation. SF 1285, appropriations. Approved 5-9-74.
 Commerce commission, warehouse division, appropriation; grain dealers. SF 1286, appropriations; HF 1461, appropriations. SSM. SF 1286 approved 6-3-74—became law by publication 6-14-74—item veto.
 Arts council, Iowa state, increase salary of director. HF 1316, Kreamer; SF 1280, appropriations. SSM. SF 1280 approved 5-9-74.
 Increase salary of the director of the educational radio and television facility board. HF 1414, appropriations; SF 1289, appropriations. SF 1289 approved 4-4-74.
 Cost of living salary increase for employees of highway commission, appropriation. HF 1436, appropriations.
 Public instruction, merged area schools for salary adjustments or equipment replacement, appropriation. HF 1492, appropriations; SF 1401, appropriations. SSM. HF 1492 approved 5-30-74.
 Compensation of officers and employees, salary schedule. SCR 130; S.J. 1494-1503, 1493, 1543, 1584-1585, 1613, 1673.
 State historical department, setting the salary rate for directors of divisions of, appropriation. HF 1504, appropriations. Approved 5-27-74.
 Beer and liquor control department, director of, increase salary. SF 1407, appropriations.
 Compensation of officers and employees, salary schedule. HCR 162; H.J. 2374-2382, 2455-2456 adopted; S.J. 2013-2021, 2057-2062 adopted; H.J. 2510-2511 adopted; S.J. 2073-2074 adopted.

SALES—

General

Sale of meat and meat products, must meet certain standards. HF 2, Fischer of Grundy.
 Alcoholic beverages and beer, hours may be sold, etc. HF 31, Norpel, et al.; SF 47, Shaw and Gluba (companion); HF 130, Knoke, et al.; SF 144, Griffin, et al. (companion); HF 91, Brinck and Monroe; HF 129, Brinck (same subject matter); (all same subject matter). SF 144 approved 6-26-73.
 Wine sold and obtainable in much the same manner as beer. HF 123, Trowbridge, et al.; SF 138, Kelly, et al. (companion); SF 1199, Kelly (very similar); SF 139, Griffin, et al.; HF 545, Monroe, et al. (companion); (All same subject matter).
 Corporation income tax, sales, property and payroll. SF 141, Blouin, et al.; HF 669, Small, et al.
 Shipping, transferring, and sale of skins and hides, repeal certain provision of law. HF 157, natural resources.
 Prevent sale of foods containing harmful residues beyond certain tolerance. HF 159, agriculture.
 Teasel, prohibit sale, distribution, etc., of. HF 210, agriculture. Approved 4-26-73.
 Detergents, prohibit sales of containing any phosphorus compound. SF 194, Riley.
 Retail sale of beer, setting of minimum prices for. SF 211, Tieden, et al.; HF 434, Carr and Norpel.
 Prohibiting sale, possession, or display of obscene, lewd or indecent publications, etc. SF 257, Kinley.
 Deceptive trade practices, additional provisions, supplement Iowa law, civil remedies. SF 305, DeKoster; HF 490, Freeman.
 Door to door sales. SF 329, McCartney, et al.; HF 391, Fitzgerald, et al. (companion); HF 617, commerce SSM. SF 329 approved 5-15-73.
 Casual sales, include sale of tangible personal property at auction, sales tax. SF 334, Scott.
 Identification and sale of cattle, auctions. HF 378, Bennett, et al.
 Standards for food, establish. HF 382, agriculture; SF 357, agriculture SSM. (Also see HF 159)
 Property unlawfully placed on public or private property, removal of. SF 354, Riley. Approved 5-10-74.
 Regulate revolving charge accounts, interest rate, etc. SF 416, Griffin.
 Repair and sale of home appliances. HF 468, Freeman.
 Sale of packaged meat food products, transparent package. HF 512, Hill.
 Allow mobile homes to be sold on Sundays. HF 535, Branstad.
 Sales tax credit for retailer collecting. SF 455, Hultman.
 Credit service charges for revolving charge accounts, penalties. HF 649, Carr, et al.
 Sale of skins and plumage of game birds and animals, certain exceptions. HF 713, natural resources. Approved 4-10-74.

- Sellers of clothing at retail, require nonresidents to file bond. HF 1014, Clark of Dubuque.
- Endangered species of wild animals and birds, prohibit sale of the skins, plumage, fur, etc. HF 1036, Patchett, et al.
- Unit and total pricing of commodities for sale to consumers. HF 1090, Patchett, et al.
- Sale of beer and alcoholic liquor on Sunday, additional fee, hours may be sold. SF 1153, Griffin, et al.; HF 1225, Norpel. (Very similar).
- Prohibit operation of a place of business on Sunday, exceptions, penalties. SF 1157, Rodgers.
- Sunday liquor or beer sales, goods and services must be sold also. SF 1173, Lamborn; same subject matter as; HF 1329, Den Herder; SF 1245, Plymat, et al. S.
- Fair trade practices, repeal law. SF 1178, Shaw and Gluba.
- Unsolicited commercial telephone calls, penalty. HF 1269, Patchett and Egenes.
- Price of liquefied petroleum gas posted on vehicles used in transportation, points of distribution, and where sold. HF 1324, Brunow.
- Prohibit use by profit-seeking food businesses of drawings and other games, purpose of enhancing sales, penalty. SF 1224, Ramsey and Hill.
- Requirements for sale or transfer of livestock, penalties. SF 1310, agriculture; HF 1466, agriculture.

Tax

(See Tax, sub-ref. Sales)

SALES TAX—

(See Tax, sub-ref. Sales)

SANITARY SEWER DISTRICT—**General**

- Sanitary districts, conveyance of to cities or towns. SF 245, Willits; HF 322, Byerly. SF 245 approved 6-19-73.
- Petitions and elections for the establishment of sanitary districts, bond optional. SF 258, Doderer.
- Establishment of sanitary districts, alternative procedure. HF 370, Bittle, et al. (Also see SF 258)
- Sanitary disposal projects, issuance of general obligation bonds. HF 544, Dunlap; HF 693, natural resources (same). HF 693, approved 6-29-73.
- Sac City, Sac county, legalize, sanitary sewer program. HF 564, Bennett; HF 678, judiciary and law enforcement (same). HF 678 approved 6-19-73—became law by publication 7-6-73.
- Conveyance and discontinuance of a sanitary district located wholly or partially within boundaries of a city or town, etc. HF 616, cities and towns.
- Sanitary district bonds may be amortized over a period of forty years. HF 1079, Brunow, et al.; SF 1072, Ramsey, et al. HF 1079 approved 3-29-74.
- Annexation of territory to a municipal corporation which is a part of a sanitary district becomes a part of that sanitary district. SF 1229, Bergman.
- Legalize procedures of Iowa great lakes sanitary district, annexed areas. SF 1356, judiciary. Approved 5-9-74.

SANITATION—**General**

- Registration of sanitarians, establish board of, training, etc. SF 353, Riley and Robinson.
- Sanitary disposal projects, issuance of general obligation bonds. HF 544, Dunlap; HF 693, natural resources (same). HF 693, approved 6-29-73.
- Sac City, Sac county, legalize, sanitary sewer program. HF 564, Bennett; HF 678, judiciary and law enforcement (same). HF 78 approved 6-19-73—became law by publication 7-6-73.
- Conveyance and discontinuance of a sanitary district located wholly or partially within boundaries of a city or town, etc. HF 616, cities and towns.
- Inspection of swimming pools, fees, penalties. HF 631, Lipsky.

SAVINGS—

(Also see Banking and/or Savings and Loan Associations)

General

- Savings involved in new state programs or procedures established by the General Assembly, departments, boards, etc. make report. HF 97, Crabb.

SAVINGS AND LOAN ASSOCIATIONS—**General**

- Prohibit operation of mobile units by banks, etc. HF 25, Fischer of Grundy.
- Prohibit certain inducements to open, add to, etc., accounts at financial institutions. HF 26, Fischer of Grundy.
- Business corporations, nonadmitted organizations, allow to transact business in Iowa. SF 404, Kelly; HF 450, Hill and Stanley.
- Investments (bankers acceptances) and administration of state chartered savings and loan associations. SF 551, commerce. Approved 2-12-74.

Adding a new division to banking act re days and hours of operation of banks and savings and loan associations. SF 608, commerce.
 Participation loans by savings and loan associations, supervision and examination of. HF 1296, Ewing; SF 1355, commerce.
 Deposits of public funds may be made in savings and loan associations. SF 1221, Rodgers.
 Notice be given borrower and bank when required to call in a loan, examination of a bank or other financial institution. HF 1424, Avenson.

SAYLORVILLE DAM—**General**

Minimizing adverse environmental consequences to Ledges State Park, SCR 15; S.J. 177, 187, 342, 510, 720-721 adopted; H.J. 725, 2177 adopted.

SCALES—

(See Weights—Measures)

SCHOLARSHIPS—**General**

State supported scholarship program, appropriation to higher education facilities commission. HF 682, appropriations. Approved 7-17-73.
 Financial assistance for resident students of this state, replaces scholarship and tuition programs. HF 1356, Byerly.

SCHOOL BUDGET REVIEW COMMITTEE—**General**

Public instruction, appropriation for use of school budget review committee. SF 595, appropriations. Approved 7-12-73.

School budget, review committee, appropriation to public instruction. SF 1888, appropriations. Approved 5-11-74.

SCHOOL DISTRICTS—

(See Schools, sub-ref. Districts)

SCHOOLS—**General**

Education standards, law and order, rights of others, etc. SF 100, Heying.
 Include students of schools of nursing in tuition grant program. SF 101, Shaw.
 Create a system of intermediate educational service districts. SF 158, Andersen.
 Use of public buildings, etc., cannot refuse due to lack of liability insurance. HF 182, Norpel.
 Public funds, deposit of. SF 203, cities and towns; HF 267, county government. S. SF 203 approved 4-2-73.
 Retirement annuities, remove taxation provision. SF 242, Briles; HF 428, Fisher of Greene. SF 242 approved 4-25-74.
 Mandatory school attendance, eighteen years, exceptions. HF 296, Horn and Wells.
 Allow schools to purchase uniforms, once every ten years, for musical groups. SF 286, Rodgers; HF 1020, McCormick.
 Establish a basic school unit in each county with a basic school board, members of boards of all districts in unit. SF 292, Andersen.
 Repeal constitutional sections providing that all fines for breach of the penal laws be applied to schools. HJR 13, Holden, et al. Sent to secretary of state 2-28-74.
 School foundation program, amended. HF 359, education; SF 362, schools. SSM. HF 359 approved 5-16-73.
 Schoolhouse tax, expand purposes for which may be used. HF 60, Lipsky; SF 59, Robinson (companion); HF 1078, Bittle and Byerly (similar). SF 59 approved 5-2-74.
 Interest income on deposit in general fund of school districts, voters determine how used. SF 335, Briles; HF 415, Daggett; (also see HF 60; SF 59)
 Sickle cell anemia, testing for, penalty. SF 366, Gluba; HF 489, Hargrave, HF 489 approved 4-8-74.
 Abolish county school system, create merged areas, etc. SF 421, Rodgers.
 Provide tax-sheltered annuities for employees of the state educational radio and television facility board. HF 458, Menke.
 Confidential communications with certified guidance counselors. HF 495, Stromer; HF 753, education (same). HF 753 approved 5-27-74.
 Establish a system of educational accountability, quality, etc. HF 522, Grassley.
 Interstate agreement on qualification of educational personnel, etc. HF 536, Grassley; HF 705, education (same). HF 705 approved 7-12-73.
 School fund mortgages, statute of limitations governing. HF 569, Grassley. Approved 5-2-74.
 Abused and neglected children, strengthen laws on, persons required to report abuses, etc., penalties. SF 474, Doderer and Lamborn.
 Reimbursement to school districts for auxiliary services and materials to non-public school students. HF 594, education.
 Abolish county school system and joint county system. HF 754, Schroeder.
 School districts, appropriation for certain services and materials. SF 554, appropriations. Approved 7-12-73.
 Committee to study methods of financing special education programs. HCR 54; H.J. 1521.
 Delay effective dates of fiscal year act and mandatory date of adoption of the city code for one year. HF 772, ways and means.

- Education commission of the states, Iowa become member, establish commission, appropriation. HF 774, appropriations. Approved 6-29-73.
- Committee to study establishing a uniform fiscal year for budget and tax collection purposes of cities, counties, school districts, etc. HCR 56; H.J. 1573, 1689 adopted; S.J. 1550, 1575.
- Public instruction, appropriation for use of school budget review committee. SF 595, appropriations. Approved 7-12-73.
- Committee to study methods of financing special education programs. (Same as HCR 54) SCR 49; S.J. 1810, 1822.
- Public instruction, appropriation for special education program. SF 614, appropriations.
- In conjunction with HCR 54 to also assess the types of special education programs now available, their effectiveness, etc. HCR 71; H.J. 2184.
- Fiscal year, implement change in dates of, and correcting conflicting statutes. HF 1023, ways and means. Approved 5-28-74—became law by publication 6-13-74.
- Course for drinking drivers, clerk of court must be notified upon completion by a school. HF 1043, Knoke.
- Exempt admission tickets sold by public school districts and nonpublic schools from sales and use tax. HF 1063, Junker, et al.
- Private business schools, accrediting of. HF 1086, Brunow.
- Neglected, dependent and delinquent children, access to school records, court may place child under supervision of teacher or counsel, etc. HF 1096, Dunton.
- Future business leaders of America may receive funds from the vocational youth organizational fund. SF 1080, Riley; HF 1222, Stromer and O'Halloran. HF 1222 approved 4-19-74.
- School foundation program, amend. HF 1121, education. Approved 4-19-74.
- Prohibit discrimination in education. SF 1100, Kelly.
- Vocational rehabilitation, state board for, authorized to operate under the rehabilitation act of 1973 enacted by congress. SF 1107, schools; HF 1244, education. SF 1107 approved 4-25-74—became law by publication 5-2-74.
- Legalize proceedings of the board of directors of the Janesville community school district, issuance of bonds, etc. SF 1160, judiciary. Approved 2-19-74—became law by publication 3-1-74.
- Area education agencies, replace county and joint county school systems, transfer certain functions to department of public instruction, etc. SF 1163, schools. Approved 5-28-74.
- Maximum speed limit of twenty-five miles per hour in a school district. HF 1211, Kreamer.
- School census, birth to twenty-one years of age, physically or mentally handicapped children. HF 1239, Lipsky and Stromer.
- Exempt school superintendents from the continuing contracts law. HF 1259, Anson.
- Nonpublic school children, provide auxiliary services, including transportation, appropriation. SF 1208, Hansen (same subject matter as) SF 1305, schools; HF 1460, education (companion); HF 1476, appropriations (same as SF 1305 and HF 1460 except HF 1476 includes appropriation). HF 1476 approved 5-6-74.
- Fire drills in schools. HF 1282, Lippold.
- High school equivalency certificates, applicants eighteen or over. HF 1283, Daggett.
- Require school board minutes be published. HF 1323, Branstad.
- One mill property tax levy for improvement of schoolhouse sites. HF 1352, Brunow.
- School districts provide education for all children between the ages of six and sixteen, and require every child attend some suitable school or educational program, etc. HF 1379, Lipsky.
- Elections, revise certain statutes relating to. HF 1399, state government; SF 1299, state government; SF 1234, county government (same subject matter included in HF 1399). HF 1399 approved 4-24-74—became law by publication 4-26-74.
- Iowa products and labor, statutory preferences for, limitation if enforcement would result in denial of federal funds or services. HF 1410, state government. Approved 5-27-74.
- Education of the handicapped. HF 1463, education.
- Committee to study school foundation plan. HCR 127; H.J. 1442.
- School budget review committee, appropriation to public instruction. SF 1388, appropriations. Approved 5-11-74.
- School food service assistance, appropriation to department of public instruction for. SF 1400, appropriations. Approved 5-27-74.
- Area education agencies, boards of directors, members elected at director district conventions not later than June 15, take office July 1. SF 1406, schools.
- Committee to review career and vocational needs of the elementary and secondary schools. (Same as HCR 157) SCR 142; S.J. 1856-1857, 1922.
- Committee to review career and vocational needs of the elementary and secondary schools. HCR 157; H.J. 2292-2293.

Appropriations

- State officials, departments, executive council, and auditors (county, municipal and school), appropriation. SF 605, appropriations; HF 783, appropriations. HF 783 approved 7-12-73.
- School districts and school systems, appropriation, certain services and materials. SF 554, appropriations.
- Merged area schools, appropriation and payment of state aid, and salaries of area superintendents. HF 775, appropriations. Approved 7-21-73.
- Education commission of the states, Iowa become member, establish commission, appropriation. HF 774, appropriations.
- Advisory council, appropriation for vocational education, research projects, duties of council, etc. SF 596, appropriations.
- Area—Area Vocational**
- School boards, board of regents, public instruction, educational radio and TV provide group or individual contracts for tax sheltered annuities to employees. HF 98, Freeman. Approved 5-2-74.
- Create a vocational youth organization fund, vocational education, appropriation. HF 273, Kreamer.
- Area XI college, legalize election for levy of a tax. HF 309, Bittle. Approved 5-15-73—became law by publication 6-8-73.
- Prohibit expansion of certain curricula at area vocational schools and area community colleges. HF 321, Kreamer.
- Authorize area schools to acquire and operate student centers and parking facilities, revenue bonds. HF 368, Dunton, et al.; SF 392, Rodgers, et al. (similar); HF 727, education (same).
- Establish a commission for postsecondary education, quality for federal funds. HF 464, Welden, et al. (same subject matter as) SF 1053, Hansen, et al.; HF 1087, Welden, et al.
- Merged area schools, appropriation and payment of state aid, and salaries of area superintendents. HF 775, appropriations. Approved 7-21-73.
- Advisory council, appropriation for vocational education, research projects, duties of council, etc. SF 596, appropriations.
- Committee to study funding and distribution of funds to area schools, their programs, and optimum number of campuses, etc. SCR 55; S.J. 2031, 2032.
- Free tuition to members of the Iowa National Guard at all state universities and area colleges. HF 1153, Branstad.
- Area education agencies, replace county and joint county school systems, transfer certain functions to department of public instruction, etc. SF 1163, schools. Approved 5-28-74.
- State park and institutional road system, include roads and parking facilities of area schools. HF 1347, Byerly.
- Exempt certain part-time instructors, area schools, continuing contract law. HF 1361, Daggett.
- Construction of area school buildings, purchase of equipment, etc., appropriation to public instruction. HF 1370, Dunton.
- Aid to merged area schools for special programs for persons in state institutions, appropriation. HF 1384, Wells.
- Increase salary of the director of the educational radio and television facility board. HF 1414, appropriations; SF 1289, appropriations. SF 1289 approved 4-4-74.
- Senior citizens enrolled in certain courses offered by school districts and area schools, reimburse. HF 1467, Byerly, et al.
- Public instruction, merged area schools for salary adjustments or equipment replacement, appropriation. HF 1492, appropriations; SF 1401, appropriations. SSM. HF 1492 approved 5-30-74.
- Area education agencies, boards of directors, members elected at director district conventions not later than June 15, take office July 1. SF 1406, schools.
- Committee to study tuition reciprocity agreements between states re colleges, area schools and universities. HCR 153; H.J. 2209-2210.
- Committee to review career and vocational needs of the elementary and secondary schools. (Same as HCR 157) SCR 142; S.J. 1856-1857, 1922.
- Committee to review career and vocational needs of the elementary and secondary schools. HCR 157; H.J. 2292-2293.
- Athletics**
- Permit adjacent schools with small enrollments to consolidate their extra-curricular athletic teams. SF 311, Rodgers.
- Admittance, attendance and participation in extracurricular activities at a public school. (Dress, hair, marital status) HF 454, Patchett, et al.
- Boards**
- School boards, board of regents, public instruction, educational radio and TV provide group or individual contracts for tax sheltered annuities to employees. HF 98, Freeman. Approved 5-2-74.
- School boards may regulate smoking by students, prohibit use of alcoholic beverages. SF 193, Riley and Robinson.
- School board directors, reimbursement of expenses. SF 415, Tieden; HF 524, Wyckoff (companion); HF 728, education (same).
- School board treasurers may be compensated. SF 1037, schools; SF 1277, Murray, et al (same).

Require school board minutes be published. HF 1323, Branstad.

Bonds

Lamoni community school district, issuance of school bonds, legalize special election. HF 364, Anderson. Approved 5-15-73—became law by publication 6-1-73.

Authorize area schools to acquire and operate student centers and parking facilities, revenue bonds. HF 368, Dunton, et al.; SF 392, Rodgers, et al. (similar); HF 727, education (same).

Elections for school bond issues a simple majority. HF 592, O'Halloran, et al.
Elections, revise certain statutes relating to. HF 1399, state government; SF 1299, state government; SF 1234, county government (same subject matter included in HF 1399). HF 1399 approved 4-24-74—became law by publication 4-26-74.

Legalize proceedings of board of directors, Jefferson community school district No. 2, Greene county, school bonds. SF 1375, judiciary. Approved 5-9-74—became law by publication 5-28-74.

Buses—Transportation

School buses, use of. SF 43, Heying; HF 49, Small; SF 147, Doderer (companion); SF 87, Van Gilst, et al.; SF 219, schools (all same subject matter). SF 219 approved 7-12-73.

Require seat belts on school buses. HF 120, Lipsky.

Require a school bus to have its headlights on while carrying passengers. SF 163, Lamborn.

Allow discretion in school bus transportation. SF 388, McCartney.

Mass transit systems. SF 448, cities and towns. Approved 5-23-73.

School bus must stop at railroad crossings, passengers or not. HF 1106, transportation.

School buses, require use of flashing signal lights and stop arms in city limits. HF 1149, Bittle and Hill.

Nonpublic school children, provide auxiliary services, including transportation, appropriation. SF 1208, Hansen (same subject matter as) SF 1305, schools; HF 1460, education (companion); HF 1476, appropriations (same as SF 1305 and HF 1460 except HF 1476 includes appropriation). HF 1476 approved 5-6-74.

County

Create a system of intermediate educational service districts. SF 158, Andersen.

Abolish county school system, create merged areas, etc. SF 421, Rodgers.

Establish ninety-nine county school districts, abolish present school districts, etc. SF 429, Blouin.

County school systems may split and join with adjacent school systems. SF 486, Tieden.

Abolish county school system and joint county system. HF 754, Schroeder.

Continuing contracts law applicable to county and joint county boards of education teachers. HF 1390, Avenson.

Districts

Purchase of real estate by political subdivisions. HF 6, Norpel.

Spring, certified by February 25, fall, certified by September 25, enrollment in state school foundation program, district computation of costs. HF 69, Freeman.

Repeal chapter 284 of Code, reimbursing school districts for lost tax revenues, land owned by U.S., state, county, etc. HF 249, Schroeder.

Run-off election of officers in school districts; must have forty-five percent or more votes. HF 259, Kreamer.

School districts may authorize sabbatical leaves for teachers. SF 249, Riley.
Schoolhouse sites, purchase of, must be appraised. HF 312, Horn; HF 714, education (same).

Establish a basic school unit in each county with a basic school board, members of boards of all districts in unit. SF 292, Andersen.

School districts, purchase and sale of real estate re technical school to teach vocational education and aviation mechanics. HF 395, Kreamer; SF 420, Milligan, et al. S. HF 395 approved 6-29-73—became law by publication 7-13-73.

School board directors, reimbursement of expenses. SF 415, Tieden; HF 524, Wyckoff (companion); HF 728, education (same).

Abolish county school system, create merged areas, etc. SF 421, Rodgers.

School lunch facilities, authorize schools to erect, acquire, etc. HF 469, Menke; HF 726, education (same). HF 726 approved 6-29-73.

Establish ninety-nine county school districts, abolish present school districts, etc. SF 429, Blouin.

State universities receive state aid for students enrolled in laboratory schools. SF 436, higher education; HF 551, education. HF 551 approved 5-8-73.

Fixing terms of employment of teachers. HF 523, Lipsky.

Divide school districts into director districts on population basis, elections. HF 525, Bittle and Brockett.

Fees and admission charges by school districts, extra-curricular activities, deposited and expended from the general fund. HF 566, O'Halloran, et al.

- Reimbursement to school districts for auxiliary services and materials to non-public students. HF 594, education; SF 497, schools. HF 594 approved 5-16-73.
- Increase foundation property tax for school districts to 30 mills, increase foundation base, remove maximum millage reduction. HF 596, Harvey and Dunlap.
- Abolish county school system and joint county system. HF 754, Schroeder.
- Sale of real estate, Knoxville community school district. SF 585, judiciary. Approved 6-29-73.
- Fiscal year, implement change in dates of, and correcting conflicting statutes. HF 1028, ways and means. Approved 5-28-74—became law by publication 6-13-74.
- School board treasurers may be compensated. SF 1037, schools; SF 1277, Murray, et al. (same).
- Exempt admission tickets sold by public school districts and nonpublic schools from sales and use tax. HF 1063, Junker, et al.
- Nursery school programs for certain children, school districts may establish. HF 1073, Lipsky.
- Gasoline used by school districts, exempt from excise tax. SF 1089, Ramsey, et al.; HF 1147, Brunow, et al.
- School foundation program, amend. HF 1121, education. Approved 4-19-74.
- Area education agencies, replace county and joint county school systems, transfer certain functions to department of public instruction, etc. SF 1163, schools. Approved 5-28-74.
- Maximum speed limit of twenty-five miles per hour in a school district. HF 1211, Kreamer.
- School districts provide education for all children between the ages of six and sixteen, and require every child attend some suitable school or educational program, etc. HF 1379, Lipsky.
- Tuition paid by school districts, computation and filing of reports. HF 1387, Menke.
- Handicapped children (special education), update and clarify services and programs for. HF 1409, education.
- Education of the handicapped. HF 1463, education.
- Senior citizens enrolled in certain courses offered by school districts and area schools, reimburse. HF 1467, Byerly, et al.
- Area education agencies, boards of directors, members elected at director district conventions not later than June 15, take office July 1. SF 1406, schools.
- Driver Education**
- Require persons under eighteen years of age and not attending school to take drivers' education courses. HF 521, Bittle, et al.
- Employees**
- Public employees, age of retirement. HF 206, state government; SF 200, state government. HF 206 approved 3-9-73—became law by publication 3-23-73.
- Funds—Taxes**
- Schoolhouse tax, expand purposes for which may be used. HF 60, Lipsky; SF 59, Robinson (companion); HF 1078, Bittle and Byerly (similar). SF 59 approved 5-2-74.
- Repeal chapter 284 of Code, reimbursing school districts for lost tax revenues, land owned by U.S., state, county, etc. HF 249, Schroeder.
- Interest income on deposit in general fund of school districts, voters determine how used. SF 335, Briles; HF 415, Daggett; (also see HF 60; SF 59).
- Fees and admission charges by school districts, extra-curricular activities, deposited and expended from the general fund. HF 566, O'Halloran, et al.
- Institutions**
- Transfer of patients, braille and sight-saving and deaf schools, to university hospital. HF 401, education; SF 401, higher education. HF 401 approved 4-18-73.
- Regents, board of, and institutions under, appropriation. HF 776, appropriations. Approved 7-19-73.
- Private—Parochial**
- Nonpublic school children, provide auxiliary services, including transportation, appropriation. SF 1208, Hansen (same subject matter as) SF 1305, schools; HF 1460, education (companion); HF 1476, appropriations (same as SF 1305 and HF 1460 except HF 1476 includes appropriation). HF 1476 approved 5-6-74.
- Property**
- Property exchanges between a school corporation and state or a state agency. SF 176, Briles.
- Schoolhouse sites, purchase of, must be appraised. HF 312, Horn; HF 714, education (same).
- School districts, purchase and sale of real estate re technical school to teach vocational education and aviation mechanics. HF 395, Kreamer; SF 420, Milligan, et al. S. HF 395 approved 6-29-73—became law by publication 7-13-73.

Public Instruction, Department of and Superintendent of

Election of members of board of public instruction. HF 134, Mendenhall; HF 163 also includes regents. HF 163, Crabb. (Same subject matter).

Radio and TV

Consolidate state educational and state-owned commercial networks. HF 44, Crabb.

Authorize state educational radio and television facility board purchase insurance for certain broadcasting facilities. HF 466, Menke.

Educational radio and TV facility board, to general services, appropriation. HF 768, appropriations. Approved 7-17-73.

Educational radio and TV facility board, appropriation to general services for purchase of equipment. SF 597, appropriations. Approved 6-3-74.

Educational radio and TV facility board, appropriation for capital improvements, northwest and southwest areas. SF 611, appropriations.

Transmitters and translators, appropriation to general services. SF 1116, appropriations; HF 1175, appropriations. SF 1116 approved 3-4-74—became law by publication 3-9-74.

Create a cable television advisory commission. HF 1307, commerce.

Educational radio and television facility board, allocation to general services for (see SF 1116). SF 1368, appropriations. Approved 5-2-74—became law by publication 5-10-74.

Requirements/Curriculum/Courses/Subjects

Educational standards, law and order, rights of others, etc. SF 100, Haying. Educational program of schools. SF 126, schools. Approved 4-10-74.

Physical education courses in elementary and secondary schools, successfully complete or no credit. HF 252, Dunton.

Married students may participate in extracurricular activities. SF 256, Doderer; HF 396, Monroe.

Prohibit expansion of certain curricula at area vocational schools and area community colleges. HF 321, Kreamer.

Admittance, attendance and participation in extracurricular activities at a public school. (Dress, hair, marital status) HF 454, Patchett, et al.

Fees and admission charges by school districts, extracurricular activities, deposited and expended from the general fund. HF 566, O'Halloran, et al.

High school equivalency certificates, applicants eighteen or over. HF 1283, Daggett.

Students

Minimum age requirements for enrollment in public schools exceptions. SF 102, Willits; HF 389, Monroe.

Married students may participate in extracurricular activities. SF 256, Doderer; HF 396, Monroe.

Admittance, attendance and participation in extracurricular activities at a public school. (Dress, hair, marital status) HF 454, Patchett, et al.

Superintendent of

Salary of the superintendent of a merged area school, discretion of elected board of directors. HF 241, Dunton, et al; SF 310, Rodgers, et al. (companion); SF 312, Riley and Robinson; SF 315, Griffin (same subject matter).

Exempt school superintendents from the continuing contracts law. HF 1259, Avenson.

Teachers

School districts may authorize sabbatical leaves for teachers. SF 249, Riley. Procedures for termination of a teacher's contract. SF 306, Robinson and Schwieger, same subject matter as HF 702, education; HF 1008, Ferguson (S).

Tort claim insurance purchased, out of general fund, etc., by municipalities for officers and employees—student teachers also covered. SF 377, Hansen; HF 462, education (same subject matter in part).

Establish a professional standards board, abolish board of educational examiners and professional teaching practices commission. HF 429, Holden and Hill; HF 573, Stanley, et al. SSM.

Fixing terms of employment of teachers. HF 523, Lipsky.

Eliminate automatic continuation of teachers' contracts, retain hearing procedure. SF 1236, Potter. (Similar subject matter as HF 702 and SF 306).

Exempt certain part-time instructors, area schools, continuing contract law. HF 1361, Daggett.

Continuing contracts law applicable to county and joint county boards of education teachers. HF 1390, Avenson.

Trade

Advertising and selling courses of instruction. SF 107, judiciary. Approved 5-15-73.

Future business leaders of America may receive funds from the vocational youth organizational fund. SF 1080, Riley; HF 1222, Stromer and O'Halloran. HF 1222 approved 4-19-74.

Training

Cost of support, etc. of a child at a state training school. SF 67, Kelly, et al.; HF 86, Lipsky, et al.

Terminate operation of Annie Wittenmyer Home, social services report disposition of, etc. to General Assembly. SF 145, Griffin and Miller of Des Moines; HF 508, human resources. SSM.

Tuition

Tuition paid by school districts, computation and filing of reports. HF 1387, Menke.

SCIENCE—

General

Basic science examination, exemption from. SF 50, Kelly. Approved 6-19-73.

Publication costs of Iowa academy of science, appropriation to comptroller. SF 414, Taylor, et al. Approved 7-12-73.

Healing arts, those required to be licensed, exempt members of a religious faith who treat human ailments by prayer. SF 1201, Ramsey; HF 1338, Brunow.

That the national science foundation study energy requirements on a state-wide, regional and national basis, the effects, costs, wastes, etc. HCR 139; H.J. 1818-1819, 2108 adopted; S.J. 1647, 1933-1935 adopted.

Centennial observance of Iowa academy of science, appropriation to comptroller. SF 1389, appropriations. Approved 5-9-74.

SEALS—

General

Court, public office or officer, or public or private corporation using a seal may use an official ink stamp. SF 1241, county government.

SECRETARY OF AGRICULTURE—

(See Agriculture, sub-ref. Secretary of)

SECRETARY OF AGRICULTURE—U.S.—

General

Urge president of the U.S. and secretary of agriculture to rescind order to ship commodity credit grain. SJR 7, agriculture.

SECRETARY OF SENATE—

General

Lobbying, require certain disclosures by persons and organizations engaged in, penalty. SF 18, Glenn.

Compensation of the Secretary of the Senate, Carroll A. Lane, vacation pay, etc. SCR 17; S.J. 186, 190 adopted; H.J. 223 adopted.

Compensation of Chief Clerk and Secretary of the Senate—special committee appointed, during the interim, to study salary schedules for officers and employees, and report. HCR 13; H.J. 229, 234-239 adopted, 252; S.J. 224, 235, 238-241, 246, 248-250 adopted; H.J. 274; S.J. 273, 279, 289-292 adopted.

That Carroll A. Lane be presented with chair and plaque. SR 2; S.J. 198, 199 adopted.

Directory of state employees assembled by comptroller. SF 467, state government.

Interim expenses for the Secretary of the Senate. SR 7; S.J. 1171, 1782 adopted. Details of closing the 1973, first regular session of the Sixty-fifth General Assembly, interim staff and work, reconvening 1974, second regular session, etc. SCR 41; S.J. 1171, 1250, 1782-1783 adopted; H.J. 1974, 2208 adopted.

Secretary of Senate and Chief Clerk of the House authorized to attend national legislative conference. SCR 43; S.J. 1172, 1784 adopted; H.J. 1975, 2208 adopted.

The Golden Dome Booklet, authorize printing second edition. SR 101; S.J. 77, 84 adopted.

Compensation of Chief Clerk and Secretary of the Senate—full-time permanent employees receive vacation allowances and sick leave; legislative employees may become members of IPERS. SCR 101; S.J. 24, 25, 68, 284, 293, 316, 359, 501-503 adopted; H.J. 661-662, 764 adopted.

Amend joint rules by adding that lobbyists register with the Chief Clerk and the Secretary of the Senate, stipulate number of bills and resolutions interested in, etc. HCR 106; H.J. 99-100, 118 adopted; S.J. 179-180, 203, 285.

Authorize payment of expenses for planning and-arranging 1975 midwestern conference of the council of state governments. HCR 130; H.J. 1520, 1774-1775 adopted; S.J. 1412-1413, 1460, 1858, 1970-1971 adopted.

Interim expenses for the Secretary of the Senate. SR 109; S.J. 1461, 1468 adopted.

SECRETARY OF STATE—

General

State records, management of, appropriation. HF 12, Welden; HF 363, state government. S. HF 363 approved 5-27-74.

Lobbying, require certain disclosures by persons and organizations engaged in, penalty. SF 18, Glenn.

Supreme Court, set fees by rule. SF 34, Shaff, et al.; HF 34, Hill, et al. HF 34 approved 3-9-73.

Bonding of all public employees, those required. SF 69, Palmer; HF 281, Schroeder and Connors.

Consolidation of counties. SF 84, Kelly; HF 183, Hill; SF 117, Blouin. SSM.

- Solicitations of churches, charitable organizations, and other, their expenditures, reporting of, and penalties. HF 105, Doyle.
- Disclosure, etc. of campaign contributions and expenditures, etc. SF 4, Glenn; SF 90, Shaff and Plymat; SF 162, Doderer. (All same subject matter).
- Vacancies in the membership of the General Assembly, appointments, etc. HJR 9, Mendenhall.
- Annual reports of corporations need not be sworn to. SF 246, Riley; HF 318, Hill. HF 318 approved 5-24-73.
- Place of filing in order to perfect a security interest, farm operations. HF 334, Hill; SF 344, DeKoster.
- Annual reports of cooperative associations need not be sworn to, just signed. HF 335, Hill. Approved 3-4-74.
- Corporations include attorney fees as an advanceable expense, extend notice of shareholders meetings to sixty days, no verification of annual reports, etc. SF 413, Kelly; HF 529, Hill and Stanley. HF 529 approved 7-6-73.
- Effective date of laws, publishing, etc. HJR 17, appropriations.
- Committee to study HJR's 10, 11, and 12 re joint election of governor and lieutenant governor—secretary of state not an elected official—duties of lieutenant governor, report 1974. HCR 47; H.J. 1198.
- State officials, departments, executive council, and auditors (county, municipal and school), appropriation. SF 605, appropriations; HF 783, appropriations. HF 783 approved 7-12-73.
- Sellers of clothing at retail, require nonresidents to file bond. HF 1014, Clark of Dubuque.
- Business corporations, changes. SF 1064, Riley.
- Nonfamily or family corporate farms report to secretary of state. SF 1019, Riley; SF 1288, agriculture (same); SF 1077, Tieden, et al.; HF 1144, Fisher of Greene, et al (companion) (Same subject matter; HF 1360, agriculture (similar); (all same subject matter).
- Copies of laws affecting county government distributed by secretary of state to the county attorneys after enactment. HF 1123, Miller of Buchanan, et al.
- Election laws, appropriation to secretary of state to print copies of. SF 1121, appropriations; HF 1173, appropriations. SF 1121 approved 3-29-74—became law by publication 4-7-74.
- Elections, revise certain statutes relating to. HF 1399, state government; SF 1299, state government; SF 1234, county government (same subject matter included in HF 1399). HF 1399 approved 4-24-74—became law by publication 4-26-74.

SECURITIES—**General**

- Iowa Probate Code. SF 442, Riley; HF 536, Hill. SF 442 approved 4-25-74.
- Interconnected regional securities depositories, further development of—amend uniform commercial Code. SF 450, DeKoster.
- Repeal of certain exemptions under securities law, registration requirements, licensing and examination fees, etc. HF 873, commerce.
- Clarification and modification of certain exemptions under Iowa securities law, fees of dealers and salesmen, surety bonds, etc. SF 1279, commerce; HF 1432, commerce. HF 1432 approved 4-25-74—became law by publication 5-3-74.
- Uniform commercial Code, amend. SF 1315, judiciary. Approved 6-3-74.
- Committee to study Iowa securities law. HCR 122; H.J. 1220-1221, 1249 adopted; S.J. 1056-1057, 1084.

SECURITY—**General**

- Place of filing in order to perfect a security interest, farm operations. HF 334, Hill; SF 344, DeKoster.
- Interest of seven percent paid on rental deposits on property. HF 1262, Rapp.
- Client security fund not an insurance company, clarifies (established by Supreme Court). HF 1315, Hill.
- Clarification and modification of certain exemptions under Iowa securities law, fees of dealers and salesmen, surety bonds, etc. SF 1279, commerce; HF 1432, commerce. HF 1432 approved 4-25-74—became law by publication 5-3-74.

SECURITY MEDICAL FACILITY—**General**

- Escaped prisoners—state not pay reward. HF 170, human resources. Approved 3-4-74.

SEED—

(See Agriculture, sub-ref. Seed)

SENIOR CITIZENS—

(Also see Aging)

General

- Persons over sixty-four years of age fish without a license. HF 15, Norpel and Small.
- Prohibit reduction of accident and health insurance coverage of an aged, etc. subscriber without proportionate reduction of premium charged. HF 54, Mendenhall.

- Polling places for elections. HF 139, Dunton; SF 501, human resources. SF 501 approved 5-24-73.
- Computation of old-age assistance grants, disregard increase in social security benefits. SF 307, Blouin, et al.; HF 599, Cusack and Krause.
- Relatives responsible for care and support, old-age assistance, contractually. SF 308, Blouin, et al.
- Additional homestead tax credit for persons sixty-five years or older or totally disabled. HF 563, Doyle; HF 576, Crabb, SSM.
- Exempt low-rent housing developments for elderly and handicapped, non-profit, etc. organizations from property taxes. HF 579, Miller of Buchanan, et al.
- Exempt repairs and maintenance from taxation on homes owned by persons sixty-five or older or disabled. HF 645, Doyle.
- Committee to study quality of life of elderly and physically handicapped, report. SCR 39; S.J. 966-968, 985, 1114.
- Authorize vocational education board (public instruction) to make disability determinations under federal supplemental security income program for aged, blind, and disabled. SF 527, human resources.
- Older readers services, state library commission to prepare and implement a state plan for, federal grant. SF 1041, Kinley.
- Eliminate certain income from consideration in determining total income of the elderly for additional homestead credit. SF 1127, Blouin and Gluba.
- Supplementary cash payments to certain persons, social services provide, receive medical assistance act, penalties. SF 1128, Blouin, et al.; HF 1202, Monroe, et al. (companion); HF 1411, human resources (same subject matter). HF 1411 approved 5-11-74—became law by publication 5-21-74.
- Homestead tax credit, sixty-five or older, or disabled, may file by mail. HF 1279, Poncy.
- Fishing and hunting by resident senior citizens, sixty-five or older, without a license. HF 1292, Cusack, et al.; SF 1346, Hansen.
- Fishing licenses for senior citizens, reciprocity between states. HF 1325, Howell, et al.
- Mobile homes, additional property tax relief for persons sixty-five or older. HF 1423, Krause; SF 1308, ways and means (same subject matter). SF 1308 approved 5-10-74—became law by publication 5-17-74.
- Property tax relief to persons sixty-five years of age and older or totally disabled, correlate statutes. SF 1306, ways and means. Approved 5-9-74—became law by publication 5-9-74.
- Senior citizens enrolled in certain courses offered by school districts and area schools, reimburse. HF 1467, Eyerly, et al.
- Exclude pension and retirement annuity income, sixty-five or older, net income less than \$6,000. SF 1347, Hansen.
- Committee to continue study of the quality of life of Iowa's elderly citizens. HCR 160; H.J. 2317, 2491 adopted; S.J. 2039.
- Committee to continue study of the quality of life of Iowa's elderly citizens. (Same as HCR 160) SCR 145; S.J. 2010-2011, 2038.

SERVICES—

(Also see Tax, sub-ref. Service)

General

- Iowa products and labor, statutory preference for, limitation if enforcement would result in denial of federal funds or services. HF 1410, state government. Approved 5-27-74.
- Restraint of trade, defining unlawful agreements, acts and practices re services as well as commodities. SF 1373, judiciary.

SESSIONS—

(See General Assembly)

SEWAGE—

(See Environmental Preservation and/or Pollution)

SEWER SYSTEMS—**General**

- Delinquent sewer charges constitute a lien against property. SF 24, Shaff.
- Grants from sewage works construction fund. SF 128, Andersen, et al.; HF 161, Hutchins, et al. (companion); HF 515, Edelen, et al. SSM.
- Sanitary districts, conveyance of to cities or towns. SF 245, Willits; HF 322, Eyerly. SF 245 approved 6-19-73.
- County transfer, by resolution, control of an entire drainage district to a city or town regardless of construction. HF 349, Butler.
- Separate drainage systems for surface water. SF 364, Gallagher.
- Increase fee for certification of operators of water and sewage treatment plants. HF 404, natural resources.
- Conveyance and discontinuance of a sanitary district located wholly or partially within boundaries of a city or town, etc. HF 616, cities and towns.
- Authority of the department of environmental quality for water quality, conform to federal requirements, sewage treatment works, constructions, etc. HF 710, natural resources.
- Cities and towns, sewage construction fund, appropriations. SF 576, appropriations.

Cities and towns, sewage works construction, appropriation. SF 617, cities and towns; HF 1407, Howell, et al.
 Cities and towns, sewage works construction, appropriation. HF 807, appropriations. (Same and similar subject matter as SF 576 and SF 617) HF 807 approved 7-6-73.
 Storm sewer grates, requirements for. SF 1048, Gluba; HF 1118, transportation. S.
 Sanitary district bonds may be amortized over a period of forty years. HF 1079, Brunow, et al.; SF 1072, Ramsey, et al. HF 1079 approved 3-29-74.
 Sewage works treatment construction fund, appropriation. SF 1378, appropriations. Approved 5-2-74—became law by publication 5-10-74.
 Legalize proceeding of Buffalo, Scott county, sewer bonds. HF 1493, ways and means. Approved 5-27-74—became law by publication 6-4-74.

SEX—**General**

Obscene matter and live sex shows, penalty. SF 1066, Taylor; SF 1184, Hill (same subject matter).

SHARES—**General**

Shares in a professional corporation may be held in trust. HF 1278, Kreamer.

SHERIFFS—**(Also see Officers and/or Police)****General**

Salaries for deputy sheriffs, district court held in two places. HF 38, Knoke, et al. Approved 5-2-74.
 Increase mileage rate paid to county sheriffs. HF 51, Mendenhall and Horn. Deputy sheriffs approved by board of supervisors. SF 142, Hill.
 Standard uniforms for county sheriffs and deputies. HF 125, judiciary and law enforcement. Approved 4-19-74.
 Special and reserve deputy sheriffs, sheriff file report with board of supervisors listing names of. SF 248, Doderer; HF 279, Hill.
 Establish county law enforcement units, discontinue police departments, sheriffs, etc. HF 377, Knoke; HF 1320, Horn (similar subject matter).
 Establishment of civil service for deputy county sheriffs, etc. HF 439, county government; SF 545, county government. HF 439 approved 7-19-73.
 Sheriffs' salaries and office expenses paid from court expense fund. HF 1064, Danker.
 Increase to one and one-half percent preceding year's total payroll, support of civil service commission for deputy sheriffs. SF 1068, Riley.
 Compensation for services rendered in aiding the sheriff. HF 1396, county government. Approved 5-2-74.

SHUTTLE BUSES OR CARRIERS—**(See Motor Vehicles, sub-ref. Buses)****SICK LEAVE—****General**

Public employees leave of absence with pay. SF 164, Junkins and Schwengels; HF 201, Millen, et al. (companion); SF 235, Nystrom; HF 388, human resources (all same subject matter). HF 888 approved 3-4-74.
 Sickness and accident disability fund. SF 1267, ways and means.

SIGNATURE—**General**

Signatures of persons with physical disabilities, may be by rubber stamp or written by another person, lawful. SF 1039, Riley.

SIGNS—**(Also see advertising, sub-ref. Signs)****General**

Passing of motor vehicles on highways near intersections prohibited if sign-posted, etc. SF 417, Shaw.
 Require a warning sign at last intersection before an unsafe county bridge, certain vehicles, etc. SF 493, Winkelman.
 Temporary closing of highways, remove requirement of an "enter at your own risk" sign. HF 1197, county government.

SLAUGHTER—**(See Animals, sub-ref. General)****SNOWMOBILES—****(See Motor Vehicles, sub-ref. Snowmobiles)****SOCIAL SECURITY—****General**

Extend social security benefits to members of General Assembly. HF 433, Middleswart, et al.; SF 1392, Andersen.

SOCIAL SERVICES, DEPARTMENT OF—**General**

Commitment of alcohol and drug addicts. SF 6, county government. Approved 2-26-73.
 Eligibility for assistance in ADC program. HF 13, Hill, et al.; SF 125, Gluba, et al.
 HMO. SF 25, Rabedeaux, et al.; HF 29, Monroe, et al. SF 25 approved 5-25-73.

- Interstate corrections compact. SF 75, Lamborn, et al.; HF 84, Lipsky, et al. SF 75 approved 3-7-73.
- Establish a department of mental health and mental disabilities. SF 78, Griffin and Miller of Des Moines.
- Recovery of old age assistance payments, repeal double amount. SF 65, Riley and Van Gilst.
- Work release programs and furloughs for inmates. SF 66, Glenn, et al.; HF 83, McCormick, et al. SF 66 approved 5-24-73.
- Correctional programs and services, establish. SF 71, Potter, et al.; HF 85, Lipsky, et al. (companion); SF 482, human resources SSM. SF 482 approved 7-20-73.
- Funding of mental health and mental retardation services, state aid to counties, appropriation. SF 89, Griffin and Miller of Des Moines.
- Terminate operation of Annie Wittenmyer Home, social services report disposition of, etc. to General Assembly. SF 145, Griffin and Miller of Des Moines; HF 508, human resources. SSM.
- Employment of county relief recipients on county-owned properties, parks, etc. SF 156, county government; HF 553, county government. S.
- Public employees leave of absence with pay. SF 164, Junkins and Schwengels; HF 201, Millen, et al. (companion); SF 235, Nystrom; HF 388, human resources (all same subject matter). HF 388 approved 3-4-74.
- Iowa soldiers home, construction of a nursing care facility, appropriation to social services for. SF 184, Miller of Marshall, et al.; HF 423, Dunton, et al. SF 184 approved 7-20-73.
- Eligibility to receive the benefits of certain welfare programs re unemployment due to work stoppage. HF 207, Kreamer.
- Counties not required to pay ADC, aid to disabled, and blind assistance. HF 231, Holden, et al.; SF 570, ways and means. SF 570 approved 6-30-73.
- ADC recipients, confidential files open to elected state and county officials. SF 254, Rabedeaux.
- Commitment orders, termination of. SF 276, Curtis. Approved 5-24-73.
- Social services, certain persons exempt from merit system. SF 295, Schwieger and Plymat. Approved 4-4-74.
- Computation of old-age assistance grants, disregard increase in social security benefits. SF 307, Blouin, et al.; HF 599, Cusack and Krause.
- Relatives responsible for care and support, old-age assistance, contractually. SF 308, Blouin, et al.
- Establish a general relief fund, general and emergency relief (social welfare), etc., procedures and responsibilities. HF 381, Higgins.
- Licensed child care centers, establish and operation of appropriation. SF 434, Murray; HF 577, Hill (companion); HF 729, human resources; SF 569, human resources (similar); (all same subject matter). SF 434 approved 6-3-74.
- Composition and terms of office of county boards of social welfare. HF 510, Harvey.
- Change terms of members of county boards of social welfare, exclude county supervisors. HF 511, Higgins.
- Abused and neglected children, strengthen laws on, persons required to report abuses, etc., penalties. SF 474, Doderer and Lamborn.
- Increase funeral benefits for welfare recipients. HF 641, Wells.
- Correctional programs and services, appropriation. SF 511, appropriations. Approved 7-20-73.
- Social services department, appropriation, division of family and children services. HF 739, appropriations. Approved 7-21-73—item veto.
- Social services, institutions under bureau of adult corrections. SF 539, appropriations; HF 781, appropriations. SSM. SF 539 approved 7-21-73—item veto.
- Social services department, appropriation, division of mental health and mental retardation services. HF 747, appropriations. Approved 7-21-73—item veto.
- Social services, appropriation for capital improvements, repairs, replacements, etc. for institutions under. HF 769, appropriations. Approved 7-21-73—item veto.
- Direct department of social services to detail and specify intent and objectives of programs for young persons at certain institutions. HJR 22, appropriations. Sent to secretary of state 6-24-73.
- Social services, department of, providing state supplementary cash payments to certain persons, revising laws relative to federally-assisted welfare programs being terminated, penalties, etc., appropriation. SF 587, human resources; HF 789, appropriations. HF 789 approved 7-20-73.
- Social services, public assistance programs, ADC, veterans' children, etc., appropriation. SF 604, appropriations. Approved 7-17-73.
- Committee to study ways to improve various welfare programs, state and county. HCR 61; H.J. 1802.
- Social services, appropriation for area offices and county services, departmental operations, etc. HF 802, appropriations. Approved 7-21-73—item veto.
- Supplement appropriation (SF 184, first session, Sixty-fifth General assembly) for construction of nursing care facility at Iowa soldiers home. HF 1012, West, et al.

- Discharges or parolees at the women's reformatory furnished set sum of money. SF 1036, Doderer and Kelly; HF 1081, Lipsky, et al.; SF 1176, Kelly, et al. (HF 1081 and SF 1176 companion and includes men).
- State supplementary assistance files opened to elected state and county officials. SF 1049, Rabedeaux.
- Furloughs for inmates. HF 1077, Knoke. Vetoed 4-6-74.
- State institutions under social services or board of regents, legislature must approve closing or discontinuation of operations. SF 1065, Briles, et al.; HF 1136, Daggett, et al.
- Duration of work release programs (six months deleted) for inmates of institutions. HF 1083, Hill, et al.; (longer than six months) HF 1450, human resources (same subject matter).
- Supplementary cash payments to certain persons, social services provide, revise medical assistance act, penalties. SF 1128, Blouin, et al.; HF 1202, Monroe, et al. (companion); HF 1411, human resources (same subject matter). HF 1411 approved 5-11-74—became law by publication 5-21-74.
- Inner city outpatient health clinics, establish and assist in support of, appropriation. SF 1154, Palmer and Schwieger.
- Nursing care facility at soldiers home, construction of, appropriation. HF 1204, appropriations. Approved 5-28-74.
- Child abuse, create a bureau of the central registry for child abuse information, penalties. SF 1225, Doderer, et al.; HF 1388, Bittle, et al. SF 1225 approved 5-29-74.
- Foster care placements, department of social services arrange for, payment of, maintain accounts, etc. SF 1294, Blouin; HF 1430, human resources. HF 1430 approved 5-29-74.
- Child welfare foster care, and group homes, social services, appropriation. HF 1453, appropriations. Approved 4-24-74.
- Social services programs (increases in food, fuel, etc.), appropriation. HF 1468, appropriations. Approved 4-25-74—became law by publication 5-2-74.
- Annie Wittenmyer Home, appropriation to social services for. SF 1343, appropriations. Approved 6-3-74—item veto.
- Community-based pilot programs, reversion of funds appropriated for. SF 1345, appropriations.
- Social services, appropriation increasing custodial care, etc. HF 1474, appropriations. Approved 5-29-74—became law by publication 6-7-74.
- Liability for support for patients at a hospital-school or special unit, and mentally ill persons, eighteen years of age or older. HF 555, Harvey. Approved 3-29-74.
- Committee to review and evaluate or study reorganization of social services re county boards of social welfare. SCR 115; S.J. 1096-1097, 1117.
- Committee to study feasibility of implementing the institutional plan by social services. HCR 128; H.J. 1442-1443.
- Furloughs for inmates, exception. SF 1374, human resources.
- ADC program, increase appropriation—insure eligibility. SF 1377, Gluba and Orr.
- Adoption, revise, based on revised uniform adoption act. HF 1100, Lipsky, et al.; SF 1391, Hansen and Shaw.
- Control, Board of**
- Board of control, correct obsolete reference in code. HF 198, human resources. Approved 4-6-73.
- Parole, Board of**
- Parole relief fund, appropriation. SF 478, human resources.
- Parole, board of, appropriation. SF 588, appropriations. Approved 5-31-73.
- Persons serving life terms, review case every five years. HF 1127, Lipsky, et al.; SF 1238, Kelly, et al.
- Certain rules of state institutions, approved by departmental rules review committee. HF 1048, Oakley (same subject matter in part as) HF 1069, Lipsky, et al.; SF 1143, Kelley, et al. which has to do with the board of parole.
- SOCIAL WORKER—**
- General**
- Licensing and regulation of social workers, certified social workers, and master social workers, license fees, penalties. HF 1248, West, et al.; SF 1209, Schwieger, et al.
- SOIL CONSERVATION—**
- General**
- Urge requirement with approved soil conservation practices, land in watershed of proposed U.S. dams. SJR 4, Winkelman, et al.; HJR 8, natural resources. SJR 4 sent to secretary of state 4-6-73.
- County property tax levy of one-quarter mill for flood and erosion control. HF 73, county government.
- Restoration of land disrupted by a highway project—replacement of borrow pit soil. HF 239, Welden; SF 220, Taylor (companion); SF 233, Scott; HF 421, Miller of Cerro Gordo and Norland (companion). SSM.
- Establish a land preserve loan authority, prescribe purposes, duties, etc. SF 367, Winkelman.

Soil conservation department, appropriation. HF 737, appropriations. Approved 6-13-73.

Abolish department of mines and minerals, inspection and regulation of, transfer of powers and duties, appropriation. SF 530, state government; HF 779, appropriations. S. HF 779 approved 7-12-73.

Soil conservation, for soil and water conservation cost-sharing program, appropriation. SF 574, appropriations. Approved 7-17-73.

Soil conservation, department of, soil conservation districts and conservancy districts, administration of. HF 1178, agriculture. Approved 5-27-74.

Create a department of soil conservation and land use, land use policy commission, etc., powers and duties of such agencies. HF 1422, natural resources.

Soil conservation, department of, appropriate additional funds for the soil and water conservation cost-sharing program and employment of an engineer-technician. SF 1337, appropriations. Approved 4-15-74—became law by publication 4-19-74.

Surface mining, stricter regulations, penalties. SF 1350, Blouin.
At least one U.S. department of agriculture service center be maintained in each soil conservation district in Iowa, etc. HCR 132; H.J. 1628-1629, 1742 adopted; S.J. 1386, 1417, 1443, 1469-1470 adopted, 1494.

SOLDIERS HOME, IOWA—

General

Iowa soldiers home, construction of a nursing care facility, appropriation to social services for. SF 184, Miller of Marshall, et al.; HF 428, Dunton, et al. SF 184 approved 7-20-73.

Iowa soldiers home, appropriation. HF 790, appropriations. Approved 7-19-73.

Supplement appropriation (SF 184, first session, Sixty-fifth General Assembly) for construction of nursing care facility at Iowa soldiers home. HF 1012, West, et al.

Nursing care facility at soldiers home, construction of, appropriation. HF 1204, appropriations. Approved 5-28-74.

SOLDIERS RELIEF COMMISSION—

General

Soldiers relief fund changed to veteran affairs fund. SF 132, Briles; HF 148, Wyckoff. HF 148 approved 6-13-73.

SOLICITATION—

General

Solicitations of churches, charitable organizations, and other, their expenditures, reporting of, and penalties. HF 105, Doyle.

Door to door sales. SF 329, McCartney, et al.; HF 391, Fitzgerald, et al. (companion); HF 617, commerce SSM. SF 329 approved 5-15-73.

Prohibit public records from being used for solicitation of business, penalty. HF 1332, Small.

Prohibit public records from being used by commercial enterprises for solicitation of business. HF 1333, Small.

Soliciting public donations, corporations and other organizations file a statement of salaries, expenses, etc. HF 1481, Freeman.

SOLID WASTE DISPOSAL GROUNDS—

General

Solid waste disposal grounds, establishment and operation of. SF 1358, county government.

Committee to study recycling of solid and liquid wastes. SCR 136; S.J. 1608, 1648.

SPANISH—

General

Create a Spanish-speaking peoples study commission, appropriation. SF 424, Gluba, et al.; HF 561, Cusack, et al.

SPANISH-AMERICAN WAR VETERANS—

General

Pioneer lawmakers, Spanish-American war veterans, and commission on status of women, appropriation. SF 563, appropriations. Approved 6-19-73.

SPEED RESTRICTIONS—

General

Speed restriction for motor vehicles towing disabled vehicles. HF 102, Doyle.
Truck speed limits. HF 190, transportation.

Fifty-five maximum speed limit. HF 1009, transportation; SF 1013, natural resources. SF 1013 approved 2-7-74—became law by publication 2-15-74.

Maximum speed limit of twenty-five miles per hour in a school district. HF 1211, Kreamer.

SPORTS—

(Also see Athletics and/or Schools, sub-ref. Athletics)

General

Licenses for professional boxing and wrestling matches, qualifications for. SF 86, Briles, et al.; HF 268, natural resources. SSM. SF 86 approved 6-3-74.

Permit adjacent schools with small enrollments to consolidate their extra-curricular athletic teams. SF 311, Rodgers.
 Golf and bowling tournaments, car and horse races, and other exhibitions, participation in lawful. SF 1047, judiciary. Approved 2-12-74—became law by publication 2-22-74.

SPYING—**General**

Prohibit use of public funds for surveillance or spying on citizens of Iowa, unless law enforcement. SJR 1001, Heying.

STAMPS—**General**

Printing and custody of cigarette and little cigars tax stamps, change to department of general services. HF 1366, state government.

STATE AID—**(Also see Schools, sub-ref. State—Federal Aid)****General**

Spring, certified by February 25, fall, certified by September 25, enrollment in state school foundation program, district computation of costs. HF 69, Freeman.

Funding of mental health and mental retardation services, state aid to counties, appropriation. SF 89, Griffin and Miller of Des Moines.

Eliminate state aid to county and district fairs. SF 154, Doderer.

Merged area schools, appropriation and payment of state aid, and salaries of area superintendents. HF 775, appropriations. Approved 7-21-73.

Social services, department of, providing state supplementary cash payments to certain persons, revising laws relative to federally-assisted welfare programs being terminated, penalties, etc., appropriation. SF 587, human resources; HF 789, appropriations. HF 789 approved 7-20-73.

County fairs or agricultural societies for premium awards, allocation of state aid to. SF 1385, appropriations. Approved 5-2-74—became law by publication 5-10-74.

STATE CENTRAL COMMITTEES—**General**

Change membership of state central committees, four from each congressional district. SF 61, Kelly; HF 62, Hill, et al.

STATE DEPARTMENTS—**(See State Government, all sub-refs.)****STATE FAIR—****(See Fairs)****STATE GOVERNMENT—****General**

State records, management of, appropriation. HF 12, Welden; HF 363, state government. S. HF 363 approved 5-27-74.

Designate ladybug as state insect. SJR 2, Rodgers, et al.; HJR 4, Caffrey, et al. S.

Veteran's day, change observance of. HF 27, Wells, et al. Approved 4-18-73.

Annual budgeting and reporting for state departments, agencies, boards, etc. SF 46, Hill.

Savings involved in new state programs or procedures established by the General Assembly, departments, boards, etc., make reports. HF 97, Crabb,

Provide insurance fund for damage to public buildings. SF 153, Palmer; HF 432, Connors, et al. S.

Repeal provisions for a statewide property tax levy. SF 155, Van Gilst; HF 194, Anderson and Dunton,

Prohibit incurring expenses for receptions for the governor's inaugural. HF 277, Millen, et al.

ADC recipients, confidential files open to elected state and county officials. SF 254, Rabedeaux.

Provide a banner for use by the governor. SJR 10, Nystrom; HJR 14, Dunton and Lippold.

Reversions and use restrictions on land, exceptions, railroads, state, etc. SF 337, Shaff and Lamborn; HF 417, Holden.

Fees, public officers (employees) not entitled to receive for certifying affidavits, etc., repeal law. SF 341, county government. Approved 2-12-74.

Committee to study storage of documents and use of microfilming equipment, report. HCR 25; H.J. 525, 570 adopted; S.J. 630, 655, 731, 945—1974 regular session—S.J. 18.

Liability insurance for state-owned automobiles. HF 412, Crabb; HF 685 commerce. SSM.

Abolish pensions for survivors of Northern Border Brigade, Spirit Lake relief expedition of 1857, and Mitchell's cavalry, repeal chapter 34. HF 425, Caffrey. Approved 5-27-74.

Prohibit governmental appointees from being required to give an oath of political allegiance or make a contribution. SF 893, Blouin.

Create a state information and liaison office in Washington, D.C., appropriation. SF 425, Murray.

Increase all mileage expense allowances. HF 486, Doyle, et al. HF 1210, transportation. SSM.

- Embezzlement by public officers, double the penalty for. HF 491, Fischer of Grundy.
- Appearance of employees, specified procedures followed, dismissals. HF 518, Horn.
- Revolutionary war memorial commission, abolish. HF 531, Grassley, Approved 4-25-74.
- Establish a state television commission, regulation and control of cable TV, etc. HF 541, Small.
- Create a crime victims compensation board. SF 472, Hansen and Gluba; HF 667, Lipsky and De Jong.
- Legislative fiscal bureau, establish—abolish budget and financial control committee—establish legislative fiscal committee and committees under legislative council. SF 476, state government. Approved 6-29-73.
- IPERS, investment of funds, increase contributions, members of General Assembly become members, early retirement, increase interest rate, etc. SF 280, Briles, et al; HF 534, Caffrey.
- Pay and allowance plan for officers and enlisted men in active state service, some state authority. SF 498, appropriations.
- Interstate cooperation, council of state governments. SF 519, appropriations. Approved 5-24-73.
- State agencies shall not expend public funds appropriated for entertaining members of the General Assembly. SCR 46; S.J. 1247, 1248, 1250, 1263-1265 adopted; H.J. 1351, 1415-1416 tabled—S.J. 1331.
- General services, expansion of capitol complex, appropriation. SF 579, appropriations.
- Disclosure of campaign contributions and expenditures. SF 583, state government. Approved 7-20-73.
- Committee to study dividing the state into regions for administrative purposes, etc. HCR 65; H.J. 1869.
- State office building, appropriation for construction of SF 1011, Curtis and Plymat; HF 1016, Brockett and Roorda. HF 1016 approved 5-28-74.
- Rotunda covering, first floor of the capitol, appropriation for SF 1028, Plymat and Curtis; HF 1030, Brockett and Roorda.
- Prohibit use of public funds for surveillance or spying on citizens of Iowa unless law enforcement. SJR 1001, Heying.
- Emergency power of the governor, outdoor advertising, fuel, etc. HF 1056, Higgins.
- State supplementary assistance files opened to elected state and county officials. SF 1049, Rabedeaux.
- Public officers and employees (state, county, city, etc.) amend law to make Code of conduct or ethics same. SF 1060, Doderer.
- Four ten-hour-day work week for state employees. SJR 1003, Murray, et al.; HJR 1003, De Jong, et al.
- Interchange of federal, state and local government employees. HF 1107, state government. Approved 3-21-74—became law by publication 3-29-74.
- Official meetings, of a public agency, open to the public, if closed illegally members personally liable. SF 1078, Blouin and Orr; SF 1087, Milligan; HF 1185, Norland (all same subject matter).
- Committee to study the duplication of state and local agencies charged with inspection of buildings. SCR 110; S.J. 339, 354, 481.
- Departmental rule, approval of. HF 1193, Miller of Buchanan, et al.
- Administrative procedure act. HF 1200, state government.
- Per diem rate, expenses and duties of specified boards and committees (state fair, city finance, city development, environmental quality). HF 1206, Stromer (same in part to); HF 1478, appropriations. HF 1478 approved 5-27-74.
- Inclusion of fine arts projects in state building construction projects. HF 1207, Hill, et al.
- Civil defense and emergency planning, supplement and strengthen. SF 1216, Murray and Briles; HF 1335, Daggett.
- All governmental agencies publish or make available certain information, confidential exception. HF 1319, Rapp.
- Payment of relocation assistance to persons displaced by public projects. SF 1256, Gluba.
- Employment of consultants by a public agency, approval, etc. SF 1319, Andersen.
- Vacancies, state positions, appointments, confirmation of. SF 1351, Palmer, et al.
- Conflicts of interest of public officers and employees, Code of ethics. SF 1353, cities and towns.
- Departments—**
- Prohibit auditor of state from using same person to audit accounts of any particular department two years in succession. SF 12, Potter.
- Bureau of labor, change name to department of labor and industry. HF 40, state government.
- General services department, duties and functions. HF 307, Bittle, et al. Approved 7-20-73.
- Require that a proposed departmental rule shall not take effect until approved by departmental rules review committee. HF 480, Crabb.

- General services and other state agencies be encouraged to purchase recycled paper and paper products. HCR 30; H.J. 589, 746 adopted; S.J. 777, 827, 957.
- Standard budget request forms. HF 498, Schroeder and Jesse. Approved 7-6-73.
- Supplement appropriations of various state departments, board of regents, etc., and other exempt positions included in comptroller's centralized payroll system. SF 618 appropriations. Approved 7-17-73.
- Certain rules of state institutions, approved by departmental rules review committee. HF 1048, Oakley (same subject matter in part as) HF 1069, Lipsky, et al; SF 1143, Kelley, et al., which has to do with the board of parole.
- Prohibit (exceptions) establishment of regional divisions of state departments or agencies HF 1053, Crabb.
- Employees—**
- Hiring of employees under merit system, five highest, six months probation period. SF 44, Nystrom.
- Use of auditoriums by state employee organizations. SF 77, Andersen; HF 538, Grassley.
- Phase out contribution ceiling, IPERS. SF 96, Riley; SF 1185, Andersen (same subject matter).
- Age of retirement, IPERS, etc. SF 177, Andersen; HF 235, Doyle and Junker (companion); HF 218, Drake, et al. covers additional sections, etc. (Same subject matter).
- Procedure allowing state employees to meet and confer with merit employment commission. HF 202, Fisher of Greene and Millen.
- Public employees, age of retirement. HF 206, state government; SF 200, state government. HF 206 approved 3-9-73—became law by publication 3-23-73.
- State employee benefits, sick leave, vacation, and overtime. HF 212, Crabb.
- Collective bargaining for public employees. HF 263, Welden; SF 273, Griffin; SF 531, human and industrial relations. (All same subject matter). SF 531 approved 4-23-74.
- Changing the computation of the basic pay periods for state employees. SF 236, Nystrom.
- Public employees leave of absence with pay. SF 164, **Junkins and Schwengels**; HF 201, Millen, et al. (companion); SF 235, Nystrom; HF 388, human resources (all same subject matter). HF 388 approved 3-4-74.
- IPERS, revised and updated. HF 287, state government; SF 290, state government; SF 411, state government (all same subject matter). HF 287 approved 5-15-73—became law by publication 5-24-73.
- Overtime pay for employees of highway commission. SF 251, Nystrom.
- Fees, public officers (employees) not entitled to receive for certifying affidavits, etc., repeal law. SF 341, county government approved 2-12-74.
- Holidays for state employees. SF 342, Plymat, et al.; HF 413, West, et al.; SF 512, human and industrial relations. S. SF 512 approved 6-19-73.
- Group disability insurance program for state employees. SF 355, Schaben, et al.
- Salary increases for certain state employees, appropriation. SF 360, Nystrom, et al.
- Payment of overtime of state employees. SF 374, Andersen, et al.; HF 499, Drake, et al.
- Vacations for state employees. SF 379, Riley, et al.; HF 503, Clark of Lee, et al. HF 503 approved 6-13-73.
- Pay adjustment for state employees, merit system. SF 385, Schwengels, et al.; HF 493, Harvey, et al.
- Suits against employees of the state, provide waiver of sovereign immunity. HF 430, McCormick.
- Longevity pay increases for state employees, merit system. SF 40, Andersen and Nystrom; HF 502, De Jong, et al.; HF 1345, West, et al.
- Members of General Assembly may employ related persons as clerks, etc. HF 549, rules. Approved 6-13-73—became law by publication 6-22-73.
- Directory of state employees assembled by comptroller. SF 467, state government. Part-time legislative employees not covered by unemployment compensation. HF 680, human and industrial relations.
- Group insurance for public employees may include dependents and spouses. SF 502, McCartney, same subject matter as HF 1001, Doyle; SF 1010 Andersen (companion).
- Payments in lieu of contributions for unemployment compensation made to state employees of various state agencies, boards, commissions and departments. HF 751, appropriations. Approved 6-13-73.
- Corrective amendments to HF 287. SF 550, state government. Approved 6-29-73.
- Setting salary rate for state officials and designated employees. SF 590, appropriations; HF 795, appropriations. SF 590 approved 6-29-73.
- Financing increased salaries for state officials, designated employees, and costs for contributions to judicial retirement system. HF 806, appropriations. Approved 7-6-73.
- Four ten-hour-day work week for state employees. SJR 1003, Murray, et al.; HJR 1003, De Jong, et al.
- Salary increases to persons who are members of the merit employment system, appropriation. SF 1136, Nystrom, et al.; HF 1221, De Jong, et al.**

- Increase mileage rate, members of the General Assembly and employees of state or its political subdivisions. SF 1139, ways and means; SF 1151, Hansen. SSM. SF 1139 approved 5-10-74.
- Disability income protection program for full-time state employees, appropriation. HF 1214, Hansen, et al.; SF 1215, Schaben, et al.
- Travel by state employees or General Assembly members. SF 1170, Rodgers, et al.
- Automatic cost-of-living salary adjustment to merit employment system pay schedule, appropriation. SF 1171, Willits; HF 1235, Wells.
- Cost of living adjustments for public employees, appropriation. HF 1257, Crabb.
- Adjustments in the merit employment department pay plan, appropriation. HF 1337, Byerly.
- Cost of living salary increase for specified state employees, also disability insurance program, appropriation. HF 1367, appropriations; SF 1284, appropriations (similar subject matter). SF 1284 approved 5-30-74.
- Merit system eligible list, method by which state agencies appoint persons from. HF 1380, state government. Approved 5-27-74.
- Highway commission employees, salary increase, appropriation. SF 1285, appropriations. Approved 5-9-74.
- Commerce commission, warehouse division, appropriation—grain dealers. SF 1286, appropriations; HF 1461, appropriations. SSM. SF 1286 approved 6-3-74—became law by publication 6-14-74—item veto.
- Cost of living salary increase for employees of highway commission, appropriation. HF 1436, appropriations.
- Waive joint rule 16 re Senate File 531. SCR 118; S.J. 1184 ruled out of order. General Assembly objects to state agencies not paying employees overtime and insist on compensation for same. SCR 132; S.J. 1581-1582, 1609.
- General Assembly objects to state agencies not paying employees overtime and insist on compensation for same. (Same as SCR 132); HCR 149; H.J. 2126-2127.
- Salary adjustment for employees of the General Assembly. HCR 163; H.J. 2382.
- Executive Branch**
- Travel by certain candidates and elected officials, restrict number together. HF 11, Knoke.
- Four-year term of office for governor, lieutenant governor, secretary of state, auditor of state, treasurer of state, secretary of agriculture, and attorney general. HF 442, Crabb.
- Salaries and expenses of members of the General Assembly, increase. HF 643, state government; HF 796, appropriations and HF 801, appropriations are similar in part. HF 796 approved 7-12-73.
- Setting salary rate for state officials and designated employees. SF 590, appropriations; HF 795, appropriations. SF 590 approved 6-29-73.
- Financing increased salaries for state officials, designated employees, and costs for contributions to judicial retirement system. HF 806, appropriations. Approved 7-6-73.
- Public officials file copies of state income tax returns for public inspection, penalties. SF 1204, Riley.
- Increase salaries of Supreme Court justices and district court judges. HF 643, state government; HF 796, appropriations and HF 801, appropriations are similar in part. HF 801 approved 6-29-73.
- Real Estate—Property**
- Transfer of jurisdiction or sale of real estate between state agencies and political subdivisions. SF 41, Kelly; HF 45, transportation.
- Property exchanges between a school corporation and state or a state agency. SF 176, Briles.
- Means for obtaining state property by a political subdivision of the state. HF 590, Grassley.
- State property and casualty insurance. HF 738, Bittle and Fisher of Greene.
- STATE OF IOWA—**
(See State Government, all sub-refs.)
- STATE OFFICES—**
(See State Government, all sub-refs.)
- STATE TAX COMMISSION—**
(See Revenue, Department of)
- STATUTES**
General
- Clarification of amendatory acts employing strike-through letters and underlined words re statutes. SF 13, judiciary.
- Copies of laws affecting county governments distributed by secretary of state to the county attorneys after enactment. HF 1123, Miller of Buchanan, et al.
- STEEL—**
General
- Illegal steel trade practices, repeal section authorizing protection, provided on federal level. HF 463, Caffrey.

STOCKS—**General**

- Real estate broker trust accounts. HF 308, Holden; SF 38, Potter. HF 30 approved 3-23-73.
 Development corporation, obligations of, loans. SF 239, commerce. Approved 7-12-73.
 Shares in a professional corporation may be held in trust. HF 1278, Kreamer.

STREETS—**General**

- Functional classification and jurisdiction of public streets and roads. SF 1062, state government. Approved 3-4-74.
 Streets, changing names of, county auditor enter changes. SF 1295, county government. Approved 5-9-74.

STUDENTS—

(See Schools, sub-ref. Students)

STUDY COMMITTEES—**General**

- Committee to study employment positions in General Assembly. SCR 8; S.J. 63, 79, 342.
 Create an interim study committee on county statutes, appropriation. SJR 5, county government.
 Committee to study uniform probate Code in comparison with Iowa probate laws, etc., submit report. SCR 16; S.J. 135, 194, 342.
 Committee to study uniform probate Code in comparison with Iowa probate laws, etc. (Same as SCR 16) HCR 11; H.J. 224.
 Compensation of Chief Clerk and Secretary of the Senate—special committee appointed, during the interim, to study salary schedules for officers and employees, and report. HCR 13; H.J. 229, 234-239 adopted, 252; S.J. 224, 235, 238-241, 246, 248-250 adopted; H.J. 274; S.J. 273, 279, 289-292 adopted.
 Committee to study removing the alcoholic beverage business from the state and placing it under free enterprise. SCR 19; S.J. 279, 286, 342.
 Committee to study pari-mutuel betting. HCR 19; H.J. 344.
 Committee to study uniform means of adopting and publicizing administrative rules and regulations, report. SCR 24; S.J. 411, 436.
 Committee to study motor vehicle laws and uniform vehicle Code, report. SCR 25; S.J. 426, 436.
 Committee to continue study penal and correctional systems, report. SCR 26; S.J. 474, 475, 571.
 Committee to study Iowa's motor vehicle laws, etc., report. HCR 21; H.J. 468, 696 adopted; S.J. 746, 749, 828.
 Committee to study child care, report. HCR 22; 469.
 Appropriate \$50,000 to committee on mental hygiene to conduct study of mental health delivery systems. SF 352, Shaw.
 Committee to study specifications or standards for fertilizer, diesel fuel, etc., also grading, moisture testing and transportation of grain, also feasibility of border rivers open all year. SCR 29; S.J. 547, 569, 657, 945; 1974 regular session; S.J. 17.
 Committee to continue study penal and correctional systems, report. (Same as SCR 26); HCR 26; H.J. 526, 594 adopted; S.J. 631, 655, 731.
 Committee to study residency requirements, report. HCR 27; H.J. 540, 802.
 Committee to study health service personnel, programs, facilities, etc., report. HCR 28; H.J. 578.
 Committee to study storage of documents and use of microfilming equipment, report. HCR 25; H.J. 525, 570 adopted; S.J. 630, 655, 781, 945; 1974 regular session; S.J. 18.
 Spanish-speaking peoples, appropriation for study. SF 424, Gluba. et al.; HF 561, Cusack, et al. SF 424 approved 4-23-74.
 Committee to study county funds, analyze need for each fund, expenditures, etc., report. HCR 29; H.J. 589.
 Committee to continue study of regulation of consumer credit during 1973 interim, report. SCR 30; S.J. 654, 781, 920; 1974 regular session; S.J. 17.
 Committee to continue study of regulation of consumer credit during 1973 interim, report. (Same as SCR 30); HCR 32; H.J. 636.
 Committee to study desirability and feasibility of establishing, legalizing and regulating a state lottery, pari-mutuel betting, etc., report. SCR 32; S.J. 692, 713, 828.
 Committee to continue study of mental health and juvenile institutions, projections for expansion, consolidation, or closing of facilities. SCR 33; S.J. 779, 826, 890, 920; 1974 regular session; S.J. 17.
 Committee to study Iowa juvenile justice system, juvenile delinquency, juvenile probation, etc. HCR 35; H.J. 752.
 Committee to continue study of mental health and juvenile institutions, projections for expansion, consolidation, or closing of facilities. (Same as SCR 33); HCR 37; H.J. 802.
 Committee to study the criminal justice system, report. SCR 31; S.J. 678, 693, 828.
 Committee to study establishing a district attorney system and district public defender system, report. HCR 39; H.J. 879.

- Committee to study marriage laws, report. SCR 36; S.J. 918, 939; 1974 regular session; S.J. 17.
- Necessary funds, etc. provided to take advantage of resources offered through Ford Foundation and U.S. department of transportation re no-fault insurance. SCR 37; S.J. 940, 956, 1030, 1059, 1076, 1257 withdrawn.
- Committee to study IPERS, other pension funds, annuities, etc., report. SCR 38; S.J. 941, 956, 1030.
- One-year moratorium on installation of cable TV service—committee to study regulation of cable TV. HJR 18, Small; HJR 20, commerce (same).
- Committee to study promotion of agriculture. HCR 41; H.J. 1014.
- Committee to study promotion of agriculture. (Same as HCR 41); SCR 40; S.J. 1016, 1030, 1114.
- Resolutions calling for interim studies not adopted by both houses be delivered to president pro tempore and speaker of the house, legislative council determine priorities, etc. HCR 42; H.J. 1070, 1111 adopted; S.J. 1152, 1175-1176 adopted; H.J. 1250, 1272 concurred and adopted.
- Committee to study removing the alcoholic beverage business from the state and placing it under free enterprise. (Same as SCR 19); HCR 45; H.J. 1110-1111.
- Approve study of repealing personal property tax, etc. SR 6; S.J. 1145.
- Committee to study developing a state energy policy. HCR 48; H.J. 1232-1233.
- Committee to study quality of life of elderly and physically handicapped, report. SCR 39; S.J. 966-968, 985, 1114.
- Committee to study livestock brands and brand inspection (HF 606), report. SCR 45; S.J. 1197-1198, 1248, 1331.
- Committee to study alcohol-related highway fatalities, and reduction of. SCR 47; S.J. 1350-1331, 1424, 1714; 1974 regular session; S.J. 17.
- Committee to study availability of petroleum supplies, etc. HCR 46; H.J. 1198.
- Committee study HJR's 10, 11, and 12 re joint election of governor and Lieutenant governor; secretary of state not on elected official; duties of lieutenant governor, report 1974. HCR 47; H.J. 1198.
- Committee to study livestock brands and brand inspection (HF 606). (Same as SCR 45); HCR 49; H.J. 1261-1262.
- Committee to study ways to prevent theft of livestock, apprehension of persons, etc. HCR 52; H.J. 1450-1451.
- Committee to study regulation of railroads, etc. HCR 53; H.J. 1507.
- Committee to study methods of financing special education programs. HCR 54; H.J. 1521.
- Committee to study establishing a uniform fiscal year for budget and tax collection purposes of cities, counties, school districts, etc. HCR 56; H.J. 1573, 1689 adopted; S.J. 1550, 1575.
- Committee to study training of law enforcement officers, etc. HCR 57; H.J. 1614.
- Committee to study effectiveness of present motor vehicle safety inspections, etc. HCR 58; H.J. 1773.
- Committee to study post-secondary education. HCR 60; H.J. 1801.
- Committee to study ways to improve various welfare programs, state and county. HCR 61; H.J. 1802.
- Committee to study statutory duties of the civil rights commission, etc. HCR 63; H.J. 1858, 2336 withdrawn.
- Committee to study total concept of cable television, etc. HCR 64; H.J. 1868.
- Committee to study dividing the state into regions for administrative purposes, etc. HCR 65; H.J. 1869.
- Committee to study developing a state land use policy. HCR 66; H.J. 1897.
- Committee to study all aspects of compensation system for county officers, etc. (Same as HCR 68); SCR 50; S.J. 1811, 1822.
- Committee to study methods of financing special education programs. (Same as HCR 54); SCR 49; S.J. 1810, 1822.
- Committee to study necessity for legislation to insure that employees receive proper consideration in the payment of any and all debts of their employer. HCR 67; H.J. 2020.
- Committee to study all aspects of compensation system for county officers, etc. HCR 68; H.J. 2021.
- Committee to study the advisability of implementing a net worth tax, etc. SCR 51; S.J. 1852.
- Committee to study the advisability of implementing a net worth tax, etc. (Same as SCR 51); HCR 70; H.J. 2065-2066.
- Committee to study the necessity for legislation to insure that employees receive consideration in payment of any and all debts of their employer. SCR 53; S.J. 1932-1933, 1981.
- In conjunction with HCR 54 to also assess the types of special education programs now available, their effectiveness, etc. HCR 71; H.J. 2184.
- Committee to study and evaluate existing programs serving Spanish-speaking people, their needs, possible establishment of a Chicano information center, etc. HCR 73; H.J. 2311.
- Committee to study a personal property replacement tax. HCR 75; H.J. 2312.
- Committee to study local budget process, funding of local government operations, expenditures, limitations, etc. SCR 56; S.J. 2137-2138, 2139.
- Committee to study taxes paid by insurance companies and lawful methods by which said fair share should be collected. SCR 57; S.J. 2138, 2139.

- Committee to study and evaluate existing programs serving Spanish-speaking people, their needs, possible establishment of a Chicano information center, etc. (Same as HCR 73); SCR 58; S.J. 2138-2139.
- Committee to study funding and distribution of funds to area schools, their programs, and optimum number of campuses, etc. SCR 55; S.J. 2031, 2032.
- Committee to study energy policy positions—areas of power-plant siting policies, energy supply and use, national energy policy, trade, etc. SCR 54; S.J. 2030-2031, 2032.
- House judiciary and law enforcement committee study statutory procedure for commitment of persons to mental health institutions. HR 12; H.J. 2301.
- Committee to study the desirability of suggested amendments to the uniform commercial Code. HCR 72; H.J. 2301.
- Payment of costs and expenses (\$50,000) of actuaries from Milliman & Robertson, Inc., re studies of public pensions and retirement programs. SCR 103; S.J. 76-77, 78, 174, 200-201 adopted, 214; H.J. 222, 250 adopted.
- Payment of costs and expenses (\$50,000) of actuaries from Milliman & Robertson, Inc. re studies of public pensions and retirement programs. (Same as SCR 103); HCR 104; H.J. 98-99.
- Committee to study county law enforcement. SCR 107; S.J. 313-314, 339, 408.
- Committee to study changes in motor vehicle licensing procedure. HCR 111; H.J. 352.
- Committee to study the duplication of state and local agencies charged with inspection of buildings. SCR 110; S. J. 339, 354, 481.
- Committee to study corporate farming in Iowa. SCR 109; S.J. 338, 354, 481.
- Committee to study the uniform residential landlord and tenant act. HCR 116; H.J. 659-660.
- Committee to study taxation of estates, inheritance tax. HCR 114; H.J. 603.
- Committee to study effects of the construction of Red Rock and Coralville reservoirs, damages, restitution, etc. (Same as SCR 113); HCR 119; H.J. 1122-1123, 1212 adopted; S.J. 1003, 1028.
- Committee to study shortage of decent housing, deterioration of certain areas, and rehabilitation incentives. HCR 120; H.J. 1123-1124.
- Committee to study distribution of the moneys of the road use tax fund. HCR 121; H.J. 1214
- Committee to study effects of the construction of Red Rock and Coralville reservoirs, damages, restitution, etc. (Same as HCR 119); SCR 113; S.J. 916-917, 967.
- Committee to study Iowa securities law. HCR 122; H.J. 1220-1221, 1249 adopted; S.J. 1056-1057, 1084.
- Committee to study bikeways. SCR 114; S.J. 1005, 1028.
- Study committees restricted to legislators qualified to serve in Sixty-sixth General Assembly. HCR 123; H.J. 1271.
- Committee to study problems of the deaf and hearing impaired. HCR 124; H.J. 1292, 2491-2492 adopted; S.J. 2038-2039.
- Committee to review and evaluate or study reorganization of social services re county boards of social welfare. SCR 115; S.J. 1096-1097, 1117.
- Committee to study which unified law enforcement system is best to adopt. HCR 125; H.J. 1371.
- Committee to study feasibility of combining local governmental units. HCR 126; H.J. 1406.
- Conservation commission study west bank of Iowa river in city of Wapello. SCR 117; S.J. 1145, 1172, 1816, 1857.
- Committee to study school foundation plan. HCR 127; H.J. 1442.
- Committee to study feasibility of implementing the institutional plan by social services. HCR 128; H.J. 1442-1443.
- Resolutions calling for interim studies be referred to President of the Senate and Speaker of the House, legislative council determine priorities. SCR 119, S.J. 1200, 1318 adopted; H.J. 1698-1699, 2182 adopted.
- Committee to study feasibility of combining local governmental units. (Similar to HCR 126); SCR 120; S.J. 1200-1201, 1239.
- Committee to study and review administration of chapter 138 of the 1973 acts during the 1974 political campaigns re disclosure of contributions, expenses, etc. SCR 121; S.J. 1222-1223, 1239.
- Committee to study mechanic's lien law. SCR 122; S.J. 1265, 1296.
- Committee to study best way to regulate annexation of land. HCR 131; H.J. 1628.
- Committee to study and review present formulas for apportionment of district court judges and magistrates. HCR 133; H.J. 1629.
- Committee established to study legislation for assignment of medical students to be enrolled as members of Iowa National Guard, after graduation serve a period of time assigned to rural areas. HCR 136; H.J. 1667-1668.
- Committee to study and prepare plans for a Vietnam war memorial to be located on statehouse grounds. HCR 135; H.J. 1667.
- Committee to study feasibility of creating a rural development commission. HCR 138; H.J. 1752-1753.
- Committee to study current housing needs, also need for a state housing authority. HCR 141; H.J. 1846-1847.

- Childhood development task force, governor appoint, study needs of children and necessity for office. SCR 125; S.J. 1388-1389, 1417, 1613, 1968-1969 adopted; H.J. 2492-2493 adopted.
- Committee to study current housing needs, also need for a state housing authority. (Same as HCR 141); SCR 126; S.J. 1416, 1460.
- Committee to study HF 1291, establishment of an Iowa human resources development commission. HCR 143; H.J. 1909.
- Committee to study adoption procedures and practices. HCR 145; H.J. 1987, 2152 adopted; S.J. 1694, 1812.
- Committee to study present method of taxing mobile homes. HCR 147; H.J. 2008.
- Committee to study, organize and supervise the college student internship program for the General Assembly. HCR 148; H.J. 2062-2063, 2119, 2188 adopted; S.J. 1694-1695, 1721, 1932-1933 adopted.
- Committee to study, organize and supervise the college student internship program for the General Assembly. (Same as HCR 148); SCR 134; S.J. 1606-1607, 1933 withdrawn.
- Committee to study eminent domain procedures. SCR 135; S.J. 1608, 1648.
- Committee to study recycling of solid and liquid wastes. SCR 136; S.J. 1608, 1648.
- Committee to study existing income tax structure and provide for a more progressive income tax. SCR 137; S.J. 1672-1673, 1706.
- Committee to study corporation income tax system. HCR 150; H.J. 2127-2128.
- Committee to study the state tax structure. HCR 151; H.J. 2180-2181.
- Committee to study ADC program. HCR 152; H.J. 2208-2209.
- Committee to study tuition reciprocity agreements between states re colleges, area schools and universities. HCR 153; H.J. 2209-2210.
- Committee to study the use of nuclear power, safety and adverse effects. SCR 138; S.J. 1812-1813, 1857.
- Committee to study ADC program. (Same as HCR 152); SCR 140; S.J. 1814, 1857.
- Committee to study county-wide law enforcement. HCR 154; H.J. 2222.
- Committee to study methods, etc, for contributing to political candidates and role of political parties re election of candidates. HCR 155; H.J. 2252.
- Committee to study the problems of livestock health and safety, sales, etc. HCR 156; H.J. 2252-2253, 2382, 2384-2385.
- Committee to study existing tax structure. SCR 141; S.J. 1854-1856, 1922.
- Committee to review career and vocational needs of the elementary and secondary schools. (Same as HCR 157); SCR 142; S.J. 1856-1857, 1922.
- Committee to review career and vocational needs of the elementary and secondary schools. HCR 157; H.J. 2292-2293.
- Committee to study all present statutory bonding laws. HCR 158; H.J. 2293.
- Committee to study legislation re Iowa's regional, county and city planning agencies. HCR 159; H.J. 2293-2294.
- Committee to continue study of the quality of life of Iowa's elderly citizens. HCR 160; H.J. 2317, 2491 adopted; S.J. 2039.
- Committee to study the problems of livestock health and safety, etc. (Same as HCR 156); SCR 143; S.J. 1924, 1922.
- Committee to study Iowa's coal resources. HCR 165; H.J. 2401.
- Committee to study underground water resources. HCR 166; H.J. 2428.
- Committee to study the optometric manpower situation and education. HCR 167; H.J. 2428-2429.
- Committee to continue study of the quality of life of Iowa's elderly citizens. (Same as HCR 160); SCR 145; S.J. 2010-2011, 2038.
- Committee to study the optometric manpower situation and education. (Same as HCR 167); SCR 146; S.J. 2011-2012, 2038.
- Committee to study cities financing public improvements. SCR 147; S.J. 2012, 2038.
- Committee to study and develop a state land use policy. SCR 148; S.J. 2075-2076.

SUBDIVISIONS—**General**

- Surveyors' plats, reduce subdivided parts from 3 to 2. HF 562, Hutchins. Authorizing cities to require a portion of subdivision land for park and playground purposes, etc. HF 1349, Readinger.

SUNDAY SALES—**(See Sales)****SUPERINTENDENT OF PRINTING—****(See Printing Board, Superintendent of)****SUPPLIES—****General**

- Iowa products and labor, statutory preferences for, limitation if enforcement would result in denial of federal funds or services. HF 1410, state government. Approved 5-27-74.

SUPPORT—**General**

- Support payments, provide for payment of a monthly fee for clerk of court's service. HF 58, Knoke.

State reciprocity in enforcement of support decrees, etc. HF 444, Hill and Knoke.
 Support and alimony payments, may be made directly to person. SF 1005, Riley.

SUPREME COURT—
 (See Court, sub-ref. Supreme)

SURVEYING—
General
 Surveyors' plats, reduce subdivided parts from 3 to 2. HF 562, Hutchins.

SWIMMING POOLS—
General
 Inspection of swimming pools, fees, penalties. HF 631, Lipsky.

TAX—
General
 Studded tires, taxation of, penalties. SF 16, Kelly.
 Delinquent mobile home taxes, decrease monthly percentage penalty. SF 19, county government. Approved 4-25-74.
 Bingo, imposing a tax, penalties. SF 53, Blouin, et al; HF 152, Higgins. S.
 Prohibit enactment of any state or local law imposing or increasing a tax retroactively. HJR 6, Anderson, et al.
 Valuing and listing certain property granted exemption from property tax. SF 109, ways and means.
 Taxation of marine insurance underwriting profits. SF 123, Hansen and Griffin; HF 162, Freeman and Bittle. SF 123 approved 5-25-73.
 Judicial review of the state board of tax review, appeals on taxes, etc. HF 117, ways and means.
 Collection of premium taxes on insurance premiums, nonprofit hospital and medical service corporations. HF 143, Freeman.
 Repeal chapter 284 of Code, reimbursing school districts for lost tax revenues, land owned by U.S., state, county, etc. HF 249, Schroeder.
 Premium tax excluded on policies of health insurance. SF 230, Riley and Priebe.
 Veterans' service compensation fund, appropriating state and federal funds, (\$15,000,000 each), administrative procedures. SF 284, Rodgers; HF 663, Wyckoff and Norpel. S.
 Ambulance service to unincorporated areas, levy therefor on a per capita basis, etc. HF 339, Holden.
 Real estate transfers, increase rate of taxation. HF 390, Oakley.
 Impose a voluntary tax on specified tax-exempt properties for certain services, etc. HF 517, Husak; SF 470, Orr.
 Exempt repairs and maintenance from taxation on homes owned by persons 65 or older or disabled. HF 645, Doyle.
 Establish a tax on intangible personal property, etc. HF 654, Krause, et al.
 Apportionment of corporate income for taxation purposes, single factor formula. HF 698, Rapp.
 Formula for taxing electric power generating plants of more than \$12,000,000 in taxable valuations. SF 547, ways and means; SF 557, ways and means. S. SF 557 approved 7-18-73.
 Permit foreign life insurance companies to become Iowa corporations if they comply, and payment of transfer tax. SF 592, ways and means; HF 798, ways and means. S.
 General Assembly approve Iowa's participation as an associate member of the multistate tax commission, etc. SCR 48; S.J. 1552, 1575; 1974 regular session; S.J. 213.
 Committee to study the advisability of implementing a net worth tax, etc. SCR 51; S.J. 1852.
 Committee to study the advisability of implementing a net worth tax, etc. (Same as SCR 51); HCR 70; H.J. 2065-2066.
 Committee to study taxes paid by insurance companies and lawful methods by which said fair share should be collected. SCR 57; S.J. 2138, 2139.
 Federal tax liens on vehicles requiring a certificate of title. SF 1042, county government. Approved 5-2-74.
 Federal tax liens on motor vehicles, delete requirement noted on a motor vehicle certificate of title. HF 1112, Bittle and Doyle.
 Delinquent tax lists which are published, require publication of corrections. HF 1116, Patchett and Oakley; SF 1191, Riley (same subject matter).
 Chain store tax, repeal. HF 1134, Knoke.
 Retail liquor licensees, repeal 15 percent tax imposed on. SF 1099, Griffin, et al.; HF 1152, Norpel.
 Cigarettes, increase tax on certain ones, also display of sign. HF 1157, Krause and Readinger.
 Barrel tax rebate to Iowa breweries, appropriation. SF 1152, Blouin, et al.; HF 1243, Clark of Dubuque. HF 1243 approved 5-27-74.
 Change references to the internal revenue Code, tax chapter, SF 1196, ways and means. Approved 5-2-74.
 Revising penalties imposed on additional taxes due, failure to file reports, fraudulent reports, income, sales and use, chain store, and motor vehicle fuel tax laws, etc. SF 1197, ways and means. Approved 4-25-74.

- Committee to study the state tax structure. HCR 151; H.J. 2180-2181.
 Committee to study existing tax structure. SCR 141; S.J. 1854-1856, 1922.
- Axle**
 Authorize cities, towns, and counties to impose a sales and use tax—also axle tax. SF 33, Andersen and Kelly; HF 47, Junker and Hansen.
- Cigarettes-Tobacco**
 Increase tax on little cigars. HF 328, ways and means; SF 319, ways and means. S. HF 328 approved 4-26-73—became law by publication 5-4-73.
- Excise**
 Egg checkoff. HF 270, agriculture. Approved 6-13-73.
 Impose excise tax on certain beverage containers, etc., penalty. HF 516, Egenes, et al.
 Motor vehicle registration fees, licenses, and excise taxes on fuel be used exclusively for highway purposes, repeal requirement. HJR 1001, Small; SJR 1005, Gluba.
 Gasoline used by school districts, exempt from excise tax. SF 1089, Ramsey, et al.; HF 1147, Brunow, et al.
 Excise tax on motor fuel used by cities and towns, exempt. HF 1150, Cusack, et al.
 Excise tax on sale of beef cattle and veal calves in lieu of tax presently collected, etc. SF 1339, ways and means. Approved 5-29-74.
- Exemptions**
 Improvements to residences, temporary tax exemption. HF 42, Small; HF 603, Cusack. S.
 Tobacco products subject to state sales tax. HF 314, ways and means; SF 282, ways and means. HF 314 approved 4-6-73.
 Costs of advertising alcoholic beverages or beer not deductible business expenses. SF 317, Plymat, et al; HF 447, Butler, et al.
 Expenditures for air and water pollution control, provide for sales and use tax exemptions on. SF 320, Winkelman, et al; HF 398, Millen, et al.
 Air and water pollution, limited exemption from property taxation for property used to control—property tax exemption for certain property used for water impoundments. SF 321, Winkelman, et al; HF 399, Miller, et al. SF 321 approved 6-3-74.
 Military service property tax exemption, Korea and Vietnam. SF 363, Heying and Taylor.
 Exempt from sales tax amount charged on container deposits or coupon refunds. HF 604, O'Halloran.
 Property tax exemption to all military service personnel serving between September 9, 1945 and June 26, 1950—also specifying date of Vietnam conflict. HF 436, Miller of Calhoun, et al; HF 771, ways and means. SSM.
 Double amount of tax credit under Iowa income tax, each personal exemption. SF 1001, Gluba; HF 1331, Small (companion); HF 1253, Lippold (similar subject matter).
 Residential fireplaces, tax exemption. SF 1002, Potter; HF 1330, Mennenga. S.
 Additional income tax exemption, persons 80 percent or more disabled. SF 1203, Schwengels.
- Federal Internal Revenue**
 (Also see Federal Internal Revenue)
- Subtraction or addition of IPERS contributed or received for computation of net income for tax purposes. SF 1273, Murray, et al; HF 1434, West, et al.
- Franchise**
 Franchise tax rates same as corporate income tax rates. HF 695, Rapp.
- Fuel**
 Increase tax on motor fuel and special fuel, special fund. SF 10, Griffin.
 Taxation of motor fuel used in aircraft, use of unclaimed tax refunds. HF 200, Lipsky, et al; SF 192, Riley. S.
 Fuel tax credit. SF 381, Tieden and Shaff; HF 456, Schroeder and Hansen (companion); SF 1211, ways and means (same subject matter). SF 1211 approved 5-10-74.
- Financing, by bond, the freeway-expressway system, appropriations.** SF 445, McCartney; SF 491, Schwieger, et al. SSM.
- Motor vehicle registration fees and fuel taxes used for public transportation systems. HJR 16, Krause.
- Cities and towns may impose a one (1) cent per gallon fuel tax, streets, etc. HF 648, ways and means.
- Motor vehicle fuel tax fund, appropriation from to comptroller. SF 561, appropriation. Approved 6-13-73.
- Motor vehicle fuel tax fund, appropriation to department of revenue. SF 562, appropriations. Approved 6-13-73.
- Motor vehicle registration fees, licenses, and excise taxes on fuel be used exclusively for highway purposes, repeal requirement. HJR 1001, Small; SJR 1005, Gluba.
- Motor vehicle fees and fuel taxes, broaden use of. SJR 1004, Doderer.

Income

- Cooperative associations, filing requirements. SF 48, ways and means. Approved 2-26-73.
- Simplified state income tax law, enable legislature to enact, percentage of federal tax. HJR 5, Mendenhall.
- State income tax audits. SF 76, ways and means. Approved 7-12-73.
- Corporate income tax returns, signatures required. SF 64, ways and means; HF 71, ways and means. SF 64 approved 2-26-73.
- Exempt from state income tax a portion of annuities received by retired federal employees. SF 129, Andersen, et al.; HF 235, Mendenhall, et al.; HF 1375, Holden (all same subject matter).
- Corporation income tax sales, property and payroll. SF 141, Blouin, et al.; HF 669, Small, et al.
- File state income tax return if filing federal or if owed. HF 132, Norpel.
- Veteran's credit, (bonus) to be used against state income tax. HF 165, Bittle, et al.; SF 170, Murray.
- Individual income tax. SF 207, Shaff, et al.; SF 234, ways and means. SF 234 approved 6-19-73.
- State income tax exemption for active members of Iowa National Guard on income for such service. SF 218, Nystrom, et al.; HF 348, Dunton, et al. S.
- Total state income tax deductions subject to limitations. SF 279, Riley, et al.
- Costs of advertising alcoholic beverages or beer not deductible business expenses. SF 317, Plymat, et al.; HF 447, Butler, et al.
- Increase standard deduction on state income tax returns. SF 370, Curtis; HF 509, Norland; HF 1363, Harvey and Branstad; SF 1243, ways and means; SF 1275, Gluba (all same or similar subject matter).
- Fuel tax credit. SF 381, Tieden and Shaff; HF 456, Schroeder and Hansen (companion); SF 1211, ways and means (same subject matter). SF 1211 approved 5-10-74.
- Remove requirement a taxpayer using standard deduction on federal return must use standard deduction on state return. SF 464, Gluba and Orr; HF 1327, Mennenga, et al.
- Computation of Iowa net income—gains on farm recapture property or nonfarm adjusted gross income over \$20,000 treated as ordinary income, etc. HF 652, Krause.
- Individual income tax, simplified reporting form, changes in tax rates, exemptions, etc. HF 706, Rapp, et al.
- Double amount of tax credit under Iowa income tax, each personal exemption. SF 1001, Gluba; HF 1331, Small (companion); HF 1253, Lippold (similar subject matter).
- Reduce individual income tax and rate of sales and use tax. SF 1003, Shaw and Tieden; HF 1004, Crabb.
- Voluntary work for a charitable organization, expenses may be deducted from state income tax. HF 1066, Kreamer.
- Eliminate certain income from consideration in determining total income of the elderly for additional homestead credit. SF 1127, Blouin and Gluba.
- Increase amount of income state income tax will not be imposed. SF 1129, Andersen; HF 1233, Stromer.
- Campaign disclosure-income tax checkoff law. SF 1200, Hansen, et al. Approved 5-10-74—became law by publication 5-16-74.
- Additional income tax exemption, persons 80 per cent or more disabled. SF 1203, Schwengels.
- Public officials file copies of state income tax returns for public inspection, penalties. SF 1204, Riley.
- Abatement of assessment of income taxes, interest and penalties. SF 1251, ways and means. Approved 5-2-74.
- Special exemption for individual income tax for one year only. HF 1385, Branstad.
- Subtraction or addition of IPERS contributed or received for computation of net income for tax purposes. SF 1278, Murray, et al.; HF 1434, West, et al.
- Reduce income tax rates on first \$9,000, temporary deduction. SF 1316, Glenn.
- Exclude pension and retirement annuity income, 65 or older, net income less than \$6,000. SF 1347, Hansen.
- Committee to study existing income tax structure and provide for a more progressive income tax. SCR 137; S.J. 1672-1673, 1706.
- Committee to study corporation income tax system. HCR 150; H.J. 2127-2128.
- Taxes, sales and income, increase deductions and exemptions, (food, prescription drugs, prosthetic, orthotic or orthopedic devices, etc.). SF 1020, Orr, et al.; HF 1015, West; HF 1017, Mennenga, et al (companion and same); SF 1055, ways and means (same subject matter); HF 1074, Avenson; HF 1133, Cusack (similar subject matter). SF 1055 approved 5-30-74.

Inheritance

- Deduction of debts for inheritance tax purposes, spouse and minor children. HF 78, Doyle; SF 135, Hill. SSM.
- Inheritance tax, time of payment. SF 131, Murray and Ramsey HF 305, Bittle, et al. SF 131 approved 4-26-73.
- Reopening of estates, additional assets. HF 311, Doyle.

- Inheritance tax, delete obsolete sections, reconcile inconsistent sections, etc. SF 359, DeKoster and Shaff.
- Inheritance taxes, one-half of joint property to spouse, increase exemption for spouse. HF 452, Egenes, et al.; HF 475, Anderson, et al.; SF 1158, Rodgers (HF 475 and SF 1158 are same subject matter in part to HF 452).
- Sale and assignment of a decedent's property, exempt property of a decedent's estate, allocation of the proceeds from a wrongful death action, filing of a final fiduciary return, etc.; SF 1205, Riley; HF 1393, Hill, et al. S. Committee to study taxation of estates, inheritance tax. HCR 114; H.J. 603.
- Estate tax based upon a percentage of the federal estate tax, penalties, replace inheritance tax. HF 1482, Bittle.
- Taxes, sales and income, increase deductions and exemptions, (food, prescription drugs, prosthetic, orthotic or orthopedic devices, etc.).** SF 1020, Orr, et al.; HF 1015, West; HF 1017, Mennenga, et al. (companion and same); SF 1055, ways and means (same subject matter); HF 1074, Avenson; HF 1133, Cusack (similar subject matter). SF 1055, approved 5-30-74.
- Personal Property**
- Garnishment for delinquent personal property taxes. SF 188, Riley.
- Increase personal property tax credit. HF 228, Bortell, et al.; HF 740, ways and means (same); SF 269, Priebe and Rodgers. SSM. HF 740 approved 7-21-73.
- Repeal tax credit on bovine female cattle three years old and older, appropriation. SF 266, county government.
- Taxation of agricultural and horticultural lands within city or town limits. SF 299, Tieden; SF 300, Doderer. SSM.
- Motorboats and sailboats, annual registration fee in lieu of personal property taxes, penalties. SF 451, Shaw; HF 690, natural resources. SSM.
- Establish a tax on intangible personal property, etc. HF 654, Krause, et al.
- Appropriate funds to local taxing districts, reimburse for moneys expended, repeal of personal property tax on certain bovine females. HF 665, Hutchins and Miller of Calhoun.
- Exempt livestock from personal property taxation, etc., appropriation. HF 233, Drake, et al.; SF 217, Schaben; HF 730, ways and means; SF 571, ways and means (all SSM).
- Approve study of repealing personal property tax, etc. SR 6; S.J. 1145.
- Committee to study a personal property replacement tax. HCR 75; H.J. 2312.
- Tax receipts show disbursements in dollars and cents. SF 1018, Potter.
- Revenue, director of, forward copy of personal property tax schedules filed by a taxpayer to county or city assessor. HF 1038, Krause.
- Assessment changes and notices. SF 1250, ways and means. Approved 4-10-74 —became law by publication 4-17-74.
- Notice of any percentage reduction in personal property tax credit published. HF 1314, Freeman.
- Property**
- Delinquent sewer charges constitute a lien against property. SF 24, Shaff.
- Reimburse low-income householders for extraordinary property tax burdens, penalties. SF 30, Riley.
- Improvements to residences, temporary tax exemption. HF 42, Small; HF 603, Cusack. S.
- Authorize property tax levy for county civil defense. HF 55, Mendenhall.
- Agricultural building valued and assessed as agricultural property. SF 80, Heying.
- Increase property tax exemptions for veterans. SF 81, Miller of Des Moines; HF 103, Monroe.
- Property tax levy of one mill for county health programs. HF 72, county government.
- County property tax levy of one-quarter mill for flood and erosion control. HF 73, county government.
- Assignment of tax sale certificates. SF 116, Ramsey.
- Repeal provisions for a statewide property tax levy. SF 155, Van Gilst; HF 194, Anderson and Dunton.
- Homestead tax credit, Thomas Lew Heathershaw, Oskaloosa. SF 160, Van Gilst.
- Exempt homesteads of persons seventy-five years or over from property taxes, exceptions. SF 165, Heying, et al.
- Increase interest penalty on delinquent property taxes. HF 177, Bennett. Approved 4-8-74.
- Cemetery associations, property tax exemption. HF 208, ways and means. Approved 4-6-73.
- Property tax relief, sixty-five or over or disabled, appropriation. SF 208, Shaff, et al.; SF 376, ways and means (SSM); SF 490, Giuba, et al.; HF 668, Small, et al (companion) (all same subject matter). SF 376 approved 7-19-73.
- Reports of utility company valuations and mileage need not be made to county supervisors, nor to city, town and township trustees. HF 211, county government.
- Vietnam veterans' service compensation fund (bonus), bonds, property tax levy. SF 209, Griffin, et al.; SF 483, ways and means. S.

- Apportionment of property valuation of certain electric power generating plants.** HF 236, Husak, et al.
- Local health services, standards for, tax levy.** SF 250, Rabedeaux and Doderer.
- Valuation of property for tax purposes, mortgage remaining on property, etc.** SF 262, Heying.
- Extend military service tax exemption, members of Iowa National Guard.** SF 263, Nyström, et al.; HF 357, Dunton, et al.
- Taxation of agricultural and horticultural lands within city or town limits.** SF 299, Tleden; SF 300, Doderer. SSM.
- Taxation of forest and fruit-tree reservations.** SF 340, Shaff; SF 1059, ways and means. S.
- Military service property tax exemption, Korea and Vietnam.** SF 363, Heying and Taylor.
- Military service property tax exemption not allowed to members of reserve components of the armed forces.** HF 397, Holden.
- World War II from December 7, 1941 to December 31, 1946 (conforms with federal dates) property tax exemption.** HF 419, Krause.
- Property tax exemption to all military service personnel serving between September 9, 1945 and June 26, 1950—also specifying date of Vietnam conflict.** HF 436, Miller of Calhoun, et al.; HF 771, ways and means. SSM.
- Military service tax exemption may be used by spouse or surviving spouse, or parent whose spouse is deceased.** SF 393, Doderer. Approved 3-29-74.
- Reduce assessed value of property from twenty-seven percent to twenty-two percent of market value.** HF 457, Nielsen.
- School lunch facilities, authorize schools to erect, acquire, etc.** HF 469, Menke; HF 726, education (same). HF 726 approved 6-29-73.
- Property tax exemption for certain property used for ponds, dams, etc.** HF 474, agriculture.
- Zoos or zoological gardens, establishment of.** HF 501, Lipsky; SF 1195, Riley, et al. HF 501 approved 4-25-74.
- Impose a voluntary tax on specified tax-exempt properties for certain services, etc.** HF 517, Husak; SF 470, Orr.
- County ambulance service, expense fund, levy tax for, etc.** HF 533, Brunow, et al.
- Additional homestead tax credit for persons sixty-five years or older or totally disabled.** HF 563, Doyle; HF 576, Crabb. SSM.
- Exempt low-rent housing developments for elderly and handicapped, non-profit, etc. organizations from property taxes.** HF 579, Miller of Buchanan, et al.
- Increase foundation property tax for school districts to thirty mills, increase foundation base, remove maximum millage reduction.** HF 596, Harvey and Dunlap.
- Tax incentives for improvement, repair, and maintenance of property, five-year tax moratorium, etc.** HF 715, ways and means.
- Assessment and taxation, property of municipally-owned electric utilities, joint ownership.** SF 516, ways and means. Approved 7-18-73.
- Assessed value of property one hundred percent of actual value—change millage into dollars and cents, etc.** HF 746, Jordan and Miller of Buchanan; SF 584, Orr.
- Delay effective dates of fiscal year act and mandatory date of adoption of the city code for one year.** HF 772, ways and means.
- Limitations on property tax levy for budgets of counties, cities, and towns, temporary.** SF 615, ways and means.
- Tax receipts show disbursements in dollar and cents.** SF 1018, Potter.
- Homestead tax credit for disabled veterans transferable to new homestead.** SF 1029, Potter.
- Property taxes and special assessment taxes paid to mortgagor submitted each month to county treasurer.** SF 1033, Potter.
- Setting dates for Vietnam conflict for property tax exemptions.** HF 1047, Patchett.
- Loans and contracts involving real estate, holders of be required to pay reasonable interest on funds held for property taxes, insurance, etc.** HF 1049, Fischer of Grundy.
- Mexican border period, veterans of, property tax exemption.** SF 1058, Riley.
- Property tax relief for widows.** SF 1076, Kinley and Gluba.
- Property tax relief and other relief for railroads.** SF 1156, Hultman, et al.; HF 1264, Fischer of Grundy, et al. (same to a part of SF 1156).
- Homestead tax credit, sixty-five or older, or disabled, may file by mail.** HF 1279, Poncy.
- One mill property tax levy for improvement of schoolhouse sites.** HF 1352, Brunow.
- Plats, procedures for obtaining for assessment and taxation purposes.** HF 1368, Knoke and Schroeder.
- Taxable value of property, change tax levies from mills to dollars and cents, etc.** SF 1272, ways and means. Approved 6-3-74.
- Mobile homes, additional property tax relief for persons 65 or older.** HF 1423, Krause; SF 1308, ways and means (same subject matter). SF 1308 approved 5-10-74—became law by publication 5-17-74.

- Property tax relief for persons 65 years of age and older or totally disabled, correlate statutes. SF 1306, ways and means. Approved 5-9-74—became law by publication 5-9-74.
- Define property which is assessed and taxed as real property. SF 1318, ways and means. Approved 6-3-74.
- Committee to study present method of taxing mobile homes. HCR 147; H.J. 2008.
- Sales**
- Distribution of sales and use tax to road use tax fund. HF 9, Fischer of Grundy.
- Authorize cities, towns, and counties to impose a sales and use tax, also axle tax. SF 33, Andersen and Kelly; HF 47, Junker and Hansen.
- Sales and use tax exemption for voluntary nonprofit hospitals. SF 63, Winkelman; SF 1233, ways and means.
- Sales tax—purchases made by contractors. SF 124, ways and means. Approved 3-23-73.
- Prohibit allocation of sales tax receipts to road use tax fund. HF 226, Junker, et al.; HF 315, ways and means. HF 315 approved 6-13-73.
- Prohibit allocation of sales tax receipts to road use tax fund, provide for financing of motor vehicle registration plates from fund. HF 227, Roorda, et al.
- Tobacco products subject to state sales tax. HF 314, ways and means; SF 282, ways and means. HF 314 approved 4-6-73.
- Casual sales, include sale of tangible personal property at auction, sales tax. SF 334, Scott.
- Exempt sales of tangible personal property to urban transit company from sales and use tax. SF 406, Griffin.
- Sales tax credit for retailer collecting. SF 455, Hultman.
- Exempt from sales tax amount charged on container deposits or coupon refunds. HF 604, O'Halloran.
- Reduce individual income tax and rate of sales and use tax. SF 1003, Shaw and Tieden; HF 1004, Crabb.
- Taxes, sales and income, increase deductions and exemptions, (food, prescription drugs, prosthetic, orthotic or orthopedic devices, etc.). SF 1020, Orr, et al.; HF 1015, West; HF 1017, Mennenga, et al. companion and same; SF 1056, ways and means (same subject matter); HF 1074, Avenson; HF 1133, Cusack (similar subject matter). SF 1055 approved 5-30-74.
- Reduce rate of sales and use tax to 2 percent, 7-1-74 through 6-30-75. HF 1027, Fischer of Grundy.
- Exempt admission tickets sold by public school districts and nonpublic schools from sales and use tax. HF 1063, Junker, et al.
- Electrical installations, eliminate sales tax on. SF 1082, Shauff; HF 1192, Schroeder and Millen.
- Exempt sales and use tax on fuel and materials used in operating, maintaining, repairing, etc. railroad property. HF 1135, Fischer of Grundy, et al.
- Property tax relief and other relief for railroads. SF 1156, Hultman, et al.; HF 1264, Fischer of Grundy, et al (same to a part of SF 1156).
- Road use tax fund, allocate a portion of the sales tax receipts to. HF 1343, Strothman, et al.
- Service**
- Exempt municipally-owned parking lots from service tax. HF 77, Lipsky.
- No service tax on equipment rental. SF 270, Potter.
- Remove warehouse storage from service tax. SF 438; Potter, et al.; HF 1194; Grassley, et al.; SF 1246, ways and means.
- Repeal service tax on coin-operated laundries. HF 558, Harper, et al.; SF 1070, Curtis, et al.; HF 1097, Harper, et al.
- Exempt storage of grain from tax on services. HF 644, Cochran.
- Use**
- Distribution of sales and use tax to road use tax fund. HF 9, Fischer of Grundy.
- Authorize cities, towns, and counties to impose a sales and use tax, also axle tax. SF 33, Andersen and Kelly; HF 47, Junker and Hansen.
- Sales and use tax exemption for voluntary nonprofit hospitals. SF 63, Winkelman; SF 1233, ways and means.
- Repeal use tax exemption for tangible personal property, interstate transportation or commerce. HF 122, ways and means. Approved 5-24-73—became law by publication 5-30-73.
- Exempt sales of tangible personal property to urban transit company from sales and use tax. SF 406, Griffin.
- Reduce individual income tax and rate of sales and use tax. SF 1003, Shaw and Tieden; HF 1004, Crabb.
- Reduce rate of sales and use tax to 2 percent, 7-1-74 through 6-30-75. HF 1027, Fischer of Grundy.
- Exempt admission tickets sold by public school districts and nonpublic schools from sales and use tax. HF 1063, Junker, et al.

Exempt sales and use tax on fuel and materials used in operating, maintaining, repairing, etc. railroad property. HF 1135, Fischer of Grundy, et al.

Property tax relief and other relief for railroads. SF 1156, Hultman, et al.; HF 1264, Fischer of Grundy, et al. (Same to a part of SF 1156).

Vehicles subject to registration, exempt certain ones from use tax. SF 1376, Gluba.

TAX COMMISSION—

(See Revenue, Department of)

TAX REVIEW, BOARD OF—

General

Judicial review of the state board of tax review, appeals on taxes, etc. HF 117, ways and means.

TAX SALES—

General

Assignment of tax sale certificates. SF 116, Ramsey.

Deputy auditor and deputy treasurer of counties with dual county seats conduct tax sales. HF 380, Clark of Lee and Brinck; SF 484, Junkins. SF 484 approved 3-29-74.

Tax sales, publication of notice of, increase compensation for. SF 1322, Rabedeaux.

TEACHERS—

(See Schools, sub-ref., Teachers and/or Retirement)

TELEVISION—

(See Communications)

TENANT—

General

Farm tenancies, notification of termination. SF 97, Riley and Taylor; HF 262, Stromer. HF 262 approved 4-26-73.

Disposition of personal property left by tenant, expiration of lease. HF 181, Knoke.

Rental deposits, liability, and penalties, (landlord-tenant). SF 1004, DeKoster; HF 1168, Patchett, et al. SF 1004 approved 5-28-74.

Uniform residential landlord and tenant act. HF 1271, Small, et al.

TERRACE HILL—

General

Terrace Hill, appropriation for repairs, etc.—sale of governor's mansion. HF 595, Dunton. Approved 5-27-74.

TIME—

General

Number of days in a year for determining interest charges. SF 298, Winkelman, et al.; HF 346, Bennett.

Urge congress to repeal winter daylight savings time. HCR 108; H.J. 212.

TIRES—

General

Studded tires, taxation of, penalties. SF 16, Kelly.

Definition of snow tires. HF 46, Grassley.

Prohibit use of ice grips or tire studs, exceptions. SF 332, state government; HF 701, transportation. S.

TITLES—

General

Official title of the state of Iowa is the Hawkeye State. HCR 6; H.J. 64.

Hawkeye State, official title of the state of Iowa. HF 112, Wells.

Federal tax lien registration, motor vehicles, noted on titles. HF 135, transportation. Approved 4-6-73.

Recall from governor Senate File 39, title correction. SCR 23; S.J. 406 adopted; H.J. 417-418 adopted.

Federal tax liens on vehicles requiring a certificate of title. SF 1042, county government. Approved 5-2-74.

Duplicate certificates of title for vehicles, issuance of by county treasurer. SF 1043, county government. Approved 4-4-74.

Federal tax liens on motor vehicles, delete requirement noted on a motor vehicle certificate of title. HF 1112, Bittle and Doyle.

Issuance of a new certificate of title for a demolished or destroyed vehicle which has been issued a certificate of inspection. SF 1293, Blouin.

TOBACCO—

(Also see Tax, sub-ref. Cigarettes—Tobacco)

General

Require smokers and nonsmokers be separated, public transportation facilities. SF 15, Doderer and Potter; HF 494, Stanley.

School boards may regulate smoking by students, prohibit use of alcoholic beverages. SF 193, Riley and Robinson.

Eliminate statutory requirement that cigarette retailers be bonded. HF 283, Krause.

Tobacco products subject to state sales tax. HF 314, ways and means; SF 282, ways and means. HF 314 approved 4-6-73.

Increase tax on little cigars. HF 328, ways and means; SF 319, ways and means. S. HF 328 approved 4-26-73—became law by publication 5-4-73.

Cigarettes, increase tax on certain ones, also display of sign. HF 1157, Krause and Readinger.

Prohibit smoking in certain public areas, penalty. HF 1164, Cusack.

Samples of cigarettes and little cigars, permits and affidavits, also repeal retailers' cigarette bond. SF 1213, ways and means. Approved 6-3-74.

Printing and custody of cigarette and little cigar tax stamps, change to department of general services. HF 1366, state government.

TOILET—**General**

Pay toilets, prohibit charges; penalty. HF 1344, Crabb.

TORT CLAIMS—**General**

Exempt directors, officers, employees, etc. from personal liability for claims based on an act or omission of duties, nonprofit corporations. HF 258, Kreamer.

Tort claim insurance purchased, out of general fund, etc., by municipalities for officers and employees—student teachers also covered. SF 377, Hansen; HF 462, education (same subject matter in part).

Municipal tort claims. HF 462, education; SF 515, schools. HF 462 approved 5-27-74.

Notice of a municipal tort claim, may correct within 15 days. HF 520, Norland.

Jury trials under Iowa tort claims act. HF 1035, Oakley.

TOURISM—**General**

Authorize development commission to assist regional tourism councils, appropriation. SF 221, Heying, et al.

Development commission, appropriation for per diem allowance, regional tourism districts, and agriculture products promotion programs. HF 1306, appropriations. Approved 4-8-74.

TOWING—**General**

Speed restriction for motor vehicles towing disabled vehicles. HF 102, Doyle.

Towing vehicles, other than chains may be used. SF 261, Winkelman, et al.; HF 330, Bennett and Miller of Calhoun.

Pulling of a trailer which attaches to roof of pulling vehicle by ball hitch. HF 518, Rapp.

TOWNSHIPS—**General**

Township trustees, increase per diem compensation. HF 53, Mendenhall; SF 1067, Curtis. SF 1067 approved 5-2-74.

Township clerk, duties of. HF 373, Holden. Approved 5-24-73.

Memorial buildings, cities or towns join townships. SF 452, Rodgers. Approved 7-12-73.

Township trustees may levy tax, etc. for fire protection. HF 614, Hutchins.

Fences on another's land, removal of, etc. HF 744, Jordan.

Solid waste disposal grounds, establishment and operation of. SF 1358, county government.

TRADE—**General**

Deceptive trade practices, additional provisions, supplement Iowa law, civil remedies. SF 305, DeKoster; HF 490, Freeman.

Restraint of trade, defining unlawful agreements, acts and practices re services as well as commodities. SF 1373, judiciary.

Schools

(See Schools, sub-ref. Area—Area Vocational and/or trade)

TRADEMARKS—**General**

Deceptive trade practices, additional provisions, supplement Iowa law, civil remedies. SF 305, DeKoster; HF 490, Freeman.

TRAFFIC—**General**

Require use of turn signals. SF 94, Rodgers, et al.

Sioux City-Woodbury county alcohol safety action project (ASAP) be recognized as a demonstration project and that agencies and organizations involved with highway traffic safety be encouraged to utilize the resources and services of this project. HR 101; H.J. 10, 213 adopted.

Sioux City-Woodbury county alcohol safety action project be recognized as a demonstration project and that agencies and organizations involved with highway traffic safety be encouraged to utilize the resources and services of this project. (Same as HR 101); SCR 104; S.J. 137, 174.

Right turn on red light at intersections with traffic control devices unless posted to prohibit. HF 1084, Norland.; SF 1075, Kinley and Gluba. S. SF 1075 approved 3-12-74.
 Traffic control devices at highway intersections, require highway commission erect. HF 1408, Stanley.

TRAFFIC VIOLATIONS—

General

Duplicate not triplicate memorandum of alleged traffic violations. HF 17, transportation.
 Habitual offenders of traffic laws, revoke driver's license, etc. SF 173, DeKoster, et al.; HF 528, Freeman, et al. SF 173 approved 4-25-74.
 Use of credit cards for payment of traffic fines, simple misdemeanors. SF 272, Kennedy; HF 338, Doyle.
 Allow attorneys to appear for defendants, minor traffic violations. HF 460, Nielsen.

TRAILERS—

(See Motor Vehicles, sub-ref. Trailers)

TRAILS—

General

Hiking and equestrian trails, conservation commission. SF 463, Winkelman.

TRAINING SCHOOLS—

(See Schools, sub-ref. Training)

TRANSIT SYSTEMS—

General

Create a municipal transportation assistance fund, appropriation. SF 225, Blouin, et al.
 Exempt sales of tangible personal property to urban transit company from sales and use tax. SF 406, Griffin.
 Require city motor buses be equipped with upright or stack mufflers. SF 418, Robinson.
 Require smokers and nonsmokers be separated, public transportation facilities. SF 15, Doderer and Potter; HF 494, Stanley.
 Mass transit systems. SF 448, cities and towns. Approved 5-23-73.
 Motor vehicle registration fees and fuel taxes used for public transportation systems. HJR 16, Krause.
 Shuttle carrier service, no certificate of public convenience and necessity. SF 1017, Murray.
 Parking meter revenue may be used to pay costs in maintaining a public passenger transportation system. HF 1212, Norland.
 Energy policy council, create—study, make recommendations, assistance, etc. re rail transportation, transit systems, coal and other fuels, etc.—appropriation. SF 1222, energy. Approved 5-30-74.

TRANSPORTATION—

General

Duplicate not triplicate memorandum of alleged traffic violations. HF 17, transportation.
 Duties of operators of vehicles turning left. HF 18, transportation. Approved 4-6-73.
 Driving on right side of a roadway, exceptions. HF 19, transportation. Approved 2-23-73.
 Operating a vehicle under control. HF 20, transportation.
 Racing on highways. HF 21, transportation.
 Road workers working on highways, no exceptions for reckless driving. HF 22, transportation. Approved 2-9-73.
 Reduce penalties for certain violations, motor vehicle financial responsibility law. HF 23, transportation.
 Require smokers and nonsmokers be separated, public transportation facilities. SF 15, Doderer and Potter; HF 494, Stanley.
 Increase minimum limits for compliance, motor vehicle financial responsibility law. SF 23, Riley.
 Create a state transportation planning commission. HF 35, Welden.
 Temporary restrictions on weight and load of certain motor vehicles, farm tractors exception. HF 41, transportation. Approved 4-26-73.
 Definition of snow tires. HF 46, Grassley.
 Tandem axle, defining. HF 48, transportation. Approved 4-6-73—became law by publication 4-20-73.
 School buses, use of. SF 43, Heying; HF 49, Small; SF 147, Doderer (companion); SF 87, Van Gilst, et al.; SF 219, schools (all same subject matter). SF 219 approved 7-12-73.
 Issuance of temporary certificates of convenience and necessity to liquid transport carriers. SF 99, Schaben; HF 110, Anderson (companion); HF 734, transportation. SSM.
 Length of vehicles used for transportation of vehicles and boats. SF 110, Griffin; HF 608, transportation. SSM. HF 608 approved 7-12-73.
 Speed restriction for motor vehicles towing disabled vehicles. HF 102, Doyle.
 Rest area, establish at Loveland. HF 109, transportation. Approved 7-12-73.

- Federal tax lieu registration, motor vehicles, noted on titles. HF 135, transportation. Approved 4-6-73.
- Require a school bus to have its headlights on while carrying passengers. SF 163, Lamborn.
- Movement of truck trailers manufactured in Iowa. HF 189, transportation. Approved 6-13-73.
- Truck speed limits. HF 190, transportation.
- Movement of registered special mobile equipment on vehicles registered for weight of unladen vehicle. HF 191, transportation. Approved 5-24-73.
- Movement of vehicles and loads of excessive size and weight. HF 193, transportation. Approved 6-13-73.
- Metal tracked and metal tired vehicles, operation of on streets and roads. HF 220, transportation. Approved 7-6-73.
- Issuance of personalized registration plates for motor vehicles. HF 247, Bittie.
- Reporting of vehicle accidents, increase dollar value of damage. HF 248, Kreamer; SF 1022, Priebe, et al. SSM.
- Repeal law prohibiting the altering of odometers and the penalty. HF 266, Monroe.
- Modify filing system in public safety and county treasurer's offices, motor vehicle registration and certificate of title. HF 269, transportation.
- Create a municipal transportation assistance fund, appropriation. SF 225, Blouin, et al.
- Sale, shipment, and delivery of grain. SF 227, Priebe.
- Oversized and overweight vehicles, loads and weights in excess, penalties for. HF 290, transportation. Approved 3-29-74.
- Scenics and recreational highway system, establish. HF 293, Clark of Lee and Stanley.
- Allocation of the road use tax fund, division of. HF 301, Higgins, et al.
- Definition of vehicle, legalize operation of existing vehicles with van boxes. HF 308, transportation. Approved 4-8-74—became law by publication 4-16-74.
- Planning of primary road construction and improvement, consider industrial development. HF 319, Hansen, et al.
- Registration fees for special trucks, farm. HF 422, Miller of Cerro Gordo and Norland; SF 412, Scott, et al.
- Allow discretion in school bus transportation. SF 388, McCartney.
- Pulling of a trailer which attaches to roof of pulling vehicle by ball hitch. HF 518, Rapp.
- Construction equipment, controlled movement of on Iowa's roads. HF 542, transportation; SF 546, state government. S. HF 542 approved 6-29-73—became law by publication 7-13-73.
- Motor vehicle registration fees and fuel taxes used for public transportation systems. HJR 16, Krause.
- Changing the center of gravity of a vehicle by modifying standard design, misdemeanor. HF 681, transportation.
- Allow movement of grain storage structures on highways, restrictions. HF 684, transportation.
- Odometer, motor vehicles, regulation of. SF 505, state government; HF 694, transportation. HF 694 approved 7-6-73.
- Appropriation to traffic weight operations, highway commission. HF 709, transportation.
- Interstate carriers, penalties, failure to register interstate transportation authority. HF 1003, Doyle.
- Shuttle carrier service, no certificate of public convenience and necessity. SF 1017, Murray.
- Vehicles transporting a load shall have load covered. SF 1023, Gallagher.
- Transportation, department of, create. HF 230, Drake, et al.; SF 1141, state government. (Same subject matter). SF 1141 approved 5-29-74.
- Maintenance of roads and highways, agreement between counties and other governing bodies. HF 1019, Krause.
- Joint convention, Tuesday, January 22, 1974 at 10:00 a.m., special message on energy and transportation by Governor Ray. HCR 102; H.J. 26-27, 50 adopted; S.J. 75, 94 adopted.
- Permit stopping on the travel portion of a highway to turn left. HF 1039, transportation.
- Permit operation of vehicles, from adjoining states, exceeding weight and length limitations in Iowa's border cities. HF 1040, Crabb; HF 1058, Doyle, et al. (similar); SF 1079, cities and towns; HF 1128, transportation. SSM. (All same subject matter).
- Escort vehicles requirement a discretionary matter with highway commission. HF 1042, transportation. Approved 5-27-74.
- Use of reflective triangles by trucks, etc. HF 1046, transportation. Approved 3-29-74.
- Certificates of inspection of motor vehicles, period of time valid. HF 1052, transportation. Approved 3-29-74.
- State's rail transportation system, study by planning and programming, appropriation. SF 1061, Murray, et al.; HF 1117, Crawford.

Functional classification and jurisdiction of public streets and roads. SF 1062, state government. Approved 3-4-74.

Right turn on red light at intersections with traffic control devices unless posted to prohibit. HF 1084, Norland; SF 1075, Kinley and Gluba. S. SF 1075 approved 3-12-74.

Equip motor vehicles with device preventing intoxicated person from operating the motor vehicle. HF 1088, Knoke.

Motor vehicle registration reciprocity, gross weight of semi-trailers, truck tractors, etc. HF 1091, transportation. Approved 4-25-74.

Passing motor vehicles, distances to be complied with. HF 1111, transportation.

Motorcycle wheels must be in constant contact with roadway surfaces. HF 1103, transportation.

School bus must stop at railroad crossings, passengers or not. HF 1106, transportation.

Hearing and appeal of the revocation, cancellation or suspension of an operator's license. HF 1120, transportation.

Fifty-five maximum speed limit. HF 1009, transportation; SF 1013, natural resources. SF 1013 approved 2-7-74—became law by publication 2-15-74.

Federal railroad safety standards, enforcement by the state. HF 1171, Krause, et al.; SF 1218, Schaben and Priebe.

Increase all mileage expense allowances. HF 486, Doyle, et al.; HF 1210, transportation. SSM.

Parking meter revenue may be used to pay costs in maintaining a public passenger transportation system. HF 1212, Norland.

Size, weight, and load of vehicles operated on Iowa highways, special and emergency situations. HF 1256, Strothman and Anderson.

Uniform classified operator's license system, amending certain penalty provisions. HF 1283, transportation.

Price of liquefied petroleum gas posted on vehicles used in transportation, points of distribution, and where sold. HF 1324, Brunow.

Energy policy council, authorized to study, develop, and assist operations of transportation systems, appropriation. SF 1397, appropriations.

Transportation, department of, appropriation. SF 1408, appropriations.

Energy policy council, create—study, make recommendations, assistance, etc. re rail transportation, transit systems, coal and other fuels, etc.—appropriation. SF 1222, energy. Approved 5-30-74.

TRAPPING—

(Also see Fish and Game)

General

Trapping licenses, nonresidents. SF 178, Tieden; HF 246, Mendenhall and Tofte. SF 178 vetoed 7-21-73.

Leg-hold traps, prohibit use, sale, etc. HF 355, Patchett, et al.

Trapping licenses to aliens or nonresidents same fee as resident if reciprocated. SF 1056, Tieden; HF 1093, Mendenhall.

Prohibit issuance of trapping licenses to nonresidents unless reciprocated. HF 1397, natural resources.

TRAVEL—**General**

Travel by certain candidates and elected officials, restrict number together. HF 11, Knoke.

State of emergency, governor may reduce speed limits, shortage of fuels. SF 526, state government.

Travel by state employees or General Assembly members. SF 1170, Rodgers, et al.

Travel trailers, registration of, storage. SF 1183, Gluba, et al.; HF 1267, Doyle and Miller of Buchanan.

TREASURER OF STATE—**General**

State records, management of, appropriation. HF 12, Welden; HF 363, state government. S. HF 363 approved 5-27-74.

Studded tires, taxation of, penalties. SF 16, Kelly.

Annual budgeting and reporting for state departments, agencies, boards, etc. SF 46, Hill.

Establish a state lottery. SF 55, Kinley; HF 245, Higgins (companion); SF 330, Blouin; HF 394, Knoke (companion); HF 302, Caffrey (all same subject matter).

Create a land use policy commission. SF 53, Winkelman, et al.; HF 65, Cochran, et al. (companion); HF 688, natural resources (added appropriation). SSM.

Bonding of all public employees, those required. SF 69, Palmer; HF 281, Schroeder and Connors.

Funding of mental health and mental retardation services, state aid to counties, appropriation. SF 89, Griffin and Miller of Des Moines.

Veteran's service compensation fund (bonus), one percent increase in sales and use tax for six months for funding. SF 111, Priebe and Scott; HF 115, Wyckoff and Norpel. S.

- Highway grade crossing safety fund. SF 112, Robinson. Approved 7-12-73.
- Iowa soldiers home, construction of a nursing care facility, appropriation to social services for. SF 184, Miller of Marshall, et al.; HF 423, Dunton, et al. **SF 184 approved 7-20-73.**
- Taxation of motor fuel used in aircraft, use of unclaimed tax refunds. HF 200, Lipsky, et al.; SF 192, Riley. S.
- Code, correcting erroneous, inconsistent and obsolete sections. HF 209, judicial and law enforcement. Approved 5-24-73.
- Vietnam veterans' service compensation fund (bonus), bonds, property tax levy. SF 209, Griffin, et al.; SF 483, ways and means. S.
- Counties not required to pay ADC, aid to disabled, and blind assistance. HF 231, Holden, et al.; SF 570, ways and means. SF 570 approved **6-30-73.**
- Issuance of personalized registration plates for motor vehicles. HF 247, Bittle.
- Authorize highway commission to issue \$50,000,000 in bonds, financing of interstate highways, federal funds. HF 256, Welden.
- Create a municipal transportation assistance fund, appropriation. SF 225, Blouin, et al.
- Municipal assistance fund, appropriation. HF 275, Kreamer; SSM as HF 756, appropriations; SF 552, appropriations. SF 552 adopted 5-24-73.
- Secretary of State not required to be elected—four year terms for governor, auditor of state, and treasurer of state, etc. HJR 11, Brinck, et al.
- Veterans' service compensation fund, appropriating state and federal funds, (\$15,000,000 each), administrative procedures. SF 284, Rodgers; HF 663, Wyckoff and Norpel. S.
- Establish a general relief fund, general and emergency relief (social welfare), etc., procedures and responsibilities. HF 381, Higgins.
- Establish a land preserve loan authority, prescribe purposes, duties, etc. SF 367, Winkelman.
- Create a state land use policy division, department of agriculture. SF 338, Heying. (Also see SF 58-65).
- Advisory investment board of IPERS, appropriation, two members, full settlement. HF 572, appropriations. Approved 5-25-73.
- Appropriate from moneys received by funeral, etc. fund, dentistry, optometry, medical examiners, physical therapy, chiropractic, nursing and nursing home administrators. HF 574, appropriations. Approved 7-6-73.
- Consolidation under employment security commission for investment of retirement system funds. HF 624, Connors, et al.
- Veterans' bonus, appropriation. HF 656, appropriations. Approved 7-3-73.
- State officials, departments, executive council, and auditors (county, municipal and school), appropriation. SF 605, appropriations; HF 783, appropriations. HF 783 approved 7-12-73.
- Commerce commission acquire railroad right-of-way. SF 1187, Schaben.
- Commerce commission acquire railroad right-of-way and trackage, repair and maintain, lease this property to railroad companies on a fee basis, appropriation. SF 1189, Blouin.
- Establish recycling centers, appropriation. HF 1295, Brunow, et al.; HF 1389, Avenson (same subject matter).
- Participation loans by savings and loan associations, supervision and examination of. HF 1296, Ewing; SF 1355, commerce.
- Indemnification of private citizens, injury or damages, crime or rescue of a person, immediate danger of death or injury. HF 1365, Cusack.
- Sickness and accident disability fund. SF 1267, ways and means.
- Issuance and redemption of warrants, delete word "write." SF 1269, state government; HF 1394, state government. (Very similar). HF 1394 approved 4-19-74.
- Claimant, require copy of original invoice be attached to voucher. SF 1287, state government. Approved 5-9-74.
- Ethics committee, legislative and nonlegislative members, compensation of, appropriation. HF 1471, appropriations. Approved 5-27-74.
- Treasurer of state, appropriation. SF 1381, appropriations. Approved 5-11-74.
- Funds**
- Distribution of sales and use tax to road use tax fund. HF 9, Fischer of Grundy.
- Increase tax on motor fuel and special fuel, special fund. SF 10, Griffin.
- Permit pari-mutuel betting, create racing commission, etc. SF 98, Kinley, et al.; HF 167, Brinck (similar) SF 275, Miller of Des Moines; HF 332, Caffrey (companion); SF 1088, Kinley; HF 1172, Caffrey (companion) (all same subject matter).
- Equipment owned by prison industries, reinstate cash depreciation fund for. SF 148, human resources.
- Liquor store sales, five percent to counties, used for alcoholism. HF 150, Schroeder.
- State fair board, membership and authority of, also change financial operation. SF 166, Palmer.
- Prohibit allocation of sales tax receipts to road use tax fund. HF 226, Junker, et al.; HF 315, ways and means. HF 315 approved 6-13-73.

Prohibit allocation of sales tax receipts to road use tax fund, provide for financing of motor vehicle registration plates from fund. HF 227, Roorda, et al.

Create a vocational youth organization fund, vocational education, appropriation. HF 273, Kreamer.

Second injury fund benefits, workmen's compensation. SF 449, DeKoster.

Motor vehicle registration plates, decolomania emblems, and validation stickers paid from road use tax funds. SF 601, appropriations; HF 793, appropriations. S. HF 793 approved 7-6-73.

Motor vehicle inspection fees, increase—administration of such fees. SF 602, appropriations. Approved 6-29-73.

Regents revenue bond fund in office of state treasurer, payment of current obligations, etc., appropriation. HF 1201, Holden.

Railroad passenger service, establish fund for contracting for, appropriation. SF 1252, Blouin.

Community-based pilot programs, reversion of funds appropriated for. SF 1345, appropriations.

Change method of distributing state funds to assist counties in paying a portion of the cost of mental health and mental retardation services, appropriation. HF 1477, Lipsky, et al.

Auditor of state's savings and loan division, continue appropriation to, establish revolving fund, assessment of administrative expenses. SF 1333, appropriations. Approved 5-11-74.

Stabilization fund, create, appropriation. HF 1503, ways and means.

TREES—**General**

Taxation of forest and fruit-tree reservations. SF 340, Shaff; SF 1059, ways and means. S.

TRIALS—**General**

Joint trials of defendants who are jointly indicted, felony cases, exception. SF 372, Schwieger.

Waiver of jury trial in criminal cases. HF 476, Doyle.

TRUCKS—

(See Motor Vehicles, sub-ref. Trucks)

TRUSTEES—**General**

Township trustees, increase per diem compensation. HF 53, Mendenhall; SF 1067, Curtis. SF 1067 approved 5-2-74.

Drainage district trustees do not have to be owners of agricultural land. HF 567, Stanley, et al.

Fences on another's land, removal of, etc. HF 744, Jordan.

TRUSTS—**General**

Real estate conveyances in trust, prohibit secrecy. HF 1181, Hargrave, et al.

Shares in a professional corporation may be held in trust. HF 1278, Kreamer.

TUBERCULOSIS—

(Also see Disease)

General

Swine tuberculosis, eradication of. SF 291, agriculture. Approved 5-7-73.

TUITIONS—

(Also see Schools, sub-ref. Tuition and/or Colleges—Universities)

General

Include students of schools of nursing in tuition grant program. SF 101, Shaw.

Tuition rates set by board of regents. HF 136, Mendenhall; SF 204, Griffin.

Tuition grants, appropriation. SF 345, appropriations. Approved 5-17-73.

Medical student tuition loan program and higher education facilities commission administrative funds, appropriation. HF 683, appropriations. Approved 6-14-73.

Merged area schools, appropriation and payment of state aid, and salaries of area superintendents. HF 775, appropriations. Approved 7-21-73.

Free tuition to members of the Iowa National Guard at all state universities and area colleges. HF 1153, Branstad.

Financial assistance for resident students of this state, replaces scholarship and tuition grant programs. HF 1356, Byerly.

UNCLAIMED PROPERTY ACT—

(See Uniform Disposition of Unclaimed Property Act)

UNEMPLOYMENT COMPENSATION—**General**

Eligibility to receive the benefits of certain welfare programs re unemployment due to work stoppage. HF 207, Kreamer.

Remove one week waiting period before unemployment benefits can be received. HF 347, Rapp and Byerly.

Lifting of disqualification for voluntarily quitting, 12 weeks off job, unemployment benefits. HF 539, Rapp, et al.

Attorney's fees re unemployment benefit appeals, fixed by court. HF 598, Rapp.
 Unemployment benefits, pregnancy, return to work, nothing available. HF 605, O'Halloran, et al.
 Employment security extended benefits, unemployment compensation. HF 623, Poncey; SF 1016, Glenn.
 Partial unemployment, increase unemployment benefits. HF 661, Rapp, et al.
 Deferment of work registration—provide all pertinent information to claimant re unemployment compensation. HF 662, Rapp, et al.
 Part-time legislative employees not covered by unemployment compensation. HF 680, human and industrial relations.
 Payments in lieu of contributions for unemployment compensation made to state employees of various state agencies, boards, commissions and departments. HF 751, appropriations. Approved 6-13-73.
 Unemployment compensation fund, control, management and use of, to assure entitlement to funds, etc. HF 1080, Lipsky. Approved 5-27-74.
 Unemployment benefits, 90 percent disqualification. HF 1258, Freeman.
 Unemployment compensation may extend to 39 weeks. HF 1273, Poncey.
 Employment security, chapter 96, correct and clarify certain sections, etc. HF 1311, human and industrial relations. Approved 5-27-74.

UNFAIR EMPLOYMENT PRACTICES STANDARDS—

General

Religious exemption to the Iowa unfair employment practices standards. SF 1106, Hansen, et al; HF 1182, Freeman, et al.

UNIFORM COMMERCIAL CODE—

General

Interconnected regional securities depositories, further development of—amend uniform commercial Code. SF 450, DeKoster.
 Committee to study the desirability of suggested amendments to the uniform commercial Code. HCR 72; H.J. 2501.
 Uniform commercial Code, amend. SF 1315, judiciary. Approved 6-3-74.

UNIFORM DISPOSITION OF UNCLAIMED PROPERTY ACT—

General

Unclaimed utility deposits and refunds. SF 22, Doderer and Curtis. Approved 2-26-73.

UNIFORM LAWS, COMMISSION ON—

General

Appointment of commissioners on uniform state laws, two by legislative council. HF 8, Fischer of Grundy.
 Interstate cooperation, council of state governments. SF 519, appropriations. Approved 5-24-73.
 Uniform state laws, commission on, increase appropriation. SF 1166, appropriations. Approved 3-29-74.

UNIFORM PROBATE CODE—

General

Uniform probate Code. SF 1081, Rogers, et al.

UNIFORM RESIDENTIAL LANDLORD AND TENANT ACT—

General

Uniform residential landlord and tenant act. HF 1271, Small, et al.

UNIFORMS—

General

Standard uniforms for county sheriffs and deputies. HF 125, judiciary and law enforcement. Approved 4-19-74.
 Allow schools to purchase uniforms, once every ten years, for musical groups. SF 286, Rodgers; HF 1020, McCormick.
 Uniforms, cost of, for county conservation officers and employees. HF 674, natural resources. Approved 3-4-74.

UNIVERSITIES—

(See Colleges—Universities)

URBAN RENEWAL—

General

Urban renewal projects, members or employees of agencies shall not have a personal interest in project. SF 1102, Andersen.

USE TAX—

(See Tax, sub-ref. Use)

UTILITIES—

General

Release of federal funds, environmental, emergency loans program, etc. HJR 1, Pellett and Strothman; SJR 1, Priebe and Doderer.
 Apportionment of property valuation of certain electric power generating plants. HF 236, Husak, et al.
 Committee to study energy policy positions—areas of power-plant siting policies, energy supply and use, national energy policy, trade, etc. SCR 54; S.J. 2020-2031, 2032.
 Relieve a person from unintentional damages caused to buried utility lines unless buried six feet or more. SF 1025, Haying.

- Municipal utility, prohibit transfer of surplus earnings. HF 1095, Schroeder.
- Municipal cable television may be handled in same manner as other utilities. SF 1161, Briles; HF 1263, Daggett; HF 1440, cities and towns (same).
- Municipally-owned utilities under regulation by commerce commission. HF 1218, Schroeder.
- Municipal waterworks rates be subject to regulation by commerce commission. HF 1321, Monroe.
- Public**
- Public hearings mandatory for rate increases of public utilities. HF 5, Small; SF 60, Blouin. SSM.
- Increase rate of interest on public utility refunds to customers. HF 10, Patchett, et al.
- Unclaimed utility deposits and refunds. SF 22, Doderer and Curtis. Approved 2-26-73.
- Delinquent sewer charges constitute a lien against property. SF 24, Shaff.
- Filing for increases in utility rates, etc. HF 106, Egenes, et al.; SF 1352, commerce (similar subject matter).
- Reports of utility company valuations and mileage need not be made to county supervisors, nor to city, town and township trustees. HF 211, county government.
- Utilities, highway commission pay cities and towns for relocating, etc., due to construction, etc. of highway. SF 240, Miller of Des Moines; HF 371, Monroe.
- Require public utilities to pay advertising cost from profits. HF 340, Higgins and Patchett; SF 1249, Plymat, et al.
- Cable television considered city utility. HF 504, Edelen, et al; HF 718, cities and towns (same).
- Municipally-owned utilities participate with others in acquiring and financing of jointly-owned facilities for generation, acquisition or transmission of electric energy. HF 609, ways and means. Approved 6-29-73.
- Vacating of streets, agreements to annex, elections, special assessments, charges for services, notices, hearings, etc., procedures and requirements for cities and towns. HF 611, cities and towns.
- Assessment and taxation, property of municipally-owned electric utilities, joint ownership. SF 516, ways and means. Approved 7-18-73.
- Formula for taxing electric power generating plants of more than \$12,000,000 in taxable valuations. SF 547, ways and means; SF 557, ways and means. S. SF 557 approved 7-18-73.
- Notify county board of social welfare before terminating public utility services. SF 1137, Potter; HF 1213, Cusack, et al. (same subject matter).
- Limit late payment charge of public utilities to $\frac{1}{2}$ of one percent per month on balance unpaid after 15 days. HF 1332, Strothman.
- Discount toll rate, telephone exchange service. HF 1447, Egenes.
- Man and wife listing, prohibit telephone companies, additional fee. SF 1300, Doderer.
- Monitoring levels of sulfur oxide emissions from power generating plants, appropriation to department of environmental quality. HF 1479, appropriations. Approved 5-2-74—became law by publication 5-10-74.
- Filing for increases in utility rates, charges, schedules, or regulations. SF 1404, Gluba.

VACATIONS—**General**

- Vacations for state employees. SF 379, Riley, et al.; HF 503, Clark of Lee, et al. HF 503 approved 6-13-73.
- Compensation of Chief Clerk and Secretary of the Senate—fulltime permanent employees receive vacation allowance and sick leave—legislative employees may become members of IPERS. SCR 101; S.J. 24, 25, 68, 284, 293, 316, 359, 501-503 adopted; H.J. 661-662, 764 adopted.

VALUATIONS—**General**

- Valuation of property, assessments, appraisals, etc. SF 121, ways and means.
- Reports of utility company valuations and mileage need not be made to county supervisors, nor to city, town and township trustees. HF 211, county government.
- Special assessment deficiencies, collection of. HF 219, ways and means. Approved 6-13-73.

VEHICLE DISPATCHER—**General**

- Vehicle dispatcher, appropriation and authorize expenditures. SF 532, appropriations. Approved 6-13-73.
- Vehicle dispatcher's depreciation fund, appropriation. HF 748, appropriations. Approved 6-13-73.
- Sale of state-owned motor vehicles at public auction, experienced auctioneers. SF 1145, Scott; HF 1232, Crabb.

VEHICLES—

- (See Motor Vehicles, all sub-refs.)

VENDING—

Machines—

Breaking and entering of vending machines, penalty. HF 94, Doyle.
Vending machine operator's licenses, \$2.00 per machine. HF 171, Schroeder.

VENEREAL DISEASE—

(Also see Disease—)

General

Sale, distribution or advertisement of contraceptive products, regulations, etc. of venereal disease prophylactics. SF 85, Kelly; SF 301, human resources. SSM. SF 301 approved 3-4-74.
Venereal disease, minors provided diagnosis and treatment without parental consent. SF 157, human resources. Approved 3-4-74.

VETERANS—

(Also see Military—)

General

Veteran's day, change observance of. HF 27, Wells, et al. Approved 4-18-73.
Census of children of deceased veterans, law repealed. HF 37, ways and means; SF 51, ways and means. HF 37 approved 2-9-73.
Increase property tax exemptions for veterans. SF 81, Miller of Des Moines; HF 103, Monroe.
Veteran's service compensation fund (bonus), one percent increase in sales and use tax for six months for funding. SF 111, Priebe and Scott; HF 115, Wyckoff and Norpel. S.
Veterans organizations, liquor license include beer. HF 127, Fisher of Greene. Approved 6-29-73.
Soldiers relief fund changed to veteran affairs fund. SF 132, Briles; HF 148, Wyckoff. HF 148 approved 6-13-73.
Veteran's credit, (bonus) to be used against state income tax. HF 165, Bittle, et al.; SF 170, Murray.
Iowa soldiers home, construction of a nursing care facility, appropriation to social services for. SF 184, Miller of Marshall, et al.; HF 423, Dunton, et al. SF 184 approved 7-20-73.
Vietnam veterans' service compensation fund (bonus), bonds, property tax levy. SF 209, Griffin, et al.; SF 483, ways and means. S.
Free registration plates for certain disabled veterans. HF 261, Holden; SF 348, Lamborn. HF 261 approved 7-6-73.
Veterans' service compensation fund, appropriating state and federal funds, (\$15,000,000 each), administrative procedures. SF 284, Rodgers; HF 663, Wyckoff and Norpel. S.
Military service property tax exemption, Korea and Vietnam. SF 363, Heying and Taylor.
World War II from December 7, 1941 to December 31, 1946 (conforms with federal dates) property tax exemption. HF 419, Krause.
Property tax exemption to all military service personnel serving between Sept. 9, 1945 and June 26, 1950—also specifying date of Vietnam conflict. HF 436, Miller of Calhoun, et al.; HF 771, ways and means. SSM.
War orphans' education aid fund, appropriation. HF 625, appropriations. Approved 5-8-73.
Veterans' bonus, appropriation. HF 656, appropriations. Approved 7-3-73.
Urge the president and congress to obtain at earliest possible date the return of and complete accounting of all missing in action in Southeast Asia. HCR 51; H.J. 1380, 1482 adopted; S.J. 1388, 1414, 1516.
Supplement appropriation (SF 184, first session, Sixty-fifth General Assembly) for construction of nursing care facility at Iowa soldiers home. HF 1012, West, et al.
Homestead tax credit for disabled veterans transferable to new homestead. SF 1029, Potter.
Increase maximum amounts payable veteran or heirs may receive, service connected causes, veterans service compensation fund. HF 1033, Wyckoff.
Setting dates for Vietnam conflict for property tax exemptions. HF 1047, Patchett.
Mexican border period, veterans of, property tax exemption. SF 1058, Riley.
Retirement of veterans who are public employes. HF 1109, state government.
Nursing care facility at soldiers home, construction of, appropriation. HF 1204, appropriations. Approved 5-28-74.
Veterans' public service programs, financing of, appropriation. HF 1215, Rinas, et al.
Veterans preferences and tax exemptions, allow all veterans who served after December 7, 1941. SF 1228, Potter and Scott.
Veterans affairs, department of, establish, appropriation. SF 1338, Schaben.
Service compensation fund, Vietnam veterans, appropriation for, change revision date. SF 1384, appropriations. Approved 5-9-74.

VETERINARY—

General

Veterinarian's liens on any animal, etc. HF 374, agriculture.
Manner in which prescriptions for drugs and medicines are required to be written and filled. HF 431, Patchett and Crawford.

Development commission, appropriation for expansion of veterinary biologics facility in Ames. HF 786, appropriations. Approved 7-17-73.
 Gastro enteritis and other enteric diseases affecting swine, appropriation for research and cure. SF 1027, Priebe; SF 1323, appropriations. SSM.
 Students of veterinary medicine may perform duties of a veterinarian. SF 1103, agriculture; HF 1275, agriculture. SF 1103 approved 3-29-74.
 Veterinary biologics facility at Ames, commence construction by July 1, 1979, land revert to state. HF 1486, appropriations. Approved 5-2-74—became law by publication 5-8-74.

VIOLENCE—

(Also see Civil Disorders, Riots and/or Strikes)

General

Right to bail of defendants convicted of crimes of violence, restricting. SF 189, Riley.

VITAL STATISTICS—**General**

State registrar of vital statistics may request clerk of district court open sealed records in adoption proceedings. SF 57, county government.
 Issue new birth certificates, persons born outside U.S., adopted in Iowa. HF 323, Byerly and Clark of Lee.
 Vital statistics, authorize inspection, etc. to an incorporated nonprofit society for historical or genealogical research purposes. HF 651, Crabb.
 Vital statistics open to public inspection, on local level, if they are 65 years old or older. SF 1237, Rodgers. Approved 5-8-74—became law by publication 5-17-74.

VOCATIONAL REHABILITATION—**General**

Vocational rehabilitation, state board for, authorized to operate under the rehabilitation act of 1973 enacted by congress. SF 1107, schools; HF 1244, education. SF 1107 approved 4-25-74—became law by publication 5-2-74.

VOCATIONAL SCHOOLS—

(See Schools, sub-ref. Area—Area Vocational and/or Trade)

VOTING—

(See Elections)

VOUCHERS—**General**

Claimant, require copy of original invoice be attached to voucher. SF 1287, state government. Approved 5-9-74.

WAGES—

(See Salaries, sub-ref. Wages)

WAREHOUSES—

(Also see Agriculture, sub-ref. Warehouses)

General

Remove warehouse storage from service tax. SF 438, Potter, et al.; HF 1194, Grassley, et al.; SF 1246, ways and means.
 Failure of a warehouseman to comply with provisions of law re bonded warehouses for agricultural products, reduce penalty. HF 1245, judiciary and law enforcement.

WARRANTS—**General**

Outdated warrants, reissuance of. HF 696, state government. Approved 6-19-73.
 Issuance and redemption of warrants, delete word "write." SF 1269, state government; HF 1394, state government. (Very similar). HF 1394 approved 4-19-74.
 Claimant, require copy of original invoice be attached to voucher. SF 1287, state government. Approved 5-9-74.
 County boards of supervisors may authorize issuance of warrants for certain purposes. SF 1393, county government.

WATCHMAKER—**General**

Accountancy, architectural, banking, engineering, watchmaking examiners, appropriation. SF 232, appropriations. Approved 5-7-73.

WATER—**General**

Changes in roads, streams, or dry runs, highway commission and boards of supervisors. HF 598, transportation. Approved 4-10-74—became law by publication 4-19-74.
 Quality of pipe used for water well construction. HF 215, Doyle, et al. Approved 5-27-74.
 Conservation commission acquire no more land and water until land previously acquired has been developed, etc. SJR 8, Heying, et al.
 Wake—definition of—water navigation regulations. HF 282, natural resources. Approved 3-4-74.

- Prohibit water skiing, etc from sunset to sunrise. HF 327, natural resources.
- Stuart, Adair and Guthrie counties, legalize water revenue bonds. HF 366, Bortell; HF 679, judiciary and law enforcement (same). HF 679 approved 6-19-73—became law by publication 7-6-73.
- Standards for water well construction, inspection, permit fees, etc. SF 347, Griffin.
- Separate drainage systems for surface water. SF 364, Gallagher.
- Increase fee for certification of operators of water and sewage treatment plants. HF 404, natural resources.
- Condemnation of easements for the development of recreational facilities (lakes, dams, etc.). SF 407, Briles.
- Property tax exemption for certain property used for ponds, dams, etc. HF 474, agriculture.
- Protected water areas, designation of. HF 496, Freeman and Welden; SF 461, Tieden, S.
- Diversion of water, industrial coolants, to underground basins or water-courses, alternative methods. HF 497, Krause.
- Rivers, streams, or creeks with flowing surface water available for public use. SF 460, Tieden; HF 1143, Freeman.
- Sanborn, O'Brien county, legalize, management and control of waterworks system. HF 568, Hansen; HF 676, judiciary and law enforcement (same). HF 676 approved 6-19-73—became law by publication 6-29-73.
- Inspection of swimming pools, fees, penalties. HF 631, Lipsky.
- Authority of the department of environmental quality for water quality, conform to federal requirements, sewage treatment works, constructions, etc. HF 710, natural resources.
- Appropriation to conservation commission for specific projects. HF 720, appropriations. Approved 7-17-73.
- Environmental quality, department of, appropriate any moneys in operators certification fund of water quality commission. HF 762, appropriations. Approved 7-12-73.
- Release of federal funds for water pollution control programs. HCR 110; H.J. 298.
- Water permits issued to cities and towns, certain restrictions. SF 1135, Taylor and Potter.
- Authorize conservation commission to acquire interests in land and water for certain purposes by condemnation. HF 1209, natural resources.
- Municipal waterworks rates be subject to regulation by commerce commission. HF 1321, Monroe.
- Water supply program, appropriation to department of environmental quality. SF 1312, natural resources. Approved 5-27-74.
- Committee to study effects of the construction of Red Rock and Coralville reservoirs, damages, restitution, etc. (Same as SCR 113); HCR 119; H.J. 1122-1123, 1212 adopted; S.J. 1003, 1028.
- Committee to study effects of the construction of Red Rock and Coralville reservoirs, damages, restitution, etc. (Same as HCR 119); SCR 113; S.J. 916-917, 967.
- Legalize contracts, Libertyville, Jefferson county, improvements and extensions to waterworks. HF 1473, ways and means. Approved 4-3-74—became law by publication 4-12-74.
- Natural resources council, appropriation for development of water management plans. SF 1367, appropriations. Approved 5-2-74.
- Legalize proceedings of Buffalo, Scott county, water revenue bonds. HF 1495, ways and means. Approved 5-27-74—became law by publication 6-4-74.
- Committee to study underground water resources. HCR 166; H.J. 2428.

WATERCRAFT—**General**

- Length of vehicles used for transportation of vehicles and boats. SF 110, Griffin; HF 608, transportation. SSM. HF 608 approved 7-12-73.
- Wake—definition of—water navigation regulations. HF 282, natural resources. Approved 3-4-74.
- Prohibit water skiing, etc. from sunset to sunrise. HF 327, natural resources.
- Boating accidents, reporting of. HF 488, Freeman; HF 657, natural resources (same). HF 657 approved 6-29-73.
- Motorboats and sailboats, annual registration fee in lieu of personal property taxes, penalties. SF 451, Shaw; HF 690, natural resources. SSM.
- Rule-making authority of conservation commission, penalties for violations of rules. HF 723, natural resources.
- Motorboat registrations, issuance of, increase writing fees. SF 1026, county government.
- Motorboats and snowmobiles operated by persons sixteen years and over, penalty. HF 1230, Patchett.
- Registration of all watercraft. HF 1359, natural resources. Approved 5-27-74.

WATER POLLUTION—

(See Environmental Preservation and/or Pollution)

WAYS AND MEANS—**General**

- Distribution of sales and use tax to road use tax fund. HF 9, Fischer of Grundy.
- Provide Code to city assessors. SF 39, ways and means. Approved 3-23-73.
- Census of children of deceased veterans, law repealed. HF 37, ways and means; SF 51, ways and means. HF 37 approved 2-9-73.
- Authorize property tax levy for county civil defense. HF 55, Mendenhall.
- Taxation of motor fuel used in aircraft, use of unclaimed tax refunds. HF 200, Lipsky, et al.; SF 192, Riley, S.
- Increase the fees charged by board of accountancy. HF 225, Egenes, et al.
- Prohibit allocation of sales tax receipts to road use tax fund. HF 226, Junker, et al.; HF 315, ways and means. HF 315 approved 6-13-73.
- Prohibit allocation of sales tax receipts to road use tax fund, provide for financing of motor vehicle registration plates from fund. HF 227, Roorda, et al.
- Increase personal property tax credit. HF 228, Bortell, et al.; HF 740, ways and means (same); SF 269, Priebe and Rodgers. SSM. HF 740 approved 7-21-73.
- Credit for livestock, appropriation. HF 233, Drake, et al.; SF 217, Schaben; HF 730, ways and means; SF 571, ways and means (all same subject matter). SF 571 approved 7-13-73.
- Increase tax on little cigars. HF 323, ways and means; SF 319, ways and means. S. HF 323 approved 4-26-73—became law by publication 5-4-73.
- Real estate transfers, increase rate of taxation. HF 390, Oakley.
- Impose excise tax on certain beverage containers, etc., penalty. HF 516, Egenes, et al.
- Impose a voluntary tax on specified tax-exempt properties for certain services, etc. HF 517, Husak; SF 470, Orr.
- Increase foundation property tax for school districts to 30 mills, increase foundation base, remove maximum millage reduction. HF 596, Harvey and Dunlap.
- Municipally-owned utilities participate with others in acquiring and financing of jointly-owned facilities for generation, acquisition or transmission of electric energy. HF 609, ways and means. Approved 6-29-73.
- Refunds of tax on special fuels, uncollectible with suitable records. SF 480, ways and means.
- Authorize boards of supervisors to establish revolving funds, expenses for maintenance of drainage or levee districts. HF 633, Mennenga, et al.
- Computation of Iowa net income—gains on farm recapture property or non-farm adjusted gross income over \$20,000 treated as ordinary income, etc. HF 652, Krause.
- Establish a corn promotion fund, etc. HF 692, agriculture.
- Franchise tax rates same as corporate income tax rates. HF 695, Rapp.
- Individual income tax, simplified reporting form, changes in tax rates, exemptions, etc. HF 706, Rapp, et al.
- Tax incentives for improvement, repair, and maintenance of property, five-year tax moratorium, etc. HF 715, ways and means.
- Assessment and taxation, property of municipally-owned electric utilities, joint ownership. SF 516, ways and means. Approved 7-13-73.
- Formula for taxing electric power generating of more than \$12,000,000 in taxable valuations. SF 547, ways and means; SF 557, ways and means. S. SF 557 approved 7-18-73.
- Delay effective dates of fiscal year act and mandatory date of adoption of the city Code for one year. HF 772, ways and means.
- Permit foreign life insurance companies to become Iowa corporations if they comply, and payment of transfer tax. SF 592, ways and means; HF 798, ways and means. S.
- Limitations on property tax levy for budgets of counties, cities, and towns, temporary. SF 615, ways and means.
- Nishna Valley community school district, Mills county, legalize sale of real estate. HF 804, ways and means. Approved 6-29-73.

WEEDS—**General**

- Marijuana a noxious weed. SF 309, Tieden.
- Prohibit sale, distribution, etc. of teasel or teasel seeds. HF 210, agriculture.
- Remove "tall hedge" (rhamnus frangula) from list of noxious weeds. HF 1342, McElroy and Bittle; HF 1443, agriculture (same).

WEIGHTS—MEASURES—(Also see Agriculture, sub-ref. **Weights—Measures**)**General**

- Temporary restrictions on weight and load of certain motor vehicles, farm tractors exception. HF 41, transportation. Approved 4-26-73.
- Tandem axle, defining. HF 43, transportation. Approved 4-6-73—became law by publication 4-20-73.

Include compaction rubbish trucks re gross weight that can be carried on the axles of a vehicle. SF 133, Robinson.
 Oversized and overweight vehicles, loads and weights in excess, penalties for. HF 290, transportation. Approved 3-29-74.
 Construction equipment, controlled movement of on Iowa's roads. HF 542, transportation; SF 546, state government. S. HF 542 approved 6-29-73—became law by publication 7-13-73.
 Sale of coal and other bulk commodities by weight, delivery tickets, inspection of hopper scales, etc. SF 517, agriculture.
 Traffic weight officers, highway commission, full powers of peace officers. SF 1091, Nystrom.
 Public scales, definition of. HF 1119, transportation.
 Size, weight, and load of vehicles operated on Iowa highways, special and emergency situations. HF 1256, Strothman and Anderson.
 Movement of overweight vehicles, 20,000 lbs. per axle. HF 1398, agriculture; HF 1428, agriculture (corrected bill for HF 1398).

WELLS—
 (See Water)

WILLS—
 General

Increase share of property received by surviving spouse if decedent dies without a will. HF 1129, Freeman.

WINE—
 (See Alcoholic Beverages)

WIRE SERVICE—
 General

Wire service or credit devices, prohibit sale, possession, advertisement, or manufacture of. HF 1115, Holden.

WITNESSES—
 General

Increase maximum allowable expert witness fee. SF 29, Kelly; HF 67, Oakley.
 Granting immunity to witnesses, criminal proceedings, penalty. SF 568, judiciary. Approved 5-27-74.

Cities pay witness fees incurred in criminal actions based on city ordinances reimbursement to cities recovered from defendants convicted. HF 1234, Doyle.

WOMEN—
 General

Pioneer lawmakers, Spanish-American war veterans, and commission on status of women, appropriation. SF 563, appropriations. Approved 6-19-73.

Persons—Code changes re reference to men or women, appropriation to boards of barber examiners and cosmetology examiners. SF 1093, Shaw, et al.; HF 1137, Lipsky, et al. SF 1093 approved 5-30-74—became law by publication 6-6-74.

Women, commission on the status of, appropriation. SF 1328, appropriations. Approved 5-2-74.

Commitment of female offenders in a community-based correctional program. SF 1394, judiciary

WORKMEN'S COMPENSATION—
 General

Workmen's compensation—agricultural workers. SF 175, Nystrom; HF 406, Stromer; HF 467, education. SF 175 approved 4-26-73.

Second injury fund benefits, workmen's compensation. SF 449, DeKoster.

Workmen's compensation. HF 554, Kiser; SF 495, human and industrial relations. SSM. SF 495 approved 6-13-73.

Workmen's compensation, highway commission employees, appropriation to industrial commission. SF 503, appropriations. Approved 5-24-73.

Workmen's compensation for inmates of penal or correctional facilities. SF 564, Gluba.

Amends two sections in the workmen's compensation law, benefits (should have been included in SF 495). SF 606, human and industrial relations. Approved 4-4-74.

Workmen's compensation medical benefits, allow employee to choose doctor. SF 1031, Gallagher, et al.

Occupational hearing loss, workmen's compensation. HF 1242, Edelen, et al.; SF 1190, Potter.

Workmen's compensation, defining members of a household, persons engaged in agriculture, etc. HF 1346, Fischer of Grundy; HF 1406, human and industrial relations (same subject matter). HF 1406 approved 5-27-74.

Right to workmen's compensation exclusive remedy of an employee. HF 1364, Edelen, et al.

Right to workmen's compensation exclusive remedy to an employee against employer or fellow employee on account of injury or occupational disease. HF 1426, human and industrial relations. Approved 5-27-74

Workmen's compensation cases, compromise settlements, also basis for wage computation for individuals making less than regular wages in the industry employed. HF 1462, Freeman.

WRESTLING—

(See Sports and/or Athletics)

YOUTH PROGRAMS—

General

Governor's youth program, appropriation. SF 83, Blouin.
 Create office of youth opportunity, etc., appropriation. HF 666, Krause, et al.
 Future business leaders of America may receive funds from the vocational youth organizational fund. SF 1080, Riley; HF 1222, Stromer and O'Halloran. HF 1222 approved 4-19-74.

ZONING—

(Also see Annexation)

General

County zoning commissions and boards of adjustment, majority of members must reside in county, but outside the incorporated limits of any city or town. HF 3, Holden. Approved 6-3-74.
 County zoning restrictions in unincorporated area of county, county zoning commission members elected, etc. SF 458, Scott, et al.
 Membership of municipal planning and zoning commissions and boards of adjustment, include two appointed by boards of supervisors. HF 658, cities and towns. Approved 5-2-74.
 City and county zoning regulations, promote conservation of energy resources. SF 1194, Blouin.

ZOOLOGICAL GARDENS—

General

Zoos or zoological gardens, establishment of. HF 501, Lipsky; SF 1195, Riley, et al. HF 501 approved 4-25-74.

ZOOS—

General

Zoos or zoological gardens, establishment of. HF 501, Lipsky; SF 1195, Riley, et al. HF 501 approved 4-25-74.

GENERAL INDEX

ADDRESSED THE SENATE—

(See also Joint Conventions)

Lieutenant Governor Arthur A. Neu—1-2

President pro tempore Roger J. Shaff—13

Becky Ann King, Miss America for 1974—505

The Honorable John C. Culver, United States Congressman from Iowa's Second Congressional District—704

The Honorable John J. Thomas, Speaker pro tempore of the Indiana House of Representatives—1062

Ramon A. Roubideaux, Chief Counsel of the American Indian Movement—1347

The Honorable Martha Griffiths, Congresswoman from Michigan—1379

The Honorable Dick Clark, United States Senator from Iowa—1403

The Honorable Edward Mezvinsky, United States Representative from Iowa—1403

The Honorable John C. Culver, United States Representative from Iowa—1403

The Honorable Neal Smith, United States Representative from Iowa—1403

The Honorable Wiley Mayne, United States Representative from Iowa—1403

AGRICULTURE, COMMITTEE ON—

Bills introduced—1103, 1192, 1235, 1288, 1310, 1311

Amendments filed—379, 720

Amendments offered—855, 1323

Reports—379, 604, 699, 719, 841, 857, 858, 1390, 1443, 1857

Subcommittee assignments—208, 209, 210, 211, 212, 213, 284, 285, 341, 408, 409, 603, 604, 978

ANDERSEN, LEONARD C.—Senator Twenty-sixth District

Bills introduced—1010, 1015, 1022, 1034, 1038, 1044, 1050, 1053, 1070, 1073, 1081, 1102, 1118, 1128, 1129, 1130, 1131, 1133, 1138, 1185, 1215, 1230, 1260, 1261, 1278, 1319, 1363, 1392

Amendments filed—379-381, 422-423, 457-458, 459, 472, 515-523, 523-524, 524-543, 747, 793-794, 1394, 1444-1445

Amendments withdrawn—110, 675, 910, 912

Call of the Senate—399, 943, 1403

Committee appointments—9, 12, 330, 427, 990, 1648

Petitions presented—1514

Presided at sessions of the Senate—649, 1691

Reports—15-16, 293, 397, 1118-1119, 1936

Resolutions offered—137, 1117, 1171, 1362

Rulings—650

Subcommittee assignments—107, 108, 208, 210, 213, 234, 285, 340, 341, 408, 409, 481-482, 604, 699, 841, 1673

Informed Senate of the passing of the Honorable Charles S. Van Eaton, former member of the Senate—377

Presented the Honorable Alden J. Erskine, former member of the Senate—704

APPOINTEES—

Advisory Investment Board of IPERS, George Duvall—1531, 1671-1672, 1902

Aeronautics Commission, Mrs. D. D. Pellegrino—1115, 1389, 1630-1631

Air Quality Commission, Mrs. Jane B. Smith—1382, 1383, 1540-1541, 1627

Air Quality Commission, Herbert L. Campbell—1382, 1383, 1582, 1626

Banking, Department of, Superintendent of, Cecil Dunn—4, 9, 302, 601

Beer and Liquor Control Council, James F. Mulqueen, 329, 330, 638, 1082

Blind, Commission for, Mrs. Sally Frudden—1883, 1945-1946

Campaign Finance Disclosure Commission, Miss Jolene Stevens—6, 9, 181, 464-465

- Campaign Finance Disclosure Commission, Russell M. Ross—6, 9, 456, 468
 Campaign Finance Disclosure Commission, Charles W. Wiggins—6, 9, 283, 466
 Campaign Finance Disclosure Commission, Charles C. Rehling—6, 9, 369, 467
 Campaign Finance Disclosure Commission, Larry Scalise—7, 9, 203, 277-278
 Civil Rights Commission, James N. Gillman—4, 10, 397, 1080-1081
 Civil Rights Commission, Mrs. Frances H. Lowder—4, 10, 194, 276-277
 Civil Rights Commission, George F. Garcia—5, 10, 1087, 1102
 Civil Rights Commission, Mrs. Gretchen Walsh—90, 92, 456, 577-578
 Conservation Commission, Mrs. Carolyn T. Lumbard—5, 10, 181, 278-279
 Development Commission, Delmar Van Horn—91, 92, 292, 1090-1091
 Drug Abuse Authority, Director of, Fred S. Brinkley, Jr.—8, 10, 743, 1081-1082
 Employment Security Commission, Mrs. Colleen P. Shearer—3, 10, 194, 275
 Judicial Qualifications, Commission on, Mrs. Jane Beard—898, 899, 1706, 1899-1900
 Judicial Qualifications, Commission on, Richard C. Grossmen—898, 899, 1330, 1629-1630
 Judicial Qualifications, Commission on, Mrs. Doris Ann Peick—898, 899, 1295, 1623-1624
 Judicial Qualifications, Commission on, Dr. Al Cornish—898, 899, 1330, 1625-1626
 Librarian, State, Barry Porter—8, 11, 194, 276
 Merit Employment Commission, W. A. Krause—1294, 1295, 1494, 1623-1624
 Merit Employment Commission, Clifford M. White—1294, 1295, 1582, 1624-1625
 Occupational Safety and Health Review Commission, Allen J. Meier—768, 1390, 1622
 Public Health, Commissioner of, Norman Pawlewski—7, 9, 397, 578-579
 Public Instruction, Board of, Mrs. Jolly Davidson—4, 10, 291, 465
 Public Instruction, Board of, Miss Virginia Harper—406, 407, 744, 1089-1090
 Public Instruction, Board of, Mrs. Jolly Ann Davidson—406, 407, 1006, 1088, 1214
 Public Instruction, Board of, Robert G. Koons—501, 511, 892, 1090
 Public Safety, Commissioner of, Charles Larson—7, 8, 324, 345
 Real Estate Commission, N. E. Brear—5, 10, 378, 1079-1080
 Real Estate Commission, Lester E. Calvert—5, 11, 354, 1077
 Social Services, Commissioner of, Kevin J. Burns—7, 9, 820, 1305-1306
 Soil Conservation Commission, Robert Welp—5, 11, 378, 1078-1079
 Solid Waste Disposal Commission, Dr. Samuel J. Tuthill—1382, 1383, 1627-1628
 Solid Waste Disposal Commission, Mrs. Rosemary Shearer—1382, 1383, 1812, 1900-1901
 Tax Review, Board of, Keith A. McKinley—7, 10, 233, 274-275
 Water Quality Commission, James M. Bellamy—1383, 1384, 1706, 1901-1902
 Water Quality Commission, Robert C. Russell—1383, 1384, 1609, 1628-1629
- Joint Appointees—
 Citizens' Aide, Thomas Mayer—1074, 1330, 1398-1399

APPOINTMENTS—

- Requests—3-8, 90-91, 329, 406, 501, 768, 898, 1074, 1115, 1294, 1382-1383, 1531, 1883
 Confirmed—274-279, 345, 464, 468, 577-579, 601, 1077-1078, 1078-1082, 1088-1091, 1102, 1214, 1305-1306, 1330, 1398-1399, 1622-1631, 1899-1902, 1945-1946

APPROPRIATIONS, COMMITTEE ON—

- Bills introduced—1116, 1121, 1165, 1166, 1169, 1280, 1281, 1282, 1283, 1284, 1285, 1286, 1289, 1301, 1323, 1324, 1325, 1326, 1327, 1328, 1329, 1330, 1331,

1332, 1334, 1335, 1337, 1341, 1343, 1344, 1345, 1359, 1360, 1362, 1364, 1365,
1366, 1367, 1368, 1378, 1381, 1382, 1383, 1384, 1385, 1386, 1387, 1388, 1389,
1396, 1397, 1399, 1400, 1401, 1402, 1403, 1407, 1408

Amendments filed—1146-1147, 1391, 1503, 1503-1504, 1583, 1609, 1610, 1611-
1612, 1988-1989

Amendments offered—1163, 1400, 1515, 1566, 1690, 1731-1732, 1996, 2035

Amendments withdrawn—1598

Reports—699, 978, 979, 1146, 1147, 1266, 1267, 1391-1392, 1503, 1504, 1504-
1505, 1541, 1542, 1583, 1609, 1610, 1611, 1612, 1674, 1815, 1858, 1925, 1988

APPROPRIATIONS, COMMITTEE ON—STANDING SUBCOMMITTEES—

Claims, subcommittee assignments—1673

Education, subcommittee assignments—108, 213, 408, 1673

Human Resources, subcommittee assignments—107, 108, 481-482, 699, 841,
1464

Natural Resources, subcommittee assignments—340, 341, 408, 841, 1098,
1673

State Department, subcommittee assignments—108, 109, 212, 481-482, 699,
841, 1098, 1673

Transportation, subcommittee assignments—108, 699, 978

Transportation and Law Enforcement, subcommittee assignments—284

ASSIGNMENT OF BILLS—

(See also Reassignment of Bills)

Bills assigned to committees—25, 78, 91-92, 105-106, 138, 173-174, 203, 222,
249, 268-269, 292-293, 301-302, 313, 339, 354, 368, 378, 407, 421, 444, 470-
471, 490, 555, 580, 602, 636, 688, 698, 743, 820, 840, 892, 917, 967, 977, 1028,
1083-1084, 1097, 1117, 1145-1146, 1172 1201, 1239, 1296, 1329, 1363, 1390,
1417, 1460, 1493, 1541, 1580, 1609, 1648, 1706-1707, 1857, 1922, 1988, 2038

Resolutions assigned to committees—25, 78, 174, 203, 269, 339, 354, 490, 555,
841, 977, 1028, 1084, 1117, 1145, 1172, 1201, 1239, 1296, 1329, 1390, 1417,
1460, 1493, 1580, 1609, 1648, 1706, 1812, 1857, 1922, 2038

Bills returned to committee from Senate calendar under Rule 4—17-19

BECAME LAW BY PUBLICATION—

Senate File 1013—480
Senate File 1047—637
Senate File 1071—2098
Senate File 1093—2100
Senate File 1107—2013
Senate File 1116—820
Senate File 1121—1363
Senate File 1160—719
Senate File 1169—1201
Senate File 1200—2098
Senate File 1222—2100
Senate File 1237—2098
Senate File 1250—1707
Senate File 1286—2101
Senate File 1306—2099
Senate File 1308—2098
Senate File 1320—2099
Senate File 1334—2013
Senate File 1337—1707
Senate File 1344—2098
Senate File 1359—2097
Senate File 1362—2098
Senate File 1364—2098
Senate File 1368—2099
Senate File 1369—2099
Senate File 1375—2099
Senate File 1378—2098
Senate File 1385—2097

BERGMAN, IRVIN L.—Senator Second District

Bills introduced—J.R. 1003; 1022, 1038, 1071, 1073, 1104, 1136, 1144, 1215, 1229, 1230, 1240, 1278
 Amendments filed—252, 379-381, 409-414, 445, 826, 969, 1099, 1179-1180, 1181, 1182, 1241, 1394, 1722-1723
 Amendments offered—616, 1071, 1111, 1112, 1601
 Call of the Senate—941, 1403
 Committee appointments—3, 9, 11, 297, 364, 511, 977, 1999
 Petitions presented—596, 611
 Presided at sessions of the Senate—489, 1837
 Reports—13, 19, 283, 314, 378, 407, 892, 1172-1173, 1460, 1467-1468, 2047-2051
 Resolutions offered—1171, 1200-1201, 1265, 1362, 2010-2011
 Subcommittee assignments—210, 211, 212, 213, 284, 285, 408, 603, 978

BILLS—

Index to action on Senate Joint Resolutions and Senate Files—2114
 Index to action on House Joint Resolutions and House Files—2182
 Companion Bills, list of—2113
 Approved after session—2084-2093
 Returned to committee, Senate Rule 4—17-19

BLOUIN, MICHAEL T.—Senator Tenth District

Bills introduced—J.R. 1003; 1020, 1022, 1031, 1044, 1070, 1071, 1073, 1078, 1092, 1096, 1097, 1098, 1099, 1104, 1115, 1122, 1123, 1127, 1128, 1136, 1138, 1140, 1152, 1153, 1183, 1189, 1194, 1200, 1215, 1225, 1226, 1230, 1232, 1239, 1240, 1252, 1262, 1293, 1294, 1302, 1309, 1350, 1351
 Amendments filed—252, 370, 382, 524-543, 609, 748-751, 931, 932, 1060, 1121-1122, 1444-1445, 1725-1727
 Amendments offered—241, 372, 401, 423, 433, 673, 863, 994-995, 1217, 1375-1376, 1380, 1562-1563
 Amendments withdrawn—674
 Call of the Senate—877
 Committee appointments—11, 297, 1295
 Presided at sessions of the Senate—337, 677, 1329, 1835
 Reports—194-195, 1494
 Resolutions offered—511, 1005, 1171, 1362, 2010-2011
 Rulings—678, 1830, 1832
 Subcommittee assignments—208, 284, 408, 482, 1223
 Escorted Ann Gansemer, 1974 Iowa Heart Fund Princess to the rostrum—175
 Paid tribute to Senator Kennedy, Assistant Minority Floor Leader, retiring—1936

BRILES, JAMES E.—Senator Forty-eighth District

Bills introduced—J.R. 1003; 1022, 1024, 1038, 1065, 1072, 1073, 1077, 1104, 1106, 1123, 1136, 1138, 1156, 1161, 1215, 1216, 1230, 1232, 1278
 Amendments filed—215, 252, 379-381, 409-414, 422-423, 492, 524-543, 568-569, 584-589, 861-863, 864-865, 895, 1058, 1060, 1085, 1151, 1179-1180, 1181, 1182, 1332, 1369, 1444-1445
 Amendments offered—1067, 1316, 1825
 Committee appointments—11, 12, 330, 1074, 1247, 2079
 Petitions presented—670
 Presided at sessions of the Senate—1084
 Reports—16, 33, 249, 354, 379, 491, 491-492, 720, 858, 917, 1006, 1119, 1330, 1417
 Resolutions offered—1171, 1362, 2010-2011
 Subcommittee assignments—203, 209, 210, 284, 285, 340, 341, 409, 481, 603, 604, 978, 1673
 Escorted President pro tempore Shaff to rostrum for presentation of gift—1740

BURROUGHS, CLIFF—Senator Nineteenth District

Took oath of office—3

Bills introduced—1044, 1073, 1077, 1210, 1225, 1240

Amendments filed—315-316, 379-381, 422-423, 584-589, 806, 826, 969, 1179-1180, 1181, 1182, 1444-1445, 1860-1861, 1861

Amendments offered—416

Call of the Senate—941, 1590

Committee appointments—9, 10, 11, 45, 330, 1571, 2079

Presided at sessions of the Senate—551, 646

Reports—369, 1648-1649, 1674

Resolutions offered—1200-1201, 2010-2011

Subcommittee assignments—207, 210, 212, 284, 340, 341, 408, 409, 481-482, 603, 604, 699, 841, 1223, 1331

CALL OF THE SENATE—

Senate File 1141—1590

Senate File 1264—899

Lifted on Senate File 1264—900

Senate File 1279—941

Lifted on Senate File 1279—942

Senate File 1284—877

Lifted on Senate File 1284—877

Senate File 1362—1403

Lifted on Senate File 1362—1526

House File 1028—943

Lifted on House File 1028—1091

CERTIFICATE OF ELECTION—

Of Burroughs, Clifford E., Senator from Nineteenth Senatorial District—8

CHAPLAINS—

Resolution relating to, HCR 162—2013-2021, 2057-2062, 2073-2074

CHIEF JUSTICE OF THE SUPREME COURT, The Honorable C. Edwin Moore—

Rules of Civil Procedure—204-206

CITIES AND TOWNS, COMMITTEE ON—

Bills introduced—1079, 1101, 1320, 1348, 1353

Amendments filed—269-271, 304, 342

Amendments offered—375

Reports—655, 689, 821, 1443, 1583

Subcommittee assignments—208, 209, 211, 212, 213, 340, 341, 408, 409, 481, 841

CITIZENS' AIDE, OFFICE OF—

Communication from re Deputy Citizens' Aides—27-29

Oaths of office—27-29

CLAIMS—

(See Judiciary Committee)

(See Claims Filed)

(See Comptroller of Iowa)

(See State Appeal Board)

CLAIMS FILED—

(See also State Appeal Board)

(See also Comptroller of Iowa)

Claims—55-62, 688-689

Resolution relating to, HCR 134—1413-1415, 1460, 1494, 1542, 1558, 1673

COLEMAN, C. JOSEPH—Senator Twenty-third District

Bills introduced—J.R. 1003; 1020, 1022, 1044, 1070, 1071, 1073, 1104, 1112, 1138, 1144, 1193, 1215, 1230, 1240, 1257, 1276, 1351

Amendments filed—370, 379-381, 584-589, 605, 658-659, 699-700, 1241, 1444-1445, 1446, 1545-1546
 Amendments offered—85, 263, 373, 647, 706, 707, 1249, 1354, 1451-1452
 Amendments withdrawn—86, 709, 1353
 Asked that Assistant Attorney C. Joseph Coleman, Jr. be permitted to remain in Senate chamber as consultant, Senate File 1150—489
 Committee appointments—11, 45, 1531
 Presided at sessions of the Senate—274, 1588, 1596, 2032, 2034
 Reports—378, 1582, 1671-1672
 Resolutions offered—76, 1362
 Subcommittee assignments—207, 208, 209, 210, 211, 212, 213, 340, 341, 408, 409, 481, 603, 699, 841, 1223
 Welcomed the Honorable Francis L. Messerly, former member of the Senate and House of Representatives—1588
 Presented the Honorable Gene L. Hoffman, former member of the Senate—1872

COMMERCE, COMMITTEE ON—

Bills introduced—1279, 1352, 1355, 1405
 Amendments filed—324, 580-581, 821-822, 1708-1721
 Amendments offered—102, 730, 909, 1141-1142, 1743
 Reports—78, 79, 80, 324, 325, 580, 581, 689-690, 821-822, 1098, 1443, 1858, 1925, 1989, 2021
 Subcommittee assignments—212, 284, 285, 340, 341, 481, 603, 604, 698, 699, 841, 1223, 1673

COMMITTEE OF THE WHOLE—

Senate File 1264—Senator Shaw, George Wallace, Professor of Law, University of Iowa, and Neil Butler, practicing attorney from Denver, Colorado, former administrator of the Colorado Credit Code invited to appear before the committee—768-769, 769

COMMITTEES—(List of, as under individual heads in General Index not including standing committees)

Chaplains
 Claims
 Committee of the Whole
 Conference
 Credentials
 Departmental Rules Review
 Energy Policy Council
 Enrolled Bills
 Ethics
 Interim
 Investigating
 Legislative Council
 Legislative Departmental Rules Review
 Legislative Staff and Salaries
 Library Commission
 Lobbyists
 Memorials
 Mileage
 Personnel
 Rules
 Special
 Standing
 Steering
 Study

COMMITTEES, SPECIAL—

Notify Governor and report—3, 12, 2079, 2079-2083
 Notify and escort Governor Robert D. Ray—45, 53, 162

Notify House—3

Notify House and report—3, 13, 2079

From House—3, 45, 161, 364, 1402, 2079

Escort Senator Clifford E. Burroughs—3

Escort President pro tempore Shaff—13

Escort Senator Ralph F. McCartney, Lincoln's Birthday—364

Escort members of Iowa Congressional Delegation—1402, 1403

COMMUNICATIONS FROM—Governor Robert D. Ray—3-8, 90-91, 329, 406, 501, 624, 768, 898, 1115, 1294,
1382-1383, 1531, 1882-1883Secretary of State—2-3, 480, 637, 719, 820-821, 1201, 1363, 1463, 1707, 2013,
2097-2101

Comptroller—55-62, 689

Secretary of the Senate—204-206

State Appeal Board—55-62, 688-689

Accountancy, Iowa Board of—66

Architectural Examiners, Board of—65

Barber Examiners, Board of—63

Beer and Liquor Control Department—1364

Chiropractic Examiners, Board of—64

Citizens' Aide, Office of—27-29

Citizens' Aide, Thomas R. Mayer—324

Cosmetology, Board of Examiners—66

Dentistry, Iowa State Board of—27, 65

Engineering Examiners, Board of—65

Environmental Quality, Iowa Department of—27

Fair Board, Iowa State—26, 2078

Funeral Directors and Embalmer Examiners—64

Labor, Bureau of, Iowa Occupational Safety and Health Act—1583

Law Examiners, Board of—65-66

Legislative Council, Iowa—1074

Legislative Service Bureau—25

Library Commission—8

Medical Examiners, Board of—63

Merit Employment Department—222

Nursing, Board of—63

Nursing Home Administrators, Board of Examiners for—66

Pharmacy Examiners, Board of—65

Physical Therapy Examiners, Board of—65

Planning and Programming, Office for—355, 2079

Podiatry Examiners, Board of—63

Public Instruction, Board of—340

Real Estate Commission—64

Regents, Board of—78, 138

Supreme Court, Rules of Civil Procedure—204-206

Uniform State Laws, Commission on—78

Veterinary Medical Examiners, Board of—64

Watchmaking, Board of Examiners in—292

Women, Commission on the Status of—292

Corps of Engineers, Department of the Army—26

Alabama Legislature, SJR 6—26

Delaware Legislature, SCR 14—26

Georgia Senate, SR 392, S. 2008 and HR 8771—1297

Georgia Senate, SR 416—1297

Nebraska, State of, LR 100—63

Nebraska Legislature, Legislative Resolution 139—1363-1364

Rhode Island, State of and Providence Planations, SR 74—S 2004, Sub-
stitute A—471

Texas, Senate of, SR 4—106

Texas, Senate of, SR 10—292

COMPANION BILLS—

List of Senate and House Companion Bills—2113

COMPTROLLER OF IOWA—

Communications from—59

Claims—55-62, 689

CONFERENCE COMMITTEES—**Appointed—**

Senate File 126—600
 Senate File 277—1424
 Senate File 1004—1571
 Senate File 1055—674
 Senate File 1141—1429
 Senate File 1222—1999
 Senate File 1284—1361
 Senate File 1325—1648
 Senate File 1399—1931
 House File 1028—1092
 House File 1121—990
 House File 1491—1936

Reports—

Senate File 126—742-743
 Senate File 277—1536
 Senate File 1004—1648
 Senate File 1055—1703-1705
 Senate File 1141—1578-1580
 Senate File 1222—2047-2051
 Senate File 1284—1537-1540
 Senate File 1325—1936
 Senate File 1399—1992
 House File 1028—1649-1670
 House File 1121—1118-1119
 House File 1491—1995

Reports called up—

Senate File 126—837-839
 Senate File 277—1571
 Senate File 1004—1681
 Senate File 1055—1703-1705
 Senate File 1141—1589
 Senate File 1284—1638
 House File 1028—1701-1702
 House File 1121—1136-1138

COUNTY GOVERNMENT, COMMITTEE ON—Bills introduced—1026, 1042, 1043, 1108, 1227, 1284, 1241, 1263, 1291, 1295,
1333, 1349, 1357, 1358, 1371, 1393

Amendments filed—249-250, 492, 858

Amendments offered—281, 715-716, 1215

Reports—38, 249, 379, 491, 491-492, 720, 858, 917, 1006, 1058, 1119, 1417,

Resolutions offered—313-314

Subcommittee assignments—108, 340, 341

CREDENTIALS, COMMITTEE ON—

Reports—2

CURTIS, WARREN E.—Senator Third DistrictBills introduced—1007, 1011, 1022, 1028, 1030, 1038, 1067, 1070, 1117, 1128,
1138, 1144, 1147, 1179, 1230, 1240Amendments filed—304-305, 379-381, 422-423, 496-497, 497, 512, 753-758, 846,
1007, 1031-1032, 1120-1121, 1150, 1179-1180, 1181, 1182, 1241, 1333, 1334,
1334-1335, 1335-1336, 1337-1338, 1392, 1393, 1394, 1609

Amendments offered—125-128, 153, 168, 318, 548-549, 549-550, 710, 769, 770, 912, 1254-1255, 1255, 1342-1343, 1350-1352
 Amendments withdrawn—1188, 1188-1189, 1350
 Call of the Senate—941, 1403
 Committee appointments—11
 Presided at sessions of the Senate—436, 669, 1403, 1425
 Reports—19-20, 29-30, 80-81, 174, 194-195, 222, 233, 326, 481, 656, 790-793, 744-747, 858, 1058, 1059, 1120, 1147-1149, 1297-1298, 1420, 1505, 1609, 1703-1705, 1858, 1858-1859, 2076
 Resolutions offered—24, 76, 1117, 1171, 1495-1503
 Subcommittee assignments—208, 209, 210, 211, 212, 213, 214, 284, 285, 340, 341, 409, 603, 604, 698, 841, 978, 1223, 1673
 Paid tribute to Senator Schwieger, retiring—2055

DeKOSTER, LUCAS J.—Senator First District

Bills introduced—1004, 1006, 1046, 1148, 1240, 1244, 1292
 Amendments filed—214, 370, 379-381, 409, 583, 638, 751, 796, 864, 1203, 1299, 1549, 1679, 1727-1728, 1728, 1928
 Amendments offered—88, 246, 372, 508, 681, 684, 836, 974, 975, 1067, 1302, 1303, 1397, 1598, 1964
 Amendments withdrawn—1303
 Call of the Senate—899, 941
 Committee appointments—9, 11, 1074, 1361, 1429, 1571, 2079
 Presided at sessions of the Senate—367
 Reports—354, 699, 820, 978, 979, 1146, 1147, 1266, 1267, 1330, 1391-1392, 1503, 1503-1504, 1504-1505, 1537-1540, 1541, 1542, 1578-1580, 1609, 1610, 1611, 1612, 1648-1649, 1674, 1815, 1858, 1925, 1988-1989
 Resolutions offered—1117, 1222-1223
 Subcommittee assignments—207, 208, 209, 210, 211, 212, 213, 284, 340, 408, 603, 604, 841, 1223
 Requested Senators Shaff, Lamborn and Schaben be escorted to rostrum for presentation of gifts—1740

DEPARTMENTAL RULES REVIEW COMMITTEE—

Appointments to—12
 Resignations—12

DODERER, MINNETTE F.—Senator Thirty-seventh District

Bills introduced—J.R. 1004; 1009, 1020, 1022, 1031, 1036, 1044, 1050, 1054, 1060, 1071, 1093, 1110, 1128, 1138, 1143, 1176, 1180, 1209, 1225, 1238, 1240, 1249, 1300, 1317, 1321, 1351
 Amendments filed—68, 109, 149-150, 214, 223, 233, 234, 236, 342, 381, 399, 409-414, 421-422, 444-445, 473, 524-543, 555, 556, 592, 592-593, 609, 629, 630, 748-751, 751, 761, 762, 763, 797-800, 806, 807, 825, 845-846, 863, 864, 895, 896, 918-923, 930, 931, 932, 934, 968, 1059, 1084, 1085, 1224, 1240, 1248, 1270, 1331-1332, 1332, 1333, 1334, 1393, 1420, 1446, 1447, 1545-1546, 1584-1585, 1585, 1613, 1613-1614, 1615, 1618, 1619, 1674, 1674-1675, 1676, 1859, 1859-1860, 1870, 1925-1926
 Amendments offered—101, 172, 176, 186, 192, 240, 242, 243, 375, 390, 430, 448, 502, 649, 679, 680, 877, 888, 888-889, 889, 890, 904, 973, 985, 987, 988, 992, 998, 1018, 1019, 1109, 1113, 1114, 1221, 1256, 1257, 1258, 1280, 1281, 1282, 1324, 1324-1325, 1405, 1430, 1452, 1470, 1472, 1473, 1490, 1687, 1737, 1834-1835, 1836, 2059-2061
 Amendments withdrawn—191, 888, 889, 974, 993, 1113, 1258, 1431, 1473, 1478, 1574
 Committee appointments—9, 10, 162, 600, 899, 1424
 Petitions presented—848
 Presided at sessions of the Senate—552, 1091
 Reports—2-3, 29-30, 203, 742-743, 1097, 1536, 1609, 1706
 Resolutions offered—24, 470, 916, 1171, 1200-1201, 1222-1223, 1362, 1388-1389, 2010-2011

Subcommittee assignments—207, 208, 209, 210, 211, 284, 340, 341, 409, 481, 979-980, 980, 1223

EMPLOYEES—

(See Legislative Staff and Salaries Committee, Officers and Employees, Personnel Committee, Rules, Committee on, or Rules and Administration Committee)

ENERGY, COMMITTEE ON—

Appointed—297
 Appointment to—297
 Bills introduced—1222, 1307
 Amendments filed—342
 Amendments offered—363
 Reports—341-342
 Subcommittee assignments—408

ENERGY POLICY COUNCIL—

Members appointed to—2101

ENROLLED BILLS, COMMITTEE ON—

Reports of Joint Committee—320, 353, 415-416, 429, 570-571, 708, 725, 867, 1012, 1063, 1101, 1134, 1183, 1229, 1305, 1340, 1380, 1395-1396, 1458, 1514, 1559, 1734, 1888, 1931, 2077
 Reports of Senate (sent to Governor)—320, 353, 571, 708, 867, 1012, 1145, 1230, 1305, 1341, 1458, 1514, 1735, 1932, 2078

ENTERTAINMENT—

State Employees Chorus—866

ETHICS, COMMITTEE ON—

Amendments filed—38-43
 Amendments offered—70
 Resolution relating to (Lobbyists), HCR 106—179-180, 203, 285

EXPLANATION OF VOTES—

Senate File 86, motion to defer—Senator Milligan—491
 Senate File 126—Senator Coleman—369
 Senate File 126, Senate insists on its amendments 1, 2, 3, to the House amendment—Senator Junkins—627
 Senate File 126, S—2490—Senator Hansen—968
 Senate File 126, S—2402—Senator Hansen—968
 Senate File 126, conference committee report—Senator Hansen—968
 Senate File 126, motion to defer conference committee report—Senator Hansen—968
 Senate File 126—Senator Hansen—968
 Senate File 134, amended by the House—Senator Hansen—1925
 Senate File 185—Senators Coleman and Milligan—369
 Senate File 277—Senator Gallagher—174
 Senate File 308—Senator Heying—1006
 Senate File 314—Senator Junkins—1494
 Senate File 321, S—2989—Senator Milligan—1924
 Senate File 327—Senator Milligan—398
 Senate File 327, Senator Willits' motion to reconsider—Senator Junkins—627
 Senate File 332, S—2055—Senator Milligan—203
 Senate File 463—Senator Milligan—2076
 Senate File 528—Senator Curtis—1814
 Senate File 606—Senator Riley—138
 Senate File 925—Senator Miller of Des Moines—1098
 Senate File 1004—Senator Curtis—1814
 Senate File 1009, amended by the House—Senator Hansen—1925
 Senate File 1009—Senator Schwieger—1173

- Senate File 1009, S—2593, motion to suspend rules—Senator Glenn—1173-1174
- Senate File 1009—Senator Heying—1173
- Senate File 1009, Senator Doderer's motion to suspend rules, S—2593—Senator Gluba—1173
- Senate File 1009—Senator Gluba—1173
- Senate File 1013—Senator Coleman—106
- Senate File 1013—Senator Schaben—138
- Senate File 1016, Senator Glenn's motion to suspend rules—Senator Riley—892
- Senate File 1016, motion to suspend rules to consider—Senator Hansen—968
- Senate File 1018—Senator Schaben—1265
- Senate File 1021, S—2401—Senator Hansen—968
- Senate File 1021—Senator Hansen—968
- Senate File 1050—Senator Hansen—1173
- Senate File 1050—Senator Heying—1173
- Senate File 1055—Senator Heying—269
- Senate File 1055, S—2218—Senator Milligan—491
- Senate File 1055, concurrence, House amendment—Senator Milligan—491
- Senate File 1055, S—2215—Senator Hansen—480
- Senate File 1055, S—2218—Senator Hansen—480
- Senate File 1055, Lamborn motion to refuse to concur in House amendment—Senator Hansen—480
- Senate File 1055—Senator Curtis—1814
- Senate File 1059—Senator Milligan—369
- Senate File 1093—Senator Schaben—1058
- Senate File 1101—Senators Coleman and Milligan—369
- Senate File 1113—Senator Schwieger—744
- Senate File 1117—Senator Schwieger—1173
- Senate File 1117—Senator Heying—1173
- Senate File 1117—Senator Gluba—1173
- Senate File 1120—Senator Schwieger—744
- Senate File 1121—Senators Coleman and Milligan—369
- Senate File 1121—Senator Hansen—968
- Senate File 1122—Senator Schwieger—1202
- Senate File 1124—Senator Hansen—421
- Senate File 1125—Senator Hansen—421
- Senate File 1139—Senator Hultman—579
- Senate File 1139—Senator Rabedaux—580
- Senate File 1139, S—2245—Senator Milligan—580
- Senate File 1139—Senator Milligan—580
- Senate File 1150, S—2234—Senator Milligan—580
- Senate File 1163, S—2252, invoke rule 24—Senator Riley—655
- Senate File 1163, voting present on amendments to—Senator Riley—698
- Senate File 1163—Senator Tieden—1494
- Senate File 1165—Senator Milligan—491
- Senate File 1165—Senator Curtis—480
- Senate File 1166—Senator Milligan—491
- Senate File 1169—Senator Curtis—480
- Senate File 1169—Senator Milligan—491
- Senate File 1169—Senator Hansen—968
- Senate File 1223—Senator Schwieger—744
- Senate File 1225—Senator Curtis—1814
- Senate File 1225—Senator Schwieger—1146
- Senate File 1225—Senator Hansen—1173
- Senate File 1235—Senator Schaben—1058
- Senate File 1241—Senator Schwieger—744
- Senate File 1250—Senator Schwieger—1173
- Senate File 1250—Senator Heying—1173
- Senate File 1250—Senator Gluba—1173

Senate File 1263—Senator Schaben—1058
 Senate File 1264, S—2394A—Senator Milligan—787
 Senate File 1264, S—2461—Senator Hansen—968
 Senate File 1264, S—2374—Senator Hansen—968
 Senate File 1264, S—2460—Senator Hansen—968
 Senate File 1264, S—2462—Senator Hansen—968
 Senate File 1265—Senator Schwieger—1029
 Senate File 1265, amended by the House—Senator Hansen—1925
 Senate File 1272, S—2453—Senator Hansen—968
 Senate File 1272, S—2414—Senator Hansen—968
 Senate File 1272, S—2495—Senator Hansen—968
 Senate File 1272—Senator Hansen—968
 Senate File 1272, amended by the House—Senator Hansen—1925
 Senate File 1280—Senator Hansen—968
 Senate File 1281—Senator Hansen—968
 Senate File 1282—Senator Hansen—968
Senate File 1283—Senator Schaben—917
 Senate File 1283—Senator Hansen—968
 Senate File 1284—Senator Schaben—917
 Senate File 1284, S—2511—Senator Hansen—968
 Senate File 1284, S—2519—Senator Hansen—968
 Senate File 1284, S—2516—Senator Hansen—968
 Senate File 1284, S—2521—Senator Hansen—968
 Senate File 1284, S—2522—Senator Hansen—968
Senate File 1284—Senator Hansen—968
 Senate File 1285—Senator Schaben—917
 Senate File 1285, S—2453—Senator Hansen—968
 Senate File 1285—Senator Hansen—968
 Senate File 1286—Senator Hansen—968
 Senate File 1289—Senator Schaben—917
 Senate File 1289—Senator Hansen—968
 Senate File 1291—Senator Junkins—1857
 Senate File 1293—Senator Schaben—1265
 Senate File 1295—Senator Schwieger—1173
 Senate File 1295—Senator Heying—1173
 Senate File 1295—Senator Gluba—1173
 Senate File 1301—Senator Hansen—968
 Senate File 1303—Senator Schaben—1265
 Senate File 1311—Senator Schwieger—1146
Senate File 1311—Senator Hansen—1173
Senate File 1315—Senator Schaben—1058
 Senate File 1315—Senator Curtis—1814
 Senate File 1318—Senator Miller of Des Moines—1098
 Senate File 1327—Senator Schaben—1265
 Senate File 1337—Senator Schaben—1058
 Senate File 1339, amended by the House—Senator Hansen—1925
 Senate File 1340—Senator Hansen—1173
 Senate File 1354—Senator Hansen—1541
 Senate File 1359—Senator Schwieger—1202
 Senate File 1360—Senator Schwieger—1202
 Senate File 1367—Senator Blouin—1330
 Senate File 1371—Senator Milligan—2076
 Senate File 1386—Senator Gallagher—1583
 Senate File 1399, S—2396—Senator Junkins—1707
 Senate File 1400—Senator Scott—1707
 Senate File 1400—Senator Curtis—1814
 Senate File 1402—Senator Curtis—1814
 Senate File 1403—Senator Curtis—1814
 Quorum roll call, April 3, 1974—Senators Curtis and Schaben—1173
 Senate Concurrent Resolution 116—Senator Blouin—1330
 Senate Concurrent Resolution 117—Senator Curtis—1857

- House Joint Resolution 13—Senators Coleman and Milligan—369
House File 3—Senator Hansen—1541
House File 569—Senator Tieden—1541
House File 33—Senators Coleman and Milligan—369
House File 59—Senator Hansen—1173
House File 117—Senator Schaben—602
House File 117—Senator Junkins—627
House File 158—Senator Milligan—2076
House File 160—Senator Schwieger—1173
House File 160—Senator Heying—1173
House File 160—Senator Gluba—1173
House File 173—Senator Milligan—2076
House File 177, S—2329—Senator Hansen—968
House File 177—Senator Hansen—968
House File 290—Senator Hansen—968
House File 299—Senator Schwieger—1202
House File 310—Senator Schwieger—1202
House File 392—Senator Schwieger—744
House File 414—Senator Hansen—1173
House File 414—Senator Heying—1173
House File 416—Senator Milligan—787
House File 425—Senator Milligan—2076
House File 489—Senator Milligan—787
House File 501—Senator Schaben—1265
House File 550, motion to defer—Senator Hansen—968
House File 550, S—2260B—Senator Hansen—968
House File 550—Senator Hansen—968
House File 550—Senator Rodgers—1084
House File 555—Senator Schwieger—744
House File 569—Senator Tieden—1541
House File 658—Senator Hansen—1541
House File 659, Senator Murray's motion to reconsider—Senator Junkins—627
House File 671, (longer truck bill)—Senator Blouin—471-472
House File 713—Senator Schwieger—1173
House File 713—Senator Heying—1173
House File 713—Senator Gluba—1173
House File 719—Senator Milligan—2076
House File 773, S—2330—Senator Hansen—968
House File 773, S—2400—Senator Hansen—968
House File 773, S—2499—Senator Hansen—968
House File 773, S—2500—Senator Hansen—968
House File 773, S—2463—Senator Hansen—968
House File 773, S—2506—Senator Hansen—968
House File 773, S—2454—Senator Hansen—968
House File 773—Senator Hansen—968
House File 1016—Senator Curtis—1814
House File 1028—Senators Schaben, Kennedy, Van Gilst, Coleman, Gluba, Heying, Hill, Gallagher, Junkins, Blouin, Miller of Des Moines, Nolin, Kinley, Robinson, Priebe, Palmer, Rodgers, Scott, Willits, Glenn and Doderer—977
House File 1028—Senator Curtis—1814
House File 1046—Senator Schwieger—744
House File 1077—Senator Schaben—1058
House File 1102—Senator Schwieger—1707
House File 1104—Senator Milligan—787
House File 1107—Senator Milligan—787
House File 1108—Senator Tieden—1541
House File 1121, S—2326—Senator Riley—655
House File 1121—Senator Schwieger—689
House File 1121—Senator Schwieger—1173

- House File 1121—Senator Heying—1173
 House File 1121—Senator Gluba—1173
 House File 1174—Senator Hansen—968
 House File 1188—Senator Milligan—787
 House File 1190—Senator Junkins—1330
 House File 1220—Senator Schwieger—1202
 House File 1222—Senator Schaben—1265
 House File 1243—Senator Milligan—2076
 House File 1276—Senator Tieden—1541
 House File 1302—Senator Tieden—1541
 House File 1374—Senator Junkins—1058
 House File 1377—Senator Schwieger—1202
 House File 1378—Senator Schwieger—1202
 House File 1394—Senator Schaben—1265
 House File 1399, S—2612—Senator Blouin—1390
 House File 1425—Senator Curtis—1814
 House File 1432, S—2614—Senator Hansen—1173
 House File 1432, S—2626—Senator Hansen—1173
 House File 1432, S—2641—Senator Hansen—1173
 House File 1432—Senator Hansen—1173
 House File 1454—Senator Schwieger—1202
 House File 1473—Senator Hansen—1173
 House File 1474—Senator Curtis—1857
 House File 1475—Senator Curtis—1857
 House File 1476—Senator Griffin, Sr.—1464
 House File 1478—Senator Curtis—1814
 House File 1488—Senators Junkins and Rodgers—1814
 House File 1488—Senator Curtis—1857
 House File 1489—Senator Rodgers—1814
 House File 1489—Senator Curtis—1857
 House File 1491—Senators Curtis and Milligan—1857
 House File 1491—Senator Rodgers—1814
 House File 1492—Senator Curtis—1814
 House File 1496—Senator Curtis—1857
 House Concurrent Resolution 132—Senator Milligan—1494
 On confirmation of Jolene Stevens, Jolly Davidson, Charles W. Wiggins, Charles G. Rehling and Russell M. Ross—Senator Hansen—480
 On confirmation of Jolene Stevens, Jolly Davidson, Charles W. Wiggins, Charles G. Rehling and Russell M. Ross—Senator Milligan—491
 On confirmation of Cecil Dunn—Senator Junkins—627
 On confirmation of Robert Welp, N. E. Brear and James N. Gillman—Senator Miller of Des Moines—1098
 On confirmation of Jolly Davidson—Senator Schaben—1265
 On confirmation of Clifford M. White—Senator Junkins—1707

EXPLANATIONS—

- Senate File 1025—Senator Heying—Senators listed in support of and who wished to be named as cosponsors—744
 Senate File 1354—Senator Gluba—quorum call, April 8, 1974, present during entire debate—1297

EXPRESSION OF THANKS—

- From Mrs. Masile Kyhl—13

GALLAGHER, JAMES—Senator Sixteenth District

- Bills introduced—J.R. 1003; 1020, 1022, 1023, 1031, 1038, 1044, 1071, 1985, 1104, 1123, 1138, 1164, 1170, 1225, 1230, 1240, 1351
 Amendments filed—214, 215, 234-236, 250-251, 252, 379-381, 524-543, 544, 702, 720-721, 761, 762, 762-763, 859, 895, 933, 1203-1204, 1242, 1332, 1334, 1444-1445, 1464-1465, 1511-1512, 1586-1587, 1587, 1618, 1618-1619, 1674-1675, 1676, 1721, 2021, 2022, 2023, 2024

Amendments offered—432, 696, 724, 1071, 1216, 1232, 1234, 1235, 1525, 1528, 1593-1594, 1632, 1741, 1802, 1802-1803, 1821, 1830, 1835, 1836, 2003, 2032, 2040, 2041, 2071
 Amendments withdrawn—1071, 1072, 1633, 1830, 3071
 Appointed to Energy Policy Council—2101
 Call of the Senate—877
 Committee appointments—297, 330, 899, 1115, 1999
 Petitions presented—545, 704, 1302, 1514, 1729
 Reports—688, 1330, 1389, 1540-1541, 2047-2051
 Resolutions offered—1171, 1362, 2010-2011
 Subcommittee assignments—108, 234, 285, 340, 409
 Paid tribute to Senator McCartney, retiring—1829

GENERAL ASSEMBLY—SENATE—
 (See Senate Concurrent Resolutions)
 (See Senate Resolutions)
 (See House Concurrent Resolutions)

GLENN, GENE W.—Senator Forty-fifth District
 Bills introduced—1016, 1020, 1050, 1070, 1123, 1143, 1176, 1233, 1262, 1266, 1316, 1351
 Amendments filed—68, 496, 556, 702, 703, 722, 747-748, 1240, 1271
 Amendments offered—87, 89, 450, 547, 634, 771, 773, 812, 817, 1349, 1406, 1526-1528, 1794, 1804, 1908-1909, 1910
 Amendments withdrawn—1910
 Call of the Senate—877
 Committee appointments—10, 1571
 Presided at sessions of the Senate—335, 337, 612, 1016, 1017, 1077, 1247, 1562, 1958, 1978
 Reports—397, 1648-1649, 1995
 Resolutions offered—2010-2011
 Rulings—1019, 1021, 1976, 1990, 1998
 Subcommittee assignments—106, 107, 207, 208, 209, 210, 211, 212, 213, 284, 340, 341, 408, 481, 603, 604, 698, 699, 841, 1223

GLUBA, WILLIAM E.—Senator Forty-first District
 Bills introduced—J.R. 1005, 1006; 1001, 1020, 1031, 1048, 1054, 1071, 1075, 1076, 1097, 1098, 1099, 1104, 1109, 1117, 1122, 1123, 1127, 1128, 1136, 1138, 1142, 1152, 1153, 1174, 1175, 1178, 1183, 1206, 1215, 1220, 1225, 1230, 1231, 1240, 1247, 1248, 1254, 1256, 1262, 1273, 1274, 1275, 1317, 1351, 1376, 1377, 1404
 Amendments filed—81-82, 149-150, 224, 250-251, 252, 381, 398-399, 422-423, 472, 473, 474, 524-543, 557, 564, 590, 591, 591-592, 592, 592-593, 606-607, 638, 699-700, 722, 759, 759-760, 760, 761, 763, 763-764, 765, 794, 794-795, 796, 800, 826-828, 828, 829, 830, 894-895, 931, 934, 1029, 1447, 1512, 1674-1675, 1676, 1859, 1859-1860, 2022, 2024, 2025
 Amendments offered—96, 171, 177, 189, 244, 273, 403, 463, 613, 675, 708, 720, 813, 1111, 1113, 1246, 1249, 1253, 1254, 1452, 1528, 1735, 1738, 1743-1744, 1791, 1793, 1797, 1799, 1803-1804, 1808-1809, 1883, 2040
 Amendments withdrawn—675, 813, 1808
 Asked that Blair Schick, Legislative Director, National Consumer Law Center, be permitted to remain in Senate Chamber as Consultant, Senate File 1264—812
 Committee appointments—10
 Petitions presented—1034, 1620
 Reports—743-744
 Resolutions offered—1171, 1200-1201, 1222-1223, 1416, 1672-1673, 1854-1856, 2010-2011, 2011-2012, 2012
 Subcommittee assignments—203, 210, 212, 284, 285, 341, 432, 604

GOVERNOR RAY, ROBERT D.—
 Committee to notify—3, 45, 162

Committee to escort—45, 162
 Resolution relating to State of the State message, HCR 101—13-14
 Resolution relating to special message on energy and transportation,
 HCR 102—75, 94
 Resolution relating to childhood development task force—1388-1389, 1417,
 1613, 1963-1969
 Addressed joint convention—45-53, 162-168
 Communications from—3-8, 90-91, 329, 406, 501, 898, 1115, 1294, 1382-1383,
 1531, 1883
 Bills signed by—320, 368, 430, 456, 637, 743, 840, 967-968, 1097-1098, 1172,
 1201, 1239, 1296, 1363, 1442-1443, 1493, 1541, 1580, 1922-1924, 2084-2093
 Item veto messages—2093-2097
 Veto messages—624-627, 1237-1238
 Closing message—2080-2083

GRIFFIN, SR., JAMES W.—Senator Fiftieth District

Bills introduced—J.R. 1003; 1014, 1054, 1070, 1073, 1083, 1084, 1086, 1096,
 1097, 1098, 1099, 1132, 1134, 1138, 1153, 1172, 1206, 1215, 1278
 Amendments filed—68, 139-140, 142-149, 149, 150, 316, 327, 370, 379-381, 399,
 422-423, 473, 515-523, 557, 565-566, 584-589, 629, 665-666, 693, 694, 830,
 1007, 1150, 1179-1180, 1181, 1182, 1331-1332, 1420, 1444-1445, 1543, 1679
 Amendments offered—154-156, 156, 169, 334, 645, 681, 908, 1159, 1210, 1279,
 1574, 1733, 2057, 2070
 Amendments withdrawn—71, 156, 335, 375, 1188, 1574, 2071-2072
 Call of the Senate—899, 943, 1403
 Committee appointments—9, 92, 330, 990
 Petitions presented—812
 Presided at sessions of the Senate—882
 Reports—456, 655, 683, 689, 821, 1113-1119, 1443, 1583, 1812, 1995
 Resolutions offered—1171, 1200-1201, 1362, 2010-2011, 2011-2012
 Subcommittee assignments—107, 108, 109, 207, 208, 209, 210, 211, 212,
 213, 214, 340, 341, 481, 603, 604, 841, 978, 1331

HANSEN, WILLARD R.—Senator Eighteenth District

Bills introduced—J.R. 1003; 1022, 1038, 1044, 1053, 1106, 1128, 1136, 1138,
 1151, 1156, 1179, 1200, 1208, 1209, 1215, 1219, 1278, 1346, 1347, 1390, 1391
 Amendments filed—140-142, 149, 149-150, 214, 252, 254, 304, 342, 379-381, 398,
 399, 512-513, 514-515, 565, 659-663, 663, 800, 1007, 1202, 1203, 1392, 1444-
 1445, 1506-1511, 1674-1675, 1860
 Amendments offered—124, 125, 135, 152, 153-154, 154, 172, 200, 331, 360, 551,
 646, 671, 672, 685, 686, 996, 1206, 1281, 1349, 1352, 1355, 1433-1437, 1437,
 1904-1908
 Amendments withdrawn—135, 551, 645, 1206, 1355, 1430
 Asked that Dr. Robert Benton, Superintendent, Department of Public
 Instruction and James Rose, Supervisor, Education, Comptroller's
 office be permitted to remain in Senate chamber as consultants, House
 File 1121—641, 671
 Committee appointments—10, 77, 407, 899, 990, 1092, 1424, 2079
 Presided at sessions of the Senate—263, 311, 1218, 1317, 1567
 Reports—109, 194, 293, 397, 604-605, 744, 790, 1118-1119, 1331, 1537, 1543,
 1649-1670, 1706, 1815-1816, 1816
 Resolutions offered—1171, 1200-1201, 1580-1581, 2010-2011
 Rulings—1568
 Subcommittee assignments—106, 107, 108, 109, 209, 211, 212, 284, 285, 340,
 408, 409, 481, 603, 698, 841

HEYING, H. L.—Senator Eighth District

Bills introduced—J.R. 1001; 1022, 1025, 1038, 1044, 1070, 1071, 1073, 1104,
 1114, 1123, 1126, 1128, 1138, 1152, 1170, 1215, 1230, 1240, 1378, 1351
 Amendments filed—182, 183, 234-236, 250, 250-251, 253, 294, 369, 379-381,
 584-589, 592, 638, 859, 1060, 1179-1180, 1182, 1271, 1293, 1369-1370, 1394,
 1444-1445, 1725-1727

Amendments offered—99, 192, 373, 617, 1068, 1927, 1973
 Amendments withdrawn—256, 259
 Committee appointments—11, 1931
 Petitions presented—44, 217, 1124, 1820
 Presided at sessions of the Senate—1103
 Reports—233, 1992
 Resolutions offered—24-25, 967, 1117, 1171, 1200-1201, 1295, 1362, 1608, 2010-2011
 Subcommittee assignments—285, 341, 409

HIGHER EDUCATION, COMMITTEE ON—

Appointments to—11
 Reports—342, 1297
 Subcommittee assignments—208, 209, 210, 211, 340, 1223

HILL, EUGENE M.—Senator Thirty-fifth District

Bills introduced—1069, 1071, 1184, 1188, 1224, 1230, 1245,
 Amendments filed—82, 234, 607, 693-694, 764-765, 863, 930-931, 1029, 1224-1225, 1241-1242, 1334-1335, 1506-1511, 1544, 1547-1548, 1548-1549, 1586, 1674-1675, 1708, 1861-1862, 1870-1871
 Amendments offered—85, 237, 1015, 1228, 1252, 1426, 1634, 1636, 1637, 1989, 2062, 2074-2075
 Amendments withdrawn—1253, 1431, 2074
 Committee appointments—8, 12, 1247, 1295, 1468, 2079
 Reports—16, 324, 1582
 Resolutions offered—2010-2011
 Subcommittee assignments—106, 107, 108, 208, 209, 210, 211, 212, 214, 284, 285, 340, 341, 408, 481-482, 603, 604, 698, 699, 841, 978, 1223, 1331, 1464
 Escorted Karla De Cook, Queen of the Annual Tulip Time Festival and members of her court to the rostrum—1424

HULTMAN, CALVIN O.—Senator Forty-ninth District

Bills introduced—J.R. 1003; 1022, 1024, 1038, 1061, 1065, 1073, 1092, 1106, 1115, 1156, 1206, 1225, 1230, 1278
 Amendments filed—109, 224, 253, 379-381, 584-589, 760, 765, 864-865, 934, 1151, 1179-1180, 1181, 1182, 1331-1332, 1420, 1675-1676, 1679, 1721, 1722-1723, 1725-1727
 Amendments offered—72-73, 190, 260, 984, 986, 998, 999, 1184-1185, 1346, 1452, 1793, 1805, 1806, 1831-1832
 Amendments withdrawn—190, 261, 1452, 1807
 Appointed to Energy Policy Council—2101
 Call of the Senate—899, 1590
 Committee appointments—9, 11, 77, 297, 330, 407, 977, 1247, 1931, 1999, 2079
 Reports—291-292, 688, 743-744, 1006, 1992, 2047-2051
 Resolutions offered—1145, 1171, 1184, 1196, 1200-1201, 1222-1223
 Subcommittee assignments—284, 285, 340, 341, 408, 481, 603, 699, 1223, 1673

HUMAN AND INDUSTRIAL RELATIONS, COMMITTEE ON—

Bills introduced—1370
 Amendments filed—582
 Reports—80, 581, 582, 1240, 1542, 1707
 Subcommittee assignments—284, 285, 408

HUMAN RESOURCES, COMMITTEE ON—

Appointments to—11
 Bills introduced—1124, 1125, 1290, 1374
 Amendments filed—690-692, 823, 823-825
 Amendments offered—733, 737, 1107-1108, 1322
 Reports—66-67, 80, 138-139, 690-692, 822, 823, 823-825, 1583, 1583-1584, 1613
 Subcommittee assignments—207, 208, 210, 211, 212, 213, 340, 341, 408, 409, 481-482, 604, 699, 841

INTERIM COMMITTEES—

(See also Legislative Council and/or Study Committees)
Resolution relating to, SCR 119—1200, 1318

INVESTIGATING COMMITTEES—Governor's Appointments—

Committee changes—77

Committees to—8-11, 92, 329-330, 407, 511, 768, 899, 1074, 1115, 1295, 1383-1384, 1531, 1883

Reports—181, 194, 203, 233, 283, 291, 292, 302, 324, 354, 369, 378, 397, 456, 577-579, 688, 743, 744, 820, 892, 1006, 1097, 1295-1296, 1330, 1389-1390, 1494, 1540-1541, 1582, 1609, 1671-1672, 1706, 1812, 1945-1946

Report, unfinished business—1214

Reports called up—274-279, 345, 464-468, 577-579, 600-601, 1077, 1078-1082, 1088-1091, 1102, 1305-1306, 1398-1399, 1622-1631, 1899-1902, 1945-1946

Joint committees to—1074

Reports—1330

Reports called up—1398-1399

JOINT CONVENTIONS—

Resolutions relating thereto:

Senate Concurrent Resolution 108—314, 318

House Concurrent Resolution 101—14-15

House Concurrent Resolution 102—75, 94

House Concurrent Resolution 129—1262, 1284

To receive State of the State message of Governor Robert D. Ray—45-53

To receive Special Message on energy and transportation—162-168

To receive address by Senator Ralph F. McCartney in observance of Lincoln's Birthday—365-367

To receive address and answer questions by members of the Iowa Congressional Delegation—1402-1403

The Honorable Dick Clark, United States Senator

The Honorable John C. Culver, United States Representative

The Honorable Neal Smith, United States Representative

The Honorable Wiley Mayne, United States Representative

The Honorable Edward Mezvinsky, United States Representative

JUDICIARY, COMMITTEE ON—

Bills introduced—1047, 1150, 1160, 1223, 1265, 1296, 1297, 1303, 1314, 1315, 1340, 1356, 1369, 1372, 1373, 1375, 1379, 1394, 1395, 1398

Amendments filed—302, 325, 512, 583, 788, 789, 1417-1419, 1584

Amendments offered—100, 348, 350, 907, 973, 1326, 1631, 1962-1963

Reports—67, 68, 214, 302, 303, 325, 326, 511-512, 512, 583, 787, 787-788, 893, 1029, 1119, 1267, 1417, 1419-1420, 1444, 1584, 1708, 1815, 1925

Subcommittee assignments—207, 208, 209, 210, 211, 212, 213, 340, 341, 408, 603, 604, 698, 699, 841, 1223

JUNKINS, LOWELL L.—Senator Forty-third District

Bills introduced—J.R. 1003; 1020, 1022, 1038, 1054, 1061, 1071, 1073, 1092, 1115, 1128, 1179, 1215, 1230, 1278, 1351

Amendments filed—224, 233, 252, 370, 379-381, 409-414, 515-523, 665-666, 1335-1336, 1393, 1444-1445, 1721, 1725-1727

Amendments offered—88, 245, 686, 1160

Committee appointments—3, 11, 297, 330, 407, 1092, 1429

Petitions presented—1124

Presided at sessions of the Senate—998

Reports—291-292, 744, 1006, 1424, 1536, 1649-1670

Resolutions offered—916, 1171, 1362, 2010-2011

Subcommittee assignments—106, 107, 108, 109, 210, 211, 212, 214, 285, 340, 341, 408, 409, 481, 604, 698, 841, 978, 1331

KELLY, E. KEVIN—Senator Twenty-fifth District

Bills introduced—1036, 1044, 1073, 1077, 1098, 1100, 1106, 1143, 1152, 1176, 1199, 1230, 1238, 1240, 1271, 1361, 1863

Amendments filed—150, 181-182, 233, 379-381, 484, 484-485, 493-495, 513, 555-556, 589-590, 638, 667-668, 797-800, 808-810, 1007-1008, 1009, 1059, 1084, 1121, 1270, 1298, 1331, 1335, 1364-1368, 1444-1445, 1448, 1543, 1615-1617, 1675, 1676, 1818, 1862

Amendments offered—156-161, 161, 168, 187-188, 240, 241, 547, 617, 665-666, 1016, 1103, 1166, 1232, 1281, 1303, 1304, 1372, 1373, 1807, 1909, 1972, 2000, 2032, 2035

Amendments withdrawn—96, 1025

Asked that John J. Yeager, Professor of Law, Drake University be permitted to remain in Senate chamber as consultant, Senate File 1150—488

Asked that Ron Carlson, Professor of Law, Washington University School of law be permitted to remain in Senate chamber as consultant, Senate File 1150—619

Asked that Professor Arthur Bonfield of the University of Iowa College of Law be permitted to remain in Senate chamber as consultant, House File 1200—1302

Committee appointments—9-11, 427

Petitions presented—597

Presided at sessions of the Senate—351

Reports—19-20, 181, 194-195, 222, 1540-1541

Resolutions offered—1171, 1200-1201, 1856-1857, 2010-2011, 2011-2012

Subcommittee assignments—108, 207, 208, 209, 210, 211, 212, 213, 284, 285, 340, 341, 408, 603, 698, 699, 841, 1223

Paid tribute to Senator Milligan, retiring—2057

KENNEDY, GENE V.—Senator Eleventh District

Bills introduced—J.R. 1003; 1020, 1024, 1038, 1044, 1057, 1071, 1073, 1104, 1106, 1128, 1136, 1138, 1152, 1193, 1215, 1225, 1230, 1259, 1270, 1278, 1351

Amendments filed—250-251, 252, 293, 370, 381, 382, 409-414, 496, 513, 515-523, 1059, 1270, 1444-1445, 1816, 2025

Amendments offered—547, 548, 644

Amendment withdrawn—403

Committee appointments—9, 92, 1648

Parliamentary inquiry raised effect of Senate Rule 37 on Senate File 332, S—2055—193

Petitions presented—1011, 1100, 1101, 1226, 1621

Presided at sessions of the Senate—368

Reports—456, 820, 1936

Resolutions offered—1171, 1200-1201, 1362, 2010-2011

Subcommittee assignments—107, 108, 207, 208, 209, 210, 211, 212, 213, 340, 341, 408, 603, 604, 698, 699, 841, 1223

Escorted Senator Lamborn to rostrum for presentation of gift—1740

Presented the Honorable John M. Walsh, former member of the Senate—237

KINLEY, GEORGE R.—Senator Thirty-fourth District

Bills introduced—1020, 1022, 1038, 1041, 1054, 1071, 1073, 1075, 1076, 1088, 1122, 1136, 1138, 1152, 1206, 1215, 1225, 1230, 1240, 1262, 1278

Amendments filed—68, 224, 252, 382, 472, 556-557, 629, 693-694, 894-895, 1444, 1444-1445, 1545-1546, 1587, 1676-1678, 1928

Amendments offered—70-71, 245-246, 261, 393, 506, 1529, 1795, 1796, 1807-1808

Committee appointments—9, 1931, 2079

Petitions presented—1551

Presided at sessions of the Senate—695

Reports—397, 1992

Resolutions offered—1171, 1200-1201, 1362, 2010-2011

Subcommittee assignments—207, 208, 209, 210, 211, 212, 213, 284, 340, 341, 408, 481, 603, 604, 699, 841, 1223, 1873

Paid tribute to Senator Schaben, Minority Floor Leader, retiring—1970

LAMBORN, CLIFTON C.—Senator Twelfth District, Majority Floor Leader
 Bills introduced—1128, 1138, 1146, 1173, 1177, 1206, 1225, 1240
 Amendments filed—222, 224, 251, 252, 304-305, 305, 379-381, 422-423, 481, 566, 638, 665-666, 806, 831, 863, 896, 1120-1121, 1149-1150, 1150, 1179-1180, 1181, 1182, 1334-1335, 1393-1394, 1394, 1544, 1615, 1676-1678, 1817, 1863-1870
 Amendments offered—319, 434-435, 653, 852, 1155, 1631, 1632, 2075
 Amendments withdrawn—96, 1621
 Call of the Senate—899, 941, 943, 1403, 1590
 Committee appointments—330, 977, 1429, 2079
 Communications sent—1074
 Petitions presented—611, 632, 767, 937, 1371
 Placed in nomination the name of Roger J. Shaff as candidate for office of President pro tempore—13
 Reports—1578-1580, 2079
 Resolutions offered—77, 84, 248, 314, 1171, 1196, 1200, 1461-1463, 1606, 1606-1607, 2010-2011
 Subcommittee assignments—207, 208, 209, 212, 213, 284, 285, 340, 841, 1673
 Extended congratulations to Senator and Mrs. Bergman—487
 Received gift on behalf of Senate—1740
 Asked that Senator Schaben be presented with the chair he occupied as member of Senate—2033

LEGISLATIVE COUNCIL—

(See also Study Committees and/or Interim Committees)

Appointments to—2078

Communications from, submitted the name of Thomas Mayer for confirmation as Citizens' Aide—1074

Investigate and resolve problems, capitol cafeteria, SCR 131—1580-1581, 1609

Study committees, interim, created (see listing under heading of Study Committees)—30-37

Resolutions relating to (study committees):

Senate Concurrent Resolution 29, specifications or standards, fertilizer, diesel fuel, grain, etc.—17

Senate Concurrent Resolution 30, consumer credit—17

Senate Concurrent Resolution 33, mental health and juvenile institutions—17

Senate Concurrent Resolution 36, marriage laws—17

Senate Concurrent Resolution 47, alcohol-related highway fatalities, etc.—17

Senate Concurrent Resolution 103, public pensions and retirement programs, payment of costs and expenses—76-77, 78, 174, 200-201, 214

Senate Concurrent Resolution 104, Sioux City-Woodbury County Alcohol Safety Action Project—137, 174, 699

Senate Concurrent Resolution 107, county law enforcement—313-314, 339, 408

Senate Concurrent Resolution 109, corporate farming—338, 354, 481

Senate Concurrent Resolution 110, building inspection, duplication—339, 354, 481

Senate Concurrent Resolution 113, Red Rock and Coralville Reservoirs, damages, etc.—916-917, 967

Senate Concurrent Resolution 114, bikeways—1005, 1028

Senate Concurrent Resolution 115, social services, county—1096-1097, 1117

Senate Concurrent Resolution 119, interim studies—1200, 1318

Senate Concurrent Resolution 120, combining local governmental units—1200-1201, 1239

Senate Concurrent Resolution 121, campaign disclosure—1222-1223, 1239

Senate Concurrent Resolution 122, mechanic's lien law—1265, 1296

Senate Concurrent Resolution 126, housing needs, etc.—1416, 1460

- Senate Concurrent Resolution 134, internship program—1606-1607, 1933 withdrawn
- Senate Concurrent Resolution 135, eminent domain—1608, 1648
- Senate Concurrent Resolution 136, recycling—1608, 1648
- Senate Concurrent Resolution 137, income tax structure—1672-1673, 1857
- Senate Concurrent Resolution 138, nuclear power—1812-1813, 1857
- Senate Concurrent Resolution 140, ADC program—1814, 1857
- Senate Concurrent Resolution 141, tax structure—1854-1856, 1922
- Senate Concurrent Resolution 142, career and vocational needs of elementary and secondary schools—1856-1857, 1922
- Senate Concurrent Resolution 143, livestock health and safety—1924, 1922
- Senate Concurrent Resolution 145, elderly—2010-2011, 2038
- Senate Concurrent Resolution 146, optometric manpower and education—2011-2012, 2038
- Senate Concurrent Resolution 147, cities financing public improvements—2012, 2038
- Senate Concurrent Resolution 148, land use policy—2075-2076
- House Concurrent Resolution 25, document storage, etc.—18
- House Concurrent Resolution 119, Red Rock and Coralville Reservoirs, damages, etc.—1003, 1028
- House Concurrent Resolution 122, Iowa securities—1056-1057, 1084
- House Concurrent Resolution 124, deaf and hearing—2038-2039
- House Concurrent Resolution 142, compensation of county officers and employees—1534-1535, 1580
- House Concurrent Resolution 145, adoption procedures and practices—1694, 1812
- House Concurrent Resolution 148, college student internship program—1694-1695, 1721, 1932-1933
- House Concurrent Resolution 160, elderly citizens—2039

LEGISLATIVE DEPARTMENTAL RULES REVIEW COMMITTEE—
(See Departmental Rules Review Committee)

LEGISLATIVE EMPLOYEES—
(See Officers and Employees)

LEGISLATIVE EXPENDITURES—

Resolutions relating to:

- Senate Concurrent Resolution 101—24, 25, 68, 284, 293, 316, 359, 501-503
- Senate Concurrent Resolution Resolution 103—76-77, 78, 174, 200-202, 214
- Senate Concurrent Resolution 128—1461-1462, 1468
- Senate Concurrent Resolution 130—1494-1503, 1493, 1543, 1584-1585, 1613, 1673, 1708, 1925
- Senate Concurrent Resolution 132—1581-1582, 1609
- Senate Resolution 109—1461, 1468
- Senate Resolution 110—1540, 1580
- House Concurrent Resolution 130—1412-1413, 1460, 1858, 1970-1971
- House Concurrent Resolution 142—1534-1535, 1580
- House Concurrent Resolution 162—2013-2021, 2057-2062, 2073-2074

LEGISLATIVE STAFF AND SALARIES COMMITTEE—
Report, HCR 13—29-30

LIBRARY COMMISSION, STATE—

- Submitted name, Barry Porter, for consideration and confirmation as State Librarian—8
- Investigating committee appointed—11
- Report—194
- Confirmed—276

- LIEUTENANT GOVERNOR NEU, ARTHUR A., President of the Senate—**
Addressed the Senate—1-2
Appointment of page—15-16
Presided at sessions of the Senate—1, 23, 44, 54, 69, 75, 83, 90, 93, 102, 110, 136, 152, 161, 168, 175, 178, 185, 189, 193, 217, 221, 226, 228, 237, 244, 255, 260, 265, 286, 288, 295, 299, 307, 308, 317, 328, 356, 358, 364, 367, 371, 376, 377, 389, 391, 400, 401, 415, 420, 426, 429, 433, 437, 446, 449, 452, 460, 461, 487, 490, 500, 545, 551, 570, 596, 611, 612, 618, 632, 633, 640, 643, 647, 651, 671, 674, 682, 704, 724, 739, 767, 769, 772, 811, 814, 815, 833, 847, 853, 866, 877, 889, 897, 900, 910, 936, 938, 976, 981, 989, 997, 1010, 1022, 1033, 1049, 1062, 1066, 1074, 1087, 1091, 1092, 1100, 1105, 1123, 1133, 1134, 1152, 1157, 1183, 1229, 1233, 1236, 1237, 1245, 1249, 1252, 1273, 1278, 1301, 1340, 1347, 1356, 1371, 1374, 1479, 1380, 1395, 1402, 1404, 1423, 1426, 1467, 1513, 1514, 1525, 1528, 1529, 1550, 1568, 1589, 1591, 1595, 1620, 1632, 1635, 1680, 1684, 1685, 1692, 1705, 1729, 1736, 1737, 1794, 1803, 1819, 1835, 1838, 1872, 1884, 1886, 1888, 1911, 1930, 2009, 2026, 2036, 2040, 2057, 2066, 2077
Presided at Joint Conventions—45, 161, 364, 1402
Presented Governor Robert D. Ray in joint convention—45, 162
Announcements—8-11, 12, 77, 92, 297, 329, 330, 407, 427, 488, 490, 511, 636, 899, 1006, 1034, 1084, 1115, 1295, 1383-1384, 1468, 1494, 1531, 1648, 1833, 2078, 2101
Committees appointed by in Senate—3, 8-11, 12, 92, 330, 427, 511, 674, 1468, 1531, 1922, 2079
Committee appointments—3, 8-11, 12, 77, 92, 330, 427, 511, 674, 1468, 1531, 1922, 2078, 2101
Committees appointed by in joint convention—45, 162, 364, 1402
Committee changes—77
Standing Committee (Energy) appointed—267
Standing Committee (Energy) Appointments—267
Committee appointed to represent Senate at the funeral of Representative R. G. "Hap" Miller—1922
Conference committees appointed—600, 674, 990, 1092, 1361, 1424, 1429, 1571, 1648, 1931, 1936, 1999
Investigating committees appointed by in Senate—8-11, 92, 329-330, 407, 511, 768, 899, 1074, 1115, 1295, 1383-1384, 1531, 1833
Communications received—3-8, 78, 90-91, 222, 324, 329, 340, 406, 501, 768, 898, 1074, 1115, 1237-1238, 1294, 1332-1333, 1833
Rulings—97, 114, 135, 156, 169, 171, 220, 256, 257, 261, 309, 376, 618, 686, 724, 936, 938, 1024, 1105, 1135, 1184, 1231, 1232, 1256, 1280, 1282, 1377, 1570, 1634, 1734, 1798, 1836, 1884, 1911, 2040, 2071
Bills signed by—320, 353, 416, 430, 571, 708, 725, 812, 867, 1012, 1063, 1101, 1134, 1184, 1230, 1305, 1340-1341, 1380-1381, 1396, 1458, 1514, 1559, 1670-1671, 1735, 1888, 1932, 2077-2078
Presented Senator Shaw, Professor Wallace and Mr. Butler, committee of the whole, Senate File 1264—769
Veto messages received—624-627, 1237-1238
Received gift on behalf of Senate—1740
Invited Senator Hill to escort to the rostrum Karla De Cook, Queen of the Pella Tulip Festival and members of her court—1424
Requested Senator Rabedeaux escort to the rostrum the Honorable John J. Thomas, Speaker pro tempore of the Indiana House of Representatives and James H. Bowhay, Regional Director, from the mid-western office of the Council of State Governments—1062
Presented Ann Gansemmer, 1974 Iowa Heart Fund Princess—175-176
Presented the Honorable Dick Clark, United States Senator—328
Presented Miss Maurine Carroll, 1974 Iowa Pork Queen and Miss Kathy Deal, 1973 Iowa Pork Queen—669
Presented the Honorable John Culver, United States Congressman from Iowa's Second Congressional District—704

- Presented the Honorable Ramon A. Roubideaux, Chief Counsel of the American Indian Movement—1347
- Presented the Honorable Martha Griffiths, Congresswoman from the State of Michigan—1379
- Presented the following members of the Iowa Congressional Delegation:
 The Honorable Dick Clark, United States Senator—1402-1403
 The Honorable John C. Culver, United States Representative—1402-1403
 The Honorable Neal Smith, United States Representative—1402-1403
 The Honorable Wiley Mayne, United States Representative—1402-1403
 The Honorable Edward Mezvinsky, United States Representative—1402-1403
- Presented Lieutenant Colonel Henry W. Hartsfield, Jr., NASA astronaut—1513
- Welcomed the Honorable Andrew G. Frommelt, former member of the Senate and House of Representatives—83
- Welcomed the Honorable William J. Scherle, United States Congressman—217
- Welcomed Deborah Vercillo, high school graduate from Rio de Janeiro, Brazil, attending classes at Ocheyedan Community School, Senator Bergman—217
- Welcomed the Honorable Adolph Elvers, former member of the Senate—226
- Welcomed the Honorable Andrew G. Frommelt, former member of the Senate and House of Representatives—255
- Welcomed the Honorable C. Edwin Gilmour, former member of the Senate—295
- Welcomed the Honorable Duane E. Dewel, former member of the Senate—307
- Welcomed the Honorable John P. Kibbie, former member of the Senate and House of Representatives—371
- Welcomed the Honorable Wilson L. Davis, former member of the Senate—426
- Welcomed the Honorable Jay C. Colburn, former member of the Senate and House of Representatives—446
- Welcomed the Honorable Tom Dougherty, former member of the House of Representatives—446
- Welcomed the Honorable Howard C. Buck, former member of the Senate and House of Representatives—545
- Welcomed the Honorable J. T. Dykhouse, former member of the Senate and House of Representatives—640
- Welcomed the Honorable Pearle P. DeHart, former member of the Senate—640
- Welcomed the Honorable Wayne D. Keith, former member of the Senate—669
- Welcomed nine-year-old Jimmy Wirty, Central Iowa Poster Child for Muscular Dystrophy—811
- Welcomed the Honorable Rudy Van Drie, former member of the Senate and House of Representatives—811
- Welcomed the Honorable Laurence Putney, former member of the Senate and House of Representatives—936
- Welcomed the Honorable Donald G. Beneke, former member of the Senate—1010
- Welcomed Lynda Cornelly of Natal, South Africa, Rotary exchange student attending school in Ackley, Iowa—1010
- Welcomed the Honorable Vera H. Shivvers, former member of the Senate—1063
- Welcomed the Honorable John L. Campbell, former member of the Senate—1087
- Welcomed the Honorable Robert A. Rockhill, former member of the Senate—1123

- Welcomed the Honorable Vincent S. Burke, former member of the Senate—1371
- Welcomed the Honorable Charlene Conklin, former member of the Senate and House of Representatives—1371
- Welcomed the Honorable Herschel C. Loveless, former Governor of Iowa—1395
- Welcomed the Honorable William J. Scherle, United States Congressman—1423
- Welcomed the Honorable Carroll A. Lane, former member of the House of Representatives and Secretary of the Senate—1550
- Welcomed the Honorable Howard Vincent, former member of the Senate—1550
- Welcomed the Honorable William S. Leckenby, member of the House of Representatives of the State of Washington—1680
- Welcomed the Honorable Floyd Gilley, former member of the Senate—1872
- Resolutions relating to:
- Senate Concurrent Resolution 119—1200, 1318
 - Senate Concurrent Resolution 127—1461, 1468
 - Senate Concurrent Resolution 129—1462-1463, 1468-1469
 - Final adjournment of 1974 Regular Session of the Sixty-fifth General Assembly, HCR 146—2083

LINCOLN'S BIRTHDAY—

- Resolution relating to, SCR 108—314, 318
- Observance of—364-367
- Address by Senator Ralph F. McCartney—365-367

LOBBYISTS—

- (See Ethics, Committee on)

MAJORITY FLOOR LEADER, Clifton C. Lamborn, Senator Twelfth District (See Lamborn, Clifton C.—Senator Twelfth District, Majority Floor Leader)**MCCARTNEY, RALPH F.—Senator Seventh District**

- Bills introduced—1044, 1085, 1119, 1120, 1206, 1268
- Amendments filed—214, 327, 355, 379-381, 382, 484, 486, 588, 692, 918, 934-935, 1085, 1175-1179, 1179, 1179-1180, 1181, 1182, 1224-1225, 1587, 1674-1675
- Amendments offered—98, 136, 438, 546, 910, 938, 939, 1125, 1186, 1191, 1639-1640, 1792, 1800, 1803
- Amendments withdrawn—547, 1125
- Asked that Herbert W. Anderson, First Deputy Commissioner of Insurance, Marshall Hunzelman, Superintendent of Securities, and Professor Glenn Clark, Drake University Law School be permitted to remain in Senate chamber as consultants, House File 1432—1126
- Asked that George Wallace, Professor of Law, University of Iowa be permitted to remain in Senate chambers as consultant, Senate File 1405—1743
- Call of the Senate—399, 943
- Committee appointments—3, 10, 11, 674, 977, 1295, 1883
- Petitions presented—1101
- Presided at sessions of the Senate—240, 243, 275, 343, 429, 477, 769, 771, 1092, 1374, 1450
- Reports—12, 78-80, 233, 324-325, 325, 378, 580, 581, 689-690, 821-822, 822, 1098, 1443, 1443-1444, 1582, 1703-1705, 1858, 1925, 1945, 1989, 2021
- Resolutions offered—1171, 1196, 1200-1201, 1265, 1362, 2010-2011
- Rulings—1453
- Subcommittee assignments—207, 208, 209, 210, 211, 212, 213, 340, 341, 408, 603, 604, 698, 841, 1223
- Addressed joint convention, Lincoln's Birthday—365-367

Noted Des Moines Register and Tribune had published addresses and telephone numbers of the Senators—listed names and telephone numbers of members of the Press the Senators might call—621

Reported addition to list of names of members of the Press the Senators might call—727

MEMORIALS—

Committee appointments—330, 427, 1247, 1468
 Committees appointed—330, 427, 1247, 1468
 Supplemental reports—314, 407, 1172-1173, 1460
 Called up and adopted—330, 427, 1247, 1467-1468
 In Memoriam list—2102
 Memorials—2103-2112

MESSAGES—

(See also Communications, Joint Conventions and Addressed the Senate)
 From House—14, 22, 75, 91, 136, 178-179, 201-202, 228-231, 247, 266, 282, 289, 299-300, 311, 322, 351, 356, 394-395, 404, 405, 419, 420, 441-442, 454, 509, 601, 622, 654, 717, 739, 774-786, 818, 913-915, 945-966, 990, 1001-1003, 1026, 1056, 1083, 1088, 1094-1096, 1101, 1115-1116, 1133, 1143, 1168-1170, 1197-1200, 1222, 1260-1263, 1284-1294, 1327-1328, 1356-1360, 1384-1386, 1407-1415, 1428, 1438-1442, 1458, 1491, 1531-1535, 1576, 1596, 1602-1605, 1641-1647, 1692-1697, 1810-1811, 1839-1854, 1872-1876, 1912, 1930-1931, 1937-1940, 1978, 1990-1991, 1999, 2005-2007, 2013-2021, 2028, 2034, 2038-2039, 2052, 2057, 2062-2063- 2073, 2077

MILEAGE, COMMITTEE ON—

Supplemental report—19

MILLER, CHARLES P.—Senator Forty-second District

Bills introduced—J.R. 1003; 1020, 1022, 1038, 1044, 1071, 1073, 1077, 1096, 1097, 1098, 1099, 1104, 1136, 1138, 1153, 1209, 1215, 1230, 1259, 1278, 1351
 Amendments filed—149, 214, 224, 379-381, 409-414, 1369, 1545-1546, 1862
 Amendments offered—73, 169, 170, 220, 244, 1575
 Amendments withdrawn—245, 2068
 Call of the Senate—877
 Committee appointments—9, 1571
 Petitions presented—185, 848
 Presided at sessions of the Senate—449, 1638
 Reports—2-3, 456, 1648-1649
 Resolutions offered—916, 1145, 1171, 1200-1201, 1362, 2010-2011
 Subcommittee assignments—108, 207, 208, 210, 213, 285, 340, 341, 408, 409, 481, 604, 699

MILLER, ELIZABETH R.—Senator Twentieth District

Bills introduced—1022, 1038, 1054, 1073, 1089, 1093, 1104, 1225, 1245, 1317
 Amendments filed—379-381, 422-423, 895, 930, 1179-1180, 1181, 1182, 1394, 1444-1445, 1674-1675, 1722-1723
 Amendments offered—1325, 1974-1976
 Call of the Senate—941, 943, 1403
 Committee appointments—3, 9, 92, 364, 407, 600, 899, 977, 1402
 Petitions presented—570, 611
 Presided at sessions of the Senate—504
 Reports—203, 292, 742-743, 744, 1330
 Resolutions offered—1196, 1362
 Rulings—505
 Subcommittee assignments—108, 208, 209, 210, 211, 212, 284, 285, 340, 341, 408, 409, 604, 978
 Escorted Gordon A. Miller, State Commander of the American Legion to the rostrum—1449

MILLIGAN, GEORGE F.—Senator Thirty-third District

Bills introduced—J.R. 1003; 1038, 1061, 1087, 1092, 1111, 1115, 1138, 1143, 1176, 1215, 1225, 1238, 1278
 Amendments filed—1544-1545, 1674-1675, 1860
 Amendments offered—86, 1557
 Asked that Dr. Samuel J. Tuthill, State Geologist be permitted to remain in Senate chamber as consultant, Senate File 1362—1404
 Call of the Senate—1403, 1590
 Committee appointments—10, 297, 1999
 Presided at sessions of the Senate—1803
 Reports—2-3, 181, 285, 341-342, 482-483, 789, 790, 1097, 1267, 1268, 1269, 1444, 1815, 1989, 2047-2051
 Resolutions offered—916, 1171, 1196, 2010-2011
 Subcommittee assignments—208, 210, 212, 284, 341, 408, 409, 482, 604
 Presented Katia Kramer from Linhares, Espirito Santos, Brazil, foreign exchange student; Katia's father is the Viceroy of Linhares—596
 Represented the Senate at the funeral of Representative R. G. "Hap" Miller—1922

MINORITY FLOOR LEADER, James F. Schaben, Senator Twenty-seventh District

(See Schaben, James F.—Senator Twenty-seventh District, Minority Floor Leader)

MOTIONS TO RECONSIDER—**Motions to reconsider—****Filed:**

Senate File 23—299
 Senatee File 126—840
 Senate File 277, S—2669B—1207
 Senate File 327—392
 Senate File 332, S—2055—193
 Senate File 569—244
 Senate File 1026—138
 Senate File 1093—1029
 Senate File 1125—444
 Senate File 1139—1211
 Senate File 1141—441
 Senate File 1150, S—2250A—635
 Senate File 1264, S—2461—815
 Senate File 1267—698
 Senate File 1291—1821
 Senate File 1339—1069
 Senate File 1354, S—2723—1296
 Senate File 1354, S—2698—1329
 Senate File 1354, S—2699 as amended, S—3719, S—2709B, S—2680—1429
 Senate File 1362—1407
 House File 98—913
 House File 117—600
 House File 299—1023
 House File 416—743
 House File 659—195
 House File 672, S—2069—268
 House File 1028—943
 House File 1373—1049
 House File 1422—1372
 House File 1432—1128
 House File 1474—1743
 House File 1476—1460
 House File 1491—1734
 House File 1492—1692

Prevailed:

Senate File 277, S—2669B—1278
 Senate File 1125—706
 Senate File 1139—1573-1574
 Senate File 1339—1194-1195
 Senate File 1362—1526
 House File 299—1158
 House File 416—904
 House File 1028—943-944

Withdrawn:

Senate File 1026—273
 Senate File 1093—1070
 Senate File 1141—503
 Senate File 1267—705
 Senate File 1291—1398
 House File 117—1424
 House File 1373—1229
 House File 1432—1229
 House File 1474—1889
 House File 1476—1576
 House File 1491—1831

Lost:

Senate File 23—1153
 Senate File 126—1012
 Senate File 327—598-599
 Senate File 332, S—2055—218
 Senate File 569—505
 House File 98—1157
 House File 659—598

Motions to reconsider—

Senate File 126, S—2134—332
 Senate File 1092, S—2162—374
 Senate File 1125, S—2338—707
 Senate File 1125, S—2338 (restated)—709
 Senate File 1125, S—2378—709
 Senate File 1139, S—2676—1574
 Senate File 1141, S—2195—438
 Senate File 1163, S—2345—683
 Senate File 1163, S—2781A—1450
 Senate File 1225, S—2623—1111
 Senate File 1265, S—2560—1000
 Senate File 1354, S—2693C as amended—1259
 Senate File 1354, S—2698—1471
 Senate File 1354, S—2699 as amended—1472
 Senate File 1354, S—2719 to S—2699—1473
 Senate File 1354, S—2709B as amended and S—2723—1474
 Senate File 1354, S—2680—1477
 Senate File 1405, S—2922C and S—2952—1808
 Senate rules governing lobbyists, division A of Kinley amendment—73
 House File 299, S—2574—1021
 House File 299, S—2406 as amended—1022
 House File 550, S—2170—886
 House File 550, S—2260B—887
 House File 550, S—2260D—888
 House File 1028, S—2492—937
 House File 672, S—2069 as amended—1234
 House File 1470, S—3005—2003

Prevailed:

Senate File 126, S—2134—332
 Senate File 1125, S—2338 (restated) and S—2378—709
 Senate File 1139, S—2676—1574
 Senate File 1141, S—2195—438
 Senate File 1163, S—2345—683
 Senate File 1225, S—2623—1111
 Senate File 1354, S—2698—1471
 Senate File 1354, S—2699 as amended—1472
 Senate File 1354, S—2719 to S—2699—1473
 Senate File 1354, S—2709B as amended and S—2723—1474
 Senate File 1354, S—2680—1477
 Senate File 1405, S—2922C and S—2952—1808
 House File 550, S—2171—886
 House File 550, S—2260B—387
 House File 550, S—2260D—888
 House File 672, S—2069 as amended—1234
 House File 1028, S—2492—937
 House File 1470, S—3005—2003

Lost:

Senate File 1092, S—2162—374
 Senate File 1163, S—2781A—1451
 Senate File 1265, S—2560—1000
 Senate File 1354, S—2693C—as amended—1259
 Senate rules governing lobbyists, division A of Kinley amendment—74
 House File 299, S—2574—1022
 House File 299, S—2406 as amended—1022-1023

Motion to Reconsider, Motion to Reconsider be Laid on Table—
 House File 671—452

Prevailed:

House File 671—453

Motion that House amendment to Senate File 531 be laid on Table—1192

Lost:

Motion that House amendment to Senate File 531 be laid on table
 —1192-1193

Motion to suspend—

To consider amendment S—2974, Senate File 321—1884

Lost:

To consider amendment S—2974, Senate File 321—1884

MURRAY, JOHN S.—Senator Twenty-first District

Bills introduced—J.R. 1003; 1012, 1017, 1503, 1054, 1061, 1081, 1085, 1094,
 1095, 1136, 1138, 1149, 1179, 1180, 1200, 1210, 1215, 1216, 1225, 1240, 1249,
 1278, 1302, 1304, 1317, 1380
 Amendments filed—92, 183, 184, 223, 233, 379-381, 414, 524-543, 543, 589-590,
 703, 722, 918, 923, 1032, 1241, 1243-1244, 1269, 1298, 1299-1300, 1332, 1333,
 1334, 1392, 1393, 1446, 1448, 1587, 1674-1675, 1722
 Amendments offered—191, 199, 238, 242, 678, 679, 686, 907, 983, 1024, 1050-
 1051, 1093, 1251, 1252, 1256, 1307, 1317, 1344, 1471, 1474, 1475, 1476, 1479,
 1555, 1595, 1691, 1886, 1961, 2044
 Amendments withdrawn—238, 1474
 Appointed member of Legislative Council—2078
 Call of the Senate—941, 943, 1403
 Committee appointments—9, 674, 899, 1531, 2079
 Presided at sessions of the Senate—322, 375, 440, 814, 1066, 1091, 1113, 1159,
 1429, 1631, 1740
 Reports—283, 690, 690-691, 691-692, 1330, 1671-1672, 1703-1705, 1706, 1995
 Resolutions offered—916, 1171, 1196, 1200-1201, 2010-2011

Rulings—1632

Subcommittee assignments—106, 107, 108, 207, 208, 209, 210, 211, 212, 213, 284, 340, 341, 408, 409, 481-482, 604, 698, 699, 978, 1223, 1464

NATURAL RESOURCES, COMMITTEE ON—

Bills introduced—1013, 1312

Amendments filed—482-483, 1268

Amendments offered—713, 2029

Reports—285, 482-483, 789, 790, 1267, 1268, 1269, 1444, 1815, 1858, 1988

Subcommittee assignments—284, 285, 341, 408, 409, 842, 1223, 1331

NOLIN, KARL—Senator Twenty-eighth District

Bills introduced—J.R. 1003; 1022, 1038, 1061, 1071, 1112, 1225, 1230, 1351

Amendments filed—234-236, 252, 422-423, 665-666, 760, 1299, 1335-1336, 1511, 1545-1546, 1584-1585, 1674-1675

Amendments offered—1406, 2001

Call of the Senate—877

Committee appointments—9, 92, 330, 977, 1074, 1429, 2079

Presided at sessions of the Senate—732

Reports—292, 369, 1330, 1578-1580

Resolutions offered—248, 1171, 1196, 1200-1201, 1362, 2010-2011

Subcommittee assignments—106, 107, 108, 212, 213, 284, 285, 408, 481-482, 603, 698, 978, 1223

NONCONTROVERSIAL CALENDAR—

Procedure for—976

NYSTROM, JOHN N.—Senator Twenty-second District

Bills introduced—J.R. 1003; 1022, 1038, 1044, 1054, 1091, 1136, 1138, 1193, 1215, 1225, 1230, 1278

Amendments filed—326-327, 379-381, 383, 422-423, 665-666, 899, 969-970, 1224, 1299, 1444-1445, 1465-1466

Amendments offered—1943-1944

Amendments withdrawn—333, 1944

Call of the Senate—899, 1403

Committee appointments—9, 92, 1115, 1648

Presided at sessions of the Senate—836

Reports—19, 292, 302, 342, 1297, 1330, 1389, 1936

Resolutions offered—76, 916, 1171, 1200-1201, 1222-1223, 2010-2011

Rulings—839

Subcommittee assignments—106, 107, 108, 109, 210, 212, 214, 284, 285, 340, 408, 481, 603, 604, 698, 978, 1223, 1464

OATH OF OFFICE—

By Senator Clifford E. Burroughs—3

By permanent officers and employees of the Senate—13, 16

By President Pro Tempore Shaff of the Senate—13

By Lieutenant Governor Neu's page—17

By pages—16

OFFICERS AND EMPLOYEES OF THE SENATE—

(See also Personnel Committee, Rules, Committee on, or Rules and Administration Committee)

Appointment of—15-17

Permanent officers and employees elected—15-16

Secretaries—19-20

Pages—15-17

Oath of office—13, 15-17

Supplemental reports of committee, Senate secretaries—19-20, 222, 274

Reports of joint personnel committee, joint legislative employees—16

Resolutions relating to:

Senate Concurrent Resolution 101—24, 25, 68, 284, 293, 316, 359, 501-503

Senate Concurrent Resolution 130—1494-1503, 1493, 1543, 1584-1585, 1613, 1673, 1708, 1925
 House Concurrent Resolution 162—2013-2021, 2057-2062, 2073-2074

ORR, JOAN—Senator Thirty-sixth District

Bills introduced—J.R. 1003; 1020, 1022, 1031, 1038, 1054, 1071, 1078, 1085, 1093, 1094, 1095, 1123, 1128, 1136, 1138, 1215, 1225, 1249, 1262, 1351, 1377
 Amendments filed—224, 251, 252, 253, 409-414, 524-543, 557-564, 591, 592-593, 693-694, 795, 825, 831, 930, 1512, 1584-1585, 1676, 1728
 Amendments offered—177, 245, 258, 260, 262, 675-677, 851, 912, 1070, 1072-1073, 1425-1426, 1429, 1735
 Call of the Senate—877
 Committee appointments—9, 511, 600, 674
 Petitions presented—371, 500, 612, 641, 767, 1101
 Presided at sessions of the Senate—447
 Reports—283, 314, 407, 742-743, 892, 1172-1173, 1460, 1467-1468, 1703-1705
 Resolutions offered—1117, 1171, 1200-1201, 1362, 2010-2011
 Subcommittee assignments—107, 108, 207, 208, 209, 210, 211, 212, 214, 340, 341, 481, 603, 841

PAGES—

Lieutenant Governor's Page appointed—16-17
 Appointment of—15
 Took oath of office—16, 17
 Expressed thanks and appreciation—1932

PALMER, WILLIAM D.—Senator Thirty-second District

Bills introduced—J.R. 1003; 1020, 1022, 1031, 1044, 1054, 1070, 1085, 1104, 1111, 1128, 1154, 1214, 1225, 1230, 1249, 1351
 Amendments filed—109, 224, 250-251, 316, 409-414, 524-543, 638, 693-694, 702, 748-751, 758-759, 759, 760, 764, 795, 1394, 1444-1445, 1545-1546, 1584-1585, 1676, 1859, 1859-1860, 2025
 Amendments offered—73, 265, 391, 502, 695, 1070, 1109, 1884
 Amendments withdrawn—245, 812
 Call of the Senate—877
 Committee appointments—9
 Reports—181
 Resolutions offered—1171, 1200-1201, 1362, 2010-2011
 Subcommittee assignments—207, 208, 209, 210, 211, 212, 213, 340, 341, 481, 603, 978

PERSONNEL COMMITTEE—

(See also Officers and Employees of the Senate, Rules, Committee on, or Rules and Administration Committee)
 Appointments to Joint Personnel Committee—12
 Report of Joint Personnel Committee—16

PLYMAT, WILLIAM N.—Senator Thirtieth District

Bills introduced—1007, 1011, 1023, 1030, 1038, 1045, 1050, 1054, 1073, 1085, 1104, 1111, 1123, 1138, 1200, 1230, 1240, 1245, 1249
 Amendments filed—174, 304, 379-381, 422-423, 524-543, 605-606, 606-607, 630-631, 693-694, 694, 1029, 1241-1242, 1333, 1334, 1392, 1393, 1444-1445, 1587
 Amendments offered—333, 1257, 1258, 1476, 1477, 1479
 Call of the Senate—941, 943, 1590
 Committee appointments—8, 10, 1361
 Reports—324, 743-744, 1537-1540
 Resolutions offered—1171, 1200-1201, 1812-1813, 2010-2011
 Subcommittee assignments—207, 208, 209, 210, 211, 213, 284, 341, 408, 409, 481, 603, 604, 699, 1331

NEU, ARTHUR A.—President of the Senate

(See Lieutenant Governor Neu, Arthur A., President of the Senate)

POINTS OF ORDER RAISED—

- Senate File 86, motion to postpone, joint rule 11—Senator Coleman—476
 Senate File 173, S—2166—Senator Rabedeaux—403
 Senate File 277, S—997—Senator Junkins—135
 Senate File 277, S—2037—Senator Palmer—156
 Senate File 277, S—2041B—Senator Griffin—169
 Senate File 277, S—767—Senator Doderer—170
 Senate File 277, S—2573—Senator Schaben—1280
 Senate File 277, S—2675—Senator Ramsey—1282
 Senate File 321, S—2977 and S—2974—Senator Rabedeaux—1884
 Senate File 528, S—2004—Senator Ramsey—96
 Senate File 531, revised fiscal note—Senator Griffin—1188
 Senate File 617, to invoke Senate rule 8—Senator Schaben—309
 Senate File 1009, S—2593—Senator Glenn—1135
 Senate File 1055, S—2099—Senator DeKoster—256
 Senate File 1055, S—2112—Senator McCartney—257
 Senate File 1055, S—2102—Senator Hultman—261
 Senate File 1055, S—2116—Senator Rabedeaux—261
 Senate File 1079, S—2167—Senator Bergman—376
 Senate File 1093, S—2569—Senator Gluba—988
 Senate File 1093, S—2575—Senator Shaw—995
 Senate File 1093, S—3033—Senator Shaw—2071
 Senate File 1113, S—2396—Senator Priebe—724
 Senate File 1155, refer to State Government, rule 37—Senator Doderer—
 554
 Senate File 1163, S—2366—Senator Kennedy—686
 Senate File 1163, S—2820—Senator DeKoster—1453
 Senate File 1200, S—3000—Senator Willits—1909
 Senate File 1222, S—2306—Senator Hultman—618
 Senate File 1264, S—2461—Senator Shaw—812
 Senate File 1291, refer to Ways and Means—rule 37—Senator Hultman—
 1820
 Senate File 1332, S—2584—Senator Coleman—1024
 Senate File 1354, refer to Appropriations, rule 37—Senator Ramsey—1246
 Senate File 1354, S—2710—Senator Glenn—1256
 Senate File 1357, refer to State Government, rule 37—Senator Kelly—1377
 Senate File 1405, S—2943—Senator Willits—1793
 Senate File 1405, S—2958—Senator McCartney—1798
 Senate File 1405, S—3018—Senator Lamborn—2040
 Senate Concurrent Resolution 118—Senator Rabedeaux—1184
 House File 4, S—2395—Senator Kennedy—907
 House File 4, S—2265—Senator Doderer—908
 House File 155, S—2824—Senator Murray—1822
 House File 299, S—2513—Senator Heying—1019
 House File 299, S—2582—Senator Heying—1021
 House File 453, S—2393—Senator DeKoster—906
 House File 462, refer to Ways and Means, rule 37—Senator Priebe—200
 House File 595, S—2834—Senator Shaw—1568
 House File 595, S—2861—Senator McCartney—1569
 House File 637, S—716—Senator Potter—114
 House File 672, S—2069—Senator Murray—220
 House File 672, S—2341—Senator Griffin—1231
 House File 672, S—2331—Senator Murray—1232
 House File 771, S—2618—Senator Hill—1105
 House File 773, S—2454—Senator Briles—854
 House File 1060, S—2504—Senator Willits—986
 House File 1102, S—2895—Senator Kennedy—1632
 House File 1102, S—2793A—Senator Murray—1634
 House File 1102, S—2840—Senator Glenn—1634
 House File 1121, S—2335—Senator Griffin—650

House File 1226, S—2610—Senator McCartney—1073
 House File 1399, S—2763—Senator Willits—1350
 House File 1402, S—2855—Senator Hill—1830
 House File 1406, S—2908—Senator DeKoster—1832
 House File 1426, S—2889—Senator Rabedeaux—1836
 House File 1468, S—2644—Senator Schwieger—1316
 House File 1476, S—2799—Senator Griffin—1431
 House File 1503, S—2975—Senator Hansen—1990

POTTER, RALPH W.—Senator Fifteenth District

Bills introduced—J.R. 1002; 1002, 1018, 1022, 1024, 1029, 1031, 1033, 1038, 1040, 1071, 1073, 1077, 1089, 1135, 1137, 1138, 1152, 1167, 1168, 1179, 1190, 1193, 1195, 1198, 1212, 1225, 1228, 1236, 1240, 1255, 1277
 Amendments filed—183, 234, 316, 379-381, 422-423, 424-425, 425, 472, 524-543, 630-631, 663-665, 665-666, 693-694, 694, 764, 800-806, 807, 895, 935, 1084, 1085, 1098, 1446, 1447
 Amendments offered—220, 476, 572, 871, 900, 910, 910-911, 1105, 1212, 1234
 Amendments withdrawn—1826, 2064
 Announcements—600
 Call of the Senate—1590
 Committee appointments—9, 10, 297, 899, 1092, 1295, 1402, 1571
 Petitions presented—570, 1514, 1620
 Presided at sessions of the Senate—177, 189, 390, 417, 418, 430, 463, 552, 598, 841, 1109, 1159, 1352, 1399, 1401, 1428, 1520, 1528, 1589, 1736, 1820, 2043, 2065
 Reports—194, 203, 314, 407, 1173, 1295-1296, 1460, 1467-1468, 1582, 1583, 1648-1649, 1649-1670
 Resolutions offered—339, 916, 1362, 2010-2011
 Rulings—553, 1820, 1822
 Subcommittee assignments—207, 208, 209, 210, 211, 212, 213, 214, 284, 340, 408, 409, 481, 603, 1223, 1331
 Presented gift to Lieutenant Governor Neu on behalf of Senate as President of the Senate—1740

PRESIDENT OF THE UNITED STATES, CONGRESS, AND/OR FEDERAL AGENCIES—

Resolutions relating to:

Senate Concurrent Resolution 22, locker plants, federal laws and regulations—213
 Senate Concurrent Resolution 102, energy—24, 25, 284
 Senate Concurrent Resolution 106, committee to visit U.S. Secretary of Agriculture—248-249, 269, 285, 1147, 1149-1150, 1154-1156, 1157
 Senate Concurrent Resolution 111, railroads—470, 490
 Senate Concurrent Resolution 116, college and university building loans—1117-1118, 1145, 1223, 1297, 1310-1311, 1330
 Senate Resolution 10, abortion—408
 Senate Resolution 11, abortion—409
 Senate Resolution 103, nuclear, mining, fuel processing and waste—1171-1172, 1201, 1673
 Senate Resolution 104, committee visit U.S. Secretary of Agriculture, fertilizer—1196-1197
 Senate Resolution 108, department of justice investigate fertilizer, fuel industries, pricing—1362, 1390, 1505
 House Concurrent Resolution 117, railroads—818, 841, 978, 1339, 1390
 House Concurrent Resolution 132, U.S. department of Agriculture Service Center each soil conservation district in Iowa—1386, 1417, 1443, 1469-1470, 1494
 House Concurrent Resolution 139, energy requirements—1647, 1933-1935

PRESS, MEMBERS OF—

Assignment of desks in press gallery—13-14

PRIEBE, BERL E.—Senator Fourth District

Bills introduced—J.R. 1003; 1020, 1021, 1022, 1024, 1027, 1033, 1044, 1045, 1071, 1073, 1113, 1117, 1128, 1136, 1138, 1146, 1170, 1179, 1183, 1198, 1215, 1218, 1225, 1230, 1240, 1278, 1336, 1351

Amendments filed—183-184, 195, 215, 234-236, 250-251, 252, 355, 379-381, 409-414, 473-474, 591, 592, 765-766, 1029, 1392, 1444-1445, 1545-1546, 1584-1585, 1587, 1722-1723, 1862, 1926

Amendments offered—87, 113, 376, 612, 614, 985, 1529, 1567, 1882, 2044

Amendments withdrawn—87, 614

Committee appointments—3, 10, 12, 297

Presided at sessions of the Senate—708

Reports—19-20, 181, 222

Resolutions offered—248, 1171, 1196, 1265, 1361, 1362, 1924, 2010-2011, 2075-2076

Subcommittee assignments—208, 211, 212, 213, 284, 285, 340, 341, 481, 603, 604, 841, 978, 1223, 1673

PROOF OF PUBLICATION—

Senate File 1160—408

Senate File 1320—917

Senate File 1356—1146

Senate File 1369—1266

Senate File 1375—1331

House File 1473—1084

RABEDEAUX, W. R.—Senator Thirty-eighth District

Bills introduced—1022, 1024, 1049, 1117, 1128, 1138, 1152, 1156, 1271, 1298, 1322, 1361

Amendments filed—214, 379-381, 382, 422-423, 584-589, 665-666, 760, 1007-1008, 1008, 1444-1445, 1447, 1721, 1725-1727, 1728, 1926

Amendments offered—1014, 1159, 1966

Asked that Walter Johnson, Deputy Commissioner of Labor be permitted to remain in Senate chamber as consultant, Senate File 1370—1397

Call of the Senate—899, 1590

Committee appointments—9, 45, 330, 1295, 1429, 1999

Presided at sessions of the Senate—243, 245, 263, 403, 717, 874, 940, 942, 1596, 1944

Reports—29-30, 78-80, 181, 1240, 1494, 1540-1541, 1542, 1542-1543, 1578-1580, 1707-1708, 2047-2051

Resolutions offered—24, 1145, 1200-1201, 1494-1503

Subcommittee assignments—208, 210, 212, 213, 284, 285, 340, 341, 408, 481, 604, 699, 978, 1673

Escorted to the rostrum the Honorable John J. Thomas, Speaker pro tempore of the Indiana House of Representatives and Mr. James H. Bowhay, Regional Director from the midwestern office of the Council of State Governments—1062

RAMSEY, RICHARD R.—Senator Forty-seventh District

Bills introduced—J.R. 1002; 1045, 1070, 1072, 1073, 1077, 1085, 1089, 1090, 1159, 1170, 1186, 1193, 1201, 1215, 1224, 1230, 1240, 1242, 1313

Amendments filed—252, 306, 398, 445, 543-544, 566, 567-568, 568-569, 533-584, 700, 701, 703, 864, 1029, 1182, 1242, 1613, 1674-1675, 1722-1723

Amendments offered—178, 227, 448-449, 855, 885, 886, 974-975, 1066, 1114, 1167, 1190, 1233, 1253, 1253-1254, 1256, 1353-1354, 1377, 1488, 1745

Amendments withdrawn—228, 240, 243, 856, 888, 1189

Call of the Senate—899, 1403, 1590

Committee appointments—8, 330, 1247, 1424, 1931

Petitions presented—641

Presented Robert Oberbillig, Director of the Polk County Legal Aid Society, who appeared in the well of the Senate to answer questions, Senate File 1264—769

Presided at sessions of the Senate—574, 769

Reports—324, 1468, 1536, 1992

Resolutions offered—338, 916, 1096, 1117, 1171, 1200-1201, 1362, 2010-2011

Subcommittee assignments—108, 207, 208, 209, 210, 211, 212, 213, 284, 285,
340, 341, 408, 603, 604, 699, 841, 1223

REASSIGNMENT OF BILLS—

(See also Assignment of Bills)

Bills reassigned to committees:

Senate File 1192—490

Senate File 1312—1006

Senate File 1349—1084

House File 1188—637

Resolutions reassigned to committees:

House Concurrent Resolution 134—1494

REGENTS, BOARD OF—

Communications from—78, 138

Reports—78, 138

REPORTS—

(See Communications and/or Individual Headings)

RESOLUTIONS—

Index to Senate Joint Resolutions—2114

Index to House Joint Resolutions acted on in Senate—2182

Index to Senate Concurrent Resolutions—2211

Index to Senate Resolutions—2213

Index to House Concurrent Resolutions acted on in the Senate—2213

RILEY, TOM—Senator Thirteenth District

Bills introduced—J.R. 1003; 1005, 1009, 1019, 1039, 1044, 1051, 1052, 1058,
1063, 1064, 1068, 1073, 1074, 1080, 1104, 1117, 1122, 1136, 1138, 1162, 1175,
1181, 1182, 1191, 1195, 1204, 1205, 1215, 1217, 1225, 1230, 1240, 1278, 1317

Amendments filed—142-149, 222, 342, 355, 357, 399, 457, 492, 496, 513, 583,
628, 659, 663-665, 666-667, 692-698, 722, 765, 830, 831-832, 923-929, 969,
969-970, 1007, 1059, 1060, 1121, 1150-1151, 1270, 1271, 1444-1445, 1465-
1466, 1505-1506, 1548, 1549, 1587, 1617, 1617-1618, 1619, 1674-1675, 1676-
1678, 1723-1724, 1862, 1863, 1928, 2076-2077

Amendments offered—129-135, 288, 357, 402, 450, 902, 903, 905, 983, 984, 997,
1013, 1109, 1110, 1135, 1213, 1231, 1554, 1633, 1634, 1823, 1830, 1836-1837,
1876-1877, 1877-1878, 1878-1879, 1879, 1879-1880, 1953, 1964, 1973, 1976,
2001, 2002, 2008, 2036

Amendments withdrawn—1973, 2003

Committee appointments—9, 11, 92, 768

Presided at sessions of the Senate—173, 1067, 1274, 1276

Reports—2-3, 67, 68, 214, 302, 303, 325-326, 326, 378, 456, 512, 583, 787, 788,
789, 893, 1029, 1119-1120, 1267, 1389-1390, 1417-1419, 1420, 1444, 1582,
1584, 1708, 1815, 1858, 1925

Resolutions offered—916, 1117, 1171, 1388-1389, 1540, 1813, 1814, 2010-2011

Subcommittee assignments—207, 208, 209, 210, 211, 212, 213, 340, 341, 408,
481, 603, 1223, 1240, 1242-1243, 1394

ROBINSON, CLOYD E.—Senator Fourteenth District

Bills introduced—1008, 1081, 1045, 1174, 1175, 1195, 1206, 1225, 1230, 1240

Amendments filed—379-381, 663-665, 665-666, 748-751, 1444-1445, 1674-1675,
1708, 1926

Amendments offered—1574, 1799

Amendments withdrawn—1966

Committee appointments—10, 763, 899, 977

Petitions presented—1450

Reports—378, 1295-1296, 1389-1390

Resolutions offered—1171, 1200-1201, 2010-2011
 Subcommittee assignments—107, 108, 109, 210, 212, 284, 285, 408, 481, 604,
 698, 978

RODGERS, NORMAN G.—Senator Twenty-ninth District

Bills introduced—J.R. 1003; 1022, 1038, 1044, 1054, 1071, 1072, 1073, 1081,
 1089, 1122, 1136, 1138, 1157, 1158, 1170, 1215, 1221, 1225, 1230, 1237, 1240,
 1245, 1253, 1278, 1351

Amendments filed—234-236, 250-251, 252, 382, 409-414, 607-609, 630, 693-
 694, 761, 762, 762-763, 894-895, 1370, 1444-1445, 1545-1546, 1546, 1584-
 1585, 2024

Amendments offered—256, 618, 1453, 1569, 1800-1802, 2042

Amendments withdrawn—260

Call of the Senate—877

Committee appointments—11, 674, 990, 2079

Petitions presented—426, 612, 1011, 1087, 1245

Presided at sessions of the Senate—1051

Reports—354, 1118-1119, 1995

Resolutions offered—1171, 1200-1201, 1362, 2010-2011

Subcommittee assignments—107, 207, 208, 209, 211, 212, 213, 214, 284, 285,
 340, 341, 481, 604, 841, 1673

RULES—

Motions to Suspend—

Rules 5, 6, 7, 10, 38, 41 and 42 on the following:

Senate File 1016—869

Lost:

Senate File 1016—869

Rules 5, 7 and 10 on the following:

Senate Concurrent Resolution 106—1154

Prevailed:

Senate Concurrent Resolution 106—1154

Rules 5 and 10, Paragraph 3 on the following:

Senate File 1013—84

Prevailed:

Senate File 1013—84

Rule 13, (Senate Rules Governing Lobbyists) on the following:

Re attorney general of Iowa and other elected state officials
 —1589

Lost:

Re attorney general of Iowa and other elected state officials
 —1589

Rule 25 on the following:

Senate File 1163, S—2781A—1438

Senate File 1265, S—2577—1000

House File 1226, S—2601—1072

Lost:

Senate File 1265, S—2577—1000-1001

House File 1226, S—2601—1072

Withdrawn:

Senate File 1163, S—2781A—1450

Rule 37 on the following:

Senate File 332, S—2055—193

Senate File 617—308

Senate File 1155—554

Senate File 1354—1246

Senate File 1357—1377

Senate File 1362—1406

Prevailed:

Senate File 1354—1246

Senate File 1357—1378

Senate File 1362—1406-1407

Lost:

Senate File 617—308-309

Withdrawn:

Senate File 332, S—2055—218

Sec. 402, Mason's Manual of Legislative Procedure on the following:

Senate File 332, S—2054—188

Senate File 1009, S—2593—1135

Senate File 1055, S—2112—257

House File 771, S—2618—1105

House File 1399, S—2763—1350

Prevailed:

Senate File 332, S—2054—188-189

House File 771, S—2618—1106

Lost:

Senate File 1009, S—2593—1135-1136

Senate File 1055, S—2112—257-258

Withdrawn:

House File 1399, S—2763—1350

Rules Suspended—

Rule 37 on the following:

Senate File 1222, placed on Senate Calendar—546

Motions to Invoke—

Rule 37 on the following:

Senate File 617, refer to Appropriations—308

Referred:

Senate File 617, to Appropriations—309

Rules Invoked—

Rule 4 on the following:

Bills returned to committee from Senate calendar—17-19

Rule 10, Paragraph 1 on the following:

Investigating committee report, Mrs. Sally Frudden—1945-1946

Rule 19 on the following:

Senate File 1284, Call of the Senate—877

Senate File 1264, Call of the Senate—899

Senate File 1279, Call of the Senate—941

Senate File 1362, Call of the Senate—1403

Senate File 1141, Call of the Senate—1590

House File 1028, Call of the Senate—943

Rule 24 on the following:

Senate File 23—288

Senate File 23, on motion to reconsider filed—1153

Senate File 23, Senator Palmer under rule 24—1154

Senate File 126, shall Senate insist on its amendments 1, 2 and 3 to House amendment—599

Senate File 277, S—2669B—1207

Senate File 277, S—2669B, reconsider—1278

Senate File 277, S—2669C—1279

Senate File 277, S—2573—1280

Senate File 321, concur in House amendment—1887

Senate File 321, concur in House amendment, Senator Schaben under rule 24—1887

Senate File 321, Senator Schaben under rule 24—1887

Senate File 327, S—2172B—390

Senate File 327—392

Senate File 327, on motion to reconsider be adopted—598-599

Senate File 327, Senator Milligan under rule 24—598-599

Senate File 332, S—2054, motion to suspend rule, germaneness of amendment—188

Senate File 332, S—2062—192

Senate File 332, S—2055—218

- Senate File 1009, S—2593, on motion to suspend Sec. 402, Mason's Manual of Legislative Procedure—1135
- Senate File 1013, S—2003—86
- Senate File 1016, motion to suspend Senate rules 5, 6, 7, 10, 38, 41 and 42—869
- Senate File 1055, S—2119—263
- Senate File 1055, S—2120—264
- Senate File 1055, Senator Rodgers under rule 24—265-266
- Senate File 1055, S—2215—462
- Senate File 1055, S—2218—463
- Senate File 1059—344
- Senate File 1093, concur in House amendment—2072
- Senate File 1122—1167
- Senate File 1122, Senator Junkins under rule 24—1168
- Senate File 1139, S—2245—552
- Senate File 1139—553
- Senate File 1141, S—2193—428
- Senate File 1141, S—2182—429
- Senate File 1141, S—2199—436
- Senate File 1150, S—2250A—620
- Senate File 1150, on motion to refer bill back to Judiciary—634
- Senate File 1163, S—2359—677
- Senate File 1163, S—2248, Senator Riley under rule 24—677, 678
- Senate File 1163, S—2781A—1437-1438
- Senate File 1200, S—3003—1910-1911
- Senate File 1200, Senator Blouin under rule 24—1911
- Senate File 1222, S—2296—613
- Senate File 1222, S—2310—616
- Senate File 1264, S—2425, Senator Kelly under rule 24—770
- Senate File 1264, S—2394C—772
- Senate File 1264, S—2461—813
- Senate File 1264, S—2460—814
- Senate File 1264, S—2374—817
- Senate File 1284, S—2511C—878
- Senate File 1354, S—2693C as amended—1250
- Senate File 1354, S—2717A—1254
- Senate File 1354, S—2696 as amended—1255
- Senate File 1354, S—2693C as amended—1259
- Senate File 1362, S—2838 as amended—1530
- Senate File 1386, S—2857—1556
- Senate File 1399, S—2982—1881
- Senate File 1399, concur in House amendment as amended—1882
- Senate File 1402, concur in House amendment—2005
- Senate File 1405, S—2949—1745
- Senate File 1405, S—2935—1747
- Senate File 1405, S—2937—1791
- Senate File 1405, S—2957—1795
- Senate File 1405, S—2936—1795-1796
- Senate File 1405, S—2959—1796
- Senate File 1405—1809
- Senate File 1405, concur in House amendment—2043
- Senate rules governing lobbyists, division A, Kinley amendment—71-72
- Carolyn T. Lombard, confirmation of—278
- House File 98, on motion to reconsider filed—1157
- House File 98, Senator Palmer under rule 24—1157
- House File 299, S—2574—1014
- House File 299, S—2576—1017
- House File 299, S—2406 as amended—1019
- House File 299, S—2513—1019-1020

- House File 299, S—2582—1021
 House File 299, S—2582, Senator Blouin under rule 24—1021
 House File 299, S—2574—1021-1022
 House File 299, S—2406 as amended, motion to reconsider—
 1022
 House File 299—1023
 House File 299, on motion to reconsider filed—1158
 House File 659, on motion to reconsider be adopted—598
 House File 671, S—2180—448
 House File 671, S—2207—450
 House File 671—452
 House File 1028, S—2492—902
 House File 1028, S—2492, Senator Milligan under rule 24—902
 House File 1028, S—2559, Senator Milligan under rule 24—940
 House File 1028, Senator Milligan under rule 24—940-941
 House File 1028—940
 House File 1102, S—2899—1631-1632
 House File 1121, S—2295A—643
 House File 1121, S—2326—646
 House File 1121, S—2334—649
 House File 1121, S—2335—650
 House File 1121, motion to concur in House amendment—945
 House File 1360, S—3012—1973-1974
 House File 1360, S—2887—1974
 House File 1422, on motion to refer to Natural Resources—
 1838
 House File 1432, S—2626—1126
 House File 1474, S—2897—1736
 House File 1474, S—2760—1736
 House File 1474, S—2901—1738
 House File 1476—1432
 House File 1491, on motion to recede—1935
 Rule 37 on the following:
 Senate File 332, referred to Ways and Means—218
 House File 1483, read first time, referred to appropriations—
 1596
 Rule 37 (Motions to refer)
 Senate File 569, refer to appropriations—243
 Lost:
 Senate File 569, refer to appropriations—243
 Rule 37—Reassignment of Bills
 Senate File 1192—490
 Senate File 1312—1006
 Senate File 1349—1084

RULES AND ADMINISTRATION, COMMITTEE ON—

(See also Rules, Committee on)

Amendments filed—293

Amendments offered—296

Reports—293

Resolution relating to joint rules, HCR 106—179-180, 203, 285

Subcommittee assignments—285, 340, 1673

RULES, COMMITTEE ON—

(See also Rules and Administration Committee)

Reports—15-16

Submitted names for permanent officers and employees—15-16

Amendments filed—20-22

Amendments offered—20-22

Name changed to Rules and Administration Committee—20-21

Resolution relating to joint rules, HCR 106—179-180, 203, 285

Subcommittee assignments—284

- SCHABEN, JAMES F.—Senator Twenty-seventh District, Minority Floor Leader**
- Bills introduced—J.R. 1003; 1020, 1031, 1038, 1044, 1071, 1073, 1104, 1112, 1128, 1136, 1138, 1152, 1187, 1206, 1215, 1218, 1225, 1230, 1240, 1259, 1278, 1338, 1351
 - Amendments filed—252, 304-305, 305, 370, 409-414, 524-543, 592-593, 722, 1122, 1331-1332, 1370, 1420, 1679
 - Amendments offered—190, 191, 262-263, 263-264, 435-436, 461, 615, 813, 835, 906, 1125, 1126, 1127, 1195, 1404, 1529, 1736
 - Committee appointments—330, 427, 977, 1247
 - Petitions presented—724
 - Resolutions offered—248, 1171, 1196, 1200, 1362, 1461-1463, 1581-1582, 1606-1607, 2010-2011
 - Subcommittee assignments—208, 209, 210, 212, 285, 340, 341, 409, 604, 1673
 - Presented Miss America for 1974, Becky Ann King of Colorado—505
 - Received gift on behalf of the Senate—1740
- SCHOOLS, COMMITTEE ON—**
- Bills introduced—1037, 1107, 1163, 1305, 1406
 - Amendments filed—303, 593-595, 1816
 - Amendments offered—331, 641, 1967
 - Amendments withdrawn—645
 - Reports—109, 293, 604-605, 790, 1331, 1543, 1815-1816, 1816
 - Subcommittee assignments—107, 108, 109, 604, 841
- SCHWENGELS, FORREST V.—Senator Forty-fourth District**
- Bills introduced—J.R. 1003; 1022, 1038, 1044, 1054, 1070, 1071, 1138, 1143, 1176, 1203, 1225, 1230, 1238, 1278
 - Amendments filed—379-381, 409-414, 584-589, 630-631, 665-666, 693-694, 694, 1120-1121, 1150, 1179-1180, 1181, 1182, 1444-1445, 1446, 1725-1727
 - Amendments offered—427, 1186-1188
 - Amendments withdrawn—1189
 - Call of the Senate—943, 1590
 - Committee appointments—3, 10, 330, 899, 1092
 - Petitions presented—152, 343, 487, 971
 - Presided at sessions of the Senate—643, 1112, 1592, 1909
 - Reports—29-30, 194, 1097, 1330, 1424, 1536, 1582, 1649-1670
 - Resolutions offered—24, 916, 1117, 1171, 1200-1201, 1494-1503, 1856, 2010-2011
 - Rulings—1909
 - Subcommittee assignments—106, 107, 108, 109, 207, 208, 209, 210, 211, 212, 213, 214, 284, 285, 340, 341, 408, 409, 481-482, 603, 604, 698, 699, 841, 978, 1223, 1331
- SCHWIEGER, BARTON L.—Senator Seventeenth District**
- Bills introduced—J.R. 1003; 1038, 1044, 1070, 1077, 1093, 1138, 1154, 1209, 1225, 1240
 - Amendments filed—233-234, 379-381, 474, 979-980, 1029, 1120, 1444-1445, 1583, 1583-1584
 - Amendments offered—98, 169, 241, 1827
 - Committee appointments—9
 - Petitions presented—867
 - Presided at sessions of the Senate—1705
 - Reports—2-3, 66-67, 80, 139, 397, 581, 582, 820, 822, 823, 823-825, 1613, 1706
 - Resolutions offered—1171, 1362, 2010-2011
 - Subcommittee assignments—106, 107, 207, 208, 210, 212, 213, 234, 285, 340, 341, 481-482, 698, 699, 978, 1223
- SCOTT, KENNETH D.—Senator Sixth District**
- Bills introduced—J.R. 1003; 1020, 1022, 1038, 1044, 1054, 1070, 1071, 1073, 1085, 1104, 1123, 1136, 1145, 1170, 1215, 1228, 1230, 1245, 1278, 1351

Amendments filed—234-236, 236, 250-251, 252, 409-414, 524-543, 1241-1242, 1394, 1444-1445, 1722-1723
Amendments offered—878-880, 880, 1234
Call of the Senate—377
Committee appointments—3, 10, 364, 990, 1092, 1361
Petitions presented—1101
Presided at sessions of the Senate—912
Reports—194, 1118-1119, 1537-1540, 1649-1670
Resolutions offered—1171, 1200-1201, 1362
Subcommittee assignments—107, 108, 210, 211, 284, 341, 408, 481-482, 1331

SEATS—

Assignment to members—12
Assignment of desks in press gallery—13-14

SECRETARY OF STATE—Melvin D. Synhorst

Certificates of election—2
Communications from—2, 480, 637, 719, 820-821, 1201, 1363, 1463, 1707, 2013, 2097-2101

SECRETARY OF THE SENATE—Ralph R. Brown

Authorized to assign seats to members of the press—13-14
Announcements—25
Acknowledgments, Rules of Civil Procedure—207
Communications from—204-206
Resolutions relating to:
 Senate Concurrent Resolution 101—24, 25, 68, 284, 293, 316, 359, 501-503
 Senate Resolution 101—77, 84
 Senate Resolution 109—1461, 1468
 House Concurrent Resolution 130—1412-1413, 1460, 1858, 1970-1971
 House Concurrent Resolution 162—2013-2021, 2057-2062, 2073-2074
Communications received—25-29, 55-66, 106, 137-138, 204-206, 292, 302, 355, 471, 480, 637, 688-689, 719, 820, 1201, 1363, 1363-1364, 1463, 1582-1583, 1707, 2078-2079, 2097-2101
Closing and reconvening of sessions, SCR 129—1462-1463, 1468-1469

SHAFF, ROGER J.—Senator Thirty-ninth District, President Pro Tempore

Elected President pro tempore—13
Took oath of office—13
Bills introduced—1050, 1082, 1092, 1115, 1156, 1240
Amendments filed—251, 252, 315-316, 370, 379-381, 383-388, 398, 409, 473, 475, 498-499, 512, 513, 514, 515-523, 552, 566, 638, 665-666, 721, 721-722, 765, 796, 859-861, 935, 1060, 1420-1422, 1543-1544, 1722-1723, 1817, 1863-1870
Amendments offered—191, 336, 344, 508, 509, 550-551, 552, 672, 673, 675, 851, 871, 938, 1075, 1110, 1155
Amendments withdrawn—600, 620, 1155
Call of the Senate—941
Committee appointments—297, 511, 2079
Petitions presented—640, 695
Presided at sessions of the Senate—13, 97, 161, 189, 196, 272, 394, 402, 462, 463, 477, 632, 696, 853, 971, 1017, 1069, 1106, 1111, 1185, 1205, 1226, 1236, 1306, 1310, 1319, 1342, 1348, 1354, 1396, 1400, 1432, 1449, 1468, 1479, 1487, 1531, 1565, 1824, 1899, 1933, 1951
Remarks—13
Reports—19, 369, 409, 483-484, 656, 656-657, 657-658, 842-845, 892, 1059, 1174, 1859, 1989, 2079
Resolutions offered—1924
Rulings—200, 403, 476, 854, 975, 1073, 1188, 1200-1201, 1316, 1327, 1350
Subcommittee assignments—107, 108, 408, 604, 841
Welcomed the Honorable Francis L. Messerly, former member of the Senate and House of Representatives—460

Welcomed Bruce Hopkins, American Field Service student from Auckland, New Zealand, now residing in the home of Representative Emil Husak—971

Welcomed the Honorable Ernest Kosek, former member of the Senate and House of Representatives—1226

Welcomed the Honorable William J. Reichardt, former member of the Senate—1301

Invited Senator Miller of Marshall to escort Gordon A. Miller, State Commander of the Iowa Department of the American Legion to the rostrum—1449

Received gift on behalf of the Senate—1740

SHAW, ELIZABETH—Senator Fortieth District

Bills introduced—1003, 1032, 1040, 1071, 1093, 1105, 1178, 1183, 1206, 1225, 1317, 1391

Amendments filed—214, 223, 379-381, 399, 423, 445, 566, 628, 665-666, 753, 760-761, 761, 796, 796-797, 800, 918-923, 930, 1059, 1060-1061, 1270, 1299, 1332-1333, 1335-1336, 1420, 1543, 1546-1547, 1585-1586, 1721-1722, 1870, 1928-1929, 1929

Amendments offered—242, 451, 479, 679, 680, 681, 769, 815, 989, 1078, 1189, 1345-1346, 1354, 1425, 1746, 1747-1791, 1805, 2002, 2032, 2036, 2037

Amendments withdrawn—110, 836, 2031

Asked that George Wallace, Professor of Law, University of Iowa, be permitted to remain in the Senate chamber as consultant, Senate File 1264—769

Call of the Senate—899, 943

Committee appointments—9, 10, 162, 600, 768, 1115, 1361, 1648

Petitions presented—196, 897

Presided at sessions of the Senate—937, 938

Reports—194, 369, 742-743, 1389, 1389-1390, 1537-1540, 1812, 1816, 1936, 1995

Resolutions offered—1200-1201

Subcommittee assignments—106, 107, 108, 207, 208, 209, 210, 211, 212, 213, 284, 285, 340, 341, 408, 482, 603, 604, 698, 699, 841, 1223, 1420-1422

Paid tribute to Senator Riley, retiring—1988

SIXTY-FIFTH GENERAL ASSEMBLY—

(See General Assembly)

SPECIAL COMMITTEES—

(See Committees, Special)

SPECIAL ORDER—

Senate File 332—186, 218

Senate File 569—227, 237

Senate File 617—308

Senate File 1150—389, 488, 503, 546, 619, 633

Senate File 1279 (Motion to special order)—941

Senate File 1279 (Motion to special order restated)—942

Senate File 1279 (Motion to special order—lost)—942

Senate File 1299—1283, House File 1399 substituted—1341, 1348

Senate File 1315—892, 1034

Senate File 1354—1124, 1245, 1252

Senate File 1357—1283, 1348, 1371

House File 659—176

House File 1200—1124, 1302

Changes—

Senate File 332—93-94

Senate File 617—226-227

STANDING COMMITTEES—

Appointed (Energy)—297

Appointments to—11, 297

STATE APPEAL BOARD—Maurice E. Baringer, Chairman

Communications from, stating claims filed—55, 688-689

Claims—55-62, 688-689

Resolution relating to, HCR 134—1413-1415, 1460, 1494, 1542, 1558, 1673.

STATE GOVERNMENT, COMMITTEE ON—

Bills introduced—1062, 1141, 1264, 1269, 1287, 1299, 1354

Amendments filed—81, 326, 656, 744, 745-746, 790-793, 1147-1149, 1297-1298

Amendments offered—115-124, 447, 1014, 1131-1133, 1220, 1324

Reports—80, 81, 174, 326, 656, 744, 745-746, 790-793, 831, 858, 1058, 1058-1059, 1120, 1147, 1297-1298, 1420, 1505, 1816, 1858, 1858-1859, 2076

Subcommittee assignments—106, 107, 108, 109, 210, 212, 213, 214, 284, 285, 340, 341, 408, 481-482, 603, 604, 698, 699, 978, 1223, 1331, 1464.

STATE OF THE STATE MESSAGE—

Resolution relating to, HCR 101—14-15

Delivered by Governor Robert D. Ray—45-53

STEERING COMMITTEE—

Motion to appoint, prevailed—976

Appointed—976-977

(Committee filed its only report—3-27-74)

STUDY COMMITTEES—

(See also Legislative Council)

Civil Rights Commission and Minority Groups (SCR 58, HCR 73)—34

Energy Crisis (HCR 48, SCR 58, HCR 46, HCR 74)—32

Higher Education (HCR 60, SCR 55)—30

Iowa Crime Commission—34

Land Use Policies (HCR 66)—30

Local Funding and Budgeting (HCR 29, SCR 50, HCR 68, SCR 56, SJR 5)
—31

Mental Health and Juvenile Institutions (SCR 33, HCR 37, HR 12)—33

Pari-Mutuel Racing—33

Penal and Correctional Systems (SCR 26, HCR 26, HCR 35)—31

Pension and Retirement Programs (SCR 38)—32

Reduction of Highway Fatalities (SCR 47)—32

Regulation of Consumer Credit Charges (SCR 30, HCR 32)—31

Uniform Commercial Code (HCR 72)—32-33, 1037-1044

Standing committees' Subcommittees to conduct studies:**Appropriations (Agricultural Promotion Subcommittee)—34****Commerce (Cable Television Subcommittee)—34-35****Commerce (No-Fault Insurance Subcommittee)—35****House Human and Industrial Relations (Collective Bargaining Subcommittee)—35****Human Resources (Problems of the Elderly and Handicapped Subcommittee)—35****Human Resources and State Government (Uniform Alcoholism and Intoxication Treatment Act Subcommittee)—35****Senate Judiciary and House Judiciary and Law Enforcement (Criminal Code Revision Subcommittee)—35-36****Senate Judiciary and House Judiciary and Law Enforcement (Criminal Justice Subcommittee)—36****Senate Judiciary and House Judiciary and Law Enforcement (Iowa's Motor Vehicle Laws Subcommittee)—36****Senate Schools and House Education (Intermediate Educational Unit Subcommittee)—36****Senate State Government (Special Liquor Distributorships Subcommittee)—36****State Government (Uniform State Administrative Procedures Act Subcommittee)—36-37**

- Senate State Government and House Transportation (Department of Transportation Subcommittee)—37
 Senate State Government and House Transportation (Federal Highway Safety Standards Subcommittee)—37
 Senate State Government and House Transportation (Functional Classification of Highways Subcommittee)—37
 Ways and Means (Tax Study Committee)—37

SUBCOMMITTEE ASSIGNMENTS—

Assignments—106-109, 207-214, 284-285, 340-341, 408-409, 481-482, 603-604, 698-699, 841, 978, 1098, 1223, 1331, 1464, 1673

SUPREME COURT OF IOWA—

(See Chief Justice of Supreme Court, The Honorable C. Edwin Moore)

TAYLOR, RAY—Senator Fifth District

Bills introduced—J.R. 1003; 1020, 1035, 1038, 1045, 1066, 1071, 1073, 1085, 1089, 1135, 1156, 1170, 1207, 1230, 1240, 1245, 1278
 Amendments filed—215-216, 219, 233, 252, 379-381, 409-414, 485-486, 492, 496, 584-589, 591, 609-610, 807-808, 825, 864, 934, 1179-1180, 1181, 1182, 1339, 1447, 1505, 1615, 1722-1723
 Amendments offered—240, 620, 621, 675, 853, 870, 1018, 1192, 1234-1235, 1637, 1637-1638, 1821, 1825-1826, 1826
 Amendments withdrawn—240, 621, 1192, 1234
 Asked that Richard Howe, Executive Secretary of the Iowa Reciprocity Board be permitted to remain in Senate chamber as consultant, House File 1091—1321
 Call of the Senate—899, 941, 943
 Committee appointments—3, 10, 77, 162, 899, 1295
 Petitions presented—812, 1153
 Presided at sessions of the Senate—357, 1793, 1881, 1884
 Reports—302, 378, 1295-1296, 1494
 Resolutions offered—1200-1201, 1387-1388, 1607-1608, 2010-2011
Rulings—1793, 1884
 Subcommittee assignments—107, 108, 109, 211, 212, 213, 284, 340, 341, 481, 603, 604, 698, 841, 978, 1223, 1673

TIEDEN, DALE L.—Senator Ninth District

Bills introduced—J.R. 1003; 1003, 1022, 1024, 1038, 1056, 1070, 1071, 1073, 1077, 1089, 1096, 1097, 1098, 1099, 1104, 1136, 1138, 1152, 1153, 1156, 1210, 1215, 1230, 1232, 1240, 1278
 Amendments filed—214, 215, 252, 253, 379-381, 409-414, 423-424, 424, 515-523, 543-544, 569, 584-589, 591, 628-629, 665-666, 703, 752-753, 893, 895, 970, 1099, 1179-1180, 1181, 1269-1270, 1543-1544, 1545-1546, 1615-1617, 1862, 1926, 1926-1927, 1927, 1927-1928
 Amendments offered—280, 427, 437, 716, 851, 991, 1596-1597, 1881, 1993
 Amendments withdrawn—261, 716, 1111, 1231, 1993, 1994
 Call of the Senate—899, 1590
 Committee appointments—11, 407, 600, 899, 1531, 1931
 Petitions presented—175, 1038, 1101
 Presided at sessions of the Senate—1127
 Reports—291-292, 320, 353, 354, 379, 415-416, 429, 570-571, 604, 699, 708, 720, 725, 742-743, 841-842, 857, 858, 867, 1006, 1012, 1063, 1101, 1134, 1145, 1183, 1229, 1230, 1305, 1340, 1341, 1380, 1390, 1395-1396, 1443, 1453, 1514, **1559, 1609, 1671-1672, 1706, 1734, 1735, 1857, 1888, 1931, 1932, 1992, 2077, 2078**
 Resolutions offered—1200-1201, 1862, 2010-2011, 2075-2076
 Subcommittee assignments—108, 284, 340, 341, 1331

VAN GILST, BASS—Senator Forty-sixth District

Bills introduced—J.R. 1003; 1022, 1038, 1071, 1072, 1089, 1104, 1128, 1136, 1138, 1202, 1215, 1230, 1240, 1245, 1278, 1351

Amendments filed—409-414, 543-544, 693-694, 893-894, 895, 1333, 1392, 1393,
1543-1544, 1584-1585, 1722-1723
Amendments offered—87, 89, 189-190, 1562
Amendments withdrawn—2071
Committee appointments—9, 330, 899, 1247, 1361, 1468, 1883, 2079
Presided at sessions of the Senate—991
Reports—302, 1330, 1537-1540, 1706, 1945
Resolutions offered—916, 1117, 1171, 1265, 1362, 1387-1388, 2009, 2010-2011,
2011-2012
Rulings—996
Subcommittee assignments—207, 208, 209, 210, 211, 212, 213, 214, 284, 340,
341, 481, 604, 841, 978, 1223
Escorted Senator Schaben to rostrum for presentation of gift—1740
Represented Senate at the funeral of Representative R. G. "Hap" Miller
—1922

WAYS AND MEANS, COMMITTEE ON—

Appointments to—11
Bills introduced—1055, 1059, 1139, 1155, 1196, 1197, 1211, 1213, 1233, 1243,
1246, 1250, 1251, 1267, 1272, 1306, 1308, 1318, 1339, 1342
Amendments filed—424, 657, 658, 842-845, 1859
Amendments offered—848, 850, 901, 1998
Reports—369, 409, 483-484, 656, 656-657, 657-658, 842-845, 1059, 1174, 1674,
1859, 1989
Subcommittee assignments—207, 208, 209, 210, 211, 212, 213, 214, 284, 340,
341, 408, 409, 481, 603, 604, 841, 978, 1223, 1331

WILLITS, EARL M.—Senator Thirty-first District

Bills introduced—1020, 1038, 1054, 1071, 1073, 1089, 1104, 1111, 1136, 1138,
1171, 1172, 1198, 1200, 1214, 1215, 1225, 1240, 1262, 1278, 1351
Amendments filed—68, 151, 214, 215, 223, 225, 234, 250-251, 252, 254, 306, 355,
473, 524-543, 565, 589-590, 605-606, 639, 668, 751, 795, 830, 858, 864, 932,
933, 1029, 1030, 1031, 1031-1032, 1060, 1334-1335, 1337, 1338-1339, 1368-
1369, 1444, 1584-1585, 1674-1675, 2025
Amendments offered—21, 87, 219, 239, 391, 433-434, 440, 576, 646, 876, 890,
940, 1020, 1035, 1036, 1051, 1064, 1230, 1249, 1343, 1344-1345, 1347, 1348,
1353, 1372, 1373, 1374-1375, 1427, 1428, 1431, 1483, 1594-1595, 1700, 1885,
2030
Amendments withdrawn—438, 577, 686, 877, 890, 1036, 1345
Asked that Professor Richard F. Dole, Jr., University of Iowa College of
Law be permitted to remain in Senate chamber as consultant, Senate
File 1315—1034
Call of the Senate—877
Committee appointments—10, 1402, 1648
Presided at sessions of the Senate—900, 1022, 1049, 1136, 1193, 1835
Reports—194, 1812, 1936
Resolutions offered—1171, 1200-1201, 1265, 1540, 2010-2011
Rulings—906, 907, 908
Subcommittee assignments—207, 208, 209, 210, 211, 212, 213, 340, 341, 408,
603, 604, 699, 841, 1223

WINKELMAN, WILLIAM P.—Senator Twenty-fourth District

Bills introduced—1022, 1038, 1044, 1065, 1071, 1073, 1077, 1081, 1089, 1112,
1123, 1138, 1170, 1230, 1240, 1257, 1258
Amendments filed—234, 234-236, 379-381, 409-414, 700, 701, 806, 825, 1085,
1179-1180, 1181, 1182, 1241, 1394, 1444-1445, 1544, 1721, 1816
Amendments offered—245, 875, 1258, 1259, 1352, 1552, 1933, 1954, 1976
Amendments withdrawn—1259, 1475
Committee appointments—3, 10, 330, 1883
Petitions presented—69, 1100
Presided at sessions of the Senate—849
Reports—397, 1945

Resolutions offered—1171, 2010-2011

Subcommittee assignments—106, 107, 108, 212, 284, 341, 481, 604, 698, 1223,
1331

Represented Senate at the funeral of Representative R. G. "Hap" Miller
—1922